

ASSEMBLY, No. 1256

STATE OF NEW JERSEY 219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

Assemblyman GARY S. SCHAER

District 36 (Bergen and Passaic)

Assemblywoman BETTYLOU DECROCE

District 26 (Essex, Morris and Passaic)

SYNOPSIS

Concerns licensure of persons rendering barbering services in another state or foreign country.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



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

30 b. There is established a three-year pilot program, administered
31 by the board in consultation with the Division of Consumer Affairs
32 in the Department of Law and Public Safety, in any city of the
33 second class having a population of not less than 69,000 persons or
34 more than 80,000 persons that is located in a county of the second
35 class having a population of not less than 500,000 persons or more
36 than 510,000 persons, according to the 2010 federal decennial
37 census, to issue a temporary permit to a person possessing a license
38 to render barbering services in another state or foreign country or
39 who certifies that prior to moving to New Jersey the person
40 rendered barbering services in a professional capacity in another
41 state or foreign country that does not issue licenses to render
42 barbering services, which services are included within the definition
43 of barbering as set forth in section 3 of P.L.1984, c.205 (C.45:5B-
44 3), to practice as a barber upon first arrival in this State and while
45 awaiting the issuance of a license as a barber pursuant to subsection
46 a. of this section. A temporary permit issued under the pilot

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.

1 program established pursuant to this subsection shall be valid for a
2 period of 120 days, and shall be subject to extension if the applicant
3 continues to meet the requirements of the pilot program and the
4 application for issuance of a license remains pending. A person that
5 renders barbering services **【without a license,】** pursuant to a
6 temporary permit issued under the pilot program established
7 pursuant to this subsection **【.】** shall not be in violation of section 14
8 of P.L.1995, c.82 (C.45:5B-12.1) or any other provision of
9 P.L.1984, c.205 (C.45:5B-1 et seq.) that prohibits the practice of
10 barbering without a license, provided that the person has made a
11 good faith effort to obtain a license in this State pursuant to the
12 provisions of subsection a. of this section and the person is under
13 the direct supervision of a barber licensed in this State pursuant to
14 P.L.1984, c.205 (C.45:5B-1 et seq.).

15 c. The board, in consultation with the Division of Consumer
16 Affairs in the Department of Law and Public Safety, shall submit a
17 report evaluating the effectiveness of the pilot program established
18 pursuant to subsection b. of this section to the Governor and,
19 pursuant to the provisions of section 2 of P.L.1991, c.164 (C.52:14-
20 19.1), the Legislature upon completion of the pilot program.
21 (cf: P.L.2019, c.20)

22
23 2. This act shall take effect immediately.
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25

26 STATEMENT
27

28 This bill provides that persons who, prior to moving to New
29 Jersey, rendered barbering services in a professional capacity in
30 another state or foreign country that does not issue licenses to
31 render barbering services, may qualify for a temporary permit under
32 the three-year pilot program established in P.L.2019, c.20 (C.45:5B-
33 28).

34 Under the bill, a temporary permit issued under the pilot program
35 shall be valid for a period of 120 days and shall be subject to
36 extension if the applicant continues to meet the requirements of the
37 pilot program and the application for issuance of a license remains
38 pending.

39 Under current law, the three-year pilot program applies only to
40 those persons who possess a license to render barbering services in
41 another state or foreign country and who meet certain other criteria.