

SENATE No. 137

The Commonwealth of Massachusetts

PRESENTED BY:

Diana DiZoglio

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 requiring domestic violence and sexual assault education for certain occupations.

PETITION OF:

NAME:

Diana DiZoglio

DISTRICT/ADDRESS:

First Essex

SENATE No. 137

By Ms. DiZoglio, a petition (accompanied by bill, Senate, No. 137) of Diana DiZoglio for legislation relative to domestic violence and sexual assault education for certain licensed occupations. Consumer Protection and Professional Licensure.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 3465 OF 2017-2018.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act requiring domestic violence and sexual assault education for certain occupations.

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

1 SECTION 1. Section 87T of chapter 112 of the General Laws, as appearing in the 2014
2 Official Edition, is hereby amended by striking out the definition of “Board” and inserting in
3 place thereof the following definition:- “Board”, the board of registration of cosmetology and
4 barbering established by section 42 of chapter 13.

5 SECTION 2. Said chapter 112 of the General Laws is hereby amended by inserting after
6 section 87V the following section:-

7 Section 87V1/2. (a) All applicants for a new aesthetician, barber, cosmetologist,
8 electrolysis or manicurist license, hereinafter a license, shall complete 1 hour of domestic

9 violence and sexual assault awareness education as part of their educational requirements for
10 initial licensing.

11 (b) All applicants for renewal of an existing license shall complete 1 hour of domestic
12 violence and sexual assault awareness continuing education as part of their educational
13 requirements for each renewal of such license.

14 (c) A licensed aesthetician, barber, cosmetologist, electrolysis or manicurist who
15 completes domestic violence and sexual assault awareness education or continuing education as
16 part of his or her licensing or renewal requirements, or his or her employer, shall not be civilly or
17 criminally liable for acting in good faith or failing to act on information obtained during the
18 course of employment concerning potential domestic violence or sexual assault.

19 (d) The board, in its discretion, may waive the requirement of domestic violence and
20 sexual assault awareness continuing education upon renewal of an existing license pursuant to
21 this section, and shall adopt rules and regulations defining the standards and criteria for such
22 waiver under the following circumstances:-

23 (i) the licensee resides in a locality where it is demonstrated that the absence of
24 opportunities for such education would interfere with the ability of the licensee to provide
25 service to the public;

26 (ii) that to comply with the domestic violence and sexual assault awareness continuing
27 education requirement would cause a substantial financial hardship on the licensee;

28 (iii) that the licensee is serving in the United States Armed Forces; or

29 (iv) that the licensee is incapacitated due to illness.

- 30 (e) The board shall promulgate rules and regulations to:
- 31 (i) establish a process for verifying the completion of the domestic violence and sexual
32 assault awareness education and continuing education requirements;
- 33 (ii) establish requirements for domestic violence and sexual assault awareness education
34 and continuing education courses and instructors; and
- 35 (iii) otherwise carryout the provisions of this section.