

1 AMENDMENT TO SENATE BILL 1701

2 AMENDMENT NO. _____. Amend Senate Bill 1701 by replacing
3 the title with the following:

4 "AN ACT in relation to professional regulation."; and

5 by replacing everything after the enacting clause with the
6 following:

7 "Section 5. The Barber, Cosmetology, Esthetics, and Nail
8 Technology Act of 1985 is amended by changing Sections 3-2
9 and 4-2 as follows:

10 (225 ILCS 410/3-2) (from Ch. 111, par. 1703-2)

11 (Section scheduled to be repealed on January 1, 2006)

12 Sec. 3-2. Licensure; qualifications.

13 (1) A person is qualified to receive a license as a
14 cosmetologist who has filed an application on forms provided
15 by the Department, pays the required fees, and:

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

17 b. Has graduated from an eighth grade elementary
18 school, or its equivalent; and

19 c. Has graduated from a school of cosmetology
20 approved by the Department, having completed a program
21 ~~total~~ of 1500 hours in the study of cosmetology extending

1 over a period of not less than 8 months nor more than 7
2 consecutive years. A school of cosmetology may, at its
3 discretion, consistent with the rules of the Department,
4 accept up to 500 hours of barber school training at a
5 recognized barber school toward the 1500 hour program
6 requirement of cosmetology. Time spent in such study
7 under the laws of another state or territory of the
8 United States or of a foreign country or province shall
9 be credited toward the period of study required by the
10 provisions of this paragraph; and

11 d. Has passed an examination authorized by the
12 Department to determine fitness to receive a license as a
13 cosmetologist. The requirements for remedial training set
14 forth in Section 3-6 of this Act may be waived in whole
15 or in part by the Department upon proof to the Department
16 that the applicant has demonstrated competence to again
17 sit for the examination. The Department shall promulgate
18 rules establishing the standards by which such
19 determination shall be made; and

20 e. Has met any other requirements of this Act.

21 (2) If the applicant applies for a license as a
22 cosmetologist on September 1, 2000 or September 2, 2000, the
23 Department may accept a verified 10 years of cosmetology
24 experience, which may include esthetics or nail technology
25 experience, before July 1, 2000 in lieu of the requirements
26 in items c and d of subsection (1) of this Section.

27 (Source: P.A. 91-863, eff. 7-1-00.)

28 (225 ILCS 410/4-2) (from Ch. 111, par. 1704-2)

29 (Section scheduled to be repealed on January 1, 2006)

30 Sec. 4-2. The Barber, Cosmetology, Esthetics, and Nail
31 Technology Committee. There is established within the
32 Department the Barber, Cosmetology, Esthetics, and Nail
33 Technology Committee, composed of 11 persons designated from

1 time to time by the Director to advise the Director in all
2 matters related to the practice of barbering, cosmetology,
3 esthetics, and nail technology.

4 The 11 members of the Committee shall be appointed as
5 follows: 6 licensed cosmetologists, all of whom hold a
6 current license as a cosmetologist or cosmetology teacher
7 and, for appointments made after the effective date of this
8 amendatory Act of 1996, at least 2 of whom shall be an owner
9 of or a major stockholder in a school of cosmetology, one of
10 whom shall be a representative of a franchiser with 5 or more
11 locations within the State, one of whom shall be a
12 representative of an owner operating salons in 5 or more
13 locations within the State, one of whom shall be an
14 independent salon owner, and no one of the cosmetologist
15 members shall be a manufacturer, jobber, or stockholder in a
16 factory of cosmetology articles or an immediate family member
17 of any of the above; 2 of whom shall be barbers holding a
18 current license; one member who shall be a licensed
19 esthetician or esthetics teacher; one member who shall be a
20 licensed nail technician or nail technology teacher; and one
21 public member who holds no licenses issued by the Department.
22 The Director shall give due consideration for membership to
23 recommendations by members of the professions and by their
24 professional organizations. Members shall serve 4 year terms
25 and until their successors are appointed and qualified. No
26 member shall be reappointed to the Committee for more than 2
27 terms. Appointments to fill vacancies shall be made in the
28 same manner as original appointments for the unexpired
29 portion of the vacated term. Members of the Committee in
30 office on the effective date of this amendatory Act of 1996
31 shall continue to serve for the duration of the terms to
32 which they have been appointed, but beginning on that
33 effective date all appointments of licensed cosmetologists
34 and barbers to serve as members of the Committee shall be

1 made in a manner that will effect at the earliest possible
2 date the changes made by this amendatory Act of 1996 in the
3 representative composition of the Committee.

4 A majority of Committee members then appointed
5 constitutes a quorum. A majority of the quorum is required
6 for a Committee decision.

7 Whenever the Director is satisfied that substantial
8 justice has not been done in an examination, the Director may
9 order a reexamination by the same or other examiners.

10 (Source: P.A. 89-387, eff. 1-1-96; 89-706, eff. 1-31-97;
11 90-580, eff. 5-21-98.)

12 Section 99. Effective date. This Act takes effect upon
13 becoming law."