

**Adopted  
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

**House Bill No. 454**

**BY: Committee**

**Amend by striking all after the enacting clause and inserting  
in lieu thereof the following:**

7           **SECTION 1.** Section 73-7-1, Mississippi Code of 1972, is  
8 reenacted as follows:

9           73-7-1. There is hereby continued and reconstituted a State  
10 Board of Cosmetology, composed of five (5) members to be appointed  
11 by the Governor, with the advice and consent of the Senate, and  
12 whose term of office shall be four (4) years from the date of  
13 appointment except as otherwise provided herein. However, no more  
14 than two (2) members shall be appointed from each Supreme Court  
15 district.

16           There shall be a president of the board and such other  
17 officers as deemed necessary by the board elected by and from its  
18 membership, provided that the member elected as president shall  
19 have at least one (1) year of experience on the board. Any  
20 member appointed by the Governor and confirmed by the Senate for a  
21 term to begin on or after July 1, 1997, who was designated by the  
22 Governor to serve as president of the board, shall be fully  
23 qualified to serve on the board for a full term of office, but  
24 shall not serve as president of the board unless elected by the  
25 membership of the board as provided under this paragraph.

26 To be eligible for appointment as a member of the State Board  
27 of Cosmetology, the person applying shall have been a citizen of  
28 this state for a minimum of five (5) years immediately prior to  
29 appointment. Such person shall be at least thirty (30) years of  
30 age, possess a high school education or its equivalent, and shall  
31 have been a licensed cosmetologist with not less than ten (10)  
32 years' active practice in cosmetology. No member of the board  
33 shall be connected in any way with any school wherein cosmetology  
34 is taught, nor shall any two (2) members of the board be graduates  
35 of the same school of cosmetology.

36 However, in the event of vacancy by death or resignation of  
37 any member of the board, the Governor shall, within thirty (30)  
38 days, appoint a person possessing all qualifications required to  
39 serve the remainder of the term. Any member who shall not attend  
40 two (2) consecutive meetings of the board for reasons other than  
41 illness of such member shall be subject to removal by the  
42 Governor. The president of the board shall notify the Governor in  
43 writing when any such member has failed to attend two (2)  
44 consecutive regular meetings.

45 The salaries of all paid employees of the board shall be paid  
46 out of funds in the board's special fund in the State Treasury.  
47 Each member of the board, excepting the inspectors provided for  
48 herein, shall receive per diem as authorized by Section 25-3-69,  
49 and shall be reimbursed for such other expenses at the same rate  
50 and under the same conditions as other state employees as provided  
51 for in Section 25-3-41.

52 The board shall give reasonable public notice of all board  
53 meetings not less than ten (10) days prior to such meetings.

54 **SECTION 2.** Section 73-7-2, Mississippi Code of 1972, is  
55 reenacted as follows:

56           73-7-2. As used in this chapter, the following terms shall  
57 have the meanings ascribed herein unless the context otherwise  
58 requires:

59           (a) "Board" means the State Board of Cosmetology.

60           (b) "Cosmetology" means any one (1) or a combination of  
61 the following practices if they are performed on a person's head,  
62 face, neck, shoulder, arms, hands, legs or feet for cosmetic  
63 purposes:

64                   (i) Cutting, clipping or trimming hair.

65                   (ii) Styling, arranging, dressing, curling,  
66 waving, permanent waving, straightening, cleansing, bleaching,  
67 tinting, coloring or similarly treating hair.

68                   (iii) Cleansing, stimulating, manipulating,  
69 beautifying or applying oils, antiseptics, clays, lotions or other  
70 preparations, either by hand or by mechanical or electrical  
71 apparatus.

72                   (iv) Arching eyebrows or tinting eyebrows and  
73 eyelashes.

74                   (v) Removing superfluous hair by the use of  
75 depilatories.

76                   (vi) Manicuring and pedicuring.

77           (c) "Cosmetologist" means a person who for  
78 compensation, whether direct or indirect, engages in the practice  
79 of cosmetology.

80           (d) "Esthetics" means any one (1) or a combination of  
81 the following practices:

82                   (i) Massaging the face or neck of a person.

83                   (ii) Trimming eyebrows.

84                   (iii) Tinting eyelashes or eyebrows.

85                   (iv) Waxing, stimulating, cleaning or beautifying  
86 the face, neck, arms or legs of a person by any method with the

87 aid of the hands or any mechanical or electrical apparatus, or by  
88 the use of a cosmetic preparation.

89 The term "esthetics" shall not include the diagnosis,  
90 treatment or therapy of any dermatological condition.

91 (e) "Esthetician" means any person who, for  
92 compensation, either direct or indirect, engages in the practice  
93 of esthetics.

94 (f) "Instructor" means a person licensed to teach  
95 cosmetology, or manicuring and pedicuring, or esthetics, or  
96 wigology, or all of those, pursuant to this chapter, and shall  
97 include those persons engaged in the instruction of student  
98 instructors.

99 (g) "Manicuring and pedicuring" means any one (1) or a  
100 combination of the following practices:

101 (i) Cutting, trimming, polishing, coloring,  
102 tinting, cleansing or otherwise treating a person's nails.

103 (ii) Applying artificial nails.

104 (iii) Massaging or cleaning a person's hands,  
105 arms, legs or feet.

106 (h) "Manicurist" means a person who for compensation,  
107 either direct or indirect, engages in the practice of manicuring  
108 and pedicuring.

109 (i) "Master cosmetologist" means a person holding a  
110 cosmetology license who has completed the minimum course of  
111 continuing education prescribed by Section 73-7-14.

112 (j) "Salon" means an establishment operated for the  
113 purpose of engaging in the practice of cosmetology, or manicuring  
114 and pedicuring, or esthetics, or wigology, or all of those.

115 (k) "School" means an establishment, public or private,  
116 operated for the purpose of teaching cosmetology, or manicuring  
117 and pedicuring, or esthetics, or wigology, or all of those.

118           (1) "Wigology" means a service to a wig or hairpiece in  
119 any one (1) or combination of the following:

120           (i) Arranging, dressing, waving or curling.

121           (ii) Cleaning.

122           (iii) Bleaching or coloring.

123           (iv) Cutting and shaping.

124           (m) "Wig specialist" means a person who, for  
125 compensation, either direct or indirect, engages in the practice  
126 of wigology.

127           **SECTION 3.** Section 73-7-3, Mississippi Code of 1972, is  
128 reenacted as follows:

129           73-7-3. The board shall be authorized to employ such  
130 clerical and stenographic assistance, bookkeepers, investigators  
131 and other agents as they may deem necessary to carry out the  
132 provisions of this chapter, and to fix their tenure of employment  
133 and compensation therefor. The members of the board shall file a  
134 bond with the Secretary of State in the sum of not less than Five  
135 Thousand Dollars (\$5,000.00) payable to the State of Mississippi  
136 for the faithful performance of their duties. The bond shall be  
137 made by a surety company authorized to do business in this state,  
138 the premium of the bond to be paid out of any money in the board's  
139 special fund in the State Treasury.

140           The office of the board shall be located in the greater  
141 metropolitan area of the City of Jackson, Mississippi, and in the  
142 event office space cannot be obtained in any state-owned building,  
143 the board is authorized to rent suitable office space and to pay  
144 therefor out of funds in the board's special fund. The board  
145 shall employ inspectors as needed, not to exceed seven (7), who  
146 shall be full-time employees and whose salaries and duties shall  
147 be fixed by the board.

148           The salaries of all paid employees of the board shall be paid  
149 out of the funds in the board's special fund. The inspectors

150 shall, in addition to their salaries, be reimbursed for such  
151 expenses as are allowed other state employees under the provisions  
152 of Section 25-3-41. In addition to the paying of office rent, the  
153 board is authorized to purchase necessary office furniture and  
154 equipment, stationery, books, certificates and any other equipment  
155 necessary for the proper administration of this chapter.

156 **SECTION 4.** Section 73-7-5, Mississippi Code of 1972, is  
157 reenacted as follows:

158 73-7-5. (1) All fees and any other monies received by the  
159 board shall be deposited in a special fund that is created in the  
160 State Treasury and shall be used for the implementation and  
161 administration of this chapter when appropriated by the  
162 Legislature for such purpose. The monies in the special fund  
163 shall be subject to all provisions of the state budget laws that  
164 are applicable to special fund agencies, and shall be disbursed by  
165 the State Treasurer only upon warrants issued by the State Fiscal  
166 Officer upon requisitions signed by the president of the board or  
167 another board member designated by the president, and  
168 countersigned by the secretary of the board. Any interest earned  
169 on this special fund shall be credited by the State Treasurer to  
170 the fund and shall not be paid into the State General Fund. Any  
171 unexpended monies remaining in the special fund at the end of a  
172 fiscal year shall not lapse into the State General Fund.

173 (2) The State Auditor shall audit the financial affairs of  
174 the board and the transactions involving the special fund at least  
175 once a year in the same manner as for other special fund agencies.  
176 In addition, the Governor, in his discretion, shall have the power  
177 from time to time to require an audit of the financial affairs of  
178 the board, the same to be made by the State Auditor upon request  
179 of the Governor. The Governor shall have the power to suspend any  
180 member of the board who shall be found in default in any account  
181 until such time as it shall be determined whether such default was

182 a result of an act of dishonesty on the part of the member, and in  
183 the event it is found that such default is an act of dishonesty,  
184 misfeasance or nonfeasance on the part of the member, such member  
185 shall be immediately removed by the Governor from office.

186 **SECTION 5.** Section 73-7-7, Mississippi Code of 1972, is  
187 reenacted as follows:

188 73-7-7. The board shall have authority to make reasonable  
189 rules and regulations for the administration of the provisions of  
190 this chapter. The board shall set up a curriculum for operation  
191 of schools of cosmetology and the other professions it is charged  
192 to regulate in this state. The board shall receive and consider  
193 for adoption recommendations for rules and regulations, school  
194 curriculum, and related matters from the Mississippi Cosmetology  
195 Council, whose membership shall consist of, in addition to the  
196 board members, five (5) elected delegates from the Mississippi  
197 Hairdressers and Cosmetologists Association, five (5) elected  
198 delegates from the Mississippi Cosmetology School Association,  
199 five (5) elected delegates from the Mississippi Independent  
200 Beauticians Association, and five (5) elected delegates from the  
201 School Owners and Teachers Association. The board may revoke the  
202 license of any cosmetologist, esthetician, manicurist, wig  
203 specialist, instructor, school of cosmetology, or salon, or may  
204 refuse to issue a license to any cosmetologist, esthetician,  
205 manicurist, wig specialist, instructor, school of cosmetology, or  
206 salon that fails or refuses to comply with the provisions of this  
207 chapter and the rules and regulations of the board in carrying out  
208 the provisions of this chapter.

209 The board shall have authority to prescribe reasonable rules  
210 and regulations governing sanitation of schools of cosmetology and  
211 beauty salons for the guidance of persons licensed under this  
212 chapter in the operation of schools of cosmetology, or a beauty  
213 salon, and in the practice of cosmetology, esthetics, manicuring

214 and pedicuring, and wigology. However, any and all rules and  
215 regulations relating to sanitation shall, before adoption by the  
216 board, have the written approval of the State Board of Health.  
217 When the board has reason to believe that any of the provisions of  
218 this chapter or of the rules and regulations of the board have  
219 been violated, either upon receipt of a written complaint alleging  
220 such violations or upon the board's own initiative, the board, or  
221 any of its authorized agents, shall investigate same and shall  
222 have authority to enter upon the premises of a school of  
223 cosmetology or salon at any time during the regular business hours  
224 of that school or salon to conduct the investigation. Such  
225 investigation may include, but not be limited to, conducting oral  
226 interviews with the complaining party, school or salon owner(s)  
227 and/or students of the school, and reviewing records of the school  
228 or salon pertinent to the complaint and related to an area subject  
229 to the authority of the board. Such investigation shall not  
230 include written interviews or surveys of school employees or  
231 students, and the privacy of patrons shall be respected by any  
232 person making such investigation.

233 On or before July 1, 2001, the board shall adopt regulations  
234 to ensure that all fingernail service products used by licensed  
235 cosmetologists, manicurists and other licensees do not contain  
236 methyl methacrylate (MMA) as a monomer agent for cosmetic nail  
237 applications.

238 If the board finds that a violation of the provisions of this  
239 chapter or the rules and regulations of the board has occurred, it  
240 may cause a hearing to be held as set forth in Section 73-7-27.

241 **SECTION 6.** Section 73-7-9, Mississippi Code of 1972, is  
242 reenacted as follows:

243 73-7-9. No person required by this chapter to have a license  
244 shall conduct a beauty salon or school of cosmetology, or practice  
245 cosmetology, esthetics, manicuring and pedicuring, or wigology, or



246 practice as an instructor, unless such person has received a  
247 license or temporary permit therefor from the board. Students  
248 determined to have violated any of these rules or regulations  
249 prior to being licensed by the board shall be subject to the same  
250 discipline by the board as licensees. They may be disciplined and  
251 fined accordingly.

252 **SECTION 7.** Section 73-7-11, Mississippi Code of 1972, is  
253 reenacted as follows:

254 73-7-11. Each owner of a certificate of registration issued  
255 by the state board, pursuant to the provisions of this chapter,  
256 shall display said certificate of registration in a conspicuous  
257 place in his or her principal office, place of business or  
258 employment, at all times.

259 **SECTION 8.** Section 73-7-12, Mississippi Code of 1972, is  
260 reenacted as follows:

261 73-7-12. The board shall hold examinations for  
262 cosmetologists, estheticians, manicurists, wig specialists and  
263 instructors at least twice a year and at such other times as the  
264 board may determine.

265 **SECTION 9.** Section 73-7-13, Mississippi Code of 1972, is  
266 reenacted as follows:

267 73-7-13. (1) The board shall admit to examination for a  
268 cosmetology license any person who has made application to the  
269 board in proper form, has paid the required fee, and who (a) is at  
270 least seventeen (17) years of age, (b) can read, write and speak  
271 English, (c) has successfully completed no less than fifteen  
272 hundred (1500) hours over a period of no less than nine (9) months  
273 in an accredited school of cosmetology, and (d) has a high school  
274 education or its equivalent.

275 The board may, in its discretion, issue to any student who  
276 has completed the prescribed hours in an accredited school in  
277 Mississippi a temporary permit until such time as the next

278 examination may be held, but such student shall be issued only one  
279 (1) temporary permit. Application for an examination and license  
280 shall be accompanied by two (2) recent head photographs of the  
281 applicant. No temporary permit will be issued an applicant from  
282 any other state to operate a beauty salon or school of cosmetology  
283 in this state unless in case of emergency.

284 Applicants for the cosmetologist examination, after having  
285 satisfactorily passed the prescribed examination, shall be issued  
286 a cosmetology license which until June 30, 2001, shall be valid  
287 for one (1) year, and after July 1, 2001, shall be valid for two  
288 (2) years, and all those licenses shall be subject to renewal.

289 Any barber who can read, write and speak English and has  
290 successfully completed no less than fifteen hundred (1500) hours  
291 in an accredited barber school, and who holds a current valid  
292 certificate of registration to practice barbering and who holds a  
293 current valid license, is eligible to take the cosmetology  
294 examination to secure a cosmetology license upon successfully  
295 completing five hundred (500) hours in an accredited school of  
296 cosmetology. All fees for application, examination, registration  
297 and renewal thereof shall be the same as provided for  
298 cosmetologists.

299 (2) Each application or filing made under this section shall  
300 include the social security number(s) of the applicant in  
301 accordance with Section 93-11-64.

302 (3) Any licensed cosmetologist, esthetician, manicurist or  
303 wigologist who is registered but not actively practicing in the  
304 State of Mississippi at the time of making application for  
305 renewal, may apply for registration on the "inactive" list. Such  
306 "inactive" list shall be maintained by the board and shall set out  
307 the names and post office addresses of all persons registered but  
308 not actively practicing in this state, arranged alphabetically by  
309 name and also by the municipalities and states of their last known

310 professional or residential address. Only the cosmetologists,  
311 estheticians, manicurists and wigologists registered on the  
312 appropriate list as actively practicing in the State of  
313 Mississippi shall be authorized to practice those professions.  
314 For the purpose of this section, any licensed cosmetologist,  
315 esthetician, manicurist or wigologist who has actively practiced  
316 his or her profession for at least three (3) months of the  
317 immediately preceding license renewal period shall be considered  
318 in active practice. No cosmetologist, esthetician, manicurist or  
319 wigologist shall be registered on the "inactive" list until the  
320 person has furnished a statement of intent to take such action to  
321 the board. Any licensed cosmetologist, esthetician, manicurist or  
322 wigologist registered on the "inactive" list shall not be eligible  
323 for registration on the active list until either of the following  
324 conditions have been satisfied:

325           (a) Written application shall be submitted to the State  
326 Board of Cosmetology stating the reasons for such inactivity and  
327 setting forth such other information as the board may require on  
328 an individual basis and completion of the number of clock hours of  
329 continuing education as approved by the board; or

330           (b) Evidence to the satisfaction of the board shall be  
331 submitted that they have actively practiced their profession in  
332 good standing in another state and have not been guilty of conduct  
333 that would warrant suspension or revocation as provided by  
334 applicable law; and

335           (c) Payment of the fee for processing such inactive  
336 license.

337           **SECTION 10.** Section 73-7-14, Mississippi Code of 1972, is  
338 reenacted as follows:

339           73-7-14. Any person who holds a current, valid cosmetology  
340 license may be licensed as a master cosmetologist if he or she has  
341 been a licensed cosmetologist in this state for a period of not

342 less than twelve (12) months, and has completed a minimum course  
343 of sixteen (16) hours' study in continuing education approved by  
344 the board within the licensing period preceding initial  
345 application for the license, and has paid the original license  
346 fee. Master cosmetologist licenses shall be renewable upon  
347 completion of a minimum course of eight (8) hours' study in  
348 continuing education approved by the board within a licensing  
349 period and payment of the required renewal fee. This is an  
350 optional license and persons who do not wish to complete the  
351 continuing education requirement may obtain a cosmetology license  
352 when renewing their license.

353 Each application or filing made under this section shall  
354 include the social security number(s) of the applicant in  
355 accordance with Section 93-11-64, Mississippi Code of 1972.

356 **SECTION 11.** Section 73-7-15, Mississippi Code of 1972, is  
357 reenacted as follows:

358 73-7-15. (1) The board shall admit to examination for a  
359 cosmetology instructor's license any person who has made  
360 application to the board in proper form, has paid the required  
361 fee, and who:

- 362 (a) Is not less than twenty-one (21) years of age;
- 363 (b) Can read, write and speak English;
- 364 (c) Is a graduate of an accredited cosmetology school;
- 365 (d) Has a high school education or its equivalent;
- 366 (e) Has successfully completed seven hundred fifty  
367 (750) hours of instructor training in an accredited school of  
368 cosmetology;
- 369 (f) Has successfully completed twelve (12) semester  
370 hours in college courses approved by the board;
- 371 (g) Holds a current, valid Mississippi cosmetology  
372 license; and

373           (h) Has at least two (2) years' active practical  
374 experience as a licensed cosmetologist or, as an alternative to  
375 such experience, has successfully completed two thousand (2,000)  
376 hours of instructor training in an accredited school of  
377 cosmetology.

378           (2) The board shall admit to examination for an esthetics  
379 instructor's license any person who has made application to the  
380 board in proper form, has paid the required fee, and who:

381                 (a) Is not less than twenty-one (21) years of age;

382                 (b) Can read, write and speak English;

383                 (c) Has a high school education or its equivalent;

384                 (d) Has successfully completed six hundred (600) hours  
385 of instructor training in an accredited school in which the  
386 practice of esthetics is taught;

387                 (e) Has successfully completed twelve (12) semester  
388 hours in college courses approved by the board;

389                 (f) Holds a current, valid Mississippi esthetician's  
390 license; and

391                 (g) Has had two (2) years of active practical  
392 experience as an esthetician or, as an alternative to such  
393 experience, has successfully completed one thousand (1,000) hours  
394 of instructor training in an accredited school in which the  
395 practice of esthetics is taught.

396           (3) The board shall admit to examination for a manicurist  
397 instructor's license any person who has made application to the  
398 board in proper form, has paid the required fee, and who:

399                 (a) Is not less than twenty-one (21) years of age;

400                 (b) Can read, write and speak English;

401                 (c) Has a high school education or its equivalent;

402                 (d) Has successfully completed six hundred (600) hours  
403 of instructor training in an accredited school in which the  
404 practice of manicuring is taught;

405           (e) Has successfully completed twelve (12) semester  
406 hours in college courses approved by the board;

407           (f) Holds a current, valid Mississippi manicurist's  
408 license; and

409           (g) Has had two (2) years of active practical  
410 experience as a manicurist or, as an alternative to such  
411 experience, has successfully completed one thousand (1,000) hours  
412 of instructor training in an accredited school in which the  
413 practice of manicuring is taught.

414           (4) Applicants shall satisfactorily pass the examination  
415 prescribed by the board for licensing instructors prior to the  
416 issuance of the licenses provided for in this section. However,  
417 the board may, in its discretion, issue a temporary instructor's  
418 permit until such time as the next examination may be held, but  
419 such applicant shall be issued only one (1) temporary permit. All  
420 applications for an instructor's examination shall be accompanied  
421 by two (2) recent head photographs of the applicant.

422           (5) All instructors licensed pursuant to this section shall  
423 biennially obtain twenty-four (24) clock hours of continuing  
424 education in teacher training instruction in cosmetology or  
425 esthetics or manicuring, as the case may be, as approved by the  
426 board. Any instructor who fails to obtain the continuing  
427 education required by this subsection shall not be allowed to  
428 instruct nor enroll students under his or her license until such  
429 education requirement has been met. The board may issue an  
430 inactive instructor's license to such instructors, and an inactive  
431 license may be converted into an active license after proof  
432 satisfactory to the board of completion of at least twenty-four  
433 (24) clock hours of approved continuing education required for  
434 teacher training instruction.

435 (6) Each application or filing made under this section shall  
436 include the social security number(s) of the applicant in  
437 accordance with Section 93-11-64.

438 **SECTION 12.** Section 73-7-16, Mississippi Code of 1972, is  
439 reenacted as follows:

440 73-7-16. All schools of cosmetology or school owners shall  
441 have a school license and shall pay to the board the required  
442 license fee annually therefor. A grace period of sixty (60) days  
443 will be given in which to renew the license, and upon the  
444 expiration of the grace period of sixty (60) days, any applicant  
445 for the renewal of a school license will be required to pay a  
446 delinquent fee in addition to the renewal fee. The board is  
447 hereby authorized and empowered to promulgate necessary and  
448 reasonable rules and regulations for the issuance and renewal of  
449 school licenses. However, the board shall not refuse to issue or  
450 renew a school's license because of the number of schools already  
451 in that area of the state, and any rule promulgated by the board  
452 for that purpose shall be null and void.

453 Each application or filing made under this section shall  
454 include the social security number(s) of the applicant in  
455 accordance with Section 93-11-64, Mississippi Code of 1972.

456 **SECTION 13.** Section 73-7-17, Mississippi Code of 1972, is  
457 reenacted as follows:

458 73-7-17. All salon owners shall have a salon license and  
459 shall pay to the board the required license fee therefor and pay  
460 the required renewal fee for renewal thereof. A grace period of  
461 sixty (60) days will be given in which to renew the license, and  
462 upon the expiration of the grace period of sixty (60) days any  
463 applicant for the renewal of a salon license will be required to  
464 pay a delinquent fee in addition to the renewal fee. Prior to the  
465 initial issuance of such license, the board shall inspect the

466 premises to determine if same qualifies with the law, upon payment  
467 by the applicant of the required inspection fee.

468 Each application or filing made under this section shall  
469 include the social security number(s) of the applicant in  
470 accordance with Section 93-11-64, Mississippi Code of 1972.

471 **SECTION 14.** Section 73-7-18, Mississippi Code of 1972, is  
472 reenacted as follows:

473 73-7-18. (1) The board shall admit to examination for an  
474 esthetician's license any person who has made application to the  
475 board in proper form, has paid the required fee, and who:

- 476 (a) Is not less than seventeen (17) years of age;
- 477 (b) Can read, write and speak English;
- 478 (c) Has a high school education or its equivalent; and
- 479 (d) Has successfully completed a course of training in  
480 esthetics of not less than six hundred (600) hours in an  
481 accredited school in which the practice of esthetics is taught,  
482 including not less than one hundred (100) hours of theory and five  
483 hundred (500) hours of skill practice.

484 Any licensed esthetician wishing to acquire a cosmetology  
485 license may apply the six hundred (600) hours of esthetics  
486 training toward the requirements for a cosmetology license.

487 (2) Every person who has completed not less than three  
488 hundred fifty (350) hours of training in esthetics approved by the  
489 board in this or any other state prior to July 1, 1987, shall be  
490 registered with the board within a period not exceeding six (6)  
491 months after July 1, 1987, and shall be granted an esthetician's  
492 license by the board if such person presents satisfactory evidence  
493 to the board that he or she has fulfilled all the requirements to  
494 be admitted to examination except the training hours requirement.

495 (3) Each application or filing made under this section shall  
496 include the social security number(s) of the applicant in  
497 accordance with Section 93-11-64, Mississippi Code of 1972.



498           **SECTION 15.** Section 73-7-19, Mississippi Code of 1972, is  
499 reenacted as follows:

500           73-7-19. Until June 30, 2001, all licenses issued under the  
501 provisions of this chapter shall expire one (1) year from date of  
502 issue; however, the board may authorize any licensee to renew his  
503 or her license for a two-year period until June 30, 2001, after  
504 which all licenses shall be renewed biennially under the fee  
505 schedule in Section 73-7-29. Applications for renewal of licenses  
506 for cosmetologists, estheticians, manicurists, wig specialists and  
507 instructors must be accompanied by the required renewal fee. A  
508 grace period of sixty (60) days will be given in which to renew  
509 the license; and upon the expiration of the grace period of sixty  
510 (60) days, any applicant for the renewal of a license will be  
511 required to pay the required renewal fee and a delinquent fee in  
512 addition to the renewal fee. The fees may be paid by either  
513 personal or certified check, cash or money order, under such  
514 safeguards, rules and regulations as the board may prescribe.  
515 Checks returned to the board because of insufficient funds shall  
516 result in nonrenewal of the license, which will require the  
517 penalty fee for insufficient fund checks plus all other amounts  
518 due for renewal of the license before the license may be renewed.  
519 After one (1) year has passed from the expiration date of the  
520 license, a delinquent fee must be paid for each year up to three  
521 (3) years, after which the required examination must be taken.  
522 All applications for examination required by this chapter shall  
523 expire ninety (90) days from the date thereof.

524           Each application or filing made under this section shall  
525 include the social security number(s) of the applicant in  
526 accordance with Section 93-11-64.

527           **SECTION 16.** Section 73-7-21, Mississippi Code of 1972, is  
528 reenacted as follows:

529           73-7-21. The board shall admit to examination for a  
530 manicurist's license any person who has made application to the  
531 board in proper form, has paid the required fee, and who:

532                   (a) Is at least seventeen (17) years of age;

533                   (b) Can read, write and speak English;

534                   (c) Has successfully completed no less than three  
535 hundred fifty (350) hours of practice and related theory in  
536 manicuring and pedicuring over a period of no less than nine (9)  
537 weeks in an accredited school of cosmetology in this or any other  
538 state; and

539                   (d) Has a high school education or its equivalent.

540           Licensed manicurists desiring to pursue additional hours to  
541 be eligible for a license as a cosmetologist may be credited with  
542 the three hundred fifty (350) hours acquired in studying and  
543 training to be a manicurist which may be applied to the number of  
544 hours required for a cosmetology license examination.

545           The board shall adopt regulations governing the use of power  
546 drills for the purpose of filing false or natural fingernails.

547           Each application or filing made under this section shall  
548 include the social security number(s) of the applicant in  
549 accordance with Section 93-11-64.

550           **SECTION 17.** Section 73-7-23, Mississippi Code of 1972, is  
551 reenacted as follows:

552           73-7-23. The board may, upon application, issue a license by  
553 reciprocity to any cosmetologist, esthetician, manicurist or wig  
554 specialist over the age of seventeen (17) years from any other  
555 state who has satisfactorily completed the required number of  
556 accredited hours in that state, provided the state board from  
557 which the applicant comes issues to cosmetologists, estheticians,  
558 manicurists or wig specialists, as the case may be, from the State  
559 of Mississippi a license under the same conditions. Applications  
560 must be accompanied by (a) proof satisfactory to the board that

561 the required hours have been completed, and (b) the required  
562 reciprocity fee, which shall be paid to the board.

563 An instructor from any other state may be qualified for  
564 instructor's examination upon presenting a valid instructor's  
565 license and proof of a high school education or its equivalent,  
566 provided that the instructor (a) has had three (3) years or more  
567 of experience as a licensed instructor prior to application, (b)  
568 can read, write and speak English, and (c) has completed twelve  
569 (12) semester hours in college courses approved by the board.  
570 Such application must be accompanied by two (2) recent head  
571 photographs of the applicant. Applicants shall pay the required  
572 examination fee and license fee.

573 **SECTION 18.** Section 73-7-25, Mississippi Code of 1972, is  
574 reenacted as follows:

575 73-7-25. Every demonstrator in the field of cosmetology  
576 shall, before making demonstrations in a salon or school, apply  
577 for and obtain a permit from the board. For such permit, which  
578 shall be for one (1) year, the required fee shall be paid to the  
579 board. This section shall be construed to apply to demonstrators  
580 in salons and schools.

581 **SECTION 19.** Section 73-7-27, Mississippi Code of 1972, is  
582 reenacted as follows:

583 73-7-27. (1) Any complaint may be filed with the board by a  
584 member or agent of the board or by any person charging any  
585 licensee of the board with the commission of any of the offenses  
586 enumerated in subsection (2) of this section. Such complaint  
587 shall be in writing, signed by the accuser or accusers, and  
588 verified under oath, and such complaints shall be investigated as  
589 set forth in Section 73-7-7. If, after the investigation, the  
590 board through its administrative review agents determines that  
591 there is not substantial justification to believe that the accused  
592 licensee has committed any of the offenses enumerated, it may

593 dismiss the complaint or may prepare a formal complaint proceeding  
594 against the licensee as hereinafter provided. When used with  
595 reference to any complaint filed against a licensee herein, the  
596 term "not substantial justification" means a complaint that is  
597 frivolous, groundless in fact or law, or vexatious, as determined  
598 by unanimous vote of the board. In the event of a dismissal, the  
599 person filing the accusation and the accused licensee shall be  
600 given written notice of the board's determination. If the board  
601 determines there is reasonable cause to believe the accused has  
602 committed any of those offenses, the secretary of the board shall  
603 give written notice of such determination to the accused licensee  
604 and set a day for a hearing as provided in subsection (3) of this  
605 section.

606 (2) The board shall have the power to revoke, suspend or  
607 refuse to issue or renew any license or certificate provided for  
608 in this chapter, and to fine, place on probation and/or otherwise  
609 discipline a student or licensee or holder of a certificate, upon  
610 proof that such person: (a) has not complied with or has violated  
611 any of the rules and regulations promulgated by the board; (b) has  
612 not complied with or has violated any of the sections of this  
613 chapter; (c) has committed fraud or dishonest conduct in the  
614 taking of the examination herein provided for; (d) has been  
615 convicted of a felony; (e) has committed grossly unprofessional or  
616 dishonest conduct; (f) is addicted to the excessive use of  
617 intoxicating liquors or to the use of drugs to such an extent as  
618 to render him or her unfit to practice in any of the practices or  
619 occupations set forth in this chapter; (g) has advertised by means  
620 of knowingly false or deceptive statements; or (h) has failed to  
621 display the license or certificate issued to him or her as  
622 provided for in this chapter; or (i) has been convicted of  
623 violating any of the provisions of this chapter. A conviction of  
624 violating any of the provisions of this chapter shall be grounds

625 for automatic suspension of the license or certificate of such  
626 person.

627 (3) The board shall not revoke, suspend or refuse to issue  
628 or renew any license or certificate, or fine, place on probation  
629 or otherwise discipline any person in a disciplinary matter except  
630 after a hearing of which the applicant or licensee or holder of  
631 the certificate affected shall be given at least twenty (20) days'  
632 notice in writing, specifying the reason or reasons for denying  
633 the applicant a license or certificate of registration, or in the  
634 case of any other disciplinary action, the offense or offenses of  
635 which the licensee or holder of a certificate of registration is  
636 charged. Such notice may be served by mailing a copy thereof by  
637 United States first class certified mail, postage prepaid, to the  
638 last known residence or business address of such applicant,  
639 licensee or holder of a certificate. The hearing on such charges  
640 shall be at such time and place as the board may prescribe.

641 (4) At such hearings, all witnesses shall be sworn by a  
642 member of the board, and stenographic notes of the proceedings  
643 shall be taken. Any party to the proceedings desiring it shall be  
644 furnished with a copy of such stenographic notes upon payment to  
645 the board of such fees as it shall prescribe, not exceeding,  
646 however, the actual costs of transcription.

647 (5) The board is hereby authorized and empowered to issue  
648 subpoenas for the attendance of witnesses and the production of  
649 books and papers. The process issued by the board shall extend to  
650 all parts of the state and such process shall be served by any  
651 person designated by the board for such service. The person  
652 serving such process shall receive such compensation as may be  
653 allowed by the board, not to exceed the fee prescribed by law for  
654 similar services. All witnesses who shall be subpoenaed, and who  
655 shall appear in any proceedings before the board, shall receive  
656 the same fees and mileage as allowed by law.

657           (6) Where in any proceeding before the board any witness  
658 shall fail or refuse to attend upon subpoena issued by the board,  
659 shall refuse to testify, or shall refuse to produce any books and  
660 papers, the production of which is called for by the subpoena, the  
661 attendance of such witness and the giving of his testimony and the  
662 production of the books and papers shall be enforced by any court  
663 of competent jurisdiction of this state, in manner as are enforced  
664 the attendance and testimony of witnesses in civil cases in the  
665 courts of this state.

666           (7) The board shall conduct the hearing in an orderly and  
667 continuous manner, granting continuances only when the ends of  
668 justice may be served. The board shall, within sixty (60) days  
669 after conclusion of the hearing, reduce its decision to writing  
670 and forward an attested true copy thereof to the last known  
671 residence or business address of such applicant, licensee or  
672 holder of a certificate, by way of United States first class  
673 certified mail, postage prepaid. Such applicant, licensee, holder  
674 of a certificate, or person aggrieved shall have the right of  
675 appeal from an adverse ruling, or order, or decision of the board  
676 to the chancery court upon forwarding notice of appeal to the  
677 board within thirty (30) days after the decision of the board is  
678 mailed in the manner here contemplated. An appeal will not be  
679 allowed in the event notice of appeal, together with the appeal  
680 bond hereinafter required, shall not have been forwarded to the  
681 board within the thirty-day period. Appeal shall be to the  
682 chancery court of the county and judicial district of the  
683 residence of the appellant, or to the Chancery Court of the First  
684 Judicial District of Hinds County, Mississippi, at the election of  
685 the appellant. The notice of appeal shall elect venue, unless the  
686 appellant be a nonresident of the State of Mississippi, in which  
687 event the board shall certify all documents and evidence directly  
688 to the Chancery Court of the First Judicial District of Hinds

689 County for further proceedings. The appeal shall thereupon be  
690 heard in due course by the court which shall review the record and  
691 make its determination thereon.

692 (8) The appellant shall, together with the notice of appeal,  
693 forward to and post with the board a satisfactory bond in the  
694 amount of Five Hundred Dollars (\$500.00) for the payment of any  
695 costs which may be adjudged against him.

696 (9) In the event of an appeal, the court shall dispose of  
697 the appeal and enter its decision promptly. The hearing on the  
698 appeal may, in the discretion of the chancellor, be tried in  
699 vacation. If there is an appeal, such appeal may, in the  
700 discretion of and on motion to the chancery court, act as a  
701 supersedeas. However, any fine imposed by the board under the  
702 provisions of this chapter shall not take effect until after the  
703 time for appeal has expired, and an appeal of the imposition of  
704 such a fine shall act as a supersedeas.

705 (10) Any fine imposed by the board upon a licensee or holder  
706 of a certificate shall be in accordance with the following  
707 schedule:

708 (a) For the first violation, a fine of not less than  
709 Fifty Dollars (\$50.00) nor more than One Hundred Dollars (\$100.00)  
710 for each violation.

711 (b) For the second and each subsequent violation, a  
712 fine of not less than One Hundred Dollars (\$100.00) nor more than  
713 Four Hundred Dollars (\$400.00) for each violation.

714 The power and authority of the board to impose such fines  
715 under this section shall not be affected or diminished by any  
716 other proceeding, civil or criminal, concerning the same violation  
717 or violations.

718 (11) In addition to the reasons specified in subsection (2)  
719 of this section, the board shall be authorized to suspend the  
720 license of any licensee for being out of compliance with an order

721 for support, as defined in Section 93-11-153. The procedure for  
 722 suspension of a license for being out of compliance with an order  
 723 for support, and the procedure for the reissuance or reinstatement  
 724 of a license suspended for that purpose, and the payment of any  
 725 fees for the reissuance or reinstatement of a license suspended  
 726 for that purpose, shall be governed by Section 93-11-157 or  
 727 93-11-163, as the case may be. Actions taken by the board in  
 728 suspending a license when required by Section 93-11-157 or  
 729 93-11-163 are not actions from which an appeal may be taken under  
 730 this section. Any appeal of a license suspension that is required  
 731 by Section 93-11-157 or 93-11-163 shall be taken in accordance  
 732 with the appeal procedure specified in Section 93-11-157 or  
 733 93-11-163, as the case may be, rather than the procedure specified  
 734 in this section. If there is any conflict between any provision  
 735 of Section 93-11-157 or 93-11-163 and any provision of this  
 736 chapter, the provisions of Section 93-11-157 or 93-11-163, as the  
 737 case may be, shall control.

738 **SECTION 20.** Section 73-7-29, Mississippi Code of 1972, is  
 739 reenacted as follows:

740 73-7-29. The board shall assess fees in the following  
 741 amounts and for the following purposes:

- 742 (a) Application for examination and reexamination -  
 743 cosmetologist, manicurist, esthetician, or wig specialist.. \$35.00
- 744 (b) Application for in-state instructor  
 745 examination and reexamination..... 50.00
- 746 (c) Application for out-of-state instructor  
 747 examination, processing..... 55.00
- 748 (d) Until June 30, 2001, cosmetologist,  
 749 manicurist, esthetician, or wig specialist license,  
 750 original and renewal..... 25.00
- 751 From and after July 1, 2001, biennial original  
 752 license and renewal..... 50.00



753	(e) Until June 30, 2001, master cosmetologist	
754	license.....	35.00
755	From and after July 1, 2001, biennial original license	
756	and renewal.....	70.00
757	(f) Cosmetologist, manicurist, esthetician, or	
758	wig specialist by reciprocity, processing.....	55.00
759	(g) Until July 1, 2001, instructor license,	
760	original and renewal.....	40.00
761	After July 1, 2001, biennial original license	
762	and renewal.....	80.00
763	(h) Delinquent renewal penalty - cosmetologist,	
764	manicurist, esthetician, wig specialist and instructor:	
765	60 days to 1 year.....	25.00
766		plus license fee
767	Over 1 year to 3 years, per year.....	50.00
768		plus license fee
769	(i) Salon application.....	50.00
770	(j) Salon reinspection.....	35.00
771	(k) Salon change of ownership or location	
772	or both.....	50.00
773	(l) Until June 30, 2001, salon license renewal...	30.00
774	From and after July 1, 2001, biennial salon license	
775	renewal.....	60.00
776	(m) Salon delinquent renewal penalty -	
777	60 days to 1 year.....	25.00
778		plus license fee
779	Over 1 year.....	45.00
780		plus license fee
781	(n) Application for a new school.....	300.00
782	(o) New school reinspection.....	100.00
783	(p) School change of ownership.....	300.00
784	(q) School relocation.....	300.00

785	(r) Until June 30, 2001, school license renewal..	75.00
786	From and after July 1, 2001, biennial school license	
787	renewal.....	150.00
788	(s) School delinquent renewal penalty -	
789	60 days to 1 year.....	100.00
790		plus license fee
791	(t) Duplicate license or lost renewal form.....	10.00
792	(u) Penalty for insufficient fund checks.....	20.00
793	(v) Affidavit processing.....	15.00
794	(w) Inactive license fee.....	15.00
795	(x) Renewal of inactive license.....	15.00

796 The board may charge additional fees for services which the  
797 board deems appropriate to carry out its intent and purpose.  
798 These additional fees shall not exceed the cost of rendering the  
799 service.

800 The board may authorize any licensee to renew his or her  
801 license for a two-year period until June 30, 2001, after which all  
802 licenses shall be renewed biennially pursuant to the above fee  
803 schedule.

804 The board is fully authorized to make refunds of any deposits  
805 received by the board for services which are not rendered, and may  
806 refund any underpayments or overpayments of fees to licensees or  
807 applicants.

808 **SECTION 21.** Section 73-7-31, Mississippi Code of 1972, is  
809 reenacted as follows:

810 73-7-31. Nothing in this chapter shall apply to:

811 (a) Hairdressing, manicuring or facial treatments given  
812 in the home to members of family or friends for which no charge is  
813 made.

814 (b) Persons whose practice is limited to the  
815 application of cosmetic products to another person in connection  
816 with the sale, or attempted sale, of such products at retail,

817 without compensation from such other person other than the regular  
818 retail price of such merchandise.

819 (c) Barbers, and nothing in this chapter shall affect  
820 the jurisdiction of the State Board of Barber Examiners.

821 **SECTION 22.** Section 73-7-33, Mississippi Code of 1972, is  
822 reenacted as follows:

823 73-7-33. In addition to the rules and regulations that may  
824 be prescribed and promulgated by the board under authority of this  
825 chapter, the following rules and regulations shall be observed:

826 Every establishment must be kept sanitary, including all  
827 utensils and equipment; must be well ventilated and properly  
828 lighted. Each salon must be provided with hot and cold running  
829 water. Electrical appliances must be properly installed and  
830 grounded.

831 Cosmetologists shall be allowed to wear any type of clothing  
832 or apparel while at work as long as such clothing or apparel is  
833 sanitary.

834 Cosmetologists shall be allowed to use any type of hair  
835 roller as long as they do so in a sanitary manner.

836 Anyone having an infectious or contagious disease shall not  
837 practice in any establishment. Salon owners will be held  
838 responsible for knowingly permitting one with such disease to  
839 practice in his or her salon. No work shall be performed on any  
840 patron having a visible disease unless the patron shall produce a  
841 certificate from a practicing physician stating that the patron is  
842 free from infectious, contagious or communicable disease. A  
843 cosmetologist's license does not authorize such person to treat or  
844 prescribe for an infectious, contagious or any other disease.

845 A home salon must have a solid wall to the ceiling with an  
846 outside entrance, or if a door exists between the salon and the  
847 remainder of the house, the door must be kept closed at all times  
848 while service is being rendered.

849           **SECTION 23.** Section 73-7-35, Mississippi Code of 1972, is  
850 reenacted as follows:

851           73-7-35. (1) No person licensed pursuant to this chapter  
852 shall practice his or her profession except within the physical  
853 confines of a salon possessing and displaying a properly executed  
854 license issued pursuant to Section 73-7-17. However, this  
855 requirement shall not prevent a person from rendering his or her  
856 services to any person who may be confined to his or her home, a  
857 hospital, or other place as a result of illness, and  
858 cosmetologists shall be permitted to render their services to  
859 deceased persons away from their salons.

860           (2) No salon owner licensed pursuant to this chapter shall  
861 allow a cosmetologist, esthetician, manicurist or wig specialist  
862 to practice his/her profession in the salon without possessing a  
863 valid license issued pursuant to this chapter.

864           **SECTION 24.** Section 73-7-37, Mississippi Code of 1972, is  
865 reenacted as follows:

866           73-7-37. (1) The violation of any of the provisions of this  
867 chapter, including the use of fraudulent statements to obtain any  
868 benefits or privileges under this chapter or practicing one of  
869 these professions without a license, shall constitute a  
870 misdemeanor, punishable in any court of competent jurisdiction,  
871 and any person or firm convicted of the violation of any of the  
872 provisions of this chapter shall be fined not less than One  
873 Hundred Dollars (\$100.00) nor more than Five Hundred Dollars  
874 (\$500.00). The court shall not be authorized to suspend or  
875 suspend the execution of the fine required under this section.

876           (2) If any person, firm or corporation violates any of the  
877 provisions of this chapter, the secretary of the board, upon  
878 direction of a majority of the board and in the name of the board,  
879 acting through the Attorney General or an attorney employed by the  
880 board, shall apply in any chancery court of competent jurisdiction

881 for an order enjoining such violation or for an order enforcing  
882 compliance with the provisions of this chapter. Upon the filing  
883 of a verified petition in the proper court and after notice as  
884 provided under the Mississippi Rules of Civil Procedure, such  
885 court or any judge thereof, if satisfied by the sworn petition, by  
886 affidavit or otherwise, that such person has violated any of the  
887 provisions of this chapter, may issue an injunction without notice  
888 or bond, enjoining such continued violation and such injunction  
889 shall remain in force and effect until a final hearing. If at such  
890 hearing it is established that such person has violated or is  
891 violating any of the provisions of this chapter, the court may  
892 enter a decree permanently enjoining such violation or enforcing  
893 compliance with this chapter. In addition, the court may enter a  
894 judgment against such person for attorneys' fees, court costs and  
895 the actual costs incurred by the board in investigating the  
896 actions of such person for which the board brought the suit for an  
897 injunction. In case of violation of any decree issued in  
898 compliance with this subsection, the court may punish the offender  
899 for contempt of court and the court shall proceed as in other  
900 cases.

901 (3) The proceedings in this section shall be in addition to  
902 and not in lieu of the other remedies and penalties provided in  
903 this chapter.

904 **SECTION 25.** Section 73-7-51, Mississippi Code of 1972, is  
905 reenacted as follows:

906 73-7-51. From and after June 7, 1972, no person required by  
907 Sections 73-7-51 through 73-7-61 to have a wig specialist license  
908 or wig salon certificate of registration shall conduct a wig salon  
909 or service a wig or hairpiece unless application for an  
910 appropriate certificate or registration or license has been made.  
911 All persons required by law to obtain a certificate of  
912 registration or a license must file application therefor within

913 thirty (30) days after May 8, 1972. However, upon the proper  
914 filing of an application by a holder of a current valid wigologist  
915 permit as issued by the board, such holder shall be issued a wig  
916 specialist license, and upon the proper filing of an application  
917 by a holder of a current, valid wig shop certificate of  
918 registration as issued by the board, such holder shall be issued a  
919 wig salon certificate of registration.

920 **SECTION 26.** Section 73-7-53, Mississippi Code of 1972, is  
921 reenacted as follows:

922 73-7-53. Any applicant who is at least seventeen (17) years  
923 of age, can read, write and speak English, has a high school  
924 education or its equivalent, and has successfully completed no  
925 less than three hundred (300) hours of practice and instruction  
926 and related theory in the care and treatment of wigs over a period  
927 of no less than eight (8) weeks in an accredited school of  
928 cosmetology is eligible to take the examination to secure a wig  
929 specialist license.

930 Application for an examination and license shall be  
931 accompanied by two (2) recent head photographs. The board shall  
932 hold examinations for wig specialists at least twice a year if  
933 applications have been received and approved and at such other  
934 times as the board may determine.

935 Applicants for wig specialist license, after having  
936 satisfactorily passed the prescribed examination, shall be issued  
937 a wig specialist license which shall be valid for one (1) year,  
938 and from and after July 1, 2001, shall be valid for two (2) years.  
939 All those licenses shall be subject to renewal.

940 All fees for application, examination and registration for a  
941 wig specialist license and the renewal thereof shall be the same  
942 as herein provided for cosmetologists.

943 A person holding a wig specialist license may perform for  
944 compensation services limited to a wig or hairpiece.

945           **SECTION 27.** Section 73-7-55, Mississippi Code of 1972, is  
946 reenacted as follows:

947           73-7-55. Registered wig specialists desiring to pursue  
948 additional hours to be eligible for a certificate of registration  
949 as a cosmetologist may be credited with the three hundred (300)  
950 hours acquired in studying and training to be a wig specialist  
951 which may be applied to the number of hours required to be  
952 eligible to take a cosmetologist's examination.

953           **SECTION 28.** Section 73-7-57, Mississippi Code of 1972, is  
954 reenacted as follows:

955           73-7-57. All wig salon owners shall have a wig salon license  
956 and shall pay to the board the required license fee therefor and  
957 pay the required renewal fee for the renewal thereof. Prior to  
958 the initial issuance of such a license, the board shall inspect  
959 the premises to determine if same qualifies with the law, upon  
960 payment by the applicant of the required inspection fee.

961           A person holding a wig salon license may maintain an  
962 establishment in which services shall be limited to wigs or  
963 hairpieces and performed only by licensed wig specialists and/or  
964 licensed cosmetologists.

965           **SECTION 29.** Section 73-7-59, Mississippi Code of 1972, is  
966 reenacted as follows:

967           73-7-59. Nothing in Sections 73-7-51 through 73-7-61 as  
968 amended by Laws, 2000, Chapter 485, shall be construed to cause  
969 any person who, as of May 8, 1972, holds a valid cosmetology  
970 license to make any application or take any additional training in  
971 order to continue his or her practice as it then exists. Nothing  
972 in those sections shall be construed to force any person who  
973 desires to obtain a valid cosmetology license to take any training  
974 in addition to the fifteen hundred (1500) hours now required.

975           **SECTION 30.** Section 73-7-61, Mississippi Code of 1972, is  
976 reenacted as follows:

977           73-7-61. Nothing in Sections 73-7-51 through 73-7-61 shall  
978 apply to retail sales of wigs or hairpieces when such sales do not  
979 include arranging, dressing, waving, cleaning, curling, bleaching,  
980 coloring, cutting and shaping of such wig or hairpiece sold at  
981 retail. Such retail seller shall be exempted from all fees,  
982 inspections and other requirements of said sections. In  
983 connection with such retail sales, wigs and hairpieces may be  
984 fitted, combed and arranged before such retail sale is  
985 consummated.

986           **SECTION 31.** Section 73-7-63, Mississippi Code of 1972, is  
987 amended as follows:

988           73-7-63. Sections 73-7-1 through 73-7-37 and 73-7-51 through  
989 73-7-61, Mississippi Code of 1972, which create the State Board of  
990 Cosmetology and prescribe its duties and powers, shall stand  
991 repealed as of July 1, 2010.

992           **SECTION 32.** This act shall take effect and be in force from  
993 and after July 1, 2005.

**Further, amend by striking the title in its entirety and  
inserting in lieu thereof the following:**

1           AN ACT TO REENACT SECTIONS 73-7-1 THROUGH 73-7-37 AND  
2 SECTIONS 73-7-51 THROUGH 73-7-61, MISSISSIPPI CODE OF 1972, WHICH  
3 CREATES THE STATE BOARD OF COSMETOLOGY; TO AMEND SECTION 73-7-63,  
4 MISSISSIPPI CODE OF 1972, TO EXTEND THE REPEALER ON THOSE  
5 SECTIONS; AND FOR RELATED PURPOSES.