

By: Kuempel

H.B. No. 3307

Substitute the following for H.B. No. 3307:

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C.S.H.B. No. 3307

A BILL TO BE ENTITLED

AN ACT

relating to the regulation of barbering and cosmetology.

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

SECTION 1. Subchapter A, Chapter 1601, Occupations Code, is amended by adding Section 1601.0025 to read as follows:

Sec. 1601.0025. SERVICES NOT CONSTITUTING BARBERING.
Notwithstanding Section 1601.002, "barbering," "practicing barbering," and "practice of barbering" do not include threading, which involves removing unwanted hair from a person by using a piece of thread that is looped around the hair and pulled to remove the hair and includes the incidental trimming of eyebrow hair.

SECTION 2. Section 1602.002(a), Occupations Code, is amended to read as follows:

(a) In this chapter, "cosmetology" means the practice of performing or offering to perform for compensation any of the following services:

(1) treating a person's hair by:

(A) providing any method of treatment as a primary service, including arranging, beautifying, bleaching, cleansing, coloring, cutting, dressing, dyeing, processing, shampooing, shaping, singeing, straightening, styling, tinting, or waving;

(B) providing a necessary service that is preparatory or ancillary to a service under Paragraph (A),

1 including bobbing, clipping, cutting, or trimming a person's hair
2 or shaving a person's neck with a safety razor; or

3 (C) cutting the person's hair as a separate and
4 independent service for which a charge is directly or indirectly
5 made separately from charges for any other service;

6 (2) shampooing and conditioning a person's hair;

7 (3) servicing a person's wig or artificial hairpiece
8 on a person's head or on a block after the initial retail sale and
9 servicing in any manner listed in Subdivision (1);

10 (4) treating a person's mustache or beard by
11 arranging, beautifying, coloring, processing, styling, trimming,
12 or shaving with a safety razor;

13 (5) cleansing, stimulating, or massaging a person's
14 scalp, face, neck, or arms:

15 (A) by hand or by using a device, apparatus, or
16 appliance; and

17 (B) with or without the use of any cosmetic
18 preparation, antiseptic, tonic, lotion, or cream;

19 (6) beautifying a person's face, neck, or arms using a
20 cosmetic preparation, antiseptic, tonic, lotion, powder, oil,
21 clay, cream, or appliance;

22 (7) administering facial treatments;

23 (8) removing superfluous hair from a person's body
24 using depilatories, preparations or chemicals, tweezers, or other
25 devices or appliances of any kind or description [~~tweezing~~
26 ~~techniques~~];

27 (9) treating a person's nails by:

1 (A) cutting, trimming, polishing, tinting,
2 coloring, cleansing, or manicuring; or

3 (B) attaching false nails;

4 (10) massaging, cleansing, treating, or beautifying a
5 person's hands or feet;

6 (11) applying semipermanent, thread-like extensions
7 composed of single fibers to a person's eyelashes; or

8 (12) weaving a person's hair.

9 SECTION 3. Subchapter A, Chapter 1602, Occupations Code, is
10 amended by adding Section 1602.0025 to read as follows:

11 Sec. 1602.0025. SERVICES NOT CONSTITUTING COSMETOLOGY.
12 Notwithstanding Section 1602.002(a), "cosmetology" does not
13 include threading, which involves removing unwanted hair from a
14 person by using a piece of thread that is looped around the hair and
15 pulled to remove the hair and includes the incidental trimming of
16 eyebrow hair.

17 SECTION 4. This Act takes effect September 1, 2017.