

By: Schwertner

S.B. No. 1087

A BILL TO BE ENTITLED

AN ACT

relating to the regulation of the hours of instruction for cosmetology licensing.

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

SECTION 1. Section 1602.254(b), Occupations Code, is amended to read as follows:

(b) To be eligible for an operator license, an applicant must meet the requirements of Subsection (c) or:

(1) be at least 17 years of age;

(2) have obtained a high school diploma or the equivalent of a high school diploma or have passed a valid examination administered by a certified testing agency that measures the person's ability to benefit from training; and

(3) have completed:

(A) 1,000 [~~1,500~~] hours of instruction in a licensed beauty culture school; or

(B) 1,000 hours of instruction in beauty culture courses and 500 hours of related high school courses prescribed by the commission in a vocational cosmetology program in a public school.

SECTION 2. Section 1602.451(a), Occupations Code, is amended to read as follows:

(a) The holder of a private beauty culture school license shall:

- 1 (1) maintain a sanitary establishment;
- 2 (2) maintain on duty one licensed instructor for each  
3 25 students in attendance;
- 4 (3) maintain a daily record of students' attendance;
- 5 (4) establish regular class and instruction hours and  
6 grades;
- 7 (5) require a school term of not less than six [~~nine~~]  
8 months and not less than 1,000 [~~1,500~~] hours instruction for a  
9 complete course in cosmetology;
- 10 (6) require a school term of not less than 600 hours  
11 instruction for a complete course in manicuring;
- 12 (7) hold examinations before issuing diplomas;
- 13 (8) maintain a copy of the school's curriculum in a  
14 conspicuous place and verify that the curriculum is being followed;
- 15 (9) publish in the school's catalogue and enrollment  
16 contract a description of the refund policy required under Section  
17 [1602.458](#); and
- 18 (10) provide the department with information on:
  - 19 (A) the current course completion rates of  
20 students who attend a course of instruction offered by the school;  
21 and
  - 22 (B) job placement rates and employment rates of  
23 students who complete the course of instruction.

24 SECTION 3. Section [1603.255](#), Occupations Code, is amended  
25 to read as follows:

26 Sec. 1603.255. EARLY EXAMINATION. The department may allow  
27 for the early written examination of a student who has completed the

1 following number of hours of instruction in a department-approved  
2 training program:

3 (1) 1,000 hours for a student seeking a Class A barber  
4 certificate [~~or operator license~~] in a private barber [~~or~~  
5 ~~cosmetology~~] school; [~~or~~]

6 (2) 900 hours for a student seeking an operator  
7 license in a private cosmetology school; or

8 (3) 900 hours for a student seeking a Class A barber  
9 certificate or operator license in a publicly funded barber or  
10 cosmetology school.

11 SECTION 4. As soon as practicable after the effective date  
12 of this Act, the Texas Commission of Licensing and Regulation shall  
13 adopt rules implementing Chapter 1602, Occupations Code, as amended  
14 by this Act.

15 SECTION 5. The change in law made by this Act to Section  
16 1602.254(b), Occupations Code, applies only to an application for  
17 an operator license submitted on or after September 1, 2018. An  
18 application for an operator license submitted before that date is  
19 governed by the law in effect on the date the application was  
20 submitted, and the former law is continued in effect for that  
21 purpose.

22 SECTION 6. (a) The changes in law made by this Act do not  
23 affect the validity of a proceeding pending before the court or  
24 other governmental entity on the effective date of this Act.

25 (b) An offense or other violation of law committed before  
26 the effective date of this Act is governed by the law in effect when  
27 the offense or violation was committed, and the former law is

1 continued in effect for that purpose. For purposes of this  
2 subsection, an offense or violation was committed before the  
3 effective date of this Act if any element of the offense or  
4 violation occurred before that date.

5 SECTION 7. This Act takes effect September 1, 2017.