

HOUSE BILL NO. 5402

January 23, 2024, Introduced by Reps. Neeley, O'Neal, Young and Brabec and referred to the Committee on Regulatory Reform.

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 1206, 1209, and 1210 (MCL 339.1206, 339.1209, and 339.1210), as amended by 1997 PA 97.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1206. (1) The department shall issue a license as a
2 cosmetology instructor to an individual who meets all of the
3 following requirements:

4 (a) Is of good moral character.

5 (b) Has a high school diploma or its equivalent.

1 (c) Is licensed as a cosmetologist under this article.

2 (d) Has ~~at least~~**not less than** 3 years of practical experience
3 in natural hair cultivation, hair care services, skin care
4 services, and manicuring services, ~~at least~~**not less than** 1 year of
5 which ~~shall~~**must** be in a cosmetology establishment.

6 (e) Has completed not less than 500 hours of instructor
7 training **or, for an individual who begins instructor training on or**
8 **after July 1, 2024, not less than 600 hours of instructor training.**

9 (f) Has passed an examination approved by the department and
10 the board.

11 (2) The department shall issue a license as an electrology
12 instructor to an individual who meets all of the following
13 requirements:

14 (a) Is of good moral character.

15 (b) Has a high school diploma or its equivalent.

16 (c) Is licensed as an electrologist under this article.

17 (d) Has ~~at least~~**not less than** 3 years of practical experience
18 in electrology, ~~at least~~**not less than** 1 year of which ~~shall~~**must**
19 be in a cosmetology establishment holding a limited license for the
20 practice of electrology.

21 (e) Has completed not less than 300 hours of instructor
22 training.

23 (f) Has passed an examination approved by the department and
24 the board.

25 (3) The department may issue a limited instructor's license to
26 an individual who meets all of the requirements of either
27 subsection (1) except for subsection (1)(d) or subsection (2)
28 except for subsection (2)(d). The holder of a limited instructor's
29 license shall not supervise a school of cosmetology at any time.

1 (4) The department may issue a limited specialist instructor's
 2 license to an individual who meets all of the following
 3 requirements:

4 (a) Is of good moral character.

5 (b) Has a high school diploma or its equivalent.

6 (c) Is licensed as a manicurist, natural hair culturist, or
 7 esthetician.

8 (d) Has completed not less than 300 hours of instructor
 9 training.

10 (e) Has passed an examination approved by the department and
 11 the board.

12 (5) The specialist instructor's license shall limit the
 13 instruction given by that individual to only the service in which
 14 ~~he or she~~ **the individual** is licensed.

15 Sec. 1209. The department shall issue a license as a
 16 manicurist to an individual who fulfills all of the following:

17 (a) Is at least 17 years of age.

18 (b) Is of good moral character.

19 (c) Has had an education equivalent to the completion of the
 20 ninth grade.

21 (d) Has completed not less than 400 hours of training **or, for**
 22 **an individual who begins training on or after July 1, 2024, not**
 23 **less than 600 hours of training**, either in a licensed school of
 24 cosmetology or as an apprentice for not less than 6 months in a
 25 licensed cosmetology establishment where manicuring is practiced.
 26 The training ~~shall~~ **must** include a minimum number of practical
 27 applications as prescribed in rules promulgated by the director.

28 (e) Has passed an examination prescribed by the board and the
 29 department.

1 Sec. 1210. ~~(1) After the expiration of 12 months after the~~
 2 ~~effective date of the 1997 amendatory act that amended this~~
 3 ~~section, the~~ **The** department shall issue a license as an esthetician
 4 to an individual who fulfills all of the following requirements:

5 (a) Is at least 17 years of age.

6 (b) Is of good moral character.

7 (c) Has had an education equivalent to the completion of the
 8 ninth grade.

9 (d) Has completed not less than 400 hours of training **or, for**
 10 **an individual who begins training on or after July 1, 2024, not**
 11 **less than 750 hours of training**, either in a licensed school of
 12 cosmetology or as an apprentice for not less than 6 months in a
 13 licensed cosmetology establishment where skin care services are
 14 rendered. The training ~~shall~~ **must** include a minimum number of
 15 practical applications as prescribed in rules promulgated by the
 16 director.

17 (e) If an examination is available, has passed an examination
 18 prescribed by the board and the department.

19 ~~(2) Until the expiration of 12 months after the effective date~~
 20 ~~of the 1997 amendatory act that added this subsection, the~~
 21 ~~department shall issue a license as an esthetician to an individual~~
 22 ~~who fulfills all of the following requirements:~~

23 ~~(a) Is at least 17 years of age.~~

24 ~~(b) Is of good moral character.~~

25 ~~(c) Has had an education equivalent to the completion of the~~
 26 ~~ninth grade.~~

27 ~~(d) Provides evidence of having obtained the equivalent of 6~~
 28 ~~months of full-time experience in skin care services in this or any~~
 29 ~~other state within the 12 months immediately preceding the date of~~

1 application.

2 ~~(c) If an examination is available, has passed an examination~~

3 ~~prescribed by the board and the department.~~