

ASSEMBLY BILL NO. 551—COMMITTEE ON COMMERCE AND LABOR

(ON BEHALF OF ASSEMBLYWOMAN CHRIS GIUNCHIGLIANI)

MARCH 26, 2001

Referred to Committee on Commerce and Labor

SUMMARY—Revises provisions relating to practice of cosmetology. (BDR 54-1133)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to cosmetology; authorizing the sale of food or beverages in a licensed cosmetological establishment under certain circumstances; revising the provisions relating to the issuance of a certificate of registration for a cosmetologist's apprentice; revising the provisions relating to the practice of a profession other than cosmetology in a cosmetological establishment; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1     **Section 1.** NRS 644.190 is hereby amended to read as follows:  
2     644.190 1. It is unlawful for any person to conduct or operate a  
3     cosmetological establishment, school of cosmetology or any other place of  
4     business in which any one or any combination of the occupations of  
5     cosmetology are taught or practiced unless he is licensed in accordance  
6     with the provisions of this chapter.  
7     2. Except as otherwise provided in subsection 4, it is unlawful for any  
8     person to engage in, or attempt to engage in, the practice of cosmetology or  
9     any branch thereof, whether for compensation or otherwise, unless he is  
10    licensed in accordance with the provisions of this chapter.  
11    3. This chapter does not prohibit:  
12    (a) Any student in any school of cosmetology established pursuant to  
13    the provisions of this chapter from engaging, in the school and as a student,  
14    in work connected with any branch or any combination of branches of  
15    cosmetology in the school.  
16    (b) An electrologist's apprentice from participating in a course of  
17    practical training and study.



1 (c) A person issued a provisional license as an instructor pursuant to  
2 NRS 644.193 from acting as an instructor and accepting compensation  
3 therefor while accumulating the hours of training as a teacher required for  
4 an instructor's license.

5 (d) The rendering of cosmetological services by a person who is  
6 licensed in accordance with the provisions of this chapter, if those services  
7 are rendered in connection with photographic services provided by a  
8 photographer.

9 (e) A registered cosmetologist's apprentice from engaging in the  
10 practice of cosmetology under the immediate supervision of a licensed  
11 cosmetologist.

12 *(f) The sale of food or beverages for immediate consumption in a*  
13 *licensed cosmetological establishment that contains 4,000 square feet or*  
14 *more of floor space, without regard to whether the area where the food*  
15 *or beverages are sold is separated from the remainder of the*  
16 *cosmetological establishment by a partition, wall or other physical*  
17 *barrier.*

18 4. A person *who:*

19 (a) *Is* employed to render cosmetological services in the course of and  
20 incidental to the production of a motion picture, television program,  
21 commercial or advertisement is exempt from the licensing requirements of  
22 this chapter if he renders cosmetological services only to persons who will  
23 appear in that motion picture, television program, commercial or  
24 advertisement.

25 (b) *Applies make-up to a person in a licensed cosmetological*  
26 *establishment that contains 4,000 square feet or more of floor space is*  
27 *exempt from the licensing requirements of this chapter.*

28 **Sec. 2.** NRS 644.217 is hereby amended to read as follows:

29 644.217 1. The board may issue a certificate of registration as a  
30 cosmetologist's apprentice to a person if ~~+~~:

31 ~~—(a) The person is a resident of a county whose population is less than~~  
32 ~~35,000;~~

33 ~~—(b) The person is required to travel more than 60 miles from his place of~~  
34 ~~residence to attend a licensed school of cosmetology; and~~

35 ~~—(c) The~~ *the* training of the person as a cosmetologist's apprentice will  
36 be conducted at a licensed cosmetological establishment. ~~{that is located in~~  
37 ~~such a county.}~~

38 2. An applicant for a certificate of registration as a cosmetologist's  
39 apprentice must submit an application to the board on a form prescribed by  
40 the board. The application must be accompanied by a fee of \$100 and must  
41 include:

42 (a) A statement signed by the licensed cosmetologist who will be  
43 supervising and training the cosmetologist's apprentice which states that  
44 the licensed cosmetologist has been licensed by the board to practice  
45 cosmetology in this state for not less than 3 years immediately preceding  
46 the date of the application and that his license has been in good standing  
47 during that period;

48 (b) A statement signed by the owner of the licensed cosmetological  
49 establishment where the applicant will be trained which states that the



1 owner will permit the applicant to be trained as a cosmetologist's  
2 apprentice at the cosmetological establishment; and

3 (c) Such other information as the board may require by regulation.

4 3. A certificate of registration as a cosmetologist's apprentice is valid  
5 for 2 years after the date on which it is issued and may be renewed by the  
6 board upon good cause shown.

7 **Sec. 3.** NRS 644.477 is hereby amended to read as follows:

8 644.477 It is unlawful for the operator of a cosmetological  
9 establishment *that contains less than 4,000 square feet of floor space* to  
10 practice or allow the practice of any profession other than cosmetology in  
11 that establishment.

