

By: Representative Newman

To: Business and Commerce

HOUSE BILL NO. 313

1 AN ACT TO AMEND SECTIONS 73-7-1, 73-7-2, 73-7-3, 73-7-7,
2 73-7-9, 73-7-11, 73-7-12, 73-7-13, 73-7-14, 73-7-15, 73-7-16,
3 73-7-17, 73-7-18, 73-7-19, 73-7-21, 73-7-23, 73-7-25, 73-7-27,
4 73-7-29, 73-7-31, 73-7-33, 73-7-35, 73-7-37 AND 73-7-71,
5 MISSISSIPPI CODE OF 1972, TO MERGE THE STATE BOARD OF COSMETOLOGY
6 AND THE STATE BOARD OF BARBERING INTO THE STATE BOARD OF
7 COSMETOLOGY AND BARBERING; TO PROVIDE FOR THE MEMBERSHIP OF THE
8 BOARD; TO PROVIDE FOR THE APPOINTMENT OF THE EXECUTIVE DIRECTOR;
9 TO REVISE THE LICENSING REQUIREMENTS OF BARBERS AND
10 COSMETOLOGISTS; TO REQUIRE CERTAIN CONTINUING EDUCATION; TO SET
11 CERTAIN PROHIBITIONS; TO PROVIDE THAT THE BOARD MAY CHARGE LICENSE
12 FEES; TO SET THE BARBERING AND COSMETOLOGY SCHOOL REQUIREMENTS; TO
13 SET CERTAIN VIOLATIONS, PENALTIES AND FINES; TO MAKE TECHNICAL
14 AMENDMENTS TO CONFORM; TO BRING FORWARD SECTION 73-7-5,
15 MISSISSIPPI CODE OF 1972, FOR THE PURPOSE OF POSSIBLE AMENDMENT;
16 TO CREATE NEW SECTION 73-7-13.1, MISSISSIPPI CODE OF 1972, TO
17 PROVIDE FOR BARBER LICENSING REQUIREMENTS; TO REPEAL SECTIONS
18 73-7-63, MISSISSIPPI CODE OF 1972, WHICH PROVIDES A REPEALER ON
19 THE STATE BOARD OF COSMETOLOGY; TO REPEAL SECTION 73-5-1,
20 MISSISSIPPI CODE OF 1972, WHICH CREATES THE STATE BOARD OF BARBER
21 EXAMINERS; TO REPEAL SECTION 73-5-3, MISSISSIPPI CODE OF 1972,
22 WHICH ADDRESSES THE STAFFING AND COMPENSATION OF THE STATE BOARD
23 OF BARBER EXAMINERS; TO REPEAL SECTION 73-5-5, MISSISSIPPI CODE OF
24 1972, WHICH ESTABLISHES A SPECIAL FUND FOR DEPOSITS AND AUDITS; TO
25 REPEAL SECTION 73-5-7, MISSISSIPPI CODE OF 1972, WHICH GIVES THE
26 STATE BOARD OF BARBER EXAMINERS THE AUTHORITY TO CREATE AND
27 ENFORCE RULES AND REGULATIONS; TO REPEAL SECTION 73-5-8,
28 MISSISSIPPI CODE OF 1972, WHICH ADDRESSES CERTIFICATE
29 QUALIFICATIONS FOR BARBER INSTRUCTORS; TO REPEAL SECTION 73-5-9,
30 MISSISSIPPI CODE OF 1972, WHICH ADDRESSES THE REQUIREMENT FOR
31 BARBERS TO BE REGISTERED WITH AND LICENSED BY THE STATE BOARD OF
32 BARBER EXAMINERS; TO REPEAL SECTION 73-5-11, MISSISSIPPI CODE OF
33 1972, WHICH PROVIDES FOR BARBERING SCHOOL ELIGIBILITY; TO REPEAL
34 SECTION 73-5-12, MISSISSIPPI CODE OF 1972, WHICH ADDRESSES



35 COSMETOLOGY, BARBER EXAMINATION AND ELIGIBILITY; TO REPEAL SECTION
36 73-5-15, MISSISSIPPI CODE OF 1972, WHICH PRESCRIBES THE PROCEDURE
37 FOR APPLICATIONS FOR BARBER EXAMINATIONS; TO REPEAL SECTION
38 73-5-17, MISSISSIPPI CODE OF 1972, WHICH ESTABLISHES CERTAIN
39 REQUIREMENTS FOR THE ADMINISTRATION OF BARBER EXAMINATIONS; TO
40 REPEAL SECTION 73-5-19, MISSISSIPPI CODE OF 1972, WHICH PROVIDES
41 FOR THE ISSUANCE OF CERTIFICATES OF REGISTRATION AS A BARBER; TO
42 REPEAL SECTION 73-5-21, MISSISSIPPI CODE OF 1972, WHICH CREATES
43 THE LICENSE PROCEDURES FOR PERSONS HAVING PRACTICED BARBERING IN
44 ANOTHER STATE OR COUNTRY OR IN MILITARY SERVICE FOR THE STATE
45 BOARD OF BARBER EXAMINERS; TO REPEAL SECTION 73-5-23, MISSISSIPPI
46 CODE OF 1972, WHICH ADDRESSES CONSPICUOUS DISPLAY OF REGISTRATION
47 CERTIFICATES AND THE PENALTY FOR VIOLATIONS; TO REPEAL SECTION
48 73-5-25, MISSISSIPPI CODE OF 1972, WHICH ADDRESSES CERTIFICATE OR
49 LICENSE DENIAL, SUSPENSION OR REVOCATION; TO REPEAL SECTION
50 73-5-27, MISSISSIPPI CODE OF 1972, WHICH CREATES THE HEARING
51 PROCEDURES FOR THE STATE BOARD OF BARBER EXAMINERS; TO REPEAL
52 SECTION 73-5-29, MISSISSIPPI CODE OF 1972, WHICH ESTABLISHES FEES
53 FOR THE STATE BOARD OF BARBER EXAMINERS; TO REPEAL SECTION
54 73-5-31, MISSISSIPPI CODE OF 1972, WHICH ESTABLISHES APPLICATION
55 FOR NONRESIDENT LICENSE FOR THE STATE BOARD OF BARBER EXAMINERS;
56 TO REPEAL SECTION 73-5-33, MISSISSIPPI CODE OF 1972, WHICH CREATES
57 LICENSURE PROCEDURES AND FEES FOR BARBERSHOPS, AND THE ENFORCEMENT
58 OF LICENSURE REQUIREMENTS FOR THE STATE BOARD OF BARBER EXAMINERS;
59 TO REPEAL SECTION 73-5-35, MISSISSIPPI CODE OF 1972, WHICH CREATES
60 LICENSURE PROCEDURES AND FEES FOR BARBER SCHOOLS FOR THE STATE
61 BOARD OF BARBER EXAMINERS; TO REPEAL SECTION 73-5-37, MISSISSIPPI
62 CODE OF 1972, WHICH SETS AN ANNUAL CYCLE FOR BARBER LICENSE
63 RENEWAL FOR THE STATE BOARD OF BARBER EXAMINERS; TO REPEAL SECTION
64 73-5-39, MISSISSIPPI CODE OF 1972, WHICH DEFINES WHAT CONSTITUTES
65 THE PRACTICE OF BARBERING; TO REPEAL SECTION 73-5-41, MISSISSIPPI
66 CODE OF 1972, WHICH ESTABLISHES EXEMPTIONS FROM LICENSING
67 REQUIREMENTS FOR THE STATE BOARD OF BARBER EXAMINERS; TO REPEAL
68 SECTION 73-5-43, MISSISSIPPI CODE OF 1972, WHICH ESTABLISHES
69 OFFENSES AND PENALTIES FOR THE STATE BOARD OF BARBER EXAMINERS;
70 AND FOR RELATED PURPOSES.

71 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

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

74 73-7-1. Any reference to the State Board of Cosmetology or
75 the Board of Barber Examiners in Title 73, Chapters 5 and 7,
76 Mississippi Code of 1972, or any other provision of law, or in any



77 rule, regulation or document, shall mean the State Board of
78 Cosmetology and Barbering created in this section.

79 There is * * * created the State Board of Cosmetology and
80 Barbering, composed of * * * seven (7) members to be appointed by
81 the Governor, with the advice and consent of the Senate, * * * and
82 will consist of four (4) members from the cosmetology professions
83 and three (3) from the barbering profession. * * * No more than
84 two (2) members shall be appointed from each Supreme Court
85 District as such district existed on July 1, 2024, and one (1)
86 member from each district shall be a barber.

87 The initial term of office for the two (2) members appointed
88 from the First Supreme Court District shall be two (2) years and
89 thereafter shall be six (6) years from the expiration date of the
90 previous term; the initial term of office for the two (2) members
91 appointed from the Second Supreme Court District shall be three
92 (3) years and thereafter shall be six (6) years from the
93 expiration date of the previous term; and the initial term of
94 office for the two (2) members appointed from the Third Supreme
95 Court District shall be four (4) years and thereafter shall be six
96 (6) years from the expiration date of the previous term. No
97 member may serve more than three (3) consecutive terms. The
98 initial appointments must be made before August 1, 2024. If
99 appointments are not made by August 1, 2024, the Mississippi State
100 Board of Cosmetology and the Mississippi Board of Barber Examiners



101 shall continue to operate in their separate capacities until such
102 time as the Board of Cosmetology and Barbering is appointed.

103 There shall be a president of the board and such other
104 officers as deemed necessary by the board elected by and from its
105 membership, provided that the member elected as president shall
106 have at least one (1) year of experience on the board. Any member
107 appointed by the Governor and confirmed by the Senate for a term
108 to begin on or after * * * August 1, 2024, who was designated by
109 the Governor to serve as president of the board, shall be fully
110 qualified to serve on the board for a full term of office, but
111 shall not serve as president of the board unless elected by the
112 membership of the board as provided under this paragraph.

113 To be eligible for appointment as a member of the State Board
114 of Cosmetology and Barbering, the person applying shall have been
115 a citizen of this state for a minimum of five (5) years
116 immediately prior to appointment. Such person shall be at least
117 thirty (30) years of age, possess a high school education or its
118 equivalent, and shall have been * * * licensed * * * by the board
119 with not less than ten (10) years' active practice in * * * any
120 profession regulated by the board. No member of the board shall
121 be connected in any way with any school * * * in which any of the
122 professions regulated by the board are taught.

123 * * * In the event of vacancy by death or resignation of
124 any member of the board, the Governor shall, within thirty (30)
125 days, appoint a person possessing all qualifications required to



126 serve the remainder of the term. Any member who * * * has
127 not * * * attended two (2) consecutive meetings of the board for
128 reasons other than illness of such member shall be subject to
129 removal by the Governor. The president of the board shall notify
130 the Governor in writing when any such member has failed to attend
131 two (2) consecutive regular meetings.

132 The salaries of all paid employees of the board shall be paid
133 out of funds in the board's special fund in the State Treasury.
134 Each member of the board, excepting the inspectors provided for
135 herein, shall receive per diem as authorized by Section 25-3-69,
136 and shall be reimbursed for such other expenses at the same rate
137 and under the same conditions as other state employees as provided
138 for in Section 25-3-41.

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

141 In addition to any powers conferred upon the board in other
142 provisions of law, the board shall appoint an individual to serve
143 as the executive director of the board. The executive director
144 shall possess the qualifications established by the board, which
145 shall be based on National Best Practices. The executive director
146 shall be considered a full-time position. The executive director
147 shall serve at the will and pleasure of the board and shall devote
148 his or her time to the proper administration of the board and the
149 duties assigned to him or her by the board. The executive
150 director shall be paid a salary established by the board, subject



151 to the approval of the State Personnel Board. Subject to the
152 availability of funding, the executive director may employ such
153 administrative staff as may be necessary to assist the executive
154 director and the board in carrying out the duties and directives
155 of the board.

156 **SECTION 2.** Section 73-7-2, Mississippi Code of 1972, is
157 amended as follows:

158 73-7-2. As used in this chapter, the following terms shall
159 have the meanings * * * as defined in this section unless the
160 context otherwise requires:

161 (a) "Board" means the State Board of Cosmetology and
162 Barbering.

163 (b) "Barbering" means the occupation of shaving or
164 trimming the beard, cutting or dressing the hair, giving facial or
165 scalp treatment with oils or creams or other cosmetic preparations
166 made for that purpose, antiseptics, powders, clays or lotions to
167 the scalp, face, neck or upper part of the body either by hand or
168 by means of mechanical appliances, singeing and shampooing the
169 hair, dyeing the hair, or permanently waving or straightening the
170 hair for compensation.

171 (c) "Barber" means a person, other than a student, who
172 performs barbering on the general public for compensation, and who
173 shall satisfy the qualifications and licensure requirements
174 provided in this chapter.



175 (* * *d) "Cosmetology" means any one (1) or a
176 combination of the following practices if they are performed on a
177 person's head, face, neck, shoulder, arms, hands, legs or feet for
178 cosmetic purposes:

179 (i) Cutting, clipping or trimming hair and hair
180 pieces.

181 (ii) Styling, arranging, dressing, curling,
182 waving, permanent waving, straightening, cleansing, bleaching,
183 tinting, coloring or similarly treating hair and hair pieces.

184 (iii) Cleansing, stimulating, manipulating,
185 beautifying or applying oils, antiseptics, clays, lotions or other
186 preparations, either by hand or by mechanical or electrical
187 apparatus.

188 (iv) Arching eyebrows, to include tweezing,
189 waxing, threading or any other methods of epilation, or tinting
190 eyebrows and eyelashes.

191 (v) Removing superfluous hair by the use of
192 depilation.

193 (vi) Manicuring and pedicuring.

194 For regulation purposes, the terms "cosmetology" and
195 "barbering" * * * do not include persons whose practice is limited
196 to only performing makeup artistry, threading or applying or
197 removing eyelash extensions; however, a person may perform a
198 combination of not more than three (3) such practices and still be
199 exempt from this chapter.



200 (* * *e) "Cosmetologist" means a person who for
201 compensation, whether direct or indirect, engages in the practice
202 of cosmetology.

203 (* * *f) "Esthetics" means any one (1) or a
204 combination of the following practices:

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

206 (ii) Arching eyebrows to include trimming,
207 tweezing, waxing, threading or any other method of
208 epilation * * *.

209 (iii) Tinting eyelashes or eyebrows.

210 (iv) Waxing, stimulating, cleaning or beautifying
211 the face, neck, arms or legs of a person by any method with the
212 aid of the hands or any mechanical or electrical apparatus, or by
213 the use of a cosmetic preparation.

214 The term "esthetics" shall not include the diagnosis,
215 treatment or therapy of any dermatological condition. For
216 regulation purposes, the term "esthetics" does not include persons
217 whose practice is limited to only performing makeup artistry,
218 threading or applying or removing eyelash extensions; however, a
219 person may perform a combination of not more than three (3) such
220 practices and still be exempt from this chapter.

221 (* * *g) "Esthetician" means any person who, for
222 compensation, either direct or indirect, engages in the practice
223 of esthetics.



224 (* * *h) "Instructor" means a person licensed to teach
225 cosmetology, barbering, or * * * nail technology, or esthetics, or
226 all of those, pursuant to this chapter, and shall include those
227 persons engaged in the instruction of student instructors.

228 (* * *i) " * * *Nail technology" means any one (1) or
229 a combination of the following practices:

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

232 (ii) Applying artificial nails.

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

235 (* * *j) " * * *Nail technician" means a person who
236 for compensation, either direct or indirect, engages in the
237 practice of * * * nail technology.

238 (* * *k) "Master" means a person holding a
239 cosmetology, * * * barbering, nail technology and/or esthetics
240 license who has completed the minimum course of continuing
241 education prescribed by Section 73-7-14.

242 (* * *l) "Salon/barber shop" means an establishment
243 operated for the purpose of engaging in the practice of
244 cosmetology, * * * barbering, nail technology, or esthetics, * * *
245 or all of those.

246 (* * *m) "School" means an establishment, public or
247 private, operated for the purpose of teaching cosmetology, * * *
248 barbering, nail technology, or esthetics, * * * or all of those.



249 **SECTION 3.** Section 73-7-3, Mississippi Code of 1972, is
250 amended as follows:

251 73-7-3. (1) The board shall be authorized to employ such
252 clerical * * * assistance, bookkeepers, investigators and other
253 agents as they may deem necessary to carry out the provisions of
254 this chapter, and to fix their tenure of employment and
255 compensation therefor. The members of the board, as well as all
256 employees of the board except for investigators, shall file a bond
257 with the Secretary of State in the sum of not less than * * *
258 Twenty-five Thousand Dollars (\$25,000.00) payable to the State of
259 Mississippi for the faithful performance of their duties. The
260 bond shall be made by a surety company authorized to do business
261 in this state, the premium of the bond to be paid out of any money
262 in the board's special fund in the State Treasury.

263 (2) The office of the board shall be located in the greater
264 metropolitan area of the City of Jackson, Mississippi, and * * *
265 if office space cannot be obtained in any state-owned building,
266 the board is authorized to rent suitable office space and to pay
267 therefor out of funds in the board's special fund. The board
268 shall employ inspectors as needed, not to exceed * * * twelve
269 (12), who shall be full-time employees and whose salaries and
270 duties shall be fixed by the board.

271 (3) The salaries of all paid employees of the board shall be
272 paid out of the funds in the board's special fund in the State
273 Treasury. The inspectors shall, in addition to their salaries, be



274 reimbursed for such expenses as are allowed other state employees
275 under the provisions of Section 25-3-41. In addition to the
276 paying of office rent, the board is authorized to purchase
277 necessary office furniture and equipment, stationery, books,
278 certificates and any other equipment necessary for the proper
279 administration of this chapter.

280 (4) When, in the opinion of the board, it is essential that
281 an employee of the board work after normal working hours, the
282 employee may receive credit for compensatory leave.

283 (a) The board should use the standards established by
284 the State Personnel Board in determining whether or not the
285 board's executive director may receive compensatory leave.

286 (b) Employees of the board may be granted
287 administrative leave with pay, which means discretionary leave
288 with pay, other than personal leave or major medical leave.

289 (i) The board may grant administrative leave to
290 any employee of the board serving as a witness or juror or party
291 litigant, as verified by the clerk of the court, in addition to
292 any fees paid for such services, and such services or necessary
293 appearance in any court shall not be counted as personal leave.

294 (ii) The board may grant administrative leave with
295 pay to employees of the board in the event of extreme weather
296 conditions or in the event of a man-made, technological, or
297 natural disaster or emergency. Any employee on a previously
298 approved leave during the affected period shall be eligible for



299 such administrative leave granted by the board and shall not be
300 charged for his or her previously approved leave during the
301 affected period.

302 (iii) The board may grant administrative leave
303 with pay to any employee of the board who is a certified disaster
304 service volunteer of the American Red Cross who participates in
305 specialized disaster relief services for the American Red Cross in
306 this state and in states contiguous to this state when the
307 American Red Cross requests the employee's participation.
308 Administrative leave granted under this subparagraph shall not
309 exceed twenty (20) days in any twelve-month period. Employees on
310 leave under this subparagraph shall not be deemed to be an
311 employee of the state for purposes of workers' compensation or for
312 purposes of claims against the state allowed under Title 11,
313 Chapter 46, Mississippi Code of 1972. As used in this
314 subparagraph, the term "disaster" includes disasters designated at
315 Level II and above in American Red Cross' national regulations and
316 procedures.

317 **SECTION 4.** Section 73-7-5, Mississippi Code of 1972, is
318 brought forward as follows:

319 73-7-5. (1) All fees and any other monies received by the
320 board shall be deposited in a special fund that is created in the
321 State Treasury and shall be used for the implementation and
322 administration of this chapter when appropriated by the
323 Legislature for such purpose. The monies in the special fund



324 shall be subject to all provisions of the state budget laws that
325 are applicable to special fund agencies, and shall be disbursed by
326 the State Treasurer only upon warrants issued by the State Fiscal
327 Officer upon requisitions signed by the president of the board or
328 another board member designated by the president, and
329 countersigned by the secretary of the board. Any interest earned
330 on this special fund shall be credited by the State Treasurer to
331 the fund and shall not be paid into the State General Fund. Any
332 unexpended monies remaining in the special fund at the end of a
333 fiscal year shall not lapse into the State General Fund.

334 (2) The State Auditor shall audit the financial affairs of
335 the board and the transactions involving the special fund at least
336 once a year in the same manner as for other special fund agencies.
337 In addition, the Governor, in his discretion, shall have the power
338 from time to time to require an audit of the financial affairs of
339 the board, the same to be made by the State Auditor upon request
340 of the Governor. The Governor shall have the power to suspend any
341 member of the board who shall be found in default in any account
342 until such time as it shall be determined whether such default was
343 a result of an act of dishonesty on the part of the member, and in
344 the event it is found that such default is an act of dishonesty,
345 misfeasance or nonfeasance on the part of the member, such member
346 shall be immediately removed by the Governor from office.

347 **SECTION 5.** Section 73-7-7, Mississippi Code of 1972, is
348 amended as follows:



349 73-7-7. (1) The board shall have authority to make
350 reasonable rules and regulations for the administration of the
351 provisions of this chapter. The board shall set up a curriculum
352 for operation of schools of * * * all of the professions that it
353 is charged to regulate in this state. The board shall receive and
354 consider for adoption recommendations for rules and regulations,
355 school curriculum, and related matters from the Mississippi
356 Cosmetology and Barbering Council, whose membership shall consist
357 of, in addition to the seven (7) board members, five (5) elected
358 delegates from the Mississippi Cosmetology and Barbering
359 Association, five (5) elected delegates from the Mississippi
360 Cosmetology School Association, five (5) elected delegates from
361 the Mississippi Independent Beauticians and Barbers Association,
362 and five (5) elected delegates from the Cosmetology and Barbering
363 School Owners and Teachers Association. The board may revoke the
364 license * * * or may refuse to issue a license to any
365 cosmetologist, barber, esthetician, * * * nail technician,
366 instructor, school of * * * any profession regulated by the board,
367 or salon/barber shop that fails or refuses to comply with the
368 provisions of this chapter and the rules and regulations of the
369 board in carrying out the provisions of this chapter.

370 (2) The board shall have authority to prescribe reasonable
371 rules and regulations governing sanitation of schools of * * * all
372 professions regulated by the board, salons, and barber shops for
373 the guidance of persons licensed under this chapter in the



374 operation of schools of * * * all professions regulated by the
375 board, salons or barber shops, * * * and in the practice of
376 cosmetology, barbering, esthetics, * * * and * * * nail
377 technology. However, any and all rules and regulations relating
378 to sanitation shall, before adoption by the board, have the
379 written approval of the State Board of Health. When the board has
380 reason to believe that any of the provisions of this chapter or of
381 the rules and regulations of the board have been violated, either
382 upon receipt of a written complaint alleging such violations or
383 upon the board's own initiative, the board, or any of its
384 authorized agents, shall investigate same and shall have authority
385 to enter upon the premises of a school of * * * any profession
386 regulated by the board, salon or barber shop at any time during
387 the regular business hours of that school * * *, salon or barber
388 shop to conduct the investigation. Such investigation may
389 include, but not be limited to, conducting oral interviews with
390 the complaining party, school * * *, salon or barber shop owner(s)
391 and/or students of the school, and reviewing records of the
392 school * * *, salon or barber shop pertinent to the complaint and
393 related to an area subject to the authority of the board. Such
394 investigation shall not include written interviews or surveys of
395 school employees or students, and the privacy of patrons shall be
396 respected by any person making such investigation.

397 (3) * * * The board shall adopt regulations to ensure that
398 all fingernail service products used by * * * licensees regulated



399 by the board do not contain methyl methacrylate (MMA) as a monomer
400 agent for cosmetic nail applications.

401 (4) If the board finds that a violation of the provisions of
402 this chapter or the rules and regulations of the board has
403 occurred, it may cause a hearing to be held as set forth in
404 Section 73-7-27.

405 **SECTION 6.** Section 73-7-9, Mississippi Code of 1972, is
406 amended as follows:

407 73-7-9. No person required by this chapter to have a license
408 shall conduct a * * * school of * * * any profession regulated by
409 the board, salon or barber shop, or practice cosmetology,
410 barbering, esthetics, * * * nail technology, or practice as an
411 instructor, unless such person has received a license or temporary
412 permit therefor from the board. * * * Anyone determined to have
413 violated any of these rules or regulations prior to being licensed
414 by the board shall be subject to the same discipline by the board
415 as licensees. They may be disciplined and fined accordingly.

416 **SECTION 7.** Section 73-7-11, Mississippi Code of 1972, is
417 amended as follows:

418 73-7-11. Each owner of a license issued by the board under
419 the provisions of this chapter shall display the license in a
420 conspicuous place in his or her principal office, place of
421 business or employment, at all times.

422 Each practitioner and instructor license shall contain
423 a * * * recent passport-style photograph of the license holder,



424 the person's name, and the type of license held by the person.
425 The requirements of this section shall apply at the time of
426 issuance of a new license or at the time of renewal of an existing
427 license. A barber pole can only be displayed if the business
428 carries a barber license or is dual licensed as a cosmetology
429 salon and barber shop.

430 **SECTION 8.** Section 73-7-12, Mississippi Code of 1972, is
431 amended as follows:

432 73-7-12. * * * The * * * board * * * shall conduct
433 examinations for cosmetologists, barbers, estheticians, * * * nail
434 technicians and instructors at such times and locations as
435 determined by the board. The members of the board shall not
436 personally administer or monitor the examinations, but the board
437 shall contract for administrators of the examinations. A member
438 of the board shall not receive any per diem compensation for any
439 day that the member is present at the * * * location(s) where the
440 examinations are being administered.

441 **SECTION 9.** Section 73-7-13, Mississippi Code of 1972, is
442 amended as follows:

443 73-7-13. (1) The board shall admit to examination for a
444 cosmetology license any person who is at least sixteen (16) years
445 old and who has made application to the board in proper form, has
446 paid the required fee, and who * * * has successfully completed no
447 less than fifteen hundred (1500) hours over a period of no less
448 than nine (9) months in a licensed school of cosmetology or no



449 less than three thousand (3,000) hours in an apprenticeship
450 program certified by the board, and * * * has a high school
451 education or its equivalent or has been successfully enrolled in a
452 community college. Apprenticeships provided for in this
453 subsection shall be monitored or mentored by a licensed
454 cosmetology instructor only. Only one (1) apprentice may be
455 mentored by any person at the same time.

456 (* * *2) The board may, in its discretion, issue to any
457 student who has completed the prescribed hours in a licensed
458 school or approved apprenticeship program and paid the required
459 fee a temporary permit until such time as the next examination may
460 be held * * * but not exceeding six (6) months. Such student
461 shall be issued only one (1) temporary permit. Application for an
462 examination and license shall be accompanied by two (2) recent
463 passport-style photographs of the applicant. No temporary permit
464 will be issued to an applicant from any other state to operate a
465 beauty salon, barber shop or school of * * * any profession
466 regulated by the board in this state unless in case of emergency.

467 (* * *3) Applicants for the cosmetologist * * * license,
468 after having satisfactorily passed the prescribed examination,
469 shall be issued a cosmetology license which * * * shall be valid
470 for * * * two (2) years, and * * * the license shall be subject to
471 renewal. No license issued by the board may be renewed until all
472 monetary fines and penalties assessed by the board to the licensee
473 are paid in full.



474 (* * *4) Any barber who * * * has successfully completed no
475 less than fifteen hundred (1500) hours in a licensed barber
476 school * * * and who holds a current valid certificate of * * *
477 licensure to practice barbering * * * is eligible to take the
478 cosmetology examination to secure a cosmetology license upon
479 successfully completing * * * six hundred (600) hours in a
480 licensed school of cosmetology. All fees for application,
481 examination, * * * licensure, and renewal thereof shall be the
482 same as provided for cosmetologists.

483 (* * *5) Each application or filing made under this section
484 shall include the social security number(s) of the applicant in
485 accordance with Section 93-11-64.

486 (* * *6) Any licensed cosmetologist, barber, esthetician,
487 or * * * nail technician who is registered but not actively
488 practicing in the State of Mississippi at the time of making
489 application for renewal of an active license, may apply for
490 registration * * * as * * * inactive * * * status. Such
491 "inactive" status list shall be maintained by the board and shall
492 set out the names and post office addresses of all persons
493 registered but not actively practicing in this state, arranged
494 alphabetically by name and also by the municipalities and states
495 of their last-known professional or residential address. Only the
496 cosmetologists, barbers, estheticians and * * * nail technicians
497 registered on the appropriate list as actively practicing in the
498 State of Mississippi shall be authorized to practice those



499 professions. * * * No cosmetologist, barber, nail technician or
500 esthetician * * * shall be registered on the "inactive" list until
501 the person has furnished a statement of intent to take such action
502 to the board. Any licensed cosmetologist, barber, nail technician
503 or esthetician * * *, who is registered on the "inactive" status
504 list shall not be eligible for * * * active * * * licensure status
505 until either of the following conditions have been satisfied:

506 (a) Written application shall be submitted to the * * *
507 board * * * stating the reasons for such inactivity and setting
508 forth such other information as the board may require on an
509 individual basis and completion of the number of clock hours of
510 continuing education as approved by the board; or

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

516 (c) Payment of the fee for processing such inactive
517 license shall be paid biennially in accordance to board rules.

518 **SECTION 10.** The following shall be codified as Section
519 73-7-13.1, Mississippi Code of 1972:

520 73-7-13.1 (1) The board shall admit to examination for a
521 barbering license any person who is at least sixteen (16) years
522 old and who has made application to the board in proper form, has
523 paid the required fee, and who (a) has successfully completed no



524 less than fifteen hundred (1500) hours at a barbering school
525 approved by the board or three thousand (3,000) hours of
526 board-approved apprenticeship training, and (b) has a high school
527 education or its equivalent or has been successfully enrolled in a
528 community college. Apprenticeships shall only be monitored and
529 mentored by those with an instructor license, and there shall be
530 only one (1) apprentice per mentor.

531 (2) The board may, in its discretion, issue to any student
532 who has completed the prescribed hours in a licensed school or
533 approved apprenticeship training and paid the required fee a
534 temporary permit to practice barbering until the next examination
535 is given but not exceeding a ninety-day period. In no event shall
536 a person be allowed to practice barbering on a temporary permit
537 beyond the date the next examination is given, except because of
538 personal illness.

539 (3) Applicants for the barbering license, after having
540 satisfactorily passed the prescribed examination, shall be issued
541 a barbering license which shall be valid for two (2) years, and
542 the license shall be subject to renewal. No license issued by the
543 board may be renewed until all monetary fines and penalties
544 assessed by the board to the licensee are paid in full.

545 (4) Any cosmetologist who has successfully completed no less
546 than fifteen hundred (1500) hours in a licensed cosmetology school
547 and who holds a current valid certificate of licensure to practice
548 cosmetology is eligible to take the barbering examination to



549 secure a barber license upon successfully completing six hundred
550 (600) hours in a licensed school of barbering. All fees for
551 application, examination, licensure, and renewal thereof shall be
552 the same as provided for barbers.

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

556 **SECTION 11.** Section 73-7-14, Mississippi Code of 1972, is
557 amended as follows:

558 73-7-14. (1) Any person who holds a current, valid
559 cosmetology, * * * barbering, nail technology, or esthetics
560 license may be licensed as a master cosmetologist, * * * barber,
561 nail technician or esthetician if he or she has been a licensed
562 cosmetologist, * * * barber, nail technician or esthetician in
563 this state for a period of not less than twelve (12) months, and
564 has completed a minimum course of sixteen (16) * * * hours of
565 continuing education approved by the board within the licensing
566 period preceding initial application for the license, and has paid
567 the original license fee. Master cosmetologist, * * * barber,
568 nail technician or esthetician licenses shall be renewable upon
569 completion of a minimum course of eight (8) * * * hours of
570 continuing education approved by the board within a licensing
571 period and payment of the required renewal fee. This is an
572 optional license and * * * pertains only to individuals wishing to
573 complete the continuing education requirement * * *.



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

577 (3) No license issued by the board may be renewed until all
578 monetary fines and penalties assessed by the board to the licensee
579 are paid in full.

580 **SECTION 12.** Section 73-7-15, Mississippi Code of 1972, is
581 amended as follows:

582 73-7-15. (1) The board shall admit to examination for a
583 cosmetology instructor's license any person who has made
584 application to the board in proper form, has paid the required
585 fee, and who:

586 * * *

587 (* * *a) Is a graduate of a licensed cosmetology
588 school;

589 (* * *b) Has a high school education or its
590 equivalent;

591 (* * *c) Has successfully completed one thousand
592 (1,000) hours of instructor training in a licensed school of
593 cosmetology;

594 (* * *d) Has successfully completed six (6) semester
595 hours in college courses approved by the board; and

596 (* * *e) Holds a current, valid Mississippi
597 cosmetology license * * *.

598 * * *



599 (2) The board shall admit to examination for * * * a
600 barbering instructor's license any person who has made application
601 to the board in proper form, has paid the required fee, and who:

602 (a) Is * * * a graduate of a licensed barbering
603 school; * * *

604 (* * * b) Has a high school education or its
605 equivalent;

606 (* * * c) Has (i) not less than two (2) years of active
607 experience as a licensed barber and has successfully completed not
608 less than six hundred (600) hours of instructor training in a
609 licensed school of barbering or (ii) less than two (2) years of
610 active experience as a licensed barber and has successfully
611 completed one thousand (1,000) hours of instructor training in a
612 licensed school * * * of barbering;

613 (* * * d) Has successfully completed six (6) semester
614 hours in college courses approved by the board; and

615 (* * * e) Holds a current, valid Mississippi * * *
616 barbering license * * * .

617 * * *

618 (3) The board shall admit to examination for * * * an
619 esthetics instructor's license any person who has made application
620 to the board in proper form, has paid the required fee, and who:

621 * * *

622 (* * * a) Has a high school education or its
623 equivalent;



624 (* * *b) Has successfully completed one thousand
625 (1,000) hours of instructor training in a licensed school or
626 apprenticeship program in which the practice of * * * esthetics is
627 taught;

628 (* * *c) Has successfully completed six (6) semester
629 hours in college courses approved by the board; and

630 (* * *d) Holds a current, valid Mississippi * * *
631 esthetician's license * * *.

632 * * *

633 (4) The board shall admit to examination for a nail
634 technician instructor's license any person who has made
635 application to the board in proper form, has paid the required
636 fee, and who:

637 (a) Has a high school education or its equivalent;

638 (b) Has successfully completed one thousand (1,000)
639 hours of instructor training in a licensed school or
640 apprenticeship program in which the practice of nail technology is
641 taught;

642 (c) Has successfully completed six (6) semester hours
643 in college courses approved by the board; and

644 (d) Holds a current, valid Mississippi nail
645 technician's license.

646 (* * *5) Applicants shall satisfactorily pass the
647 examination prescribed by the board for licensing instructors
648 prior to the issuance of the licenses provided for in this



649 section. However, the board may, in its discretion, issue a
650 temporary instructor's permit until such time as the next
651 examination may be held, * * * the period of which shall not
652 exceed ninety (90) days. Such applicant shall be issued only one
653 (1) temporary permit. All applications for an instructor's
654 examination shall be accompanied by two (2) recent * * *
655 passport-style photographs of the applicant.

656 (* * *6) Renewal Requirements:

657 (a) All cosmetology, barbering, nail technology, and/or
658 esthetics instructors licensed pursuant to this section shall
659 biennially obtain twenty-four (24) clock hours of continuing
660 education in teacher training instruction in cosmetology * * *,
661 barbering, esthetics or * * * nail technology, as the case may be,
662 as approved by the board. Any instructor who fails to obtain the
663 continuing education required by this subsection shall * * *
664 neither be allowed to instruct nor to enroll students under his or
665 her license until such continuing education requirement has been
666 met. The board may issue an inactive * * * instructor license to
667 such instructors, and an inactive license may be converted into an
668 active license only after proof satisfactory to the board of
669 completion of at least twenty-four (24) clock hours of approved
670 continuing education required for teacher training instruction is
671 submitted.

672 (b) All persons who have received a license as a
673 barbering instructor from the board before July 1, 2002, shall be



674 considered to have met the requirements of this section, and all
675 those certificates of registration shall be renewable as otherwise
676 provided in this chapter.

677 (c) No license issued by the board may be renewed until
678 all monetary fines and penalties assessed by the board to the
679 licensee are paid in full.

680 (* * *7) Each application or filing made under this section
681 shall include the social security number(s) of the applicant in
682 accordance with Section 93-11-64.

683 **SECTION 13.** Section 73-7-16, Mississippi Code of 1972, is
684 amended as follows:

685 73-7-16. (1) All schools of * * * any profession regulated
686 by the board or school owners shall have a school license and
687 shall pay to the board the required license fee. * * * The board
688 is * * * authorized and empowered to promulgate necessary and
689 reasonable rules and regulations for the issuance and renewal of
690 school licenses. * * *

691 (2) Each application * * * made under this section shall
692 include the social security number(s) of the applicant, owners or
693 agents in accordance with Section 93-11-64.

694 (3) * * * Any school making application for a license under
695 this chapter shall not be transferable for any cause and shall
696 include a surety bond in the penal sum of Fifty Thousand Dollars
697 (\$50,000.00) in favor of the board on a bond form completed by the
698 insurance company or agency. The applicant may file in lieu of



699 the bond, cash, or a certificate of deposit or government bonds in
700 the amount of Fifty Thousand Dollars (\$50,000.00).

701 (4) The school applicant shall maintain a professional
702 liability insurance policy covering any aspect of the facility,
703 personnel and/or students.

704 (5) The school shall meet all applicable health and safety
705 standards that may be required by local, state and federal
706 agencies.

707 (6) Private business and vocational schools that have
708 obtained national accreditation from an accrediting agency
709 designated by the United States Department of Education must
710 submit evidence of current accreditation.

711 (7) The course content and length of instruction shall be of
712 such nature and quality as to assure that the students will
713 adequately develop the job skills and knowledge necessary for
714 passing any and all examinations required for licensure.

715 (8) Schools shall provide favorable conditions for effective
716 classroom instruction. A total pattern of successful instruction
717 includes (a) well-defined instructional objectives, (b) systematic
718 planning, (c) selection and use of varied types of learning
719 materials and experiences, (d) adaptation of organization and
720 instructional procedures to student needs, (e) use of varied
721 evaluation instruments and procedures, and (f) good student and
722 teacher morale.



723 (9) Each board-approved school of cosmetology, barbering,
724 esthetics or nail technology must provide proof to the board of an
725 annual pass rate that meets or exceeds the current minimum
726 standard as established by the board.

727 (10) The board shall evaluate school curriculum for
728 conformance with educational requirements set forth in this
729 chapter.

730 (11) There shall be no automatic renewal of school licenses,
731 and each licensee shall be audited for conformity before to the
732 issuance of any a new license. Before to the issuance of any such
733 license, the board shall inspect the premises to determine if same
734 conforms to the law.

735 (12) If a school closes a facility, the licensee must notify
736 the board within sixty (60) days before closing and provide proof
737 of the reason for the closure; proof of method developed to assist
738 students with the completion of their program of study and
739 individual courses; proof of notice sent to all currently enrolled
740 students, notifying them of the closure; proof of notice given to
741 students indicating where they may obtain any of their records;
742 proof of disposition of student records, with a contact person,
743 complete address, and telephone number and how students'
744 information may be obtained; proof of notice sent to all students
745 who have paid for any tuition and/or fees for future enrollment in
746 a program of study or individual course informing them of the
747 closure, and refund information; proof of certified transcripts



748 for each currently enrolled student who has paid for and completed
749 coursework in lieu of receiving a full or partial refund. If a
750 school files a bankruptcy petition, a certified copy must be filed
751 with the board.

752 (13) School licenses may be issued, as follows:

753 (a) Temporary licenses may be issued only for a one-
754 year period. These licenses are issued to new schools with less
755 than two (2) graduating classes. Annual reports are required and
756 are due by July 16 of each year unless otherwise specified.

757 Prospective students before enrolling and enrolled students must
758 be notified in writing of the school's temporary status;

759 (b) Probationary licenses indicate warning status and
760 may be issued only for a one-year period. These licenses are
761 issued to new schools with less than two (2) graduating classes
762 and with any significant violation(s) in the most recent year.
763 Annual reports are required and are due by July 16 of each year
764 unless otherwise specified. Prospective students and enrolled
765 students shall be notified in writing of the school's probationary
766 status;

767 (c) Conditional licenses may be issued to schools for
768 only a one-year period. Conditional license status for schools
769 that previously held a nonconditional license shall not exceed two
770 (2) years. Annual reports are required and are due by July 16 of
771 each year unless otherwise specified. Prospective students and
772 enrolled students shall be notified in writing of the school's



773 conditional status. These licenses shall be issued to schools
774 with two (2) or more graduating classes and with any of the
775 following:

776 (i) Any significant violation(s) in the most
777 recent year; and

778 (ii) Either the school's annual pass rate or the
779 school's comprehensive pass rate does not meet or exceed the
780 board's current minimum standard;

781 (d) Nonconditional licenses may be issued for only a
782 two-year period. Annual reports shall be required and are due
783 July 16 of each year unless otherwise specified. These licenses
784 shall be issued to schools with two (2) or more graduating classes
785 and with all of the following:

786 (i) No significant violation(s) in the most recent
787 year; and

788 (ii) Either the school's annual pass rate or the
789 school's comprehensive pass rate meets or exceeds the board's
790 current minimum standard.

791 (14) The combined temporary, probationary and/or conditional
792 license status for schools shall not exceed a five-year
793 consecutive period before moving to a nonconditional license
794 status.

795 (15) No license issued by the board may be renewed until all
796 monetary fines and penalties assessed by the board to the licensee
797 are paid in full.



798 (16) School owners, instructors, and/or employees or
799 contractors of the school shall adhere to the board's statutes and
800 rules and regulations and shall regard students with the same care
801 and consideration as clients.

802 **SECTION 14.** Section 73-7-17, Mississippi Code of 1972, is
803 amended as follows:

804 73-7-17. (1) All salon/barber shop owners shall have a
805 salon/barber shop license and shall pay to the board the required
806 license fee therefor and pay the required renewal fee for renewal
807 thereof. A grace period of sixty (60) days will be given in which
808 to renew the license, and upon the expiration of the grace period
809 of sixty (60) days any applicant for the renewal of a salon/barber
810 shop license will be required to pay a delinquent fee in addition
811 to the renewal fee. A salon/barber shop license that has been
812 expired for over one (1) year is nonrenewable and requires a new
813 application. Prior to the initial issuance of such license, the
814 board shall inspect the premises to determine if same qualifies
815 with the law, upon payment by the applicant of the required
816 inspection fee.

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

820 (3) No license issued by the board may be renewed until all
821 monetary fines and penalties assessed by the board to the licensee
822 are paid in full.



823 **SECTION 15.** Section 73-7-18, Mississippi Code of 1972, is
824 amended as follows:

825 73-7-18. (1) The board shall admit to examination for an
826 esthetician's license any person who is at least sixteen (16)
827 years old and who has made application to the board in proper
828 form, who has paid the required fee, and who:

829 * * *

830 (* * *a) Has a high school education or its equivalent
831 or has been successfully enrolled in a community college; and

832 (* * *b) Has successfully completed a course of
833 training in esthetics of not less than six hundred (600)
834 hours * * *, comprised of not less than one hundred (100) hours of
835 theory and five hundred (500) hours of skill practice, in a
836 licensed school in which the practice of esthetics is taught or of
837 no less than twelve hundred (1200) hours in an apprenticeship
838 program certified by the board.

839 * * * Apprenticeships provided for in this section shall be
840 monitored or mentored by a person with an instructor license in
841 cosmetology or esthetics. Only one (1) apprentice may be mentored
842 by any person at the same time.

843 (2) The board may, in its discretion, issue to any student
844 who has completed the prescribed hours in a licensed school or
845 approved apprenticeship program and paid the required fee a
846 temporary permit until such time as the next examination may be
847 held but not exceeding six (6) months. Such student shall be



848 issued only one (1) temporary permit. Application for an
849 examination and license shall be accompanied by two (2) recent
850 passport-style photographs of the applicant. No temporary permit
851 will be issued to an applicant from any other state to operate a
852 beauty salon, barber shop or school of any profession regulated by
853 the board in this state unless in case of emergency.

854 (3) Licensed estheticians desiring to pursue additional
855 hours to be eligible for a license as a cosmetologist may be
856 credited with any hours acquired in studying and training to be an
857 esthetician, which may be applied to the number of hours required
858 for a cosmetology license examination.

859 (* * *4) Every person who has completed not less than three
860 hundred fifty (350) hours of training in esthetics approved by the
861 board in this or any other state prior to July 1, 1987, shall
862 be * * * granted an esthetician's license by the board if such
863 person presents satisfactory evidence to the board that he or she
864 has fulfilled all the requirements to be admitted to examination
865 except the training hours requirement.

866 (* * *5) Each application or filing made under this section
867 shall include the social security number(s) of the applicant in
868 accordance with Section 93-11-64 * * *.

869 **SECTION 16.** Section 73-7-19, Mississippi Code of 1972, is
870 amended as follows:

871 73-7-19. (1) Except as provided in Section 33-1-39, all
872 licenses shall be renewed biennially under the fee schedule in



873 Section 73-7-29. Applications for renewal of licenses for
874 cosmetologists, barbers, estheticians, * * * nail technicians and
875 instructors must be accompanied by the required renewal fee. A
876 grace period of sixty (60) days will be given in which to renew
877 the license * * * . Upon the expiration of the grace period of
878 sixty (60) days, any applicant for the renewal of a license will
879 be required to pay the required renewal fee and a delinquent fee
880 in addition to the renewal fee. The fees may be paid * * *
881 according to the manner prescribed by the board in rules and
882 regulations. Checks returned to the board because of insufficient
883 funds shall result in nonrenewal of the license, which will
884 require the penalty fee for insufficient fund checks plus all
885 other amounts due for renewal of the license before the license
886 may be renewed. After one (1) year has passed from the expiration
887 date of the license, a delinquent fee must be paid for each year
888 up to three (3) years, after which the required examination must
889 be taken before a license can be renewed. All applications for
890 examination required by this chapter shall expire ninety (90) days
891 from the date thereof.

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

895 (3) No license issued by the board may be renewed until all
896 monetary fines and penalties assessed by the board to the licensee
897 are paid in full.



898 **SECTION 17.** Section 73-7-21, Mississippi Code of 1972, is
899 amended as follows:

900 73-7-21. (1) The board shall admit to examination for
901 a * * * nail technician's license any person who is at least
902 sixteen (16) years old and who has made application to the board
903 in proper form, who has paid the required fee, and who:

904 * * *

905 (* * * a) * * * Has a high school education or its
906 equivalent or has been successfully enrolled in a community
907 college; and

908 (* * * b) Has successfully completed no less than three
909 hundred fifty (350) hours of practice and related theory in * * *
910 nail technology over a period of no less than nine (9) weeks
911 in * * * a licensed school in which the practice of * * * nail
912 technology is taught in this or any other state * * * or no less
913 than seven hundred (700) hours in an apprenticeship program
914 certified by the board. Apprenticeships provided for in this
915 section shall be monitored or mentored by a person with an
916 instructor license in cosmetology or nail technology. Only one
917 (1) apprentice may be mentored by any person at the same time.

918 * * *

919 (2) The board may, in its discretion, issue to any student
920 who has completed the prescribed hours in a licensed school or
921 approved apprenticeship program and paid the required fee for a
922 temporary permit until such time as the next examination may be



923 held but not exceeding six (6) months. Such student shall be
924 issued only one (1) temporary permit. Application for an
925 examination and license shall be accompanied by two (2) recent
926 passport-style photographs of the applicant. No temporary permit
927 will be issued to an applicant from any other state to operate a
928 beauty salon, barber shop or school of any profession regulated by
929 the board in this state unless in case of emergency.

930 (* * *3) Licensed * * * nail technicians desiring to pursue
931 additional hours to be eligible for a license as a cosmetologist
932 may be credited with * * * any hours acquired in studying and
933 training to be a * * * nail technician which may be applied to the
934 number of hours required for a cosmetology license examination.

935 (* * *4) The board shall adopt regulations governing the
936 use of electric nail files for the purpose of filing false or
937 natural nails.

938 (* * *5) Each application or filing made under this section
939 shall include the social security number(s) of the applicant in
940 accordance with Section 93-11-64.

941 (6) No license issued by the board may be renewed until all
942 monetary fines and penalties assessed by the board to the licensee
943 are paid in full.

944 **SECTION 18.** Section 73-7-23, Mississippi Code of 1972, is
945 amended as follows:

946 73-7-23. (1) The board may, upon application, issue a
947 license by reciprocity to any cosmetologist, barber, nail



948 technician, or esthetician * * * who demonstrates proof that the
949 applicant holds a valid current license in another state with
950 similar educational requirements to those required by this
951 chapter, and that all other licensure requirements, including the
952 passage of an examination, under this chapter are met. Applicants
953 must also (a) successfully pass an examination and (b) pay the
954 required reciprocity fee, which shall be paid to the board. Such
955 application must be accompanied by two (2) recent passport-style
956 photographs of the applicant.

957 (2) An instructor from any other state may be qualified for
958 a Mississippi instructor's license upon presenting a valid
959 instructor's license from the other state and * * * (a) has
960 completed training equivalent to the State of Mississippi's
961 education and training as provided in Section 73-7-15 or has three
962 (3) years or more of experience as a licensed instructor prior to
963 application, (* * *b) * * * has completed * * * six (6) semester
964 hours in college courses approved by the board, and (* * *c) has
965 completed a minimum of five (5) continuing education hours in
966 Mississippi * * * State Board of Cosmetology and Barbering laws,
967 rules and regulations. Such application must be accompanied by
968 two (2) recent passport photographs of the applicant. Applicants
969 shall pay the required license fee.

970 (3) An applicant for a Mississippi instructor's license by
971 reciprocity who has not completed the college courses requirement
972 at the time of application may apply for a onetime temporary



973 teaching permit, which shall be valid for six (6) months and shall
974 be nonrenewable. Such application must be accompanied by proof of
975 enrollment in college course(s), required permit fee, two (2)
976 recent passport photographs of the applicant and other
977 documentation as required for application for a Mississippi
978 instructor's license by reciprocity. Upon proof of completion of
979 college courses and payment of the required license fee, a
980 Mississippi instructor's license shall be issued.

981 (4) The issuance of a license by reciprocity to a
982 military-trained applicant, military spouse or person who
983 establishes residence in this state shall be subject to the
984 provisions of Section 73-50-1 or 73-50-2, as applicable.

985 **SECTION 19.** Section 73-7-25, Mississippi Code of 1972, is
986 amended as follows:

987 73-7-25. Every demonstrator in the field of cosmetology,
988 barbering, esthetics or nail technology shall, before making
989 demonstrations in a salon, barber shop or school, apply for and
990 obtain a permit from the board. For such permit, which shall be
991 for one (1) year, the required fee shall be paid to the board.

992 This section shall be construed to apply to demonstrators in * * *
993 a salon, barber shop and schools.

994 **SECTION 20.** Section 73-7-27, Mississippi Code of 1972, is
995 amended as follows:

996 73-7-27. (1) Any complaint may be filed with the board by a
997 member or agent of the board or by any person charging any



998 licensee of the board with the commission of any of the offenses
999 enumerated in subsection (2) of this section. Such complaint
1000 shall be in writing, signed by the accuser or accusers, and
1001 verified under oath, and such complaints shall be investigated as
1002 set forth in Section 73-7-7. * * * After the investigation, the
1003 board may dismiss the complaint if the board, through its
1004 administrative review agents, determines that there is not
1005 substantial justification to believe that the accused licensee has
1006 committed any of the offenses enumerated or, * * * the * * * board
1007 may prepare a formal complaint proceeding against the licensee as
1008 hereinafter provided. When used with reference to any complaint
1009 filed against a licensee herein, the term "not substantial
1010 justification" means a complaint that is frivolous, groundless in
1011 fact or law, or vexatious, as determined by unanimous vote of the
1012 board. In the event of a dismissal, the person filing the
1013 accusation and the accused licensee shall be given written notice
1014 of the board's determination. If the board determines there is
1015 reasonable cause to believe the accused has committed any of those
1016 offenses, the secretary of the board or the executive director
1017 shall give written notice of such determination to the accused
1018 licensee and set a day for a hearing as provided in subsection (3)
1019 of this section.

1020 (2) The board shall have the power to revoke, suspend or
1021 refuse to issue or renew any license or certificate provided for
1022 in this chapter, and to fine, place on probation and/or otherwise



1023 discipline * * * an applicant, student * * *, licensee or holder
1024 of a certificate, upon proof that such person: (a) has not
1025 complied with or has violated any of the rules and regulations
1026 promulgated by the board; (b) has not complied with * * * an
1027 order, decision, or ruling of the * * * board; (c) has committed
1028 fraud or dishonest conduct in the taking of the examination herein
1029 provided for; (d) has been convicted of a felony; (e) has
1030 committed grossly unprofessional or dishonest conduct; (f) is
1031 addicted to the excessive use of intoxicating liquors or to the
1032 use of drugs to such an extent as to render him or her unfit to
1033 practice in any of the practices or occupations set forth in this
1034 chapter; (g) has advertised by means of knowingly false or
1035 deceptive statements; * * * (h) has failed to display the license
1036 or certificate issued to him or her as provided for in this
1037 chapter; or (i) has been convicted of violating any of the
1038 provisions of this chapter. A conviction of violating any of the
1039 provisions of this chapter shall be grounds for automatic
1040 suspension of the license or certificate of such person.

1041 (3) (a) The board shall not revoke, suspend or refuse to
1042 issue or renew any license or certificate, or fine, place on
1043 probation or otherwise discipline any * * * applicant, licensee or
1044 holder of a certificate in a disciplinary matter except after a
1045 hearing of which the applicant or licensee or holder of the
1046 certificate affected shall be given at least twenty (20) days'
1047 notice in writing, specifying the reason or reasons for denying



1048 the applicant a license or certificate of registration, or in the
1049 case of any other disciplinary action, the offense or offenses of
1050 which the licensee or holder of a certificate of registration is
1051 charged. Such notice may be served by mailing a copy thereof by
1052 United States first-class certified mail, postage prepaid, to the
1053 last-known residence or business address of such applicant,
1054 licensee or holder of a certificate. The hearing on such charges
1055 shall be at such time and place as the board may prescribe. The
1056 provisions of this paragraph (a) shall not apply to the board's
1057 collection of a civil penalty or fine imposed by the board under
1058 paragraph (b) of this subsection.

1059 (b) Any civil penalty or fine imposed by the board
1060 under this chapter resulting from an inspection or audit shall
1061 become due and payable when the applicant, licensee or holder of a
1062 certificate incurring the penalty receives a notice in writing
1063 from the board of the penalty. The notice shall be sent by
1064 registered or certified mail or by personal service. The person
1065 to whom the notice is addressed shall have thirty (30) days from
1066 the date of the notice in which to make written application for a
1067 hearing. Any person who makes the application for a hearing shall
1068 be entitled to a hearing. The hearing shall be conducted as a
1069 contested case hearing. When an order assessing a civil penalty
1070 under this section becomes final by operation of law or on appeal,
1071 unless the amount of penalty is paid within thirty (30) days after
1072 the order becomes final, it may be recorded with the circuit clerk



1073 in any county of this state. The clerk shall then record the name
1074 of the person incurring the penalty and the amount of the penalty
1075 in his lien record book.

1076 (c) The board may temporarily suspend a license under
1077 this chapter without any hearing, simultaneously with the
1078 institution of proceedings under this section, if it finds that
1079 the evidence in support of the board's determination is clear,
1080 competent and unequivocal that the licensee's continuation in
1081 practice would constitute an imminent danger to public health and
1082 safety.

1083 (4) At such hearings, all witnesses shall be sworn by
1084 a * * * court reporter, and stenographic notes of the proceedings
1085 shall be taken. Any party to the proceedings * * *, at the
1086 request of such party, shall be furnished with a copy of such
1087 stenographic notes upon payment to the board of such fees as it
1088 shall prescribe, not exceeding, however, the actual costs of
1089 transcription.

1090 (5) The board is * * * authorized and empowered to issue
1091 subpoenas for the attendance of witnesses and the production of
1092 books and papers. The process issued by the board shall extend to
1093 all parts of the state and such process shall be served by any
1094 person designated by the board for such service. The person
1095 serving such process shall receive such compensation as may be
1096 allowed by the board, not to exceed the fee prescribed by law for
1097 similar services. All witnesses who shall be subpoenaed, and who



1098 shall appear in any proceedings before the board, shall receive
1099 the same fees and mileage as allowed by law.

1100 (6) Where in any proceeding before the board any witness
1101 shall fail or refuse to attend upon subpoena issued by the board,
1102 shall refuse to testify, or shall refuse to produce any books and
1103 papers, the production of which is called for by the subpoena, the
1104 attendance of such witness and the giving of his testimony and the
1105 production of the books and papers shall be enforced by any court
1106 of competent jurisdiction of this state, in the same manner as are
1107 enforced for the attendance and testimony of witnesses in civil
1108 cases in the courts of this state.

1109 (7) The board shall conduct the hearing in an orderly and
1110 continuous manner, granting continuances only when the ends of
1111 justice may be served. The board shall, within sixty (60) days
1112 after conclusion of the hearing, reduce its decision to writing
1113 and forward an attested true copy thereof to the last-known
1114 residence or business address of such applicant, licensee or
1115 holder of a certificate, by way of United States first-class
1116 certified mail, postage prepaid.

1117 * * * (8) Any and all parties to the hearing shall have the
1118 right of appeal from an adverse ruling, or order, or decision of
1119 the board to the Chancery Court of the First Judicial District of
1120 Hinds County, Mississippi, upon forwarding notice of appeal to the
1121 board within thirty (30) days after the decision of the board is
1122 mailed in the manner here contemplated. * * * The appellant



1123 shall, together with the notice of appeal, * * * first pay the
1124 costs for the * * * transcription of * * * the record of the
1125 hearing(s) and proceeding(s) before the board in which the adverse
1126 ruling, order or decision of the board was made. Any fine imposed
1127 by the board under the provisions of this chapter shall not take
1128 effect until after the time for appeal has expired, and an appeal
1129 of the imposition of such a fine shall act as a supersedeas bond.
1130 The appeal shall thereupon be heard in due course by the court,
1131 which shall review the record and make its determination thereon.

1132 (9) The board, in its discretion, may assess and charge any
1133 part or all of the costs of any disciplinary proceedings conducted
1134 under this section against the accused if the accused is found
1135 guilty of the charges.

1136 (10) Any fine imposed by the board upon a licensee or holder
1137 of a certificate shall be in accordance with the following * * *
1138 class designation of fines:

1139 (a) * * * Class A - No violations or the violations are
1140 minor health and safety violations that are detrimental to public
1141 safety and welfare. Violations under this class shall be set at
1142 no less than Fifty Dollars (\$50.00) but no more than Two Hundred
1143 Dollars (\$200.00);

1144 (b) * * * Class B - Class B violations are major health
1145 and safety concerns that are detrimental to public safety and
1146 welfare and shall be set at no less than Two Hundred Fifty Dollars
1147 (\$250.00) but no more than Seven Hundred Fifty Dollars (\$750.00);



1148 (c) Class C - Class C violations shall be set at no
1149 less than Eight Hundred Dollars (\$800.00) but no more than One
1150 Thousand Dollars (\$1,000.00) and are violations specific to the
1151 following:

1152 (i) Unlicensed practice or the use of fraudulent
1153 statements to obtain any benefits or privileges under this chapter
1154 or practicing one (1) of the professions regulated by the board
1155 without a license. These violations will be handled in accordance
1156 with the requirements of Section 73-7-27 or Section 73-7-37 when
1157 applicable; and

1158 (ii) Extremely dangerous to the health and safety
1159 of the public.

1160 The power and authority of the board to impose such fines
1161 under this section shall not be affected or diminished by any
1162 other proceeding, civil or criminal, concerning the same violation
1163 or violations.

1164 (11) In addition to the reasons specified in subsection (2)
1165 of this section, the board shall be authorized to suspend the
1166 license of any licensee for being out of compliance with an order
1167 for support, as defined in Section 93-11-153. The procedure for
1168 suspension of a license for being out of compliance with an order
1169 for support, and the procedure for the reissuance or reinstatement
1170 of a license suspended for that purpose, and the payment of any
1171 fees for the reissuance or reinstatement of a license suspended
1172 for that purpose, shall be governed by Section 93-11-157 or



1173 93-11-163, as the case may be. Actions taken by the board in
1174 suspending a license when required by Section 93-11-157 or
1175 93-11-163 are not actions from which an appeal may be taken under
1176 this section. Any appeal of a license suspension that is required
1177 by Section 93-11-157 or 93-11-163 shall be taken in accordance
1178 with the appeal procedure specified in Section 93-11-157 or
1179 93-11-163, as the case may be, rather than the procedure specified
1180 in this section. If there is any conflict between any provision
1181 of Section 93-11-157 or 93-11-163 and any provision of this
1182 chapter, the provisions of Section 93-11-157 or 93-11-163, as the
1183 case may be, shall control.

1184 **SECTION 21.** Section 73-7-29, Mississippi Code of 1972, is
1185 amended as follows:

1186 73-7-29. The * * * board * * * shall assess fees in the
1187 following amounts and for the following purposes:

- 1188 (a) Initial license/renewal for cosmetologist, * * *
1189 barber, nail technician or esthetician * * *.....\$ 50.00
1190 (b) Instructor initial license/renewal..... 80.00
1191 (c) Master * * * license/renewal..... 70.00
1192 (d) Delinquent renewal penalty - cosmetologist, * * *
1193 barber, nail technician, esthetician * * * and instructor.. 50.00

1194 There shall be no renewal fee for any licensee seventy (70)
1195 years of age or older.

- 1196 (e) Salon/barber shop application and initial
1197 inspection..... 85.00



1198	(f)	Salon/ <u>barber shop</u> reinspection.....	35.00
1199	(g)	* * * <u>Application under reciprocity or UROLA</u>	<u>55.00</u>
1200	(h)	Salon/ <u>barber shop</u> renewal.....	60.00
1201	(i)	Salon/ <u>barber shop</u> delinquent renewal penalty	50.00
1202	(j)	Application and initial inspection for a	
1203		new school.....	300.00
1204	(k)	New school reinspection.....	100.00
1205	(l)	School change of ownership.....	300.00
1206	(m)	School relocation.....	150.00
1207	(n)	School renewal.....	75.00
1208	(o)	School delinquent renewal penalty.....	100.00
1209	(p)	Duplicate license.....	10.00
1210	(q)	Penalty for insufficient fund checks.....	20.00
1211	(r)	Affidavit processing.....	15.00
1212	(s)	<u>Demonstrator permit.....</u>	<u>10.00</u>

1213 An applicant who applies under the Military Family Freedom
1214 Act shall not be charged a fee. The * * * board * * * may charge
1215 additional fees for services which the board deems appropriate to
1216 carry out its intent and purpose. These additional fees shall not
1217 exceed the cost of rendering the service.

1218 The board is fully authorized to make refunds of any deposits
1219 received by the board for services which are not rendered.
1220 Refunds will automatically be made on overpayment of fees. All
1221 other refunds will be made * * * upon the written requests from



1222 applicants. If no request for refund is made within sixty (60)
1223 days, the fees will be forfeited.

1224 **SECTION 22.** Section 73-7-31, Mississippi Code of 1972, is
1225 amended as follows:

1226 73-7-31. Nothing in this chapter shall apply to:

1227 (a) * * * Cosmetology, barbering, nail technology or
1228 facial treatments given in the home to members of family or
1229 friends for which no charge is made. Cosmetology, barbering, nail
1230 technology or facial treatments given at an event venue to members
1231 of family or friends for which no charge is made may be permitted
1232 upon the express, written approval of the board.

1233 (b) Persons whose practice is limited to only
1234 performing makeup artistry, threading or applying or removing
1235 eyelash extensions; however, a person may perform a combination of
1236 not more than these three (3) such practices and still be exempt
1237 from this chapter.

1238 * * *

1239 (* * * c) Persons engaged in the practice of hair
1240 braiding as defined in Section 73-7-71 who have completed the
1241 self-test part of the brochure on infection control techniques
1242 prepared by the State Department of Health and who keep the
1243 brochure and completed self-test available at the location at
1244 which the person is engaged in hair braiding.

1245 **SECTION 23.** Section 73-7-33, Mississippi Code of 1972, is
1246 amended as follows:



1247 73-7-33. (1) In addition to the rules and regulations that
1248 may be prescribed and promulgated by the board under authority of
1249 this chapter, the following rules and regulations shall be
1250 observed:

1251 (a) Every establishment must be kept sanitary,
1252 including all utensils and equipment, must be well ventilated and
1253 properly lighted. Each salon/barber shop must be provided with
1254 hot and cold running water. Electrical appliances must be
1255 properly installed and grounded.

1256 (b) Cosmetologists, barbers, estheticians and nail
1257 technicians shall be allowed to wear any type of clothing or
1258 apparel while at work as long as such clothing or apparel is clean
1259 and sanitary.

1260 (c) Cosmetologists shall be allowed to use any type of
1261 hair roller as long as they do so in a sanitary manner.

1262 (d) Persons with a communicable disease or parasitic
1263 infection that is medically recognized to be a direct threat of
1264 transmission by the type of contact that practitioners have with
1265 clients are not to be permitted to practice in an establishment
1266 until their condition is no longer communicable under those
1267 circumstances. No work shall be performed on any patron having a
1268 visible disease unless the patron shall produce a certificate from
1269 a practicing physician stating that the patron is free from
1270 infectious, contagious or communicable disease. A * * * license
1271 regulated by the board does not authorize such * * * licensee to



1272 treat or prescribe for an infectious, contagious or any other
1273 disease.

1274 (e) A home salon/barber shop must have a solid wall to
1275 the ceiling with an outside entrance, or if a door exists between
1276 the salon/barber shop and the remainder of the house, the door
1277 must be kept closed at all times while service is being rendered.

1278 **SECTION 24.** Section 73-7-35, Mississippi Code of 1972, is
1279 amended as follows:

1280 73-7-35. (1) No person licensed pursuant to this chapter
1281 shall practice his or her profession except within the physical
1282 confines of a salon/barber shop possessing and displaying a
1283 properly executed license issued pursuant to Section 73-7-17.
1284 However, this requirement shall not prevent a person from
1285 rendering his or her services to any person who may be confined to
1286 his or her home, a hospital, or other place as a result of
1287 illness, and cosmetologists and barbers shall be permitted to
1288 render their services to deceased persons away from their * * *
1289 salon/barber shop.

1290 (2) No salon/barber shop owner licensed pursuant to this
1291 chapter shall allow a cosmetologist, barber, esthetician, or * * *
1292 nail technician to practice his/her profession in the salon/barber
1293 shop without possessing a valid license issued pursuant to this
1294 chapter.

1295 **SECTION 25.** Section 73-7-37, Mississippi Code of 1972, is
1296 amended as follows:



1297 73-7-37. (1) The violation of any of the provisions of this
1298 chapter, including the use of fraudulent statements to obtain any
1299 benefits or privileges under this chapter or practicing one (1) of
1300 these professions without a license, shall constitute a
1301 misdemeanor, punishable in any court of competent jurisdiction at
1302 the seat of government, and any person or firm convicted of the
1303 violation of any of the provisions of this chapter shall be fined
1304 not less than * * * Five Hundred Dollars (\$500.00) but not more
1305 than One Thousand Dollars (\$1,000.00). The court shall not be
1306 authorized to suspend or suspend the execution of the fine
1307 required under this section.

1308 (2) If any person, * * * salon, school or * * * other type
1309 of business entity engaged in the practice or teaching of the
1310 professions regulated by the board violates any of the provisions
1311 of this chapter, the secretary of the board, upon direction of a
1312 majority of the board and in the name of the board, acting through
1313 the Attorney General or an attorney employed by the board, shall
1314 apply in the * * * chancery court of the county in Mississippi in
1315 which the person or licensee resides or in the county which the
1316 person or licensee practices, or the county in which the salon,
1317 school, or other type of business entity is located, for an order
1318 enjoining such violation or for an order enforcing compliance with
1319 the provisions of this chapter. Upon the filing of a verified
1320 petition in the chancery court and after notice as provided under
1321 the Mississippi Rules of Civil Procedure, such court, if satisfied



1322 by the sworn petition, by affidavit or otherwise, that such person
1323 or entity has violated any of the provisions of this chapter, may
1324 issue an injunction without notice or bond, enjoining such
1325 continued violation and such injunction shall remain in force and
1326 effect until a final hearing. If at such hearing it is
1327 established that such person or entity has violated or is
1328 violating any of the provisions of this chapter, the court may
1329 enter a decree permanently enjoining such violation or enforcing
1330 compliance with this chapter. In addition, the court may enter a
1331 judgment against such person or entity for attorney's fees, court
1332 costs and the actual costs incurred by the board in investigating
1333 the actions of such person for which the board brought the suit
1334 for an injunction. In case of violation of any decree issued in
1335 compliance with this subsection, the court may punish the offender
1336 for contempt of court and the court shall proceed as in other
1337 cases.

1338 (3) The proceedings in this section shall be in addition to
1339 and not in lieu of the other remedies and penalties provided in
1340 this chapter.

1341 **SECTION 26.** Section 73-7-71, Mississippi Code of 1972, is
1342 amended as follows:

1343 73-7-71. (1) For the purpose of this section, the term
1344 "hair braiding" means the use of techniques that result in tension
1345 on hair strands or roots by twisting, wrapping, weaving,
1346 extending, locking or braiding of the hair by hand or mechanical



1347 device, but does not include the application of dyes, reactive
1348 chemicals, or other preparations to alter the color of the hair or
1349 to straighten, shampoo, condition, curl or alter the structure of
1350 the hair.

1351 (2) No person shall engage in hair braiding for compensation
1352 in the State of Mississippi without first registering with the
1353 State Department of Health. The department may charge each
1354 registrant a fee of not more than Twenty-five Dollars (\$25.00) to
1355 cover the department's costs in registering the person and
1356 providing the person with the brochure prepared under subsection
1357 (3) of this section, which fee shall be uniform for all
1358 registrants. Any increase in the fee charged by the board under
1359 this subsection shall be in accordance with the provisions of
1360 Section 41-3-65. The purpose of this registration is only to
1361 maintain a listing of those persons who engage in hair braiding
1362 for compensation in the state, and does not authorize the
1363 department to license or regulate the practice of hair braiding in
1364 the state, except as provided in subsection (4) of this section.

1365 (3) The State Department of Health shall develop and prepare
1366 a brochure containing information about infection control
1367 techniques that are appropriate for hair braiding in or outside of
1368 a salon/barber shop setting. The brochure shall be made available
1369 through the department's website or by mail, upon request, for a
1370 fee to cover the department's mailing costs. The brochure shall
1371 contain a self-test with questions on the information contained in



1372 the brochure. For a person engaged in hair braiding to be exempt
1373 from the cosmetology and barbering licensure law, Section 73-7-1
1374 et seq., the person shall complete the self-test part of the
1375 brochure and keep the brochure and completed self-test available
1376 at the location at which the person is engaged in hair braiding.

1377 (4) Representatives of the department may visit any facility
1378 or premises in which hair braiding is performed at any time during
1379 business hours to determine if the brochure and completed
1380 self-test are available at the facility or premises.

1381 (5) This section does not apply to cosmetologists, or
1382 barbers licensed to practice in Mississippi in their respective
1383 fields.

1384 **SECTION 27.** The Department of Finance and Administration,
1385 the Department of Information Technology Services, and the State
1386 Personnel Board, shall assist the State Board of Cosmetology and
1387 the Board of Barber Examiners in carrying out the consolidation
1388 required by this act. This section shall become effective from
1389 and after its passage, and shall stand repealed on July 1, 2025.

1390 **SECTION 28.** Section 73-7-63, Mississippi code of 1972, which
1391 provides a repealer on the State Board of Cosmetology, is
1392 repealed.

1393 **SECTION 29.** Section 73-5-1, Mississippi Code of 1972, which
1394 creates the State Board of Barber Examiners, is repealed.



1395 **SECTION 30.** Section 73-5-3, Mississippi Code of 1972, which
1396 addresses the staffing and compensation of the State Board of
1397 Barber Examiners, is repealed.

1398 **SECTION 31.** Section 73-5-5, Mississippi Code of 1972, which
1399 establishes a special fund for deposits; audit, is repealed.

1400 **SECTION 32.** Section 73-5-7, Mississippi Code of 1972, which
1401 gives the State Board of Barber Examiners the authority to create
1402 and enforce rules and regulations, is repealed.

1403 **SECTION 33.** Section 73-5-8, Mississippi Code of 1972, which
1404 addresses certificate qualifications for barber instructor, is
1405 repealed.

1406 **SECTION 34.** Section 73-5-9, Mississippi Code of 1972, which
1407 addresses the requirement for barbers to be registered with and
1408 licensed by the State Board of Barber Examiners, is repealed.

1409 **SECTION 35.** Section 73-5-11, Mississippi Code of 1972, which
1410 barbering school eligibility and certificate qualifications, is
1411 repealed.

1412 **SECTION 36.** Section 73-5-12, Mississippi Code of 1972, which
1413 addresses cosmetology, barber examination and eligibility, is
1414 repealed.

1415 **SECTION 37.** Section 73-5-15, Mississippi Code of 1972, which
1416 prescribes the procedure for applications for barber examinations,
1417 is repealed.



1418 **SECTION 38.** Section 73-5-17, Mississippi Code of 1972, which
1419 establishes certain requirements for the administration of barber
1420 examinations, is repealed.

1421 **SECTION 39.** Section 73-5-19, Mississippi Code of 1972, which
1422 provides for the issuance of certificates of registration as a
1423 barber, is repealed.

1424 **SECTION 40.** Section 73-5-21, Mississippi Code of 1972, which
1425 creates the license procedures for persons having practiced
1426 barbering in another state or country or in military service for
1427 the State Board of Barber Examiners, is repealed.

1428 **SECTION 41.** Section 73-5-23, Mississippi Code of 1972, which
1429 addresses conspicuous display of registration certificates and the
1430 penalty for violations, is repealed.

1431 **SECTION 42.** Section 73-5-25, Mississippi Code of 1972, which
1432 addresses certificate or license denial, suspension or revocation,
1433 is repealed.

1434 **SECTION 43.** Section 73-5-27, Mississippi Code of 1972, which
1435 creates the hearing procedures for the State Board of Barber
1436 Examiners, is repealed.

1437 **SECTION 44.** Section 73-5-29, Mississippi Code of 1972, which
1438 establishes fees for the State Board of Barber Examiners, is
1439 repealed.

1440 **SECTION 45.** Section 73-5-31, Mississippi Code of 1972, which
1441 establishes application for nonresident license for the State
1442 Board of Barber Examiners, is repealed.



1443 **SECTION 46.** Section 73-5-33, Mississippi Code of 1972, which
1444 creates licensure procedures and fees for barbershops, and the
1445 enforcement of licensure requirements for the State Board of
1446 Barber Examiners, is repealed.

1447 **SECTION 47.** Section 73-5-35, Mississippi Code of 1972, which
1448 creates licensure procedures and fees for barber schools for the
1449 State Board of Barber Examiners, is repealed.

1450 **SECTION 48.** Section 73-5-37, Mississippi Code of 1972, which
1451 sets an annual cycle for barber license renewal for the State
1452 Board of Barber Examiners, is repealed.

1453 **SECTION 49.** Section 73-5-39, Mississippi Code of 1972, which
1454 defines what constitutes the practice of barbering, is repealed.

1455 **SECTION 50.** Section 73-5-41, Mississippi Code of 1972, which
1456 establishes exemptions from licensing requirements for the State
1457 Board of Barber Examiners, is repealed.

1458 **SECTION 51.** Section 73-5-43, Mississippi Code of 1972, which
1459 establishes offenses and penalties for the State Board of Barber
1460 Examiners, is repealed.

1461 **SECTION 52.** This act shall take effect and be in force from
1462 and after July 1, 2024, except for Section 27, which shall take
1463 effect and be in force from and after the passage of this act.

