

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Barber, Cosmetology, Esthetics, Hair
5 Braiding, and Nail Technology Act of 1985 is amended by
6 changing Sections 1-4, 2-2, 2-4, and 2A-1 and by adding Section
7 2-9 as follows:

8 (225 ILCS 410/1-4)

9 (Section scheduled to be repealed on January 1, 2016)

10 Sec. 1-4. Definitions. In this Act the following words
11 shall have the following meanings:

12 "Board" means the Barber, Cosmetology, Esthetics, and Nail
13 Technology Board.

14 "Department" means the Department of Financial and
15 Professional Regulation.

16 "Licensed barber" means an individual licensed by the
17 Department to practice barbering as defined in this Act and
18 whose license is in good standing.

19 "Licensed barber clinic teacher" means an individual
20 licensed by the Department to practice barbering, as defined in
21 this Act, and to provide clinical instruction in the practice
22 of barbering in an approved school of barbering.

23 "Licensed cosmetologist" means an individual licensed by

1 the Department to practice cosmetology, nail technology, and
2 esthetics as defined in this Act and whose license is in good
3 standing.

4 "Licensed esthetician" means an individual licensed by the
5 Department to practice esthetics as defined in this Act and
6 whose license is in good standing.

7 "Licensed nail technician" means any individual licensed
8 by the Department to practice nail technology as defined in
9 this Act and whose license is in good standing.

10 "Licensed barber teacher" means an individual licensed by
11 the Department to practice barbering as defined in this Act and
12 to provide instruction in the theory and practice of barbering
13 to students in an approved barber school.

14 "Licensed cosmetology teacher" means an individual
15 licensed by the Department to practice cosmetology, esthetics,
16 and nail technology as defined in this Act and to provide
17 instruction in the theory and practice of cosmetology,
18 esthetics, and nail technology to students in an approved
19 cosmetology, esthetics, or nail technology school.

20 "Licensed cosmetology clinic teacher" means an individual
21 licensed by the Department to practice cosmetology, esthetics,
22 and nail technology as defined in this Act and to provide
23 clinical instruction in the practice of cosmetology,
24 esthetics, and nail technology in an approved school of
25 cosmetology, esthetics, or nail technology.

26 "Licensed esthetics teacher" means an individual licensed

1 by the Department to practice esthetics as defined in this Act
2 and to provide instruction in the theory and practice of
3 esthetics to students in an approved cosmetology or esthetics
4 school.

5 "Licensed esthetics clinic teacher" means an individual
6 licensed by the Department to practice esthetics as defined in
7 this Act and to provide clinical instruction in the practice of
8 esthetics in an approved school of cosmetology or an approved
9 school of esthetics.

10 "Licensed hair braider" means any individual licensed by
11 the Department to practice hair braiding as defined in Section
12 3E-1 and whose license is in good standing.

13 "Licensed hair braiding teacher" means an individual
14 licensed by the Department to practice hair braiding and to
15 provide instruction in the theory and practice of hair braiding
16 to students in an approved cosmetology school.

17 "Licensed nail technology teacher" means an individual
18 licensed by the Department to practice nail technology and to
19 provide instruction in the theory and practice of nail
20 technology to students in an approved nail technology school or
21 cosmetology school.

22 "Licensed nail technology clinic teacher" means an
23 individual licensed by the Department to practice nail
24 technology as defined in this Act and to provide clinical
25 instruction in the practice of nail technology in an approved
26 school of cosmetology or an approved school of nail technology.

1 "Enrollment" is the date upon which the student signs an
2 enrollment agreement or student contract.

3 "Enrollment agreement" or "student contract" is any
4 agreement, instrument, or contract however named, which
5 creates or evidences an obligation binding a student to
6 purchase a course of instruction from a school.

7 "Enrollment time" means the maximum number of hours a
8 student could have attended class, whether or not the student
9 did in fact attend all those hours.

10 "Elapsed enrollment time" means the enrollment time
11 elapsed between the actual starting date and the date of the
12 student's last day of physical attendance in the school.

13 "School" means an institution of higher education that
14 meets the requirements of 34 CFR 600.9.

15 "Secretary" means the Secretary of the Department of
16 Financial and Professional Regulation.

17 "Threading" means any technique that results in the removal
18 of superfluous hair from the body by twisting thread around
19 unwanted hair and then pulling it from the skin; and may also
20 include the incidental trimming of eyebrow hair.

21 (Source: P.A. 96-1076, eff. 7-16-10; 96-1246, eff. 1-1-11;
22 97-333, eff. 8-12-11.)

23 (225 ILCS 410/2-2) (from Ch. 111, par. 1702-2)

24 (Section scheduled to be repealed on January 1, 2016)

25 Sec. 2-2. Licensure as a barber; qualifications. A person

1 is qualified to receive a license as a barber if that person
2 has applied in writing on forms prescribed by the Department,
3 has paid the required fees, and:

4 a. Is at least 16 years of age; and

5 b. Has a certificate of graduation from a school providing
6 secondary education, or the recognized equivalent of such a
7 certificate, or persons who are beyond the age of compulsory
8 school attendance; and

9 c. Has graduated from a school of barbering or school of
10 cosmetology approved by the Department, having completed a
11 total of 1500 hours in the study of barbering extending over a
12 period of not less than 9 months nor more than 3 years. A
13 school of barbering may, at its discretion, consistent with the
14 rules of the Department, accept up to 500 hours of cosmetology
15 school training at a recognized cosmetology school toward the
16 1500 hour course requirement of barbering. Time spent in such
17 study under the laws of another state or territory of the
18 United States or of a foreign country or province shall be
19 credited toward the period of study required by the provisions
20 of this paragraph; and

21 d. Has passed an examination caused to be conducted by the
22 Department or its designated testing service to determine
23 fitness to receive a license as a barber; and

24 e. Has met all other requirements of this Act.

25 (Source: P.A. 89-387, eff. 1-1-96; 89-706, eff. 1-31-97.)

1 (225 ILCS 410/2-4) (from Ch. 111, par. 1702-4)

2 (Section scheduled to be repealed on January 1, 2016)

3 Sec. 2-4. Licensure as a barber teacher; qualifications.

4 (1) A person is qualified to receive a license as a barber
5 teacher if that person files an application on forms provided
6 by the Department, pays the required fee, and:

7 a. Is at least 18 years of age;

8 b. Has graduated from high school or its equivalent;

9 c. Has a current license as a barber or cosmetologist;

10 d. Has graduated from a barber school or school of
11 cosmetology approved by the Department having ~~either~~:

12 (1) completed a total of 500 hours in barber
13 teacher training extending over a period of not less
14 than 3 months nor more than 2 years and has had 3 years
15 of practical experience as a licensed barber; ~~or~~

16 (2) completed a total of 1,000 hours of barber
17 teacher training extending over a period of not less
18 than 6 months nor more than 2 years; or ~~and~~

19 (3) completed the cosmetology teacher training as
20 specified in paragraph (4) of subsection (a) of Section
21 3-4 of this Act; and

22 e. Has passed an examination authorized by the
23 Department to determine fitness to receive a license as a
24 barber teacher or a cosmetology teacher; and

25 f. Has met any other requirements set forth in this
26 Act.

1 An applicant who is issued a license as a Barber Teacher is
2 not required to maintain a barber license in order to practice
3 barbering as defined in this Act.

4 (2) A person is qualified to receive a license as a barber
5 clinic teacher if he or she has applied in writing on forms
6 provided by the Department, has paid the required fees, and:

7 (A) is at least 18 years of age;

8 (B) has graduated from high school or its equivalent;

9 (C) has a current license as a barber;

10 (D) has (i) completed a program of 250 hours of clinic
11 teacher training in a licensed school of barbering or (ii)
12 within 5 years preceding the required examination, has
13 obtained a minimum of 2 years of practical experience
14 working at least 30 full-time hours per week as a licensed
15 barber and has completed an instructor's institute of 20
16 hours, as prescribed by the Department, prior to submitting
17 an application for examination;

18 (E) has passed an examination authorized by the
19 Department to determine eligibility to receive a license as
20 a barber teacher; and

21 (F) has met any other requirements of this Act.

22 The Department shall not issue any new barber clinic
23 teacher licenses after January 1, 2009. Any person issued a
24 license as a barber clinic teacher before January 1, 2009, may
25 renew the license after that date under this Act and that
26 person may continue to renew the license or have the license

1 restored during his or her lifetime, subject only to the
2 renewal or restoration requirements for the license under this
3 Act; however, such licensee and license shall remain subject to
4 the provisions of this Act, including, but not limited to,
5 provisions concerning renewal, restoration, fees, continuing
6 education, discipline, administration, and enforcement.

7 (Source: P.A. 94-871, eff. 6-16-06.)

8 (225 ILCS 410/2-9 new)

9 Sec. 2-9. Degree in barbering at a cosmetology school. A
10 school of cosmetology may offer a degree in barbering, as
11 defined by this Act, provided that the school of cosmetology
12 complies with subsections (c), (d), and (e) of Section 2-2 of
13 this Act; utilizes barber teachers properly licensed under
14 paragraph (1) of Section 2-4 of this Act; and complies with
15 Sections 2A-7 and 3B-10 of this Act.

16 (225 ILCS 410/2A-1)

17 (Section scheduled to be repealed on January 1, 2016)

18 Sec. 2A-1. Application. The provisions of this Article IIA
19 are applicable only to barber or cosmetology schools regulated
20 under this Act.

21 (Source: P.A. 89-387, eff. 1-1-96.)

22 Section 99. Effective date. This Act takes effect upon
23 becoming law.