

SENATE BILL 2712

By Bowling

AN ACT to amend Tennessee Code Annotated, Title 62,
Chapter 3 and Title 62, Chapter 4, relative to
professions.

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

SECTION 1. Tennessee Code Annotated, Section 62-3-108, is amended by adding the following as a new subdivision:

(6) Any person whose occupation or practice is confined solely to natural hair styling or hair wrapping, as those terms are defined in § 62-4-102;

SECTION 2. Tennessee Code Annotated, Section 62-4-102(a)(3), is amended by deleting subdivision (J).

SECTION 3. Tennessee Code Annotated, Section 62-4-102(a), is amended in subdivisions (8) and (9) by deleting the language "aesthetician's or natural hair stylist's" and substituting instead the language "or aesthetician's".

SECTION 4. Tennessee Code Annotated, Section 62-4-102(a), is amended by deleting subdivision (17) and substituting instead the following:

(17) "Natural hair styling":

(A) Means twisting, wrapping, weaving, extending, locking, or natural hair braiding by hand or with mechanical devices and includes:

(i) The use of natural or synthetic hair extensions, natural or synthetic hair and fibers, decorative beads, or other hair accessories;

(ii) Minor trimming of natural hair or hair extensions incidental to twisting, wrapping, weaving, extending, locking, or braiding hair;

(iii) The making of wigs from natural hair, natural fibers, synthetic fibers, or hair extensions; and

(iv) The use of topical agents, such as conditioners, gels, moisturizers, oils, pomades, or shampoos in conjunction with performing the services described in subdivisions (a)(17)(A)(i)-(iii); and

(B) Does not include:

(i) The application of dyes, reactive chemicals, or other preparations to alter the color of the hair or to straighten, curl, or alter the structure of the hair; or

(ii) The use of chemical hair joining agents, such as synthetic tape, keratin bonds, or fusion bonds;

SECTION 5. Tennessee Code Annotated, Section 62-4-102(a), is amended by deleting subdivisions (18) and (19).

SECTION 6. Tennessee Code Annotated, Section 62-4-102(a), is amended by inserting the following as a new subdivision:

() "Mechanical devices" means clips, combs, crochet hooks, curlers, curling irons, hairpins, rollers, scissors, blunt-tipped needles, thread, or hair binders;

SECTION 7. Tennessee Code Annotated, Section 62-4-108, is amended by deleting the section and substituting instead the following:

Except as otherwise provided in this chapter, no person shall practice, teach or attempt to practice or teach, cosmetology, manicuring, or aesthetics in this state without a valid license issued by the board under this chapter.

SECTION 8. Tennessee Code Annotated, Section 62-4-109(a), is amended by deleting subdivision (6) and substituting instead the following:

(6) Any person who engages in hair wrapping; if:

(A) The person posts a notice at the place of business indicating the person is not licensed by the state board of cosmetology and barber examiners; and

(B) The person uses disposable instruments or implements that are sanitized in a disinfectant approved for hospital use or approved by the environmental protection agency.

SECTION 9. Tennessee Code Annotated, Section 62-4-109(a), is amended by adding the following as a new subdivision:

(8) Any person whose occupation or practice is confined solely to natural hair styling or hair wrapping;

SECTION 10. Tennessee Code Annotated, Section 62-4-110(c)(2)(B), is amended by deleting the language "aestheticians or natural hair stylists" and substituting instead the language "or aestheticians".

SECTION 11. Tennessee Code Annotated, Section 62-4-110(c)(2)(D), is amended by deleting the language "manicurist, or natural hair stylist" and substituting instead the language "or manicurist".

SECTION 12. Tennessee Code Annotated, Section 62-4-110(f), is amended by deleting the subsection.

SECTION 13. Tennessee Code Annotated, Section 62-4-113, is amended by deleting the language "natural hair stylist" wherever it appears.

SECTION 14. Tennessee Code Annotated, Section 62-4-114, is amended in subsections (a)-(c) by deleting the language "aesthetics or natural hair styling" wherever it appears and substituting instead the language "or aesthetics".

SECTION 15. Tennessee Code Annotated, Section 62-4-114(d), is amended by deleting the language "aesthetician's or natural hair stylist's" and substituting instead the language "or aesthetician's".

SECTION 16. Tennessee Code Annotated, Section 62-4-115(2), is amended by deleting the language "natural hair stylist".

SECTION 17. Tennessee Code Annotated, Section 62-4-117(a), is amended by deleting the language "natural hair stylist".

SECTION 18. Tennessee Code Annotated, Section 62-4-118(m), is amended by deleting the subsection and substituting instead the following:

The board may promulgate rules to allow for a shop in which services are performed or offered to be performed in more than one (1) field of cosmetology, including aesthetics, manicuring, or in both cosmetology or a field of cosmetology and barbering, to operate as a dual shop. The rules may allow a dual shop to pay a single licensure or renewal fee and to undergo a single inspection.

SECTION 19. Tennessee Code Annotated, Section 62-4-120(j), is amended by deleting the subsection and substituting instead the following:

In addition to the schools currently operated pursuant to this section, the board shall establish rules for separate schools that specialize solely in manicuring and the practice of aesthetics. However, these specialized schools are still subject to this section.

SECTION 20. Tennessee Code Annotated, Section 62-4-122, is amended by deleting subsection (i).

SECTION 21. Tennessee Code Annotated, Section 62-4-125(d)(2), is amended by deleting the language:

For any person, firm or corporation that holds a cosmetology, manicurist or aesthetician license to practice cosmetology outside a shop or school, or for any person, firm or corporation that holds a natural hair styling license to practice natural hair styling outside a shop or school, except:

and substituting instead the following:

For any person, firm, or corporation that holds a cosmetology, manicurist, or aesthetician license to practice cosmetology outside a shop or school, except:

SECTION 22. Tennessee Code Annotated, Section 62-4-134, is amended by deleting the section.

SECTION 23. This act shall take effect upon becoming a law, the public welfare requiring it.