By:  Johnson of Dallas H.B. No. 3581

A BILL TO BE ENTITLED

AN ACT

relating to the regulation by the Texas Department of Licensing and Regulation of an eyelash extension application training program and to the practice of cosmetology by an eyelash specialist license holder.

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

SECTION 1.  Subchapter E-3, Chapter 1603, Occupations Code, is amended by adding Section 1603.23071 to read as follows:

Sec. 1603.23071.  METHODS OF INSTRUCTION IN EYELASH EXTENSION APPLICATION. (a) This section applies to the curriculum content for an eyelash extension application training program for a license under Section 1603.2103(a)(8) and approved by the department under Section 1603.2307.

(b)  A school offering an eyelash extension application training program shall determine:

(1)  the number of hours to be designated as the theory portion, which may be provided through distance education; and

(2)  the number of hours to be designated as the practical portion, which must be provided through in-person instruction.

SECTION 2.  Section 1603.0011(c), Occupations Code, is amended to read as follows:

(c)  In addition to the services described by Subsection (a), the practice of cosmetology includes:

(1)  performing or offering to perform for compensation the service of applying semipermanent, thread-like extensions composed of single fibers to a person's eyelashes; and

(2)  altering the shape or color of a person's eyelashes using a cosmetic preparation or appliance.

SECTION 3.  Section 1603.2103(a), Occupations Code, is amended to read as follows:

(a)  A person holding:

(1)  a Class A barber license may perform any barbering service;

(2)  a cosmetology operator license may perform any cosmetology service;

(3)  a manicurist license may perform any service described by Section 1603.0011(a)(7) or (8);

(4)  an esthetician license may perform any service described by Section 1603.0011(a)(3), (4), (5), or (6) or (c);

(5)  a manicurist/esthetician license may perform any service described by Section 1603.0011(a)(3), (4), (5), (6), (7), or (8) or (c);

(6)  a hair weaving specialist license may perform any service described by Section 1603.0011(a)(9);

(7)  a hair weaving specialist/esthetician license may perform any service described by Section 1603.0011(a)(3), (4), (5), (6), or (9) or (c); and

(8)  an eyelash [~~extension~~] specialist license may perform any service described by Section 1603.0011(c).

SECTION 4.  Section 1603.2203(a), Occupations Code, is amended to read as follows:

(a)  An establishment licensed as:

(1)  an establishment may provide any barbering or cosmetology service;

(2)  a manicurist specialty establishment may provide any service described by Section 1603.0011(a)(7) or (8);

(3)  an esthetician specialty establishment may provide any service described by Section 1603.0011(a)(3), (4), (5), or (6) or (c);

(4)  a manicurist/esthetician specialty establishment may provide any service described by Section 1603.0011(a)(3), (4), (5), (6), (7), or (8) or (c);

(5)  a hair weaving specialty establishment may provide any service described by Section 1603.0011(a)(9);

(6)  an eyelash [~~extension~~] specialty establishment may provide any service described by Section 1603.0011(c);

(7)  a mini-establishment may provide any barbering or cosmetology service; and

(8)  a mobile establishment may provide any barbering or cosmetology service.

SECTION 5.  Not later than December 31, 2023, the Texas Commission of Licensing and Regulation shall adopt rules to implement Section 1603.23071, Occupations Code, as added by this Act.

SECTION 6.  The changes in law made by this Act apply only to the curriculum content requirements for a student who registers for an eyelash extension application training program on or after January 1, 2024.

SECTION 7.  This Act takes effect September 1, 2023.