

**ASSEMBLY, No. 2831**

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**STATE OF NEW JERSEY**

**219th LEGISLATURE**

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INTRODUCED FEBRUARY 20, 2020

**Sponsored by:**  
**Assemblywoman CAROL A. MURPHY**  
**District 7 (Burlington)**

**SYNOPSIS**

Requires cosmetology and hairstyling licensees to complete domestic violence and sexual assault awareness education.

**CURRENT VERSION OF TEXT**

As introduced.



1 AN ACT concerning cosmetology and hairstyling and amending  
2 P.L.1984, c.205.

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

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

9 6. The board shall:

10 a. Review the qualifications of applicants for licensure;

11 b. Devise examinations for licensure which include practical  
12 and written portions;

13 c. Administer and grade examinations or employ competent  
14 examiners to administer and grade examinations but in no case shall  
15 the board permit a person having any affiliation with a licensed  
16 school to examine or grade an applicant who has been a registered  
17 student at the school with which the examiner has an affiliation;

18 d. Issue and renew licenses of any cosmetologist-hairstylist,  
19 beautician, barber, manicurist, skin care specialist, teacher, shop, or  
20 school;

21 e. Issue student permits to senior students, which permits shall  
22 remain valid during the period that the student is registered at a  
23 licensed school or enrolled in an approved vocational training  
24 program;

25 f. Issue temporary permits to applicants for licensure who are  
26 awaiting scheduling for or results from an examination;

27 g. Issue registration cards to registered students;

28 h. Suspend, revoke or refuse to renew a license and exercise  
29 investigative powers pursuant to the provisions of P.L.1978, c.73  
30 (C.45:1-14 et seq.);

31 i. Appoint and employ an executive director and an assistant  
32 executive director subject to the approval of the Attorney General,  
33 and other employees as necessary to carry out the provisions of this  
34 act;

35 j. Determine the duties that the executive director and the  
36 assistant executive director shall perform;

37 k. File with the Attorney General a petition to remove any  
38 executive director or assistant executive director for cause, which  
39 petition shall be acted upon by the Attorney General in a manner  
40 which he deems appropriate;

41 l. Establish fees for initial licensure, permits, renewals and  
42 restoration of licenses as well as for duplication of lost licenses  
43 pursuant to section 2 of P.L.1974, c.46 (C.45:1-3.2);

44 m. Maintain records of all practicing licensees and all licensed  
45 teachers. Records shall include the latest work address of each

**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 licensee, as provided on applications for licensure and renewals  
2 thereof;
- 3 n. Maintain a record of all registered students and all persons  
4 holding student permits;
- 5 o. Maintain a record of all shops licensed by the board to offer  
6 one or more of the services encompassed within the definition of  
7 cosmetology and hairstyling;
- 8 p. Maintain a record of all schools licensed by the board to  
9 offer courses of instruction or training in the practice and theory of  
10 cosmetology and hairstyling, beauty culture, barbering, manicuring,  
11 hair braiding and skin care specialty to registered students, which  
12 courses shall be approved by the board for the awarding of credit  
13 for licensure;
- 14 q. Make available for public inspection all records required to  
15 be kept pursuant to this section;
- 16 r. Promulgate regulations governing the practice and teaching  
17 of cosmetology and hairstyling, beauty culture, barbering,  
18 manicuring, hair braiding and skin care specialty as are necessary to  
19 implement this act and to insure that cosmetology and hairstyling  
20 services and instruction in those services are being offered both in a  
21 manner which is sanitary and safe and in a manner which is not  
22 intended to deceive or mislead the general public;
- 23 s. Promulgate regulations governing the conduct of shops and  
24 schools as are necessary to implement this act, including, but not  
25 limited to, regulations that ensure that all schools offer instruction  
26 on cosmetology and hairstyling, beauty culture, barbering,  
27 manicuring, hair braiding and skin care specialty by instructors who  
28 are knowledgeable in the practice and teaching of cosmetology and  
29 hairstyling, beauty culture, barbering, manicuring, hair braiding and  
30 skin care specialty, as the case may be, and to assure that  
31 cosmetology and hairstyling services and instruction in those  
32 services are being offered both in a manner that is sanitary and safe,  
33 and in a manner not intended to deceive or mislead the general  
34 public, students of the schools, or organizations awarding financial  
35 aid to the students and to clarify or define any term used in the act  
36 and to define any activity included in hairstyling and cosmetology,  
37 beauty culture, barbering, manicuring, hair braiding and skin care  
38 specialty;
- 39 t. Review curricula offered by licensed schools in courses of  
40 instruction offered to registered students and approve those  
41 curricula which offer comprehensive training in cosmetology and  
42 hairstyling, beauty culture, barbering, manicuring, hair braiding and  
43 skin care specialty;
- 44 u. Direct the conduct of inspections or investigations of all  
45 licensed shops and schools;
- 46 v. Direct the conduct of inspections or investigations of any  
47 premises from which the board may have reason to believe that  
48 cosmetology and hairstyling, beauty culture, barbering, manicuring,

1 hair braiding and skin care specialty services are being offered, or  
2 that courses of instruction are being offered to registered students;  
3 and

4 w. Establish criteria and standards for education and experience  
5 required for licensure, which shall include domestic violence and  
6 sexual assault awareness education for registered students and  
7 practicing licensees. The board shall prescribe regulations  
8 regarding the requirements for, and the approval of providers of,  
9 domestic violence and sexual assault awareness education.

10 (cf: P.L.2018, c.126, s.3)

11  
12 2. Section 16 of P.L.1984, c.205 (C.45:5B-16) is amended to  
13 read as follows:

14 16. Each applicant for initial licensure as a practicing licensee  
15 shall submit to the board satisfactory evidence, on forms as the  
16 board requires, that he:

17 a. Is of good moral character;  
18 b. Is at least 17 years of age;  
19 c. Does not have any communicable, contagious or infectious  
20 disease which could reasonably be expected to be transmitted  
21 during the course of rendering cosmetology and hairstyling, beauty  
22 culture, barbering, manicuring, hair braiding or skin care specialty  
23 services; **[and]**

24 d. Has successfully completed high school or has successfully  
25 passed an examination developed by the General Education  
26 Development (GED) Testing Service; and

27 e. Has completed one hour of instruction related to domestic  
28 violence and sexual assault awareness education. For the duration  
29 of an initial licensing period, an applicant for initial licensure who  
30 becomes a practicing licensee, or the employer of an applicant who  
31 becomes a practicing licensee, shall not be civilly or criminally  
32 liable for acting in good faith or failing to act on information  
33 obtained during the course of employment concerning potential  
34 domestic violence or sexual assault.

35 (cf: P.L.2018, c.126, s.14)

36  
37 3. Section 34 of P.L.1984, c.205 (C.45:5B-34) is amended to  
38 read as follows:

39 34. a. All practicing licenses and teachers' licenses issued shall  
40 be renewable on a biennial basis on a date determined by the board.

41 b. All practicing licensees shall complete one hour of  
42 instruction related to domestic violence and sexual assault  
43 awareness education for every biennial license renewal period. A  
44 practicing licensee, or the practicing licensee's employer, shall not  
45 be civilly or criminally liable for acting in good faith or failing to  
46 act on information obtained during the course of employment  
47 concerning potential domestic violence or sexual assault.

48 (cf: P.L.2009, c.162, s.25)

1       4. This act shall take effect immediately.

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STATEMENT

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6       This bill requires any person who holds a license to practice  
7 cosmetology and hairstyling, barbering, beauty culture, manicuring,  
8 hair braiding, or skin care specialty to complete one hour of  
9 domestic violence and sexual assault awareness education prior to  
10 initial licensure and prior to any subsequent licensure renewal. The  
11 bill also requires the New Jersey State Board of Cosmetology and  
12 Hairstyling to establish criteria and standards for domestic violence  
13 and sexual assault awareness education for registered students of a  
14 licensed school of cosmetology and hairstyling and practicing  
15 licensees. The board will prescribe regulations regarding the  
16 requirements for, and the approval of providers of, domestic  
17 violence and sexual assault awareness education.

18       Pursuant to the provisions of the bill, a practicing licensee or the  
19 practicing licensee's employer, whether during the period of initial  
20 licensure or during any biennial renewal period, will not be civilly  
21 or criminally liable for acting in good faith or failing to act on  
22 information obtained during the course of employment concerning  
23 potential domestic violence or sexual assault.