

[First Reprint]

ASSEMBLY, No. 3443

STATE OF NEW JERSEY
218th LEGISLATURE

INTRODUCED MARCH 5, 2018

Sponsored by:

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District 36 (Bergen and Passaic)

Assemblywoman BETTYLOU DECROCE

District 26 (Essex, Morris and Passaic)

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District 36 (Bergen and Passaic)

Senator PAUL A. SARLO

District 36 (Bergen and Passaic)

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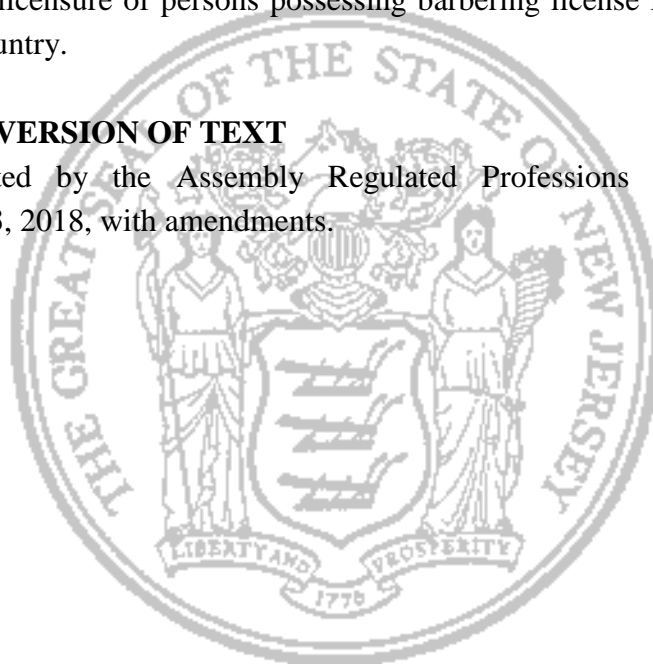
Assemblymen Mejia, Giblin and Assemblywoman Murphy

SYNOPSIS

Concerns licensure of persons possessing barbering license in another state or foreign country.

CURRENT VERSION OF TEXT

As reported by the Assembly Regulated Professions Committee on September 13, 2018, with amendments.



(Sponsorship Updated As Of: 12/18/2018)

1 AN ACT concerning the practice of cosmetology and hairstyling and
 2 amending ¹**[and supplementing]**¹ P.L.1984, c.205.

3
 4 **BE IT ENACTED** by the Senate and General Assembly of the State
 5 of New Jersey:

6
 7 1. Section 28 of P.L.1984, c.205 (C.45:5B-28) is amended to
 8 read as follows:

9 28. a. Applicants possessing a license to render services in
 10 another state or a foreign country, which services are included
 11 within the definition of cosmetology and hairstyling as set forth in
 12 **[this act]** P.L.1984, c.205 (C.45:5B-1 et seq.), may be issued a
 13 license as a cosmetologist-hairstylist, beautician, barber, manicurist
 14 or skin care specialist, as appropriate, without examination,
 15 provided, however, that the state or country has established
 16 eligibility criteria substantially similar to those established in this
 17 State, and the applicant has paid a fee as required by the board and
 18 submitted certification from the licensing jurisdiction. A person
 19 possessing a license to practice cosmetology and hairstyling, beauty
 20 culture, barbering, manicuring or skin care specialty services issued
 21 by a licensing authority from another state or a foreign country
 22 which has established eligibility criteria with respect to
 23 cosmetology and hairstyling, beauty culture, barbering, manicuring
 24 or skin care specialty training which are, in the opinion of the
 25 board, less stringent than those required in this State may,
 26 nevertheless, be eligible for licensure without examination, if he
 27 can present satisfactory evidence of prior practical experience of
 28 three years working in a licensed shop in the practice in which the
 29 applicant is seeking licensure.

30 b. ¹**[Nothing in subsection a. of this section shall prohibit**
 31 **applicants]** There is established a three-year pilot program,
 32 administered by the board in consultation with the Division of
 33 Consumer Affairs in the Department of Law and Public Safety, in
 34 any city of the second class having a population of not less than
 35 69,000 persons or more than 80,000 persons that is located in a
 36 county of the second class having a population of not less than
 37 500,000 persons or more than 510,000 persons, according to the
 38 2010 federal decennial census, to permit a person¹ possessing a
 39 license to render barbering services in another state or foreign
 40 country, which services are included within the definition of
 41 barbering as set forth in section 3 of P.L.1984, c.205 (C.45:5B-3),
 42 ¹**[from practicing]** to practice¹ as a barber upon first arrival in this
 43 State and while awaiting the issuance of a license as a barber
 44 pursuant to subsection a. of this section. ¹**[Applicants that render]**

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly ARP committee amendments adopted September 13, 2018.

1 A person that renders¹ barbering services without a license, ¹under
2 the pilot program established¹ pursuant to this subsection, shall not
3 be in violation of section 14 of P.L.1995, c.82 (C.45:5B-12.1) or
4 any other provision of P.L.1984, c.205 (C.45:5B-1 et seq.) ¹[, or
5 any supplement thereto,]¹ that prohibits the practice of barbering
6 without a license, provided that ¹[an applicant] the person¹ has
7 made a good faith effort to obtain a license in this State pursuant to
8 the provisions of subsection a. of this section ¹and the person is
9 under the direct supervision of a barber licensed in this State
10 pursuant to P.L.1984, c.205 (C.45:5B-1 et seq.).

11 c. The board, in consultation with the Division of Consumer
12 Affairs in the Department of Law and Public Safety, shall submit a
13 report evaluating the effectiveness of the pilot program established
14 pursuant to subsection b. of this section to the Governor and,
15 pursuant to the provisions of section 2 of P.L.1991, c.164 (C.52:14-
16 19.1), the Legislature upon completion of the pilot program¹.

17 (cf: P.L.2009, c.162, s.28)

18

19 ¹[2.(New section) The New Jersey State Board of Cosmetology
20 and Hairstyling shall establish and maintain a program to enhance
21 public awareness of the provisions of section 28 of P.L.1984, c.205
22 (C.45:5B-28). The public awareness program shall include, but not
23 be limited to, information concerning the procedures, application,
24 and fees required for persons licensed to practice cosmetology and
25 hairstyling in other another state or foreign country to obtain a
26 license under P.L.1984, c.205 (C.45:5B-1 et seq.). The board shall
27 make any resources developed for purposes of the public awareness
28 program available in English and Spanish, and any other language
29 that the board determines is the first language of a significant
30 number of persons entering the State to practice as a cosmetologist-
31 hairstylist, beautician, barber, manicurist or skin care specialist.]¹

32

33 ¹[3.] 2.¹ This act shall take effect immediately.