

MAINE STATE LEGISLATURE

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L.D. 1476

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BUSINESS AND ECONOMIC DEVELOPMENT

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
120TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "B" to H.P. 1107, L.D. 1476, Bill, "An Act to Require Continuing Education in the Cosmetology, Manicuring, Aesthetics and Barbering Fields"

Amend the bill by striking out the title and substituting the following:

'An Act to Amend the Laws of the Board of Barbering and Cosmetology'

Further amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following:

'Sec. 1. 32 MRSA §14211-A, sub-§1, as amended by PL 1999, c. 687, Pt. E, §14, is further amended to read:

1. Membership. The Board of Barbering and Cosmetology, as established by Title 5, section 12004-A, subsection 6, consists of 9 members appointed by the Governor. Two members must be representatives of the public; --3- 2 must be licensed and practicing cosmetologists; 2 one must be a licensed and practicing ~~barbers~~ barber; one must be a licensed instructor having that has at least 3 years of instructing experience and no current affiliation with any school currently licensed in the State; and one must be the owner of a school licensed ~~barbering ex-cosmetology-school~~ by the board; one must be a licensed and practicing manicurist; and one must be a licensed and practicing aesthetician.

Sec. 2. 32 MRSA §14212, sub-§11, as enacted by PL 1997, c. 771, §9, is amended to read:

11. **Inspections.** The board or its agents ~~or assistants~~ shall ~~inspect each establishment~~ conduct random inspections of licensed establishments and booths as considered necessary for compliance with the applicable requirements of this subchapter ~~chapter~~ and the applicable rules of the board adopted pursuant to this subchapter ~~chapter~~. ~~Each establishment must be inspected at least once a year for compliance with the applicable laws and rules relating to the public health and safety and the conduct and operation of establishments.~~

Sec. 3. Transition; change in board composition. Notwithstanding the Maine Revised Statutes, Title 32, section 14211-A, subsection 1, members of the Board of Barbering and Cosmetology on January 1, 2002 may remain members of that board until the completion of their terms. As board positions become vacant, members must be appointed in accordance with the changes to the composition of the board required by Title 32, section 14211-A, subsection 1, as amended by this Act.'

Further amend the bill by inserting at the end before the summary the following:

FISCAL NOTE

The additional costs associated with changing the composition of the board and altering the inspection schedule can be absorbed by the Board of Barbering and Cosmetology within the Department of Professional and Financial Regulation utilizing existing budgeted resources.'

SUMMARY

This amendment replaces the original bill. This amendment changes the composition of the Board of Barbering and Cosmetology by reducing the number of barber and cosmetologist members and by adding a manicurist and an aesthetician. This transition will be accomplished by attrition. The amendment also alters the inspection schedule to make more efficient use of staff. The amendment also adds a fiscal note to the bill.