

1 STATE OF OKLAHOMA

2 2nd Session of the 59th Legislature (2024)

3 COMMITTEE SUBSTITUTE  
4 FOR

5 SENATE BILL NO. 283

6 By: Bergstrom

7 COMMITTEE SUBSTITUTE

8 An Act relating to cosmetology and barbering;  
9 amending 59 O.S. 2021, Section 199.1, which relates  
10 to definitions; defining term; providing exception;  
11 updating statutory language; and providing an  
12 effective date.

13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. AMENDATORY 59 O.S. 2021, Section 199.1, is  
15 amended to read as follows:

16 Section 199.1. As used in the Oklahoma Cosmetology and  
17 Barbering Act:

18 1. "Apprentice" means a person who is engaged in learning the  
19 practice of cosmetology or barbering in a cosmetology or barbering  
20 establishment;

21 2. "Barber" or "barber stylist" means any person who engages in  
22 the practice of barbering;

23 3. "Barbering" means ~~any one or any combination of the~~  
24 following practices, when done upon the upper part of the human body  
for cosmetic purposes and when done for payment either directly or

1 indirectly for the general public, ~~constitutes~~ constitute the  
2 practice of barbering, to wit: Shaving or trimming the beard or  
3 cutting the hair; giving facial or scalp massages or treatment with  
4 oils, creams, lotions or other preparations, either by hand or  
5 mechanical appliances; singeing, shampooing or applying lighteners  
6 or color to the hair or applying hair tonics; applying cosmetic  
7 preparations, antiseptics, powders, oils, clays or lotions to scalp,  
8 face, neck or upper part of the body; and removing superfluous hair  
9 from the face, neck or upper part of the body;

10 4. "Barber establishment" means an establishment or place of  
11 business where one or more persons are engaged in the practice of  
12 barbering, but shall not include barber schools or colleges;

13 5. "Barber school" or "barber college" means an establishment  
14 operated for the purpose of teaching barbering;

15 6. "Blow-dry styling" means the practice of shampooing,  
16 conditioning, drying, arranging, curling, straightening, or styling  
17 hair using mechanical devices, hairsprays, and topical agents  
18 including, but not limited to, balms, oils, and serums. Blow-dry  
19 styling shall include the use and styling of hair extensions, hair  
20 pieces, and wigs. Blow-dry styling shall not include cutting hair  
21 or the application of dyes, bleach, reactive chemicals, keratin  
22 treatments, or other preparations for the coloring and altering of  
23 hair structure. Individuals solely practicing blow-dry styling as

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1 defined in this paragraph shall not be required to hold a license or  
2 certification under the Oklahoma Cosmetology and Barbering Act;

3 7. "Board" means the State Board of Cosmetology and Barbering;

4 ~~7.~~ 8. "Cosmetic studio" means any place or premises where  
5 demonstrators give demonstrations, without compensation, for the  
6 purpose only of advertising and selling cosmetics;

7 ~~8.~~ 9. "Cosmetician" means a person licensed by the Board to  
8 perform patron services limited to ~~hair arranging and the~~  
9 application of makeup, ~~including, but not limited to, using~~  
10 ~~hairstyling tools and products.~~ Services must be performed in a  
11 licensed establishment;

12 ~~9.~~ 10. "Cosmetology" means any one or combination of practices  
13 generally and usually performed by and known as the occupation of  
14 beauticians, beauty culturists, beauty operators, cosmeticians,  
15 cosmetologists, or hairdressers or of any other person holding  
16 himself or herself out as practicing cosmetology by whatever  
17 designation and within the meaning of the Oklahoma Cosmetology and  
18 Barbering Act and in or upon whatever place or premises.

19 Cosmetology shall include, but not be limited to, any one or  
20 combination of the following practices: bleaching, cleansing,  
21 curling, cutting, coloring, dressing, removing, singeing, styling,  
22 waving, or similar work upon the hair of any person by any means,  
23 whether with hands or mechanical or electrical apparatus or  
24 appliances. Nothing in the Oklahoma Cosmetology and Barbering Act

1 shall be construed to prohibit the use of hands or mechanical or  
2 electrical apparatus or appliances for the nonpermanent removal of  
3 hair from the human body without puncturing of the skin or the use  
4 of cosmetic preparations, antiseptics, tonics, lotions, or creams,  
5 or massaging, cleansing, stimulating, exercising, beautifying, or  
6 similarly working the scalp, face, neck, arms, or the manicuring of  
7 the nails of any person, exclusive of such of the foregoing  
8 practices as are within the scope of practice of the healing arts as  
9 provided by law;

10 ~~10.~~ 11. "Cosmetology establishment" means an establishment or  
11 place of business where one or more persons are engaged in the  
12 practices of cosmetology but shall not include cosmetology schools  
13 or colleges;

14 ~~11.~~ 12. "Cosmetology or barber school/college" means any place  
15 or premises where instruction in any or all the practices of  
16 cosmetology or barbering is given. Any person, firm, institution or  
17 corporation, who holds himself, herself or itself out as a school to  
18 teach and train, or any person, firm, institution or corporation who  
19 shall teach and train any other person or persons in any of the  
20 practices of cosmetology or barbering is hereby declared to be  
21 engaged in operating a cosmetology and/or barber school, and shall  
22 be subject to the provisions of the Oklahoma Cosmetology and  
23 Barbering Act. Licensed cosmetology and/or barber schools may offer  
24 education to secondary and postsecondary students in this state;

1       ~~12.~~ 13. "Demonstrator" means a person who is not licensed in  
2 this state as an operator or instructor and who demonstrates any  
3 cosmetic preparation. The person shall be required to obtain a  
4 Demonstrator license and pass a state written exam relating to  
5 general safety and sanitation from the Board before making any such  
6 demonstrations;

7       ~~13.~~ 14. "Facial/Esthetics instructor" means a person licensed  
8 by the Board as a qualified teacher of the art and science of facial  
9 and esthetics theory and practice;

10       ~~14.~~ 15. "Facialist/Esthetician" means any person who gives  
11 facials for compensation;

12       ~~15.~~ 16. "Hairbraiding technician" means a person certified by  
13 the Board to perform hairbraiding, hairweaving techniques, and hair  
14 extensions in a licensed cosmetology establishment;

15       ~~16.~~ 17. "Hybrid learning" means courses that combine face-to-  
16 face classroom instruction with ~~on-line~~ online, computer-based  
17 learning;

18       ~~17.~~ 18. "Manicurist/Nail technician" means a person who gives  
19 manicures, gives pedicures, or applies artificial nails;

20       ~~18.~~ 19. "Manicurist/Nail technician instructor" means a person  
21 licensed by the Board as a qualified teacher of the art and science  
22 of nail technology theory and practice;

23       ~~19.~~ 20. "Master barber instructor" means a person who gives  
24 instruction in barbering or any practices thereof;

1       ~~20.~~ 21. "Master cosmetology instructor" means a person who  
2 gives instruction in cosmetology or any practices thereof;

3       ~~21.~~ 22. "Postsecondary institution" means a school licensed to  
4 teach students according to prescribed curriculum as in paragraph 1  
5 of subsection G of Section 199.7 of this title and in Board rule  
6 175:10-3-34(a);

7       ~~22.~~ 23. "Public school" means any state-supported institution  
8 conducting a cosmetology program;

9       ~~23.~~ 24. "Secondary institution" means a school licensed to  
10 teach students eligible for credit of five hundred (500) hours of  
11 related subjects as prescribed in paragraph 2 of subsection G of  
12 Section 199.7 of this title and in Board rule 175:10-3-34(b); and

13       ~~24.~~ 25. "Student" means a person who is enrolled in and  
14 attending a cosmetology or barbering school for the purpose of  
15 learning the practice of cosmetology or barbering.

16       SECTION 2. This act shall become effective November 1, 2024.

18       59-2-3495           MR           2/23/2024 9:46:54 AM

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