HOUSE DOCKET, NO. 92 FILED ON: 1/7/2011

HOUSE . . . . . No. 95

The Commonwealth of Massachusetts

PRESENTED BY:

Demetrius J. Atsalis

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act regulating apprenticeships under the practice of cosmetology.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Demetrius J. Atsalis	*2nd Barnstable*

HOUSE DOCKET, NO. 92 FILED ON: 1/7/2011

HOUSE . . . . . No. 95

By Mr. Atsalis of Barnstable, a petition (accompanied by bill, House, No. 95) of Demetrius J. Atsalis for legislation to regulate apprenticeships under the practice of cosmetology. Consumer Protection and Professional Licensure.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. *216* OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act regulating apprenticeships under the practice of cosmetology.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Section 87KK of chapter 112 of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by inserting in place thereof after the following section:—

Section 87KK ½ COSMETOLOGY APPRENTICESHIPS

Each cosmetology apprentice shall receive instruction from a licensee who is a shop owner and has been licensed and practicing for a minimum of 10 consecutive full-time years immediately prior to the time of the apprenticeship in the area of cosmetology which the apprentice is seeking licensure.

9 At no time shall a supervisor of an apprentice have more than one apprentice nor shall the
10 apprentice be allowed to work if the supervisor is not available. The supervisor shall keep a
11 weekly record of the apprentice's attendance and it shall include: (a) the name of the apprentice;
12 (b) the name and address of the shop; (c) the dates the apprentice worked; (d) the total number of
13 hours worked during the week; (e) the work processes performed on the days the apprentice
14 worked; (f) the signature of the supervisor; and (e) the signature of the apprentice.

15 A cosmetology apprentice shall not perform any client services for the first 100 hours of
16 the apprenticeship. An apprentice shall spend no more than 30 minutes a day cleaning during
17 hours that are being documented as part of the apprenticeship requirement. An apprentice shall
18 wear a name tag stating "Apprentice." The Board does not govern whether the apprentice is paid
19 money or receives a stipend.

20 A cosmetology apprentice will consist of approximately 20 hours per week of shop work
21 with no more than 85 hours per month for a total of 2,000 hours of documented work with clients
22 or the supervisor.

23 To accommodate unexpected illness or required absences, an apprentice may work more
24 or less hours per week but in no instance can the apprenticeship extend more than 36 months. To
25 accommodate acceleration, an apprentice may work additional hours per week, but in no instance
26 can the total 2,000 apprenticeship hours be completed in less than 12 months.

27 At the conclusion of the apprenticeship, the apprentice shall have acquired the following
28 competencies: (a) shampooing; (b) hair-cutting, hairstyling and hair-shaping; (c) hair coloring,
29 including temporary, semi-permanent and permanent; (d) permanent waxing and straightening;
30 (e) hair analysis & scalp treatments; (f) facials; (g) waxing; (h) manicuring and pedicuring; (i)

31 sanitation and sterilization techniques for shop equipment and supplies; (j) sanitary health and
32 hygiene procedures; and (m) the safe use, storage and disposal of shop chemicals.

33 The Board of Registration shall be responsible for promulgating rules and regulations
34 measuring the competency levels of all cosmetology apprenticeship candidates. All cosmetology
35 apprenticeship candidates must take and pass the Board of Cosmetologist written examination.

36 A person who violates a prohibition under this section is subject to administrative
37 penalties established by the Board of Cosmetology.