

By: N. Gonzalez of El Paso

H.B. No. 619

A BILL TO BE ENTITLED

AN ACT

relating to the requirements for issuance of certain barbering and cosmetology licenses and certificates for applicants holding licenses issued by other states; imposing fees.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. The heading to Section 1601.265, Occupations Code, is amended to read as follows:

Sec. 1601.265. WAIVER OF CERTAIN LICENSE AND CERTIFICATE REQUIREMENTS; PERSONAL INTERVIEW.

SECTION 2. Section 1601.265, Occupations Code, is amended by amending Subsection (a) and adding Subsections (a-1) and (c) to read as follows:

(a) The department shall issue a license or certificate to an applicant for a license or certificate issued under Section 1601.253, 1601.256, 1601.258, or 1601.259 if the applicant:

(1) submits an application on a form prescribed by the department;

(2) pays the application fee; and

(3) provides proof that the applicant holds a current license to engage in the same or a similar activity issued by another jurisdiction that has license requirements substantially equivalent to those of this state.

(a-1) The department may waive any [~~license~~] requirement for a license or certificate issued under this chapter, other than a

1 license or certificate listed in Subsection (a), for an applicant  
2 holding a license from another state or country that has license  
3 requirements substantially equivalent to those of this state.

4 (c) A license or certificate issued under Subsection (a)  
5 must be renewed as provided by Subchapter I.

6 SECTION 3. Subchapter F, Chapter 1602, Occupations Code, is  
7 amended by adding Section 1602.268 to read as follows:

8 Sec. 1602.268. WAIVER OF CERTAIN LICENSE REQUIREMENTS. (a)  
9 The department shall issue a license to an applicant for a license  
10 issued under Section 1602.254 if the applicant:

11 (1) submits an application on a form prescribed by the  
12 department;

13 (2) pays the application fee; and

14 (3) provides proof that the applicant holds a current  
15 license to engage in the same or a similar activity issued by  
16 another state that has license requirements substantially  
17 equivalent to those of this state.

18 (b) The department may waive any requirement for a license  
19 or certificate issued under this chapter, other than a license  
20 listed in Subsection (a), for an applicant holding a license from  
21 another state that has license requirements substantially  
22 equivalent to those of this state.

23 (c) A license issued under Subsection (a) must be renewed as  
24 provided by Subchapter H.

25 SECTION 4. The changes in law made by this Act apply only to  
26 an application for the issuance of a license or certificate under  
27 Chapters 1601 and 1602, Occupations Code, as amended by this Act,

1 that is filed with the Texas Department of Licensing and Regulation  
2 on or after the effective date of this Act. An application for the  
3 issuance of a license or certificate that is filed before the  
4 effective date of this Act is governed by the law in effect on the  
5 date the application was filed, and the former law is continued in  
6 effect for that purpose.

7 SECTION 5. This Act takes effect September 1, 2013.