

House Engrossed
FILED
KEN BENNETT
SECRETARY OF STATE

State of Arizona
House of Representatives
Fiftieth Legislature
Second Regular Session
2012

CHAPTER 183

HOUSE BILL 2157

AN ACT

AMENDING SECTIONS 32-541 AND 32-574, ARIZONA REVISED STATUTES; RELATING TO
COSMETOLOGY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 32-541, Arizona Revised Statutes, is amended to
3 read:

4 32-541. Salon requirements

5 A. A person is entitled to receive a license to operate a salon if the
6 person:

7 1. Submits to the board an application for a salon license on a form
8 supplied by the board.

9 2. Pays the prescribed fee.

10 B. The safety and sanitary requirements specified by the board in its
11 rules shall be requirements while a salon is operating.

12 C. Each salon shall have an individual ~~licensed pursuant to this~~
13 ~~chapter~~ designated as the manager of the salon.

14 Sec. 2. Section 32-574, Arizona Revised Statutes, is amended to read:

15 32-574. Unlawful acts; violation; classification

16 A. A person shall not:

17 1. Perform or attempt to perform cosmetology, aesthetics or nail
18 technology without a license in that category issued pursuant to this
19 chapter, or practice in a category in which the person does not hold a
20 license.

21 ~~2. Operate a salon unless it is at all times under the direct~~
22 ~~supervision and management of a person who is licensed pursuant to this~~
23 ~~chapter as a cosmetologist, aesthetician, nail technician or instructor and~~
24 ~~who is working as a licensee in the salon.~~

25 ~~3.~~ 2. Display a sign or in any way advertise or hold oneself out as a
26 cosmetologist, aesthetician or nail technician or as being engaged in the
27 practice or business of cosmetology, aesthetics or nail technology without
28 being licensed pursuant to this chapter.

29 ~~4.~~ 3. Knowingly make a false statement on an application for a
30 license pursuant to this chapter.

31 ~~5.~~ 4. Permit an employee or another person under the person's
32 supervision or control to perform cosmetology, aesthetics or nail technology
33 without a license issued pursuant to this chapter.

34 ~~6.~~ 5. Practice or attempt to practice cosmetology, aesthetics or nail
35 technology in any place other than in a salon licensed pursuant to this
36 chapter unless the person is requested by a customer to go to a place other
37 than a salon licensed pursuant to this chapter and is sent to the customer
38 from the salon.

39 ~~7.~~ 6. Obtain or attempt to obtain a license by the use of money other
40 than the prescribed fees or any other thing of value or by fraudulent
41 misrepresentation.

42 ~~8.~~ 7. Provide any service to a person having a visible disease,
43 pediculosis or open sores suggesting a communicable disease until the person
44 furnishes a statement signed by a physician licensed pursuant to chapter 13

1 or 17 of this title stating that the disease or condition is not in an
2 infectious, contagious or communicable stage.

3 ~~9-~~ 8. Operate a salon or school without being licensed pursuant to
4 this chapter.

5 ~~10-~~ 9. Violate any provision of this chapter or any rule adopted
6 pursuant to this chapter.

7 ~~11-~~ 10. Ignore or fail to comply with a board subpoena.

8 ~~12-~~ 11. Use the title of "aesthetician", "cosmetologist" or "nail
9 technician" or any other title or term likely to be confused with
10 "aesthetician", "cosmetologist" or "nail technician" in any advertisement,
11 statement or publication unless that person is licensed pursuant to this
12 chapter.

13 B. An instructor shall not render cosmetology, aesthetics or nail
14 technology services in a school unless the services are directly incidental
15 to the instruction of students.

16 C. A person who violates this section is guilty of a class 1
17 misdemeanor.

~~APPROVED BY THE GOVERNOR APRIL 4, 2012.~~

~~FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 5, 2012.~~

Passed the House March 6, 2012

Passed the Senate April 3, 2012

by the following vote: 52 Ayes,

by the following vote: 29 Ayes,

8 Nays, 0 Not Voting

0 Nays, 1 Not Voting

[Signature]
Speaker of the House

[Signature]
President of the Senate

[Signature]
Chief Clerk of the House

[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

4 day of April, 2012

at 11:25 o'clock A M.

[Signature]
Secretary to the Governor

Approved this 4th day of

April

at 6:57 o'clock P. M.

[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 5th day of April, 2012

at 8:11 o'clock a M.

[Signature]
Secretary of State

H.B. 2157