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House of Representatives
COMMONWEALTH OF PENNSYLVANIA
HARRISBURG

2628

COMMITTEES

PROFESSIONAL LICENSURE - MAJORITY CHAIRMAN
FINANCE
RULES
MAJORITY POLICY
CAPITOL PRESERVATION

October 3, 2007

Mr. Kim Kaufman
Executive Director
Independent Regulatory Review Commission
333 Market Street, 14th Floor
Harrisburg, PA 17101

RE: Proposed Regulation 16A-4514
State Board of Cosmetology
General Revisions

Dear Mr. Kaufman:

The House Professional Licensure Committee on this date voted to take no formal action on Regulation 16A-4514 until final regulation is promulgated and submit the following comments:

1. In the definition for a "school of cosmetology" in § 7.1, the definition reads "Any individual, partnership, association, business corporation, nonprofit corporation, municipal corporation, school district or **any group of individuals whoever organized** whose purpose is to provide courses of instruction in cosmetology or the teaching of cosmetology." The Committee would like to know if an accreditation provision should be inserted in the definition to ensure the integrity of the profession.
2. The Committee would like clarification on the provision regarding the time limit for the examination. If a prospective licensee fails one portion of the exam and cannot pass it within a year of passing the other portion of the exam, does the licensee have to retake the portion of the exam previously passed, or is there another requirement, such as refresher courses that should be taken?
3. Section 7.34 states that an examinee taking the practical portion of an esthetics examination needs to bring a model with them. The Committee would like clarification: is this model a live model, and do the other limited licensure exams also require a live model. Further, since esthetics is just one aspect of cosmetology, the committee would like to know why the cosmetology examinee does not need to bring with them a live model as well.

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4. The Committee requests clarification on § 7.120. This section states that a school may permit students to work on the public after they have completed at least 300 hours of instruction. However, nail technicians must only complete 200 hours of instruction prior to taking the exam in accordance with 7.32f, the esthetician needs to only complete 300 hours of instruction in accordance with 7.32e, and hair braiders also need 300 hours of instruction in accordance with 7.32h. It is implied by § 7.120 that limited practice licensees are only allowed to practice on the public after all course work has been completed. However, in § 7.34, an individual wishing to take the esthetician exam will need to bring with them a model, which could be a live model, and may have had to first practice on the public.

Sincerely,



P. Michael Sturla
Chairman, House Professional Licensure Committee