

MAINE STATE LEGISLATURE

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(AFTER DEADLINE)
SECOND REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 2408

H.P. 1759 House of Representatives, March 2, 1988

Approved for introduction by a majority of the
Legislative Council pursuant to Joint Rule 27.

Reference to the Committee on Business Legislation
suggested and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative PARADIS of Frenchville.

Cosponsored by Representatives MAHANY of Easton, ALLEN of
Washington, and KILKELLY of Wiscasset.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-EIGHT

1 **AN ACT to Amend the Cosmetology Laws.**
2

3 Be it enacted by the People of the State of Maine as
4 follows:

5 Sec. 1. 32 MRSA §1551, sub-§4, ¶A, as amended
6 by PL 1987, c. 395, Pt. A, §144, is further amended to
7 read:

8 A. Applying the hands or mechanical or electrical

1 apparatus with or without cosmetic preparations,
2 tonics, lotions, creams, antiseptics or clays to
3 massage, cleanse, stimulate, manipulate, exercise
4 or otherwise to improve or to beautify the scalp,
5 face, neck, shoulders, arms, hands, legs or feet
6 or to manicure the fingernails or toenails of any
7 person;

8 Sec. 2. 32 MRSA §1551, sub-§7 is enacted to
9 read:

10 7. Aesthetician or aesthetics operator.
11 "Aesthetician" or "aesthetics operator" means any
12 person who, for compensation, engages in any one or a
13 combination of the following practices, aesthetics or
14 cosmetic skin care:

15 A. Applying the hands or mechanical or electrical
16 apparatus with or without cosmetic preparations,
17 tonics, lotions, creams, antiseptics or clays to
18 massage, cleanse, stimulate, wax, tone, exercise
19 or otherwise improve or beautify the body of any
20 person;

21 B. Trimming eyebrows; or

22 C. Dyeing eyelashes or eyebrows.

23 The practice of aesthetics under this subsection does
24 not include the diagnosis, treatment or therapy of any
25 dermatological condition.

26 Sec. 3. 32 MRSA §1652-A is enacted to read:

27 §1652-A. Qualifications for aestheticians

28 Any person shall be eligible to obtain a license
29 under this chapter for the practice of aesthetics who:

30 1. Age. Is at least 17 years of age;

31 2. Education. Has completed the 10th grade in a
32 secondary school or its equivalent;

33 3. Training. Has satisfactorily completed a

1 course of instruction of at least 750 hours in not
2 less than 5 months, in a school of cosmetology
3 licensed by the Commissioner of Educational and
4 Cultural Services, within the last 3 years from the
5 date of applying to be examined; and

6 4. Examination. Has satisfactorily passed an
7 examination conducted by the board to determine
8 fitness to receive a license to practice.

9 Each applicant for examination shall file an
10 application with the secretary of the board as
11 provided in section 1652.

12 Sec. 4. 32 MRSA §1654, 2nd paragraph, as
13 amended by PL 1987, c. 395, Pt. A, §161, is further
14 amended to read:

15 The board may allow an applicant to take the
16 examination who presents proof of training or
17 experience, of an amount at least equal to that
18 required under section 1652, subsection 3, or section
19 1652-A, subsection 3, in another state, other
20 jurisdiction of the United States or another country
21 which maintains professional standards deemed by the
22 board to be equivalent to those set forth in this
23 chapter, provided that no cause exists for denial of a
24 license under section 1657-A. Such an applicant shall
25 pay the fee as provided in section 1657-B.

26 Sec. 5. 32 MRSA §1657, first paragraph, as
27 amended by PL 1987, c. 395, Pt. A, §165, is further
28 amended to read:

29 The board shall furnish to each licensed
30 cosmetologist, aesthetician or manicurist a license
31 bearing the seal of the board and the names of all
32 of its members, certifying that the holder thereof
33 of that license is entitled to practice cosmetology
34 in this State. It shall be the duty of the holder of
35 such license to post it in a conspicuous place where
36 it may be readily seen by all persons served.

37 Sec. 6. 32 MRSA §1657-B, sub-§1, ¶¶I and
38 J, as enacted by PL 1987, c. 395, Pt. A, §167, are

1 amended to read:

2 I. For original and biennial renewal of a
3 demonstrator's license, \$30; and

4 J. For original and renewal of a manicurist's
5 license, \$35; ;

6 Sec. 7. 32 MRSA §1657-B, sub-§1, ¶¶K and L are
7 enacted to read:

8 K. For aesthetician examination, \$15; and

9 L. For original and biennial renewal of an
10 aesthetician license, \$35.

11 STATEMENT OF FACT

12 The purpose of this bill is to establish
13 qualifications, examination and licensing of
14 aestheticians.

15 This bill will provide an avenue of special
16 licensing for persons interested only in the skin care
17 aspect of cosmetology.

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