

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

INTERIM STUDY PROPOSAL 2007-127

State of Arkansas
86th General Assembly
Regular Session, 2007

A Bill

SENATE BILL 210

By: Senator Faris

Referred to
State Agencies & Gov't Affairs - Senate
by the Arkansas Senate
on 03/27/2007

For An Act To Be Entitled

AN ACT TO ELIMINATE THE PRACTICAL EXAMINATION
REQUIREMENT FROM THE COSMETOLOGY LAW; AND FOR
OTHER PURPOSES.

Subtitle

TO ELIMINATE THE PRACTICAL EXAMINATION
REQUIREMENT FROM THE COSMETOLOGY LAW.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 17-26-206 is amended to read as follows:

17-26-206. Meetings - Examinations.

~~(a)~~ The State Board of Cosmetology shall hold meetings for the examination of applicants for registration and licensing under this chapter at least four (4) times a year at the capital city. The board may hold other meetings for examination of applicants for registration and licensing or for the transaction of such business as may be necessary.

~~(b) Any member of the board who owns a school of cosmetology shall be permitted to participate in and have the powers and duties that are related to the preparation of examinations and shall be permitted to give or grade the examinations of applicants for registration and licensing, provided that~~

1 ~~the applicant has not attended a school of cosmetology in this state that is~~
 2 ~~in the same city or town as the member's school.~~

3
 4 SECTION 2. Arkansas Code § 17-26-303 is amended to read as follows:

5 17-26-303. Examinations generally.

6 (a) The examination of applicants for a license in any of the branches
 7 or practices of cosmetology shall include ~~both a practical demonstration and~~
 8 ~~written and oral~~ test and shall embrace the subjects concerning the
 9 particular branch or branches, practice, or practices for which a ~~certificate~~
 10 ~~of registration and~~ license is applied.

11 (b) The examination shall not be confined to any special system or
 12 method.

13 (c) The examination shall be ~~consistent in both practical and~~
 14 ~~technical requirements and~~ of sufficient thoroughness to satisfy the State
 15 Board of Cosmetology as to the applicant's ~~skill in, and~~ knowledge of, the
 16 practice of the occupation or occupations for which a license is sought.

17 ~~(d) In the conduct of examinations, practical demonstrations shall~~
 18 ~~prevail over written tests. A greater number of credits shall be allowed on~~
 19 ~~practical demonstration than on written tests.~~

20
 21 SECTION 3. Arkansas Code § 17-26-309 is amended to read as follows:

22 17-26-309. Examination for ~~cosmeticians or cosmetologists~~ and all
 23 branches of cosmetology.

24 Examinations for ~~certificates of registration and~~ license as
 25 ~~cosmeticians or cosmetologists~~ and all branches of cosmetology shall include
 26 ~~both a written~~ core and law test ~~and a practical test that include~~ embraces
 27 all phases of cosmetology as deemed necessary by the State Board of
 28 Cosmetology to protect the health, safety, and welfare of the public.

29
 30 SECTION 4. Arkansas Code § 17-26-315 is amended to read as follows:

31 17-26-315. Reciprocity.

32 Upon application to the State Board of Cosmetology in the form provided
 33 for the particular class of license applied ~~for~~, accompanied by the required
 34 fee, a person ~~registered or~~ licensed as a cosmetologist, electrologist,
 35 manicurist, aesthetician, or instructor under the laws of another state shall
 36 be granted ~~a certificate of registration and~~ a license to practice the

1 occupation or occupations in this state not of greater scope than the
2 occupation or occupations for which the applicant was previously registered
3 or licensed in the other state, upon the following conditions:

4 (1) That the applicant for a license as a cosmetologist,
5 manicurist, or aesthetician is not less than eighteen (18) years of age and
6 the applicant for a license as an instructor or electrologist is not less
7 than twenty-one (21) years of age;

8 ~~(2) That the applicant is of good moral character and temperate~~
9 ~~habits;~~

10 ~~(3)~~(2) That the applicant holds a current valid license upon
11 application for reciprocity, evidenced by a certified copy of the license and
12 an affidavit from the other state or by such other evidence as the board may
13 require; ~~and~~

14 ~~(4)~~(3) That the applicant has passed ~~both a written and a~~
15 ~~practical state approved examination for the particular class of license~~
16 ~~applied for by the applicant~~ a national examination comparable to the
17 examination given in this state; and

18 (4) That the applicant passes an Arkansas law examination.
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