

State of Arkansas
85th General Assembly
Regular Session, 2005

A Bill

HOUSE BILL 1225

By: Representative D. Creekmore

For An Act To Be Entitled

AN ACT CONCERNING AESTHETICS AS PERTAINING TO THE
PRACTICE OF COSMETOLOGY; AND FOR OTHER PURPOSES.

Subtitle

AN ACT CONCERNING AESTHETICS AS
PERTAINING TO THE PRACTICE OF
COSMETOLOGY.

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

SECTION 1. Arkansas Code § 17-26-102(a), concerning definitions applicable to the Cosmetology Act, is amended to read as follows:

(a) As used in this chapter:

(1)(A) "Aesthetics" means the beautification of the human epidermis by cleansing, stimulating, externally manipulating, grooming, exfoliating, or temporary hair removal, by the use of electric or non electric devices, apparatus, or appliances, with or without the use of cosmetic preparations, treatments, wraps, antiseptics, tonics, lotions, oils, creams, or similar treatments on the face, neck, arms, hands, or body in a superficial means.

(B)(i) The practice of aesthetics does not include practices intended for the treatment of medical disorders.

(ii) No prescriptive products or devices shall be used in the practice of aesthetics.

(iii) All devices, machines, equipment, instruments, and apparatus used in the practice of aesthetics shall be of cosmetic value and calibration.



1 ~~(1)~~(2) "Aesthetician" means any person who engages in the
 2 practice of beautifying the ~~face, neck, arms, bust, or upper part~~ skin of the
 3 human body, ~~except the scalp, by massaging, cleaning, or stimulating the~~
 4 ~~face, neck, arms, bust, or upper part of the human body~~ by means of the
 5 hands, electric or non electric devices, apparatus, or appliances, with or
 6 without the use of cosmetic preparations, treatments, wraps, antiseptics,
 7 tonics, lotions, oils, and creams;

8 ~~(2)~~(3) "Cosmetician" or "cosmetologist" means any person who
 9 engages in the practice of cosmetology in a licensed cosmetological
 10 establishment, except the branch of electrolysis;

11 ~~(3)~~(4) "Cosmetological establishment" means any premises,
 12 building, or part of a building in which is practiced any branch or any
 13 combination of branches of cosmetology or the occupation of a cosmetician or
 14 cosmetologist except:

15 (A) The branch of manicuring as practiced in barbershops
 16 licensed by the State Board of Cosmetology and complying with the provisions
 17 of this chapter; and

18 (B) Nursing facilities as defined under § 20-10-1401;

19 ~~(4)~~(5) "Electrologist" means any person who permanently removes
 20 hair from, or destroys hair on, the human body for beautification by the use
 21 of an electric needle, or by the use of any other kinds of devices or
 22 appliances designed to permanently remove hair from the human body;

23 ~~(5)~~(6) "Junior electrologist" means any person who is engaged in
 24 learning or acquiring a knowledge of the practice of electrolysis in
 25 epilation in a licensed school of cosmetology under a licensed instructor of
 26 electrology;

27 ~~(6)~~(7) "Manager-operator" means a licensed cosmetician or
 28 cosmetologist authorized to engage in the practice of cosmetology,
 29 independent of personal supervision in a duly licensed establishment;

30 ~~(7)~~(8) "Manicurist" means any person who engages in the
 31 occupation of manicuring the nails of any person by cutting, trimming,
 32 polishing, coloring, tinting, cleansing, filing, buffing, pushing, extending,
 33 protecting, wrapping, covering, building, or beautifying the nails or
 34 performing any other similar work upon the nails of any person by any means,
 35 including the softening of the arms, hands, feet, or ankles of any person by
 36 use of hands, mechanical or electrical apparatus or appliances, cosmetic or

1 chemical preparations, antiseptics, lotions, or creams or by massaging,
2 cleansing, manipulating or stimulating the arms, hands, feet, or ankles of
3 any person;

4 ~~(8)~~(9) "Student aesthetician" means any person who is engaged in
5 learning or acquiring a knowledge of the occupation of aesthetics in a
6 licensed school of cosmetology under a licensed instructor;

7 ~~(9)~~(10) "Student operator" means any person who is engaged in
8 learning or acquiring a knowledge of the occupations of a cosmetician or
9 cosmetologist in a licensed school of cosmetology under a licensed
10 instructor; and

11 ~~(10)~~(11) "Year" means the period from and including January 1 to
12 and including December 31 next thereafter.