

SENATE BILL 491

By Campfield

AN ACT to amend Tennessee Code Annotated, Title 62,  
Chapter 4, Part 1, relative to manicurists.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 62-4-102, is amended by deleting subdivision (12) and substituting the following:

(12) "Manicure shop" means any place of business where any person performs or offers to perform only manicuring services for a fee or other form of compensation.

"Manicure shop" also includes a business model whereby any person performs or offers to perform only manicuring services for a fee or other form of compensation in a stationary motor vehicle or at locations agreed upon by the manicurist and the manicurist's customers;

SECTION 2. Tennessee Code Annotated, Section 62-4-113, is amended by adding the following as a new subsection (c):

(c) For purposes of this section, in the case of a manicurist who performs manicuring services in a stationary motor vehicle or at locations agreed upon by the manicurist and the manicurist's customers, the manicurist's work station is all of the area within a ten foot (10') radius of the of the physical location where manicuring services are being provided.

SECTION 3. Tennessee Code Annotated, Section 62-4-118(c), is amended by deleting subdivision (1) and substituting the following:

(1) The location of the shop or, in the case of a manicurist who performs manicuring services only in a stationary motor vehicle or locations agreed upon by the manicurist and the manicurist's customers, a physical address where the manicurist and

the equipment that the manicurist uses to provide manicuring services, including any motor vehicle in which the manicurist provides manicuring services, can be inspected upon forty-eight (48) hours advance notice;

SECTION 4. Tennessee Code Annotated, Section 62-4-125(b), is amended by adding the following as a new subdivision (3):

(3) This subsection (b) shall not apply to a manicurist who performs manicuring services only in a stationary motor vehicle or locations agreed upon by the manicurist and the manicurist's customers.

SECTION 5. Tennessee Code Annotated, Section 62-4-125(d)(2), is amended by deleting the word "manicurist".

SECTION 6. Tennessee Code Annotated, Section 62-4-126, is amended by adding the following at the end of the existing language in the section:

This section shall not apply to a manicurist who performs manicuring services only in a stationary motor vehicle or at a location agreed upon by the manicurist and the manicurist's customers.

SECTION 7. Tennessee Code Annotated, Section 62-4-127, is amended by deleting subsection (a) and substituting the following:

(a) The board or its authorized representatives may, at reasonable hours, inspect any place of business operated by any person licensed under this chapter; provided, however, that, in the case of a manicurist who performs manicuring services only in a stationary motor vehicle or locations agreed upon by the manicurist and the manicurist's customers, the board or its authorized representatives shall provide at least forty-eight (48) hours advance notice prior to making any inspection pursuant to this section.

SECTION 8. This act shall take effect upon becoming a law, the public welfare requiring it.