

LEGISLATURE OF NEBRASKA
ONE HUNDRED FIFTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 706

Introduced by Kolterman, 24.

Read first time January 03, 2018

Committee: Health and Human Services

- 1 A BILL FOR AN ACT relating to electrology; to amend section 38-1062,
2 Reissue Revised Statutes of Nebraska, and section 38-1066, Revised
3 Statutes Supplement, 2017; to eliminate a definition; to eliminate
4 certain requirements for licensure; to repeal the original sections;
5 and to outright repeal section 38-1022, Reissue Revised Statutes of
6 Nebraska.
- 7 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 38-1062, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 38-1062 In order to be licensed by the department by examination, an
4 individual shall meet, and present to the department evidence of meeting,
5 the following requirements:

6 (1) Has attained the age of seventeen years on or before the
7 beginning date of the examination for which application is being made;

8 (2) Has completed formal education equivalent to a United States
9 high school education;

10 (3) Possesses a minimum competency in the knowledge and skills
11 necessary to perform the practices for which licensure is sought, as
12 evidenced by successful completion of an examination in the appropriate
13 practices approved by the board and administered by the department;

14 (4) Possesses sufficient ability to read the English language to
15 permit the applicant to practice in a safe manner, as evidenced by
16 successful completion of the written examination; and

17 (5) Has graduated from a school of cosmetology or an apprentice
18 salon in or outside of Nebraska, a school of esthetics in or outside of
19 Nebraska, or a school of electrolysis upon completion of a program of
20 studies appropriate to the practices for which licensure is being sought,
21 as evidenced by a diploma or certificate from the school or apprentice
22 salon to the effect that the applicant has complied with the following:

23 (a) For licensure as a cosmetologist, the program of studies shall
24 consist of a minimum of two thousand one hundred hours and two thousand
25 credits;

26 (b) For licensure as an esthetician, the program of studies shall
27 consist of a minimum of six hundred hours and six hundred credits;

28 (c) For licensure as a cosmetology instructor, the program of
29 studies shall consist of a minimum of nine hundred twenty-five hours
30 beyond the program of studies required for licensure as a cosmetologist
31 earned in a period of not less than six months;

1 (d) For licensure as a cosmetology instructor, be currently licensed
2 as a cosmetologist in Nebraska, as evidenced by possession of a valid
3 Nebraska cosmetology license;

4 (e) For licensure as an electrologist, the program of studies shall
5 consist of a minimum of six hundred hours ~~and six hundred credits~~;

6 (f) For licensure as an electrology instructor, be currently
7 licensed as an electrologist in Nebraska and have practiced electrology
8 actively for at least two years immediately before the application; and

9 (g) For licensure as an esthetics instructor, completion of a
10 program of studies consisting of a minimum of three hundred hours beyond
11 the program of studies required for licensure as an esthetician and
12 current licensure as an esthetician in Nebraska.

13 Sec. 2. Section 38-1066, Revised Statutes Supplement, 2017, is
14 amended to read:

15 38-1066 (1) The department may grant a license based on licensure in
16 another jurisdiction to any person who meets the requirements of
17 subdivisions (1) and (2) of section 38-1062 and who presents proof of the
18 following:

19 (a) That he or she is currently licensed in the appropriate category
20 in another jurisdiction and that he or she has never been disciplined or
21 had his or her license revoked. An applicant seeking licensure as an
22 instructor in the manner provided in this section shall be licensed as an
23 instructor in another jurisdiction. An applicant seeking licensure as a
24 cosmetologist in the manner provided in this section shall be licensed as
25 a cosmetologist in another jurisdiction. An applicant seeking licensure
26 as an esthetician in the manner provided in this section shall be
27 licensed as a cosmetologist, an esthetician, or an equivalent title in
28 another jurisdiction. An applicant seeking licensure as an esthetics
29 instructor in the manner provided in this section shall be licensed as a
30 cosmetology instructor, esthetics instructor, or the equivalent in
31 another jurisdiction. An applicant seeking licensure as an electrologist

1 or an electrology instructor in the manner provided in this section shall
2 be licensed as an electrologist or an electrology instructor,
3 respectively, in another jurisdiction;

4 (b) That such license was issued on the basis of an examination and
5 the results of the examination. If an examination was not required for
6 licensure in the other jurisdiction, the applicant shall take the
7 Nebraska examination; and

8 (c) That the applicant complies with the hour requirements of
9 subdivision (5) of section 38-1062 through any combination of hours
10 earned as a student or apprentice in a cosmetology establishment ~~or an~~
11 ~~electrology establishment~~ licensed or approved by the jurisdiction in
12 which it was located and hour-equivalents granted for recent work
13 experience, with hour-equivalents recognized as follows:

14 (i) Each month of full-time practice as an instructor within the
15 five years immediately preceding application shall be valued as one
16 hundred hour-equivalents toward an instructor's license or a cosmetology
17 license and one hundred hour-equivalents toward an esthetician's license;

18 (ii) Each month of full-time practice as a cosmetologist within the
19 five years immediately preceding application shall be valued as one
20 hundred hour-equivalents toward a cosmetology license and one hundred
21 hour-equivalents toward an esthetician's license;

22 (iii) Each month of full-time practice as an esthetician within the
23 five years immediately preceding application shall be valued as one
24 hundred hour-equivalents toward an esthetician's license;

25 (iv) Each month of full-time practice as an esthetics instructor
26 within the five years immediately preceding application shall be valued
27 as one hundred hour-equivalents toward an esthetics instructor's license;
28 and

29 (v) Each month of full-time practice as an electrologist within the
30 five years immediately preceding application shall be valued as one
31 hundred hour-equivalents toward an electrologist's license.

1 (2) An applicant who is a military spouse may apply for a temporary
2 license as provided in section 38-129.01 and may practice under the
3 temporary license without supervision.

4 Sec. 3. Original section 38-1062, Reissue Revised Statutes of
5 Nebraska, and section 38-1066, Revised Statutes Supplement, 2017, are
6 repealed.

7 Sec. 4. The following section is outright repealed: Section
8 38-1022, Reissue Revised Statutes of Nebraska.