

Bill as
Introduced

HB 575 - AS INTRODUCED

2021 SESSION

21-0700
10/05

HOUSE BILL

575

AN ACT relative to licensure of applicants for cosmetology, esthetics, and manicuring through apprenticeship programs.

SPONSORS: Rep. Cordelli, Carr. 4; Rep. Spillane, Rock. 2; Rep. Ammon, Hills. 40

COMMITTEE: Executive Departments and Administration

ANALYSIS

This bill expands the use of apprenticeship programs in qualifying for licensure as a cosmetologist, manicurist, or esthetician by the board of barbering, cosmetology, and esthetics.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears [~~in brackets and struck through~~].
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty One

AN ACT relative to licensure of applicants for cosmetology, esthetics, and manicuring through apprenticeship programs.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 Cosmetologists; Qualifications; Training RSA 313-A:11, I(c) is repealed and reenacted to read
2 as follows:

3 (c) Have received training which shall not exceed 1,500 hours under a licensed
4 cosmetologist or at a licensed cosmetology school through an apprenticeship approved by the board,
5 the department of education, or the federal Department of Labor, or as otherwise permitted under
6 state or federal law;

7 2 Manicurists; Qualifications; Training RSA 313-A:12 is repealed and reenacted to read as
8 follows:

9 313-A:12 Qualifications; Manicurists. A person, to be issued a manicurist's license by the board,
10 shall, in addition to satisfying the requirements of RSA 313-A:11, I(a), (b), and (e):

11 I. Have completed a course of at least 300 hours of professional training in manicuring, in a
12 school approved by the board and passed an examination conducted by the board; or

13 II. Have completed an apprenticeship approved by the board, the department of education,
14 or the federal Department of Labor, or as otherwise permitted under state or federal law, which
15 shall not exceed 300 hours in a licensed salon under a licensed manicurist, and passed an
16 examination conducted by the board.

17 3 Estheticians; Qualifications; Training. Amend RSA 313-A:13 to read as follows:

18 313-A:13 Qualifications; Estheticians.

19 I. To be issued an esthetics license by the board, an applicant shall, in addition to satisfying
20 the requirements of RSA 313-A:11, I(a), (b), and (e), have completed a course of at least 600 hours of
21 training in a school approved by the board and have passed an examination conducted by the board.
22 An apprenticeship ~~[approved by the board may substitute for the required training. Estheticians~~
23 ~~who have practiced professionally in this state for a period of at least 3 years prior to July 1, 1989,~~
24 ~~and who have satisfied the requirements of RSA 313-A:11, I(a), (b), and (e) and the training~~
25 ~~requirements of this section shall not be required to take the examination provided for in this section~~
26 ~~to be eligible for licensure under this chapter], **which shall not exceed 600 hours, approved by**~~
27 ~~**the board, the department of education, or the federal Department of Labor, or as**~~
28 ~~**otherwise permitted under state or federal law, may substitute for the required training.**~~

29 II. Credit towards the hours requirement for esthetician training may be given to a licensed
30 cosmetologist or barber for equivalent training in the cosmetology or barber program in a school

HB 575 - AS INTRODUCED

- Page 2 -

1 approved by the board upon certification of the training by the school. Credit towards the hours
2 requirement for esthetician training may be given to a licensed massage therapist for massage
3 therapy training deemed equivalent by the board. Cosmetologists licensed by the board may obtain
4 the training hours in subjects required by the board in increments at separate schools but must
5 present certifications to the board for all required hours and curriculum subjects.

6 4 Apprenticeship Registration. Amend RSA 313-A:24, I to read as follows:

7 I. No person shall enter an apprenticeship or enroll in a school under this chapter unless
8 such person has registered with the board as an apprentice and been issued an apprentice license.
9 The board shall have sole authority to regulate apprentices and apprenticeship under this chapter.
10 The board shall issue an apprentice license to any student receiving instruction within a licensed
11 school ~~or~~ **and/or** shop to learn barbering, cosmetology, esthetics, or manicuring.

12 5 Effective Date. This act shall take effect 60 days after its passage.

Amendments

Sen. Carson, Dist 14
April 27, 2021
2021-1209s
10/11

Amendment to HB 575

1 Amend the bill by replacing section 5 with the following:

2

3 5 Contingency. If SB 133-FN of the 2021 legislative session becomes law and amends RSA 313-
4 A:24, then section 4 of this act shall not take effect. If SB 133-FN does not become law then section 4
5 of this act shall take effect 60 days after its passage.

6 6 Effective Date.

7 I. Section 4 of this act shall take effect as provided in section 5 of this act.

8 II. The remainder of this act shall take effect 60 days after its passage.

UNAPPROVED

Committee Minutes

SENATE CALENDAR NOTICE
Executive Departments and Administration

Sen Sharon Carson, Chair
Sen John Reagan, Vice Chair
Sen Denise Ricciardi, Member
Sen Kevin Cavanaugh, Member
Sen Suzanne Prentiss, Member

Date: April 15, 2021

HEARINGS

Wednesday	05/05/2021	
(Day)	(Date)	
Executive Departments and Administration	REMOTE 000	9:00 a.m.
(Name of Committee)	(Place)	(Time)
9:00 a.m. HB 606	exempting services provided without remuneration from license requirements for barbering, cosmetology, and esthetics.	
9:15 a.m. HB 575	relative to licensure of applicants for cosmetology, esthetics, and manicuring through apprenticeship programs.	
9:30 a.m. HB 417	relative to the powers of the governor during a renewal of a declared state of emergency, and relative to the acceptance of federal assistance.	

Committee members will receive secure Zoom invitations via email.

Members of the public may attend using the following links:

1. Link to Zoom Webinar: <https://www.zoom.us/j/91080335458>
2. To listen via telephone: Dial (for higher quality, dial a number based on your current location): 1-301-715-8592, or 1-312-626-6799 or 1-929-205-6099, or 1-253-215-8782, or 1-346-248-7799, or 1-669-900-6833
3. Or iPhone one-tap: +19292056099,,91080335458# or +13017158592,,91080335458#
4. Webinar ID: **910 8033 5458**
5. To view/listen to this hearing on YouTube, use this link:
<https://www.youtube.com/channel/UCjBZdtrjRnQdmg-2MPMiWrA>
6. To sign in to speak, register your position on a bill and/or submit testimony, use this link:
<http://gencourt.state.nh.us/remotecommittee/senate.aspx>

The following email will be monitored throughout the meeting by someone who can assist with and alert the committee to any technical issues: remotesenate@leg.state.nh.us or call (603-271-6931).

EXECUTIVE SESSION MAY FOLLOW

Sponsors:

HB 606

Rep. McGuire

Sen. Ward

HB 575

Rep. Cordelli

HB 417

Rep. Roy

Rep. Vail

Rep. Wuelper

Rep. Rung

Rep. Spillane

Rep. Belanger

Rep. Cushman

Sen. Reagan

Rep. Baxter

Rep. Ammon

Rep. Layon

Rep. T. Lekas

Rep. Avellani

Cameron Lapine 271-2104

Sharon M Carson
Chairman

Senate Executive Departments and Administration Committee

Cameron Lapine 271-2104

HB 575, relative to licensure of applicants for cosmetology, esthetics, and manicuring through apprenticeship programs.

Hearing Date: May 5, 2021

Time Opened: 9:20 a.m.

Time Closed: 9:28 a.m.

Members of the Committee Present: Senators Reagan, Ricciardi, Cavanaugh and Prentiss

Members of the Committee Absent: Senator Carson

Bill Analysis: This bill expands the use of apprenticeship programs in qualifying for licensure as a cosmetologist, manicurist, or esthetician by the board of barbering, cosmetology, and esthetics.

Sponsors:

Rep. Cordelli

Rep. Spillane

Rep. Ammon

Who supports the bill: Representative Tony Lekas (Hillsborough – District 37), Representative Carol McGuire (Merrimack – District 29), Dan McGuire, Eric Pauer, and Alexandra Mennella.

Who opposes the bill: None.

Who is neutral on the bill: None.

Summary of testimony presented in support:

Representative Glenn Cordelli

Carroll – District 4

- Representative Cordelli said that HB 575 is a request from a friend of a former Representative and makes several changes to licensing statute.
- Rep. Cordelli said that HB 575:
 - Amends the qualifications for licensure as a cosmetologist from 1,500 hours of training or 3,000 hours engaged in the practice to 1,500 hours at a licensed school or training with a licensed cosmetologist;

- Amends the qualifications for licensure for a manicurist to 300 hours at a licensed school or in a salon as an apprentice;
- Amends the qualifications for licensure for an esthetician to 600 hours at a licensed school or as an apprentice; and
- Changes the statute governing apprenticeships to allow for people learning in a school and/or in a shop.
- Rep. Cordelli said that the changes are made looking at the requirements for training in other areas of statute, including those for driver's education, home inspectors, and family mediators. He said that the revisions in HB 575 are reasonable for the current statutes.
- Rep. Cordelli said that SB 133 deals with a similar topic and House Executive Departments and Administration is working on SB 133. He said that HB 575's language is important because it encourages people in the workforce, provides additional opportunities, and makes small steps to open more doors.

Representative Carol McGuire

Merrimack – District 29

- Representative McGuire said that HB 575 and SB 133 are mostly independent of each other. She said that House Executive Departments and Administration has an amendment to take the “and/or” language from HB 575 and add it to SB 133, as it is the most efficient way to get fully trained.
- Rep. McGuire said that she also suggested an amendment to say that if both HB 575 and SB 133 are passed and signed into law, the conflicting section of HB 575 would not take effect and SB 133's section would take effect, as SB 133's language was more comprehensive.
- Senator Reagan asked if the amendment dealing with the conflicting statute was already in HB 575 as presented to the Committee.
 - Rep. McGuire said that it was not, but that she had worked with Senator Carson on Amendment 2021-1209s.

Summary of testimony presented in opposition: None.

Neutral Information Presented: None.

Speakers

Senate Remote Testify

Executive Departments and Administration Committee Testify List for Bill HB575 01

Support: 6 Oppose: 0 Neutral: 0 Total to Testify: 2

<u>Name</u>	<u>Email Address</u>	<u>Phone</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>	<u>Testifying</u>
Lekas, Tony	Rep.Tony.Lekas@gmail.com	603.305.5726	An Elected Official	Hillsborough 37	Support	Yes
McGuire, Carol	Not Given	Not Given	An Elected Official	Myself	Support	Yes
Stapleton, Walter	waltstapleton@comcast.net	603.995.1034	An Elected Official	Constituents	Support	No
McGuire, Dan	danmcguire@gmail.com	603-782-4918	A Member of the Public	Myself	Support	No
Pauer, Eric	secretary@BrooklineGOP.org	603.732.8489	A Member of the Public	Myself	Support	No
Mennella, Alexandra	am88@fastmail.com	646.610.9858	A Member of the Public	Myself	Support	No

Voting Sheets

**Senate Executive Departments and
Administration Committee
EXECUTIVE SESSION RECORD
2021 Session**

Bill # HB 575

Hearing date: 5-5-21

Executive Session date: 5-19-21

Motion of: ITL Vote: 5-0

Committee Member	Present	Made by	Second	Yes	No
Sen. Carson, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Reagan, Vice Chair	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Ricciardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Cavanaugh	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Prentiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Motion of: Consent Vote: 5-0

Committee Member	Present	Made by	Second	Yes	No
Sen. Carson, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Reagan, Vice Chair	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Ricciardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Cavanaugh	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Prentiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Motion of: _____ Vote: _____

Committee Member	Present	Made by	Second	Yes	No
Sen. Carson, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Reagan, Vice Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Ricciardi	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Cavanaugh	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Prentiss	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Reported out by: Sen. Carson

Notes: _____

Committee Report

STATE OF NEW HAMPSHIRE

SENATE

REPORT OF THE COMMITTEE
FOR THE CONSENT CALENDAR

Wednesday, May 19, 2021

THE COMMITTEE ON Executive Departments and Administration

to which was referred **HB 575**

AN ACT

relative to licensure of applicants for cosmetology,
esthetics, and manicuring through apprenticeship
programs.

Having considered the same, the committee recommends that the Bill

IS INEXPEDIENT TO LEGISLATE

BY A VOTE OF: 5-0

Senator Sharon Carson
For the Committee

This bill expands the use of apprenticeship programs in qualifying for licensure as a cosmetologist, manicurist, or esthetician by the board of barbering, cosmetology, and esthetics. The Committee did not hear from the Board of Barbering, Cosmetology, and Esthetics, the Office of Professional Licensure and Certification, or from any member of the industry on the potential impacts of changing the requirements of qualification for licensure. Without hearing about those potential impacts, the Committee felt it was best to recommend Inexpedient to Legislate.

Cameron Lapine 271-2104

FOR THE CONSENT CALENDAR

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

HB 575, relative to licensure of applicants for cosmetology, esthetics, and manicuring through apprenticeship programs.

Inexpedient to Legislate, Vote 5-0.

Senator Sharon Carson for the committee.

This bill expands the use of apprenticeship programs in qualifying for licensure as a cosmetologist, manicurist, or esthetician by the board of barbering, cosmetology, and esthetics. The Committee did not hear from the Board of Barbering, Cosmetology, and Esthetics, the Office of Professional Licensure and Certification, or from any member of the industry on the potential impacts of changing the requirements of qualification for licensure. Without hearing about those potential impacts, the Committee felt it was best to recommend Inexpedient to Legislate.

General Court of New Hampshire - Bill Status System

Docket of HB575

Docket.Abbreviations

Bill Title: relative to licensure of applicants for cosmetology, esthetics, and manicuring through apprenticeship programs.

Official Docket of HB575.:

Date	Body	Description
1/12/2021	H	Introduced (in recess of) 01/06/2021 and referred to Executive Departments and Administration HJ 2 P. 54
2/3/2021	H	Public Hearing: 02/11/2021 01:30 pm Members of the public may attend using the following link: To join the webinar: https://zoom.us/j/91078617911 / Executive session on pending legislation may be held throughout the day (time permitting) from the time the committee is initially convened.
3/24/2021	H	Committee Report: Ought to Pass (Vote 10-9; RC) HC 18 P. 46
4/8/2021	H	Ought to Pass: MA DV 203-160 04/08/2021 HJ 6 P. 72
4/13/2021	S	Introduced 04/08/2021 and Referred to Executive Departments and Administration; SJ 12
4/15/2021	S	Remote Hearing: 05/05/2021, 09:15 am; Links to join the hearing can be found in the Senate Calendar; SC 20
5/19/2021	S	Committee Report: Inexpedient to Legislate; Vote 5-0; CC; 05/27/2021; SC 25
5/27/2021	S	Inexpedient to Legislate, MA, VV === BILL KILLED ===; 05/27/2021; SJ 17

NH House

NH Senate

Other Referrals

Senate Inventory Checklist for Archives

Bill Number: HB 575

Senate Committee: ED:A

Please include all documents in the order listed below and indicate the documents which have been included with an "X" beside

Final docket found on Bill Status

Bill Hearing Documents: {Legislative Aides}

Bill version as it came to the committee

All Calendar Notices

Hearing Sign-up sheet(s)

Prepared testimony, presentations, & other submissions handed in at the public hearing

Hearing Report

Revised/Amended Fiscal Notes provided by the Senate Clerk's Office

Committee Action Documents: {Legislative Aides}

All amendments considered in committee (including those not adopted):

201 - amendment # 12095 ___ - amendment # _____

___ - amendment # _____ ___ - amendment # _____

Executive Session Sheet

Committee Report

Floor Action Documents: {Clerk's Office}

All floor amendments considered by the body during session (only if they are offered to the senate):

___ - amendment # _____ ___ - amendment # _____

___ - amendment # _____ ___ - amendment # _____

Post Floor Action: (if applicable) {Clerk's Office}

Committee of Conference Report (if signed off by all members. Include any new language proposed by the committee of conference):

Enrolled Bill Amendment(s)

Governor's Veto Message

All available versions of the bill: {Clerk's Office}

___ as amended by the senate ___ as amended by the house

___ final version

Completed Committee Report File Delivered to the Senate Clerk's Office By:

Cameron M. J. Payne
Committee Aide

7/20/21
Date

Senate Clerk's Office AL