

45:5B-18

LEGISLATIVE HISTORY CHECKLIST  
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**NJSA:** 45:5B-18 (Cosmetologist/hairstyling license exam -- more chances to pass)

**LAWS OF:** 1991 **CHAPTER:** 313

**Bill No:** A1962

**Sponsor(s):** Moran and Doria

**Date Introduced:** Pre-filed

**Committee: Assembly:** Commerce  
**Senate:** Labor, Industry & Professions

**Amended during passage:** Yes Amendments during passage denoted by asterisks

**Date of Passage: Assembly:** March 8, 1990  
**Senate:** September 26, 1991

**Date of Approval:** November 14, 1991

**Following statements are attached if available:**

**Sponsor statement:** Yes

**Committee Statement: Assembly:** Yes  
**Senate:** Yes

**Fiscal Note:** No

**Veto Message:** No

**Message on signing:** No

**Following were printed:**

**Reports:** No

**Hearings:** No

See newspaper clipping -- attached

KBG/dgw

[FIRST REPRINT]  
ASSEMBLY, No. 1962  
STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1990 SESSION

By Assemblymen MORAN and DORIA

1 AN ACT concerning the licensing of barbers and beauticians as  
2 cosmetologist-hairstylists and amending P.L.1984, c.205.

3

4 BE IT ENACTED *by the Senate and General Assembly of the*  
5 *State of New Jersey:*

6 1. Section 18 of P.L.1984, c.205 (C.45:5B-18) is amended to  
7 read as follows:

8 18. Any applicant holding a license to practice beauty culture  
9 issued by the Board of Beauty Culture Control or by the board,  
10 who is seeking licensure as a cosmetologist-hairstylist shall be  
11 given ~~[one opportunity]~~ two opportunities within <sup>1</sup>[five] seven<sup>1</sup>  
12 years of the effective date of this act to take and pass an  
13 examination conducted by the board, which shall demonstrate to  
14 the board's satisfaction that the applicant has attained  
15 proficiency in shaving, without undertaking additional training. If  
16 the applicant does not pass the examination on either one of the  
17 two examination opportunities, <sup>1</sup>[he] the applicant<sup>1</sup> may not take  
18 the examination again until <sup>1</sup>[he] the applicant<sup>1</sup> can demonstrate  
19 successful completion of a course in shaving, the length of which  
20 is to be established by the board pursuant to regulation, and  
21 which is offered at:

22 a. A school of cosmetology and hairstyling in this State; or

23 b. A public school approved by the State Board of Education to  
24 offer a vocational program in cosmetology and hairstyling; or

25 c. A school of cosmetology and hairstyling, beauty culture or  
26 barbering licensed in another state or foreign county, which, in  
27 the opinion of the board, offers curricula which are substantially  
28 similar to that offered at licensed schools within this State.

29 (cf: P.L.1984, c.205, s.18)

30 2. Section 19 of P.L.1984, c.205 (C.45:5B-19) is amended to  
31 read as follows:

32 19. An applicant holding a license to practice barbering issued  
33 by the Board of Barber Examiners or the board, who is seeking  
34 licensure as a cosmetologist-hairstylist shall be given ~~[one~~  
35 opportunity] two opportunities within <sup>1</sup>[five] seven<sup>1</sup> years of the  
36 effective date of this act to take and pass an examination  
37 conducted by the board, which shall demonstrate to the board's  
38 satisfaction that the applicant has attained proficiency in

EXPLANATION--Matter enclosed in bold-faced brackets [thus] in the  
above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:  
<sup>1</sup> Assembly ACP committee amendments adopted February 8, 1990.

1 services included within the definition of beauty culture which  
2 are not encompassed within the definition of barbering, without  
3 undertaking additional training. If the applicant does not pass  
4 that examination on either one of the two examination  
5 opportunities, <sup>1</sup>[he] the applicant<sup>1</sup> may not take the examination  
6 again until <sup>1</sup>[he] the applicant<sup>1</sup> can demonstrate successful  
7 completion of a 500-hour course in beauty culture services  
8 offered at:

- 9 a. A school of cosmetology and hairstyling in this State; or
- 10 b. A public school approved by the State Board of Education to  
11 offer a vocational program in cosmetology and hairstyling; or
- 12 c. A school of cosmetology and hairstyling or beauty culture  
13 licensed in another state or foreign county, which, in the opinion  
14 of the board, offers curricula which are substantially similar to  
15 that offered at licensed schools within this State.

16 (cf: P.L.1984, c.205, s.19)

17 3. Section 27 of P.L.1984, c.205 (C.45:5B-27) is amended to  
18 read as follows:

19 27. All examinations conducted by the board pursuant to this  
20 act shall consist of [oral,] practical and written portions and may  
21 be administered in English, and in the case of practicing [licenses]  
22 licensees, in Spanish or with the aid of a translator, if the board,  
23 in its discretion, deems that aid to be warranted.

24 (cf: P.L.1984, c.205, s.27)

25 4. This act shall take effect immediately.

26

27

28

#### REGULATED PROFESSIONS

29

30 Allows barbers and beauticians two opportunities to pass the  
31 cosmetologist-hairstylist licensing exam prior to additional  
32 training and eliminates the oral portion of board exams.

1 within the definition of barbering without undertaking additional  
2 training. If the applicant does not pass that examination on  
3 either one of the two examination opportunities, he may not take  
4 the examination again until he can demonstrate successful  
5 completion of a 500-hour course in beauty culture services  
6 offered at:

7 a. A school of cosmetology and hairstyling in this State; or

8 b. A public school approved by the State Board of Education to  
9 offer a vocational program in cosmetology and hairstyling; or

10 c. A school of cosmetology and hairstyling or beauty culture  
11 licensed in another state or foreign county, which, in the opinion  
12 of the board, offers curricula which are substantially similar to  
13 that offered at licensed schools within this State.

14 (cf: P.L.1984, c.205, s.19)

15 3. Section 27 of P.L.1984, c.205 (C.45:5B-27) is amended to  
16 read as follows:

17 27. All examinations conducted by the board pursuant to this  
18 act shall consist of [oral,] practical and written portions and may  
19 be administered in English, and in the case of practicing [licenses]  
20 licensees, in Spanish or with the aid of a translator, if the board,  
21 in its discretion, deems that aid to be warranted.

22 (cf: P.L.1984, c.205, s.27)

23 4. This act shall take effect immediately.

#### 24 25 26 STATEMENT

27  
28 This bill amends the "Cosmetology and Hairstyling Act of  
29 1984," P.L.1984, c.205, to allow a barber or a beautician who is  
30 seeking licensure as a cosmetologist-hairstylist two opportunities  
31 to take and pass an examination which demonstrates proficiency  
32 in beauty culture services in the case of a barber, and in shaving  
33 in the case of a beautician, prior to being required to complete  
34 additional training. Currently, a barber or a beautician only has  
35 one opportunity to pass such an exam prior to being required to  
36 complete additional training. The bill also eliminates the oral  
37 portion of all examinations conducted by the New Jersey State  
38 Board of Cosmetology and Hairstyling so that board exams shall  
39 only consist of written and practical portions.

#### 40 41 42 REGULATED PROFESSIONS

43  
44 Allows barbers and beauticians two opportunities to pass the  
45 cosmetologist-hairstylist licensing exam prior to additional  
46 training and eliminates the oral portion of board exams.

ASSEMBLY COMMERCE AND REGULATED PROFESSIONS  
COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1962

with committee amendments

STATE OF NEW JERSEY

DATED: FEBRUARY 8, 1990

The Assembly Commerce and Regulated Professions Committee reports favorably Assembly Bill No. 1962 with amendments.

This bill amends the "Cosmetology and Hairstyling Act of 1984," P.L.1984, c.205 (C.45:5B-1 et seq.), to allow a barber or a beautician who is seeking licensure as a cosmetologist-hairstylist two opportunities to take and pass an examination, which demonstrates proficiency in beauty culture services in the case of a barber, and shaving in the case of a beautician, within seven years of the original act's effective date, prior to being required to complete additional training. Currently, a barber or a beautician has only one opportunity to pass such an exam within five years of the original act's effective date prior to being required to complete additional training. The bill also eliminates the oral portion of all examinations conducted by the New Jersey State Board of Cosmetology and Hairstyling so that board exams shall only consist of written and practical portions.

The committee amended the bill to allow a barber or a beautician who is seeking licensure as a cosmetologist hairstylist two opportunities to take and pass an examination within seven years, rather than five years, of the original act's effective date. As amended, the bill would give an individual a second opportunity to take and pass these examinations until December 4, 1992.

The bill was pre-filed for introduction in the 1990 session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.

SENATE LABOR, INDUSTRY AND PROFESSIONS COMMITTEE

STATEMENT TO

[FIRST REPRINT]

ASSEMBLY, No. 1962

STATE OF NEW JERSEY

DATED: DECEMBER 3, 1990

The Senate Labor, Industry and Professions Committee reports favorably Assembly, No. 1962 [1R].

This bill amends the "Cosmetology and Hairstyling Act of 1984," P.L.1984, c.205 (C.45:5B-1 et seq.), to allow a barber or beautician, who currently holds a limited license as a barber or beautician and is seeking licensure as a cosmetologist-hairstylist, two opportunities to take and pass, by December 4, 1992, an examination which demonstrates proficiency in beauty culture services in the case of a barber, and shaving in the case of a beautician. Under the provisions of the bill, a barber who fails two examinations must successfully complete a 500-hour course in beauty culture services to qualify to take the examination again, and a beautician who fails two examinations must successfully complete a course in shaving to qualify to take the examination again. The current law requires such an applicant to meet these educational requirements to qualify to take a second examination to obtain a cosmetologist-hairstylist license.

The bill also eliminates the oral portion of all examinations conducted by the New Jersey State Board of Cosmetology and Hairstyling so that the board's examination would only consist of written and practical portions.