



Date: July 10, 2015
To: All Interested Parties
From: Gina Stauss Fast, Executive Director 
Subject: 2015 Legislative Update for the Board of Cosmetologist Examiners

The 2015 legislative session was very busy for the Board and the cosmetology profession. This memo will provide some of the highlights that the BCE feels you will want to be aware of.

The Board proposed a large bill that was passed by the legislature and signed into law. This bill enhances several aspects of cosmetology policy. These enhancements are outlined in the attached session law summary.

Legislators introduced several bills, including bills relating to mobile salons, continuing education and apprenticeship. The bills on mobile salons and continuing education were signed into law; the bill on apprenticeship was not signed into law.

Throughout the 2015 session, BCE staff spent many hours with Legislators. The hours were spent testifying at hearings, consulting on bill language and responding to fiscal notes. Additionally, BCE staff was readily available to provide any information Legislators, constituents, licensees or the Governor's office needed.

With the 2015 session closed, the Board is providing relevant session laws in the attached summary. Please be mindful that this is a summary. This is intended to help your awareness of 2015 session activity. It is not intended to be the exact wording of the passed legislation. To review all of the 2015 Session Laws, please visit the website of the [Office of the Revisor of Statutes](#) and review the links provided in the session law summary. For questions, please email the BCE office at bce.board@state.mn.us or contact us at 651-201-2742.

2015 Session Law Summary

Chapter 77: Definition Changes

The session law amends several cosmetology-related definitions and clarifies the meaning of each license type.

Definitions: Effective August 1, 2015

- [Section 29](#), Manager License
- [Section 32](#), Designated Licensed Salon Manager
- [Section 33](#), School Manager
- [Section 34](#), Designated School Manager
- [Section 35](#), Practitioner

Chapter 77: New Licenses Created – Mobile Salons and Advanced Practice Esthetician

The session law created two new types of licenses that the Board will issue and have regulatory authority over. The Board will go through full rule-making before issuing these new licenses.

Mobile Salons: Effective July 1, 2017

- [Section 30](#), mobile salons will be able to obtain licensure and legally operate in the state of Minnesota.
 - [Section 48](#), requires mobile salons to maintain a permanent business address and notify the board of the locations and schedule of operation.
 - [Section 81\(a\)](#), allows the Board to begin the rule making process to determine rules governing licensure, operations and inspection of mobile salons.

Advanced Practice Esthetician (APE): Effective January 1, 2018,

- [Section 31](#), allows a person with an APE license to use mechanical or electrical skin care apparatuses or appliances that are used on the epidermal layer of the skin.
 - [Section 81\(b\)](#), allows the Board to begin the rule making process to adopt rules governing the APE license which includes educational requirements and scope of practice.

Chapter 77: Fee Changes and Additions

The session law amends and creates new fees and makes minor changes the names of certain permits and fees. The new fee schedule can be found at the end of this document.

Fee Changes: Effective July 1, 2015

- [Section 37](#), amends and creates a variety of fee and name changes.
 - Initial License Fee Changes
 - Renewal Fee Changes

- Reinspection Fee set at \$150
- Certificate of Identification amended to Homebound Service Permit, \$50
- Letter of License Verification amended to Certification of Licensure
- Expedited Initial Individual License, \$150 (cannot be paid or expedited until 1/1/2016 and license fee required in addition)
- Expedited Initial Salon License, \$300 (cannot be paid or expedited until 1/1/2016 and license fee required in addition)
- Instructor Continuing Education Provider Approval, \$150 each year
- Practitioner Continuing Education Provider Approval, \$150 each year

Chapter 77: Application Timelines: 15 Business Day and Expedited Applications

This session law amends the current 15 business day requirements and allows for additional review and creates an expedited application process for initial licenses.

15 Business Day Timeline: Effective August 1, 2015

- [Section 38](#), creates clarifying language for the Board to either issue a license, deny a license, or notify the applicant that it is subject to additional review.
- [Section 39](#), creates language that if an application contains discrepancies, the applicant is subject to a complaint investigation, or pending disciplinary action, the Board has more than 15 business days to review the license.

Expedited Applications, Effective January 1, 2016

- [Section 40](#), creates language for a temporary military license or an expedited initial individual or salon license to be issued or denied within 5 business days.
- [Section 41](#), creates language that if an application contains discrepancies, the applicant is subject to a complaint investigation, or pending disciplinary action, the Board has more than 5 business days to review the license.

Chapter 77: Continuing Education Requirements

This session law amends continuing education requirements for practitioner licenses (does not include instructors) to require an additional 4 hours of continuing education.

Continuing Education: Effective August 1, 2017

- [Section 45](#), creates additional continuing education requirements that can be offered by board-licensed school of cosmetology, board recognized professional association or board-licensed salons. The classes must be based upon any or all of the following topics listed below. Marketing or sale of any product is prohibited during the continuing education class.
 - Product chemistry and chemistry interaction
 - Proper use of machines and instruments
 - Business management and human relations

- Techniques relevant to the type of license held

Chapter 77: Services in a Licensed Salon

The session law amends current law to require cosmetology services to be performed in a licensed salon.

Services in a Licensed Salon: Effective August 1, 2015

- [Section 46](#), requires cosmetology services to be offered in a licensed salon and repeals an exemption for esthiology services offered in relation to medical care in the office of a licensed physician to be considered licensed practice.
- [Section 88](#), repeals an exemption for esthiology services offered in relation to medical care in the office of a licensed physician to be considered licensed practice.

Chapter 77: Miscellaneous Changes

The session laws amended in these sections are minor changes related to both updating outdated law, clarifying terminology, and repealing duplicative law. These changes should not have any direct impact on licensees.

Miscellaneous Changes: Effective August 1, 2015

- [Section 28](#)
- [Section 36](#)
- [Section 42](#)
- [Section 43](#)
- [Section 44](#)
- [Section 47](#)
- [Section 49](#)
- [Section 50](#)
- [Section 87](#)

Updated Fee Schedule

Operator Initial	\$195.00	Name Change Fee	\$20.00
Operator Renewal	\$115.00	Duplicate License Fee	\$20.00
Manager Initial	\$195.00	Certification of Licensure	\$30.00
Manager Renewal	\$145.00	Hair Braider Registration	\$20.00
Instructor Initial	\$195.00	Homebound Service Permit	\$50.00
Instructor Renewal	\$145.00	Special Event Permit	\$75.00
Salon Initial	\$350.00	Temporary Military License	\$100.00
Salon Renewal	\$225.00	Expedited Initial Individual License	\$150.00
School Initial	\$4,000.00	Expedited Initial Salon License	\$300.00
School Renewal	\$2,500.00	Instructor CE Provider Approval	\$150.00 per year
Late fee Individuals	\$45.00	Practitioner CE Provider Approval	\$150.00 per year
Late fee Establishments	\$50.00		

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