

**As Introduced**

**134th General Assembly**

**Regular Session**

**2021-2022**

**H. B. No. 433**

**Representative Gross**

**Cosponsors: Representatives Powell, Fowler Arthur, Ferguson**

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**A BILL**

To amend sections 2925.01, 4709.01, 4713.01, 1  
4713.07, 4713.081, 4713.09, 4713.14, 4713.25, 2  
4713.28, 4713.30, 4713.31, 4713.35, 4713.41, 3  
4713.56, 4713.58, 4713.60, 4713.62, and 4713.69 4  
of the Revised Code to enact the Provider of 5  
Boutique Services Opportunity Act regarding 6  
natural hair stylists and boutique services 7  
registrants. 8

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That sections 2925.01, 4709.01, 4713.01, 9  
4713.07, 4713.081, 4713.09, 4713.14, 4713.25, 4713.28, 4713.30, 10  
4713.31, 4713.35, 4713.41, 4713.56, 4713.58, 4713.60, 4713.62, 11  
and 4713.69 of the Revised Code be amended to read as follows: 12

**Sec. 2925.01.** As used in this chapter: 13

(A) "Administer," "controlled substance," "controlled 14  
substance analog," "dispense," "distribute," "hypodermic," 15  
"manufacturer," "official written order," "person," 16  
"pharmacist," "pharmacy," "sale," "schedule I," "schedule II," 17  
"schedule III," "schedule IV," "schedule V," and "wholesaler" 18

have the same meanings as in section 3719.01 of the Revised Code. 19  
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(B) "Drug dependent person" and "drug of abuse" have the same meanings as in section 3719.011 of the Revised Code. 21  
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(C) "Drug," "dangerous drug," "licensed health professional authorized to prescribe drugs," and "prescription" have the same meanings as in section 4729.01 of the Revised Code. 23  
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(D) "Bulk amount" of a controlled substance means any of the following: 27  
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(1) For any compound, mixture, preparation, or substance included in schedule I, schedule II, or schedule III, with the exception of any controlled substance analog, marihuana, cocaine, L.S.D., heroin, any fentanyl-related compound, and hashish and except as provided in division (D)(2), (5), or (6) of this section, whichever of the following is applicable: 29  
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(a) An amount equal to or exceeding ten grams or twenty-five unit doses of a compound, mixture, preparation, or substance that is or contains any amount of a schedule I opiate or opium derivative; 35  
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(b) An amount equal to or exceeding ten grams of a compound, mixture, preparation, or substance that is or contains any amount of raw or gum opium; 39  
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(c) An amount equal to or exceeding thirty grams or ten unit doses of a compound, mixture, preparation, or substance that is or contains any amount of a schedule I hallucinogen other than tetrahydrocannabinol or lysergic acid amide, or a schedule I stimulant or depressant; 42  
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(d) An amount equal to or exceeding twenty grams or five 47  
times the maximum daily dose in the usual dose range specified 48  
in a standard pharmaceutical reference manual of a compound, 49  
mixture, preparation, or substance that is or contains any 50  
amount of a schedule II opiate or opium derivative; 51

(e) An amount equal to or exceeding five grams or ten unit 52  
doses of a compound, mixture, preparation, or substance that is 53  
or contains any amount of phencyclidine; 54

(f) An amount equal to or exceeding one hundred twenty 55  
grams or thirty times the maximum daily dose in the usual dose 56  
range specified in a standard pharmaceutical reference manual of 57  
a compound, mixture, preparation, or substance that is or 58  
contains any amount of a schedule II stimulant that is in a 59  
final dosage form manufactured by a person authorized by the 60  
"Federal Food, Drug, and Cosmetic Act," 52 Stat. 1040 (1938), 21 61  
U.S.C.A. 301, as amended, and the federal drug abuse control 62  
laws, as defined in section 3719.01 of the Revised Code, that is 63  
or contains any amount of a schedule II depressant substance or 64  
a schedule II hallucinogenic substance; 65

(g) An amount equal to or exceeding three grams of a 66  
compound, mixture, preparation, or substance that is or contains 67  
any amount of a schedule II stimulant, or any of its salts or 68  
isomers, that is not in a final dosage form manufactured by a 69  
person authorized by the Federal Food, Drug, and Cosmetic Act 70  
and the federal drug abuse control laws. 71

(2) An amount equal to or exceeding one hundred twenty 72  
grams or thirty times the maximum daily dose in the usual dose 73  
range specified in a standard pharmaceutical reference manual of 74  
a compound, mixture, preparation, or substance that is or 75  
contains any amount of a schedule III or IV substance other than 76

an anabolic steroid or a schedule III opiate or opium	77
derivative;	78
(3) An amount equal to or exceeding twenty grams or five	79
times the maximum daily dose in the usual dose range specified	80
in a standard pharmaceutical reference manual of a compound,	81
mixture, preparation, or substance that is or contains any	82
amount of a schedule III opiate or opium derivative;	83
(4) An amount equal to or exceeding two hundred fifty	84
milliliters or two hundred fifty grams of a compound, mixture,	85
preparation, or substance that is or contains any amount of a	86
schedule V substance;	87
(5) An amount equal to or exceeding two hundred solid	88
dosage units, sixteen grams, or sixteen milliliters of a	89
compound, mixture, preparation, or substance that is or contains	90
any amount of a schedule III anabolic steroid;	91
(6) For any compound, mixture, preparation, or substance	92
that is a combination of a fentanyl-related compound and any	93
other compound, mixture, preparation, or substance included in	94
schedule III, schedule IV, or schedule V, if the defendant is	95
charged with a violation of section 2925.11 of the Revised Code	96
and the sentencing provisions set forth in divisions (C)(10)(b)	97
and (C)(11) of that section will not apply regarding the	98
defendant and the violation, the bulk amount of the controlled	99
substance for purposes of the violation is the amount specified	100
in division (D)(1), (2), (3), (4), or (5) of this section for	101
the other schedule III, IV, or V controlled substance that is	102
combined with the fentanyl-related compound.	103
(E) "Unit dose" means an amount or unit of a compound,	104
mixture, or preparation containing a controlled substance that	105

is separately identifiable and in a form that indicates that it 106  
is the amount or unit by which the controlled substance is 107  
separately administered to or taken by an individual. 108

(F) "Cultivate" includes planting, watering, fertilizing, 109  
or tilling. 110

(G) "Drug abuse offense" means any of the following: 111

(1) A violation of division (A) of section 2913.02 that 112  
constitutes theft of drugs, or a violation of section 2925.02, 113  
2925.03, 2925.04, 2925.041, 2925.05, 2925.06, 2925.11, 2925.12, 114  
2925.13, 2925.22, 2925.23, 2925.24, 2925.31, 2925.32, 2925.36, 115  
or 2925.37 of the Revised Code; 116

(2) A violation of an existing or former law of this or 117  
any other state or of the United States that is substantially 118  
equivalent to any section listed in division (G)(1) of this 119  
section; 120

(3) An offense under an existing or former law of this or 121  
any other state, or of the United States, of which planting, 122  
cultivating, harvesting, processing, making, manufacturing, 123  
producing, shipping, transporting, delivering, acquiring, 124  
possessing, storing, distributing, dispensing, selling, inducing 125  
another to use, administering to another, using, or otherwise 126  
dealing with a controlled substance is an element; 127

(4) A conspiracy to commit, attempt to commit, or 128  
complicity in committing or attempting to commit any offense 129  
under division (G)(1), (2), or (3) of this section. 130

(H) "Felony drug abuse offense" means any drug abuse 131  
offense that would constitute a felony under the laws of this 132  
state, any other state, or the United States. 133

(I) "Harmful intoxicant" does not include beer or intoxicating liquor but means any of the following:	134 135
(1) Any compound, mixture, preparation, or substance the gas, fumes, or vapor of which when inhaled can induce intoxication, excitement, giddiness, irrational behavior, depression, stupefaction, paralysis, unconsciousness, asphyxiation, or other harmful physiological effects, and includes, but is not limited to, any of the following:	136 137 138 139 140 141
(a) Any volatile organic solvent, plastic cement, model cement, fingernail polish remover, lacquer thinner, cleaning fluid, gasoline, or other preparation containing a volatile organic solvent;	142 143 144 145
(b) Any aerosol propellant;	146
(c) Any fluorocarbon refrigerant;	147
(d) Any anesthetic gas.	148
(2) Gamma Butyrolactone;	149
(3) 1,4 Butanediol.	150
(J) "Manufacture" means to plant, cultivate, harvest, process, make, prepare, or otherwise engage in any part of the production of a drug, by propagation, extraction, chemical synthesis, or compounding, or any combination of the same, and includes packaging, repackaging, labeling, and other activities incident to production.	151 152 153 154 155 156
(K) "Possess" or "possession" means having control over a thing or substance, but may not be inferred solely from mere access to the thing or substance through ownership or occupation of the premises upon which the thing or substance is found.	157 158 159 160

(L) "Sample drug" means a drug or pharmaceutical preparation that would be hazardous to health or safety if used without the supervision of a licensed health professional authorized to prescribe drugs, or a drug of abuse, and that, at one time, had been placed in a container plainly marked as a sample by a manufacturer.

(M) "Standard pharmaceutical reference manual" means the current edition, with cumulative changes if any, of references that are approved by the state board of pharmacy.

(N) "Juvenile" means a person under eighteen years of age.

(O) "Counterfeit controlled substance" means any of the following:

(1) Any drug that bears, or whose container or label bears, a trademark, trade name, or other identifying mark used without authorization of the owner of rights to that trademark, trade name, or identifying mark;

(2) Any unmarked or unlabeled substance that is represented to be a controlled substance manufactured, processed, packed, or distributed by a person other than the person that manufactured, processed, packed, or distributed it;

(3) Any substance that is represented to be a controlled substance but is not a controlled substance or is a different controlled substance;

(4) Any substance other than a controlled substance that a reasonable person would believe to be a controlled substance because of its similarity in shape, size, and color, or its markings, labeling, packaging, distribution, or the price for which it is sold or offered for sale.

(P) An offense is "committed in the vicinity of a school" 189  
if the offender commits the offense on school premises, in a 190  
school building, or within one thousand feet of the boundaries 191  
of any school premises, regardless of whether the offender knows 192  
the offense is being committed on school premises, in a school 193  
building, or within one thousand feet of the boundaries of any 194  
school premises. 195

(Q) "School" means any school operated by a board of 196  
education, any community school established under Chapter 3314. 197  
of the Revised Code, or any nonpublic school for which the state 198  
board of education prescribes minimum standards under section 199  
3301.07 of the Revised Code, whether or not any instruction, 200  
extracurricular activities, or training provided by the school 201  
is being conducted at the time a criminal offense is committed. 202

(R) "School premises" means either of the following: 203

(1) The parcel of real property on which any school is 204  
situated, whether or not any instruction, extracurricular 205  
activities, or training provided by the school is being 206  
conducted on the premises at the time a criminal offense is 207  
committed; 208

(2) Any other parcel of real property that is owned or 209  
leased by a board of education of a school, the governing 210  
authority of a community school established under Chapter 3314. 211  
of the Revised Code, or the governing body of a nonpublic school 212  
for which the state board of education prescribes minimum 213  
standards under section 3301.07 of the Revised Code and on which 214  
some of the instruction, extracurricular activities, or training 215  
of the school is conducted, whether or not any instruction, 216  
extracurricular activities, or training provided by the school 217  
is being conducted on the parcel of real property at the time a 218

criminal offense is committed.	219
(S) "School building" means any building in which any of	220
the instruction, extracurricular activities, or training	221
provided by a school is conducted, whether or not any	222
instruction, extracurricular activities, or training provided by	223
the school is being conducted in the school building at the time	224
a criminal offense is committed.	225
(T) "Disciplinary counsel" means the disciplinary counsel	226
appointed by the board of commissioners on grievances and	227
discipline of the supreme court under the Rules for the	228
Government of the Bar of Ohio.	229
(U) "Certified grievance committee" means a duly	230
constituted and organized committee of the Ohio state bar	231
association or of one or more local bar associations of the	232
state of Ohio that complies with the criteria set forth in Rule	233
V, section 6 of the Rules for the Government of the Bar of Ohio.	234
(V) "Professional license" means any license, permit,	235
certificate, registration, qualification, admission, temporary	236
license, temporary permit, temporary certificate, or temporary	237
registration that is described in divisions (W)(1) to (37) of	238
this section and that qualifies a person as a professionally	239
licensed person.	240
(W) "Professionally licensed person" means any of the	241
following:	242
(1) A person who has received a certificate or temporary	243
certificate as a certified public accountant or who has	244
registered as a public accountant under Chapter 4701. of the	245
Revised Code and who holds an Ohio permit issued under that	246
chapter;	247

(2) A person who holds a certificate of qualification to practice architecture issued or renewed and registered under Chapter 4703. of the Revised Code;	248 249 250
(3) A person who is registered as a landscape architect under Chapter 4703. of the Revised Code or who holds a permit as a landscape architect issued under that chapter;	251 252 253
(4) A person licensed under Chapter 4707. of the Revised Code;	254 255
(5) A person who has been issued a certificate of registration as a registered barber under Chapter 4709. of the Revised Code;	256 257 258
(6) A person licensed and regulated to engage in the business of a debt pooling company by a legislative authority, under authority of Chapter 4710. of the Revised Code;	259 260 261
(7) A person who has been issued a cosmetologist's license, hair designer's license, manicurist's license, esthetician's license, <del>natural hair stylist's license,</del> advanced cosmetologist's license, advanced hair designer's license, advanced manicurist's license, advanced esthetician's license, <del>advanced natural hair stylist's license,</del> cosmetology instructor's license, hair design instructor's license, manicurist instructor's license, esthetics instructor's license, <del>natural hair style instructor's license,</del> independent contractor's license, or tanning facility permit under Chapter 4713. of the Revised Code;	262 263 264 265 266 267 268 269 270 271 272
(8) A person who has been issued a license to practice dentistry, a general anesthesia permit, a conscious sedation permit, a limited resident's license, a limited teaching license, a dental hygienist's license, or a dental hygienist's	273 274 275 276

teacher's certificate under Chapter 4715. of the Revised Code;	277
(9) A person who has been issued an embalmer's license, a funeral director's license, a funeral home license, or a crematory license, or who has been registered for an embalmer's or funeral director's apprenticeship under Chapter 4717. of the Revised Code;	278 279 280 281 282
(10) A person who has been licensed as a registered nurse or practical nurse, or who has been issued a certificate for the practice of nurse-midwifery under Chapter 4723. of the Revised Code;	283 284 285 286
(11) A person who has been licensed to practice optometry or to engage in optical dispensing under Chapter 4725. of the Revised Code;	287 288 289
(12) A person licensed to act as a pawnbroker under Chapter 4727. of the Revised Code;	290 291
(13) A person licensed to act as a precious metals dealer under Chapter 4728. of the Revised Code;	292 293
(14) A person licensed under Chapter 4729. of the Revised Code as a pharmacist or pharmacy intern or registered under that chapter as a registered pharmacy technician, certified pharmacy technician, or pharmacy technician trainee;	294 295 296 297
(15) A person licensed under Chapter 4729. of the Revised Code as a manufacturer of dangerous drugs, outsourcing facility, third-party logistics provider, repackager of dangerous drugs, wholesale distributor of dangerous drugs, or terminal distributor of dangerous drugs;	298 299 300 301 302
(16) A person who is authorized to practice as a physician assistant under Chapter 4730. of the Revised Code;	303 304

(17) A person who has been issued a license to practice medicine and surgery, osteopathic medicine and surgery, or podiatric medicine and surgery under Chapter 4731. of the Revised Code or has been issued a certificate to practice a limited branch of medicine under that chapter;	305 306 307 308 309
(18) A person licensed as a psychologist or school psychologist under Chapter 4732. of the Revised Code;	310 311
(19) A person registered to practice the profession of engineering or surveying under Chapter 4733. of the Revised Code;	312 313 314
(20) A person who has been issued a license to practice chiropractic under Chapter 4734. of the Revised Code;	315 316
(21) A person licensed to act as a real estate broker or real estate salesperson under Chapter 4735. of the Revised Code;	317 318
(22) A person registered as a registered environmental health specialist under Chapter 4736. of the Revised Code;	319 320
(23) A person licensed to operate or maintain a junkyard under Chapter 4737. of the Revised Code;	321 322
(24) A person who has been issued a motor vehicle salvage dealer's license under Chapter 4738. of the Revised Code;	323 324
(25) A person who has been licensed to act as a steam engineer under Chapter 4739. of the Revised Code;	325 326
(26) A person who has been issued a license or temporary permit to practice veterinary medicine or any of its branches, or who is registered as a graduate animal technician under Chapter 4741. of the Revised Code;	327 328 329 330
(27) A person who has been issued a hearing aid dealer's	331

or fitter's license or trainee permit under Chapter 4747. of the Revised Code;	332 333
(28) A person who has been issued a class A, class B, or class C license or who has been registered as an investigator or security guard employee under Chapter 4749. of the Revised Code;	334 335 336
(29) A person licensed to practice as a nursing home administrator under Chapter 4751. of the Revised Code;	337 338
(30) A person licensed to practice as a speech-language pathologist or audiologist under Chapter 4753. of the Revised Code;	339 340 341
(31) A person issued a license as an occupational therapist or physical therapist under Chapter 4755. of the Revised Code;	342 343 344
(32) A person who is licensed as a licensed professional clinical counselor, licensed professional counselor, social worker, independent social worker, independent marriage and family therapist, or marriage and family therapist, or registered as a social work assistant under Chapter 4757. of the Revised Code;	345 346 347 348 349 350
(33) A person issued a license to practice dietetics under Chapter 4759. of the Revised Code;	351 352
(34) A person who has been issued a license or limited permit to practice respiratory therapy under Chapter 4761. of the Revised Code;	353 354 355
(35) A person who has been issued a real estate appraiser certificate under Chapter 4763. of the Revised Code;	356 357
(36) A person who has been issued a home inspector license under Chapter 4764. of the Revised Code;	358 359

(37) A person who has been admitted to the bar by order of 360  
the supreme court in compliance with its prescribed and 361  
published rules. 362

(X) "Cocaine" means any of the following: 363

(1) A cocaine salt, isomer, or derivative, a salt of a 364  
cocaine isomer or derivative, or the base form of cocaine; 365

(2) Coca leaves or a salt, compound, derivative, or 366  
preparation of coca leaves, including ecgonine, a salt, isomer, 367  
or derivative of ecgonine, or a salt of an isomer or derivative 368  
of ecgonine; 369

(3) A salt, compound, derivative, or preparation of a 370  
substance identified in division (X) (1) or (2) of this section 371  
that is chemically equivalent to or identical with any of those 372  
substances, except that the substances shall not include 373  
decocainized coca leaves or extraction of coca leaves if the 374  
extractions do not contain cocaine or ecgonine. 375

(Y) "L.S.D." means lysergic acid diethylamide. 376

(Z) "Hashish" means a resin or a preparation of a resin to 377  
which both of the following apply: 378

(1) It is contained in or derived from any part of the 379  
plant of the genus cannabis, whether in solid form or in a 380  
liquid concentrate, liquid extract, or liquid distillate form. 381

(2) It has a delta-9 tetrahydrocannabinol concentration of 382  
more than three-tenths per cent. 383

"Hashish" does not include a hemp byproduct in the 384  
possession of a licensed hemp processor under Chapter 928. of 385  
the Revised Code, provided that the hemp byproduct is being 386  
produced, stored, and disposed of in accordance with rules 387

adopted under section 928.03 of the Revised Code.	388
(AA) "Marihuana" has the same meaning as in section	389
3719.01 of the Revised Code, except that it does not include	390
hashish.	391
(BB) An offense is "committed in the vicinity of a	392
juvenile" if the offender commits the offense within one hundred	393
feet of a juvenile or within the view of a juvenile, regardless	394
of whether the offender knows the age of the juvenile, whether	395
the offender knows the offense is being committed within one	396
hundred feet of or within view of the juvenile, or whether the	397
juvenile actually views the commission of the offense.	398
(CC) "Presumption for a prison term" or "presumption that	399
a prison term shall be imposed" means a presumption, as	400
described in division (D) of section 2929.13 of the Revised	401
Code, that a prison term is a necessary sanction for a felony in	402
order to comply with the purposes and principles of sentencing	403
under section 2929.11 of the Revised Code.	404
(DD) "Major drug offender" has the same meaning as in	405
section 2929.01 of the Revised Code.	406
(EE) "Minor drug possession offense" means either of the	407
following:	408
(1) A violation of section 2925.11 of the Revised Code as	409
it existed prior to July 1, 1996;	410
(2) A violation of section 2925.11 of the Revised Code as	411
it exists on and after July 1, 1996, that is a misdemeanor or a	412
felony of the fifth degree.	413
(FF) "Mandatory prison term" has the same meaning as in	414
section 2929.01 of the Revised Code.	415

(GG) "Adulterate" means to cause a drug to be adulterated	416
as described in section 3715.63 of the Revised Code.	417
(HH) "Public premises" means any hotel, restaurant,	418
tavern, store, arena, hall, or other place of public	419
accommodation, business, amusement, or resort.	420
(II) "Methamphetamine" means methamphetamine, any salt,	421
isomer, or salt of an isomer of methamphetamine, or any	422
compound, mixture, preparation, or substance containing	423
methamphetamine or any salt, isomer, or salt of an isomer of	424
methamphetamine.	425
(JJ) "Deception" has the same meaning as in section	426
2913.01 of the Revised Code.	427
(KK) "Fentanyl-related compound" means any of the	428
following:	429
(1) Fentanyl;	430
(2) Alpha-methylfentanyl (N-[1-(alpha-methyl-beta-	431
phenyl)ethyl-4- piperidyl]propionanilide; 1-(1-methyl-2-	432
phenylethyl)-4-(N-propanilido) piperidine);	433
(3) Alpha-methylthiofentanyl (N-[1-methyl-2-(2-	434
thienyl)ethyl-4- piperidinyl]-N-phenylpropanamide);	435
(4) Beta-hydroxyfentanyl (N-[1-(2-hydroxy-2-phenethyl-4-	436
piperidinyl] -N-phenylpropanamide);	437
(5) Beta-hydroxy-3-methylfentanyl (other name: N-[1-(2-	438
hydroxy-2- phenethyl)-3-methyl-4-piperidinyl]-N-	439
phenylpropanamide);	440
(6) 3-methylfentanyl (N-[3-methyl-1-(2-phenylethyl)-4-	441
piperidyl]-N- phenylpropanamide);	442

- (7) 3-methylthiofentanyl (N-[3-methyl-1-[2-(thienyl)ethyl]-4-piperidinyl]-N-phenylpropanamide); 443  
444
- (8) Para-fluorofentanyl (N-(4-fluorophenyl)-N-[1-(2-phenethyl)-4-piperidinyl]propanamide; 445  
446
- (9) Thiofentanyl (N-phenyl-N-[1-(2-thienyl)ethyl]-4-piperidinyl]-propanamide; 447  
448
- (10) Alfentanil; 449
- (11) Carfentanil; 450
- (12) Remifentanil; 451
- (13) Sufentanil; 452
- (14) Acetyl-alpha-methylfentanyl (N-[1-(1-methyl-2-phenethyl)-4-piperidinyl]-N-phenylacetamide); and 453  
454
- (15) Any compound that meets all of the following fentanyl 455  
pharmacophore requirements to bind at the mu receptor, as 456  
identified by a report from an established forensic laboratory, 457  
including acetylfentanyl, furanylfentanyl, valerylfentanyl, 458  
butyrylfentanyl, isobutyrylfentanyl, 4-methoxybutyrylfentanyl, 459  
para-fluorobutyrylfentanyl, acrylfentanyl, and ortho- 460  
fluorofentanyl: 461
- (a) A chemical scaffold consisting of both of the 462  
following: 463
- (i) A five, six, or seven member ring structure containing 464  
a nitrogen, whether or not further substituted; 465
- (ii) An attached nitrogen to the ring, whether or not that 466  
nitrogen is enclosed in a ring structure, including an attached 467  
aromatic ring or other lipophilic group to that nitrogen. 468
- (b) A polar functional group attached to the chemical 469

scaffold, including but not limited to a hydroxyl, ketone, 470  
amide, or ester; 471

(c) An alkyl or aryl substitution off the ring nitrogen of 472  
the chemical scaffold; and 473

(d) The compound has not been approved for medical use by 474  
the United States food and drug administration. 475

(LL) "First degree felony mandatory prison term" means one 476  
of the definite prison terms prescribed in division (A) (1) (b) of 477  
section 2929.14 of the Revised Code for a felony of the first 478  
degree, except that if the violation for which sentence is being 479  
imposed is committed on or after March 22, 2019, it means one of 480  
the minimum prison terms prescribed in division (A) (1) (a) of 481  
that section for a felony of the first degree. 482

(MM) "Second degree felony mandatory prison term" means 483  
one of the definite prison terms prescribed in division (A) (2) 484  
(b) of section 2929.14 of the Revised Code for a felony of the 485  
second degree, except that if the violation for which sentence 486  
is being imposed is committed on or after March 22, 2019, it 487  
means one of the minimum prison terms prescribed in division (A) 488  
(2) (a) of that section for a felony of the second degree. 489

(NN) "Maximum first degree felony mandatory prison term" 490  
means the maximum definite prison term prescribed in division 491  
(A) (1) (b) of section 2929.14 of the Revised Code for a felony of 492  
the first degree, except that if the violation for which 493  
sentence is being imposed is committed on or after March 22, 494  
2019, it means the longest minimum prison term prescribed in 495  
division (A) (1) (a) of that section for a felony of the first 496  
degree. 497

(OO) "Maximum second degree felony mandatory prison term" 498

means the maximum definite prison term prescribed in division 499  
(A) (2) (b) of section 2929.14 of the Revised Code for a felony of 500  
the second degree, except that if the violation for which 501  
sentence is being imposed is committed on or after March 22, 502  
2019, it means the longest minimum prison term prescribed in 503  
division (A) (2) (a) of that section for a felony of the second 504  
degree. 505

(PP) "Delta-9 tetrahydrocannabinol" has the same meaning 506  
as in section 928.01 of the Revised Code. 507

**Sec. 4709.01.** As used in this chapter: 508

(A) (1) Except as provided in division (A) (2) of this 509  
section, "the practice of barbering" means any one or more of 510  
the following when performed upon the head, neck, or face for 511  
cosmetic purposes and when performed upon the public for pay, 512  
free, or otherwise: 513

(a) Shaving the face, shaving around the vicinity of the 514  
ears and neckline, or trimming facial hair; 515

(b) Cutting or styling hair; 516

(c) Facials, skin care, or scalp massages; 517

(d) Shampooing, bleaching, coloring, straightening, or 518  
permanent waving hair; 519

(e) Cutting, fitting, or forming head caps for wigs or 520  
hair pieces. 521

(2) "The practice of barbering" does not include ~~the~~ 522  
~~practice of natural hair styling~~braiding. 523

(B) "Sanitary" means free of infectious agents, disease, 524  
or infestation by insects or vermin and free of soil, dust, or 525

foreign material.	526
(C) "Barber" means any person who engages in or attempts to engage in the practice of barbering.	527 528
(D) "Barber school" means any establishment that engages in or attempts to engage in the teaching of the practice of barbering.	529 530 531
(E) "Barber teacher" means any person who engages in or attempts to engage in the teaching of the practice of barbering.	532 533
(F) "Assistant barber teacher" means any person who assists a barber teacher in the teaching of the practice of barbering.	534 535 536
(G) "Barber pole" means a cylinder or pole with alternating stripes of any combination including red and white, and red, white, and blue, which run diagonally along the length of the cylinder or pole.	537 538 539 540
(H) <del>The practice of natural hair styling means work done for a fee or other form of compensation, by any person, utilizing techniques performed by hand that result in tension on hair roots such as twisting, wrapping, weaving, extending, locking, or braiding of the hair, and which work does not include the application of dyes, reactive chemicals, or other preparations to alter the color or to straighten, curl, or alter the structure of the hair.</del>	541 542 543 544 545 546 547 548
<del>(I) "Braiding means intertwining the hair in a systematic motion to create patterns in a three-dimensional form, inverting the hair against the scalp along part of a straight or curved row of intertwined hair, or twisting the hair in a systematic motion, and includes extending the hair with natural or synthetic hair fibers"</del> <u>has the same meaning as in section</u>	549 550 551 552 553 554

<u>4713.01 of the Revised Code.</u>	555
<b>Sec. 4713.01.</b> As used in this chapter:	556
<u>(A) "Apprentice instructor" means an individual holding a practicing license issued by the state cosmetology and barber board who is engaged in learning or acquiring knowledge of the occupation of an instructor of a branch of cosmetology at a school of cosmetology.</u>	557 558 559 560 561
<u>(B) "Beauty salon" means a salon in which an individual is authorized to engage in all branches of cosmetology.</u>	562 563
<u>(C) "Biennial licensing period" means the two-year period beginning on the first day of February of an odd-numbered year and ending on the last day of January of the next odd-numbered year.</u>	564 565 566 567
<del>"Boutique salon" means a salon in which an individual engages in boutique services and no other branch of cosmetology.</del>	568 569
<del>"Boutique services" means braiding, threading, shampooing, and makeup artistry.</del>	570 571
<u>(D) (1) "Blow-dry styling" means the practice of cleaning, drying, arranging, or styling hair and includes both of the following:</u>	572 573 574
<u>(a) The use of hair sprays and topical agents, such as shampoos and conditioners;</u>	575 576
<u>(b) The use and styling of hair extensions and wigs.</u>	577
<u>(2) "Blow-dry styling" does not include cutting hair or the application of dyes, bleach, reactive chemicals, keratin, or other preparations to color or alter the structure of hair.</u>	578 579 580
<u>(E) (1) "Braiding" means intertwining the hair in a</u>	581

systematic motion to create patterns in a three-dimensional 582  
form, inverting the hair against the scalp along part of a 583  
straight or curved row of intertwined hair, or twisting the hair 584  
in a systematic motion, ~~and includes~~. "Braiding" may include any 585  
of the following: 586

(a) Accessorizing, beading, crocheting, extending, 587  
locking, twisting, weaving, wrapping, or similarly manipulating 588  
the hair, while adding bulk or length with natural or human 589  
hair, synthetic hair fibers, or both; 590

(b) Using simple devices such as blunt-tipped needles, 591  
clips, combs, crochet hooks, and hairpins; 592

(c) Using topical agents such as conditioners, gels, 593  
moisturizers, mousse, oils, pomades, shampoos, and water-based 594  
sprays; 595

(d) Making wigs from natural hair, natural fibers, 596  
synthetic fibers, and hair extensions. 597

(2) "Braiding" does not include any of the following: 598

(a) The use of chemical hair-joining agents such as 599  
synthetic tape, keratin bonds, or fusion bonds to weave or fuse 600  
individual strands or wefts; 601

(b) The application of dyes, reactive chemicals, or other 602  
preparations to alter the color or straighten, curl, or alter 603  
the structure of hair; 604

(c) The cutting or singeing of hair, except as needed to 605  
finish the ends of synthetic fibers, and except to trim the ends 606  
of natural hair if performed incidentally to providing services 607  
described under division (E)(1) of this section. 608

(F) "Branch of cosmetology" means the practice of 609

cosmetology, practice of esthetics, practice of hair design, 610  
practice of manicuring, ~~practice of natural hair styling,~~ or 611  
practice of boutique services. 612

(G) "Cosmetic therapy" means the permanent removal of hair 613  
from the human body through the use of electric modalities and 614  
may include the systematic friction, stroking, slapping, and 615  
kneading or tapping of the face, neck, scalp, or shoulders. 616

(H) "Cosmetologist" means an individual authorized to 617  
engage in all branches of cosmetology in a licensed facility. 618

(I) "Cosmetology" means the art or practice of 619  
embellishment, cleansing, beautification, and styling of hair, 620  
wigs, postiches, face, body, or nails. 621

(J) "Cosmetology instructor" means an individual 622  
authorized to teach the theory and practice of all branches of 623  
cosmetology at a school of cosmetology. 624

(K) "Esthetician" means an individual who engages in the 625  
practice of esthetics but no other branch of cosmetology in a 626  
licensed facility. 627

(L) "Esthetics instructor" means an individual who teaches 628  
the theory and practice of esthetics, but no other branch of 629  
cosmetology, at a school of cosmetology. 630

(M) "Esthetics salon" means a salon in which an individual 631  
engages in the practice of esthetics but no other branch of 632  
cosmetology. 633

(N) "Eye lash extensions" include temporary and semi- 634  
permanent enhancements designed to add length, thickness, and 635  
fullness to natural eyelashes. 636

(O) "Hair designer" means an individual who engages in the 637

practice of hair design but no other branch of cosmetology in a 638  
licensed facility. 639

(P) "Hair design instructor" means an individual who 640  
teaches the theory and practice of hair design, but no other 641  
branch of cosmetology, at a school of cosmetology. 642

(Q) "Hair design salon" means a salon in which an 643  
individual engages in the practice of hair design but no other 644  
branch of cosmetology. 645

(R) "Hair removal" includes tweezing, waxing, sugaring, 646  
and threading. "Hair removal" does not include electrolysis. 647

(S) "Independent contractor" means an individual who is 648  
not an employee of a salon but practices a branch of 649  
cosmetology, other than the practice of boutique services, 650  
within a salon in a licensed facility. 651

(T) "Instructor license" means a license to teach the 652  
theory and practice of a branch of cosmetology at a school of 653  
cosmetology. 654

(U) "Licensed facility" means any premises, building, or 655  
part of a building licensed under section 4713.41 of the Revised 656  
Code in which cosmetology services are authorized by the state 657  
cosmetology and barber board to be performed. 658

(V) "Advanced cosmetologist" means an individual 659  
authorized to work in a beauty salon and engage in all branches 660  
of cosmetology. 661

(W) "Advanced esthetician" means an individual authorized 662  
to work in an esthetics salon, but no other type of salon, and 663  
engage in the practice of esthetics, but no other branch of 664  
cosmetology. 665

(X) "Advanced hair designer" means an individual 666  
authorized to work in a hair design salon, but no other type of 667  
salon, and engage in the practice of hair design, but no other 668  
branch of cosmetology. 669

(Y) "Advanced license" means a license to work in a salon 670  
and practice the branch of cosmetology practiced at the salon. 671

(Z) "Advanced manicurist" means an individual authorized 672  
to work in a nail salon, but no other type of salon, and engage 673  
in the practice of manicuring, but no other branch of 674  
cosmetology. 675

~~"Advanced natural hair stylist" means an individual 676  
authorized to work in a natural hair style salon, but no other 677  
type of salon, and engage in the practice of natural hair 678  
styling, but no other branch of cosmetology. 679~~

(AA) "Makeup artistry" means the application of cosmetics 680  
for the purpose of skin beautification. "Makeup artistry" does 681  
not include any other services described in the practice of any 682  
other branch of cosmetology. 683

(BB) "Manicurist" means an individual who engages in the 684  
practice of manicuring but no other branch of cosmetology in a 685  
licensed facility. 686

(CC) "Manicurist instructor" means an individual who 687  
teaches the theory and practice of manicuring, but no other 688  
branch of cosmetology, at a school of cosmetology. 689

(DD) "Nail salon" means a salon in which an individual 690  
engages in the practice of manicuring but no other branch of 691  
cosmetology. 692

~~"Natural hair stylist" means an individual who engages in 693~~

~~the practice of natural hair styling but no other branch of~~ 694  
~~cosmetology in a licensed facility.~~ 695

~~"Natural hair style instructor" means an individual who~~ 696  
~~teaches the theory and practice of natural hair styling, but no~~ 697  
~~other branch of cosmetology, at a school of cosmetology.~~ 698

~~"Natural hair style salon" means a salon in which an~~ 699  
~~individual engages in the practice of natural hair styling but~~ 700  
~~no other branch of cosmetology.~~ 701

~~"Practice of braiding" means utilizing the technique of~~ 702  
~~intertwining hair in a systematic motion to create patterns in a~~ 703  
~~three-dimensional form, including patterns that are inverted,~~ 704  
~~upright, or singled against the scalp that follow along straight~~ 705  
~~or curved partings. It may include twisting or locking the hair~~ 706  
~~while adding bulk or length with human hair, synthetic hair, or~~ 707  
~~both and using simple devices such as clips, combs, and~~ 708  
~~hairpins. "Practice of braiding" does not include application of~~ 709  
~~weaving, bonding, and fusion of individual strands or wefts;~~ 710  
~~application of dyes, reactive chemicals, or other preparations~~ 711  
~~to alter the color or straighten, curl, or alter the structure~~ 712  
~~of hair; embellishing or beautifying hair by cutting or~~ 713  
~~singeing, except as needed to finish the ends of synthetic~~ 714  
~~fibers used to add bulk to or lengthen hair.~~ 715

(EE) "Practice of boutique services" means braiding, 716  
threading, shampooing, blow-dry styling, makeup artistry, eye 717  
lash extension services, and wig styling and application. 718

(FF) "Practice of cosmetology" means the practice of all 719  
branches of cosmetology. 720

(GG) "Practice of esthetics" means both of the following: 721

(1) The application of cosmetics, tonics, antiseptics, 722

creams, lotions, or other preparations for the purpose of skin 723  
beautification and includes preparation of the skin by manual 724  
massage techniques or by use of electrical, mechanical, or other 725  
apparatus; 726

(2) The enhancement of the skin by skin care, facials, 727  
body treatments, hair removal, and other treatments; ~~and eye-~~ 728  
~~lash extension services.~~ 729

(HH) "Practice of hair design" means embellishing or 730  
beautifying hair, wigs, or hairpieces by arranging, dressing, 731  
pressing, curling, waving, permanent waving, cleansing, cutting, 732  
singeing, bleaching, coloring, braiding, weaving, or similar 733  
work. "Practice of hair design" includes utilizing techniques 734  
performed by hand that result in tension on hair roots such as 735  
twisting, wrapping, weaving, extending, locking, or braiding of 736  
the hair. 737

(II) "Practice of manicuring" means cleaning, trimming, 738  
shaping the free edge of, or applying polish to the nails of any 739  
individual; applying nail enhancements and embellishments to any 740  
individual; massaging the hands and lower arms up to the elbow 741  
of any individual; massaging the feet and lower legs up to the 742  
knee of any individual; using lotions or softeners on the hands 743  
and feet of any individual; or any combination of these types of 744  
services. 745

~~"Practice of natural hair styling" means utilizing~~ 746  
~~techniques performed by hand that result in tension on hair~~ 747  
~~roots such as twisting, wrapping, weaving, extending, locking,~~ 748  
~~or braiding of the hair. "Practice of natural hair styling" does~~ 749  
~~not include the application of dyes, reactive chemicals, or~~ 750  
~~other preparations to alter the color or to straighten, curl, or~~ 751  
~~alter the structure of the hair. "Practice of natural hair~~ 752

~~styling" also does not include embellishing or beautifying hair— 753  
by cutting or singeing, except as needed to finish off the end— 754  
of a braid, or by dressing, pressing, curling, waving, permanent— 755  
waving, or similar work. 756~~

(JJ) "Practicing license" means a license to practice a 757  
branch of cosmetology in a licensed facility. 758

(KK) "Salon" means a licensed facility on any premises, 759  
building, or part of a building in which an individual engages 760  
in the practice of one or more branches of cosmetology. "Salon" 761  
does not include a barber shop licensed under Chapter 4709. of 762  
the Revised Code. "Salon" does not mean a tanning facility, 763  
although a tanning facility may be located in a salon. 764

(LL) "School of cosmetology" means any premises, building, 765  
or part of a building in which students are instructed in the 766  
theories and practices of one or more branches of cosmetology. 767

(MM) "Shampooing" means the act of cleansing and 768  
conditioning an individual's hair ~~under the supervision of an 769  
individual licensed under this chapter and in preparation to 770  
immediately receive a service from a licensee. 771~~

(NN) "Student" means an individual, other than an 772  
apprentice instructor, who is engaged in learning or acquiring 773  
knowledge of the practice of a branch of cosmetology at a school 774  
of cosmetology. 775

(OO) "Tanning facility" means any premises, building, or 776  
part of a building that contains one or more rooms or booths 777  
with any of the following: 778

~~(A)~~ (1) Equipment or beds used for tanning human skin by 779  
the use of fluorescent sun lamps using ultraviolet or other 780  
artificial radiation; 781

~~(B)~~ (2) Equipment or booths that use chemicals applied to human skin, including chemical applications commonly referred to as spray-on, mist-on, or sunless tans;

~~(C)~~ (3) Equipment or beds that use visible light for cosmetic purposes.

(PP) "Threading" includes a service that results in the removal of hair from its follicle from around the eyebrows and from other parts of the face with the use of a single strand of thread and an astringent, if the service does not use chemicals of any kind, wax, or any implements, instruments, or tools to remove hair.

**Sec. 4713.07.** (A) The state cosmetology and barber board shall do all of the following:

(1) Regulate the practice of cosmetology and all of its branches in this state;

(2) Investigate or inspect, when evidence appears to demonstrate that an individual has violated any provision of this chapter or any rule adopted pursuant to it, the activities or premises of a license holder or unlicensed individual;

(3) Adopt rules in accordance with section 4713.08 of the Revised Code;

(4) Prescribe and make available application forms to be used by individuals seeking admission to an examination conducted under section 4713.24 of the Revised Code or a license or registration issued under this chapter;

(5) Prescribe and make available application forms to be used by individuals seeking renewal of a license or registration issued under this chapter;

(6) Provide a toll-free number and an online service to receive complaints alleging violations of this chapter or Chapter 4709. of the Revised Code;	810 811 812
(7) Report to the proper prosecuting officer violations of section 4713.14 of the Revised Code of which the board is aware;	813 814
(8) Submit a written report annually to the governor that provides all of the following:	815 816
(a) A discussion of the conditions in this state of the branches of cosmetology;	817 818
(b) An evaluation of board activities intended to aid or protect consumers;	819 820
(c) A brief summary of the board's proceedings during the year the report covers;	821 822
(d) A statement of all money that the board received and expended during the year the report covers.	823 824
(9) Keep a record of all of the following:	825
(a) The board's proceedings;	826
(b) The name and last known physical address, electronic mail address, and telephone number of each individual issued a license or registration under this chapter;	827 828 829
(c) The date and number of each license, permit, and registration that the board issues.	830 831
(10) Assist ex-offenders and military veterans who hold licenses issued by the board to find employment within salons or other facilities within this state;	832 833 834
(11) Require inspectors appointed pursuant to section 4713.06 of the Revised Code to conduct inspections of licensed	835 836

or permitted facilities, including salons ~~and boutique salons~~, 837  
schools of cosmetology, barber schools, barber shops, and 838  
tanning facilities, within ninety days of the opening for 839  
business of a licensed facility, upon complaints reported to the 840  
board, within ninety days after a violation was documented at a 841  
facility, and at least once every two years. Any individual, 842  
after providing the individual's name and contact information, 843  
may report to the board any information the individual may have 844  
that appears to show a violation of any provision of this 845  
chapter or rule adopted under it or a violation of any provision 846  
of Chapter 4709. of the Revised Code or rule adopted by the 847  
board pursuant to Chapter 4709. of the Revised Code. In the 848  
absence of bad faith, any individual who reports information of 849  
that nature or who testifies before the board in any 850  
adjudication conducted under Chapter 119. of the Revised Code 851  
shall not be liable for damages in a civil action as a result of 852  
the report or testimony. For the purpose of inspections, an 853  
independent contractor shall be added to the board's records as 854  
an individual salon. 855

(12) Supply a copy of the poster created pursuant to 856  
division (B) of section 5502.63 of the Revised Code to each 857  
person authorized to operate a salon, school of cosmetology, 858  
tanning facility, or other type of facility under this chapter; 859

(13) All other duties that this chapter imposes on the 860  
board. 861

(B) The board may delegate any of the duties listed in 862  
division (A) of this section to the executive director of the 863  
board or to an individual designated by the executive director. 864

**Sec. 4713.081.** The state cosmetology and barber board 865  
shall furnish a copy of the sanitary standards established by 866

rules adopted under section 4713.08 of the Revised Code to each 867  
individual to whom the board issues a practicing license, 868  
advanced license, or license to operate a salon or school of 869  
cosmetology, ~~or boutique services registration~~. The board also 870  
shall furnish a copy of the sanitary standards to each 871  
individual providing cosmetic therapy, massage therapy, or other 872  
professional service in a salon under section 4713.42 of the 873  
Revised Code. A salon or school of cosmetology provided a copy 874  
of the sanitary standards shall post the standards in a public 875  
and conspicuous place in the salon or school. 876

**Sec. 4713.09.** The state cosmetology and barber board may 877  
adopt rules in accordance with section 4713.08 of the Revised 878  
Code to establish a continuing education requirement, not to 879  
exceed eight hours in a biennial licensing period, as a 880  
condition of renewal for a practicing license, advanced license, 881  
or instructor license, ~~or boutique services registration~~. These 882  
hours may include training in identifying and addressing the 883  
crime of trafficking in persons as described in section 2905.32 884  
of the Revised Code. At least two of the eight hours of the 885  
continuing education requirement must be achieved in courses 886  
concerning safety and sanitation, and at least one hour of the 887  
eight hours of the continuing education requirement must be 888  
achieved in courses concerning law and rule updates. 889

**Sec. 4713.14.** No individual shall do any of the following: 890

(A) Use fraud or deceit in making application for a 891  
license, permit, or registration; 892

(B) Aid or abet any individual or entity in any of the 893  
following: 894

(1) Violating this chapter or a rule adopted under it; 895

(2) Obtaining a license, permit, or registration	896
fraudulently;	897
(3) Falsely pretending to hold a current, valid license or	898
permit.	899
(C) Practice a branch of cosmetology, for pay, free, or	900
otherwise, without one of the following authorizing the practice	901
of that branch of cosmetology:	902
(1) A current, valid license under section 4713.28,	903
4713.30, or 4713.34 of the Revised Code;	904
(2) A current, valid temporary pre-examination work permit	905
issued under section 4713.22 of the Revised Code;	906
(3) A current, valid temporary special occasion work	907
permit issued under section 4713.37 of the Revised Code;	908
(4) A current, valid temporary work permit issued under	909
rules adopted by the board pursuant to section 4713.08 of the	910
Revised Code;	911
(5) A current, valid registration under section 4713.69 of	912
the Revised Code.	913
(D) Employ an individual to practice a branch of	914
cosmetology if the individual does not hold one of the following	915
authorizing the practice of that branch of cosmetology:	916
(1) A current, valid license under section 4713.28,	917
4713.30, or 4713.34 of the Revised Code;	918
(2) A current, valid temporary pre-examination work permit	919
issued under section 4713.22 of the Revised Code;	920
(3) A current, valid temporary special occasion work	921
permit issued under section 4713.37 of the Revised Code;	922

(4) A current, valid temporary work permit issued under 923  
rules adopted by the board pursuant to section 4713.08 of the 924  
Revised Code; 925

(5) A current, valid registration under section 4713.69 of 926  
the Revised Code. 927

(E) Except for apprentice instructors and as provided in 928  
section 4713.45 of the Revised Code, teach the theory or 929  
practice of a branch of cosmetology at a school of cosmetology 930  
without either of the following authorizing the teaching of that 931  
branch of cosmetology: 932

(1) A current, valid license under section 4713.31 or 933  
4713.34 of the Revised Code; 934

(2) A current, valid temporary special occasion work 935  
permit issued under section 4713.37 of the Revised Code. 936

(F) Advertise or operate a glamour photography service in 937  
which a branch of cosmetology is practiced unless the individual 938  
practicing the branch of cosmetology holds either of the 939  
following authorizing the practice of that branch of 940  
cosmetology: 941

(1) A current, valid license under section 4713.28, 942  
4713.30, or 4713.34 of the Revised Code; 943

(2) A current, valid temporary special occasion work 944  
permit issued under section 4713.37 of the Revised Code. 945

(G) Advertise or operate a glamour photography service in 946  
which a branch of cosmetology is practiced at a location not 947  
specified by rules adopted under section 4713.08 of the Revised 948  
Code; 949

(H) Practice a branch of cosmetology at a salon as an 950

independent contractor without a current, valid independent 951  
contractor license issued under section 4713.39 of the Revised 952  
Code; 953

(I) Operate a salon without a current, valid license under 954  
section 4713.41 of the Revised Code; 955

(J) Provide cosmetic therapy or massage therapy at a salon 956  
for pay, free, or otherwise without a current, valid license 957  
issued by the state medical board under section 4731.15 of the 958  
Revised Code or provide any other professional service at a 959  
salon for pay, free, or otherwise without a current, valid 960  
license or certificate issued by the professional regulatory 961  
board of this state that regulates the profession; 962

(K) Teach a branch of cosmetology at a salon, unless the 963  
individual receiving the instruction holds either of the 964  
following authorizing the practice of that branch of 965  
cosmetology: 966

(1) A current, valid license under section 4713.28, 967  
4713.30, or 4713.34 of the Revised Code; 968

(2) A current, valid temporary pre-examination work permit 969  
issued under section 4713.22 of the Revised Code. 970

(L) Operate a school of cosmetology without a current, 971  
valid license under section 4713.44 of the Revised Code; 972

(M) At a salon or school of cosmetology, do any of the 973  
following: 974

(1) Use or possess a cosmetic product containing an 975  
ingredient that the United States food and drug administration 976  
has prohibited by regulation; 977

(2) Use a cosmetic product in a manner inconsistent with a 978

restriction established by the United States food and drug	979
administration by regulation;	980
(3) Use or possess a liquid nail monomer containing any	981
trace of methyl methacrylate (MMA).	982
(N) While in charge of a salon or school of cosmetology,	983
permit any individual to sleep in, or use for residential	984
purposes, any room used wholly or in part as the salon or school	985
of cosmetology;	986
(O) Maintain, as an established place of business for the	987
practice of one or more of the branches of cosmetology, a room	988
used wholly or in part for sleeping or residential purposes;	989
(P) Operate a tanning facility that is offered to the	990
public for a fee or other compensation without a current, valid	991
permit under section 4713.48 of the Revised Code;	992
(Q) Practice a branch of cosmetology in a location other	993
than a licensed facility unless otherwise exempted under section	994
4713.16 or 4713.17 of the Revised Code;	995
(R) Use any of the services or arts that are part of	996
cosmetology to treat or attempt to cure a physical or mental	997
disease or ailment;	998
(S) <u>Recklessly use the title "registered" if the</u>	999
<u>individual does not have a current, valid registration under</u>	1000
<u>section 4713.69 of the Revised Code.</u>	1001
	1002
<b>Sec. 4713.25.</b> (A) The state cosmetology and barber board	1003
may administer a separate advanced cosmetologist examination for	1004
individuals who complete an advanced cosmetologist training	1005
course separate from a cosmetologist training course. The board	1006

may combine the advanced cosmetologist examination with the 1007  
cosmetologist examination for individuals who complete a 1008  
combined cosmetologist and advanced cosmetologist training 1009  
course. 1010

(B) The board may administer a separate advanced 1011  
esthetician examination for individuals who complete an advanced 1012  
esthetician training course separate from an esthetician 1013  
training course. The board may combine the advanced esthetician 1014  
examination with the esthetician examination for individuals who 1015  
complete an esthetician and advanced esthetician training 1016  
course. 1017

(C) The board may administer a separate advanced hair 1018  
designer examination for individuals who complete an advanced 1019  
hair designer training course separate from a hair designer 1020  
training course. The board may combine the advanced hair 1021  
designer examination with the hair designer examination for 1022  
individuals who complete a hair designer and advanced hair 1023  
designer training course. 1024

(D) The board may administer a separate advanced 1025  
manicurist examination for individuals who complete an advanced 1026  
manicurist training course separate from a manicurist training 1027  
course. The board may combine the advanced manicurist 1028  
examination with the manicurist examination for individuals who 1029  
complete a manicurist and advanced manicurist training course. 1030

~~(E) The board may administer a separate advanced natural-~~ 1031  
~~hair stylist examination for individuals who complete an-~~ 1032  
~~advanced natural hair stylist training course separate from a-~~ 1033  
~~natural hair stylist training course. The board may combine the-~~ 1034  
~~advanced natural hair stylist examination with the natural hair-~~ 1035  
~~stylist examination for individuals who complete a natural hair-~~ 1036

~~stylist and advanced natural hair stylist training course.~~ 1037

**Sec. 4713.28.** (A) The state cosmetology and barber board 1038  
shall issue a practicing license to an applicant who satisfies 1039  
all of the following applicable conditions: 1040

(1) Is at least sixteen years of age; 1041

(2) Has the equivalent of an Ohio public school tenth 1042  
grade education; 1043

(3) Has submitted a written application on a form 1044  
furnished by the board that contains all of the following: 1045

(a) The name of the individual and any other identifying 1046  
information required by the board; 1047

(b) A recent photograph of the individual that meets the 1048  
specifications established by the board; 1049

(c) A photocopy of the individual's current driver's 1050  
license or other proof of legal residence; 1051

(d) Proof that the individual is qualified to take the 1052  
applicable examination as required by section 4713.20 of the 1053  
Revised Code; 1054

(e) An oath verifying that the information in the 1055  
application is true; 1056

(f) The applicable application fee. 1057

(4) Passes an examination conducted under division (A) of 1058  
section 4713.24 of the Revised Code for the branch of 1059  
cosmetology the applicant seeks to practice; 1060

(5) Pays to the board the applicable license fee; 1061

(6) In the case of an applicant for an initial 1062

cosmetologist license, has successfully completed at least one 1063  
thousand five hundred hours of board-approved cosmetology 1064  
training in a school of cosmetology licensed in this state, 1065  
except that only one thousand hours of board-approved 1066  
cosmetology training in a school of cosmetology licensed in this 1067  
state is required of an individual licensed as a barber under 1068  
Chapter 4709. of the Revised Code; 1069

(7) In the case of an applicant for an initial esthetician 1070  
license, has successfully completed at least six hundred hours 1071  
of board-approved esthetics training in a school of cosmetology 1072  
licensed in this state; 1073

(8) In the case of an applicant for an initial hair 1074  
designer license, has successfully completed at least one 1075  
thousand two hundred hours of board-approved hair designer 1076  
training in a school of cosmetology licensed in this state, 1077  
except that only one thousand hours of board-approved hair 1078  
designer training in a school of cosmetology licensed in this 1079  
state is required of an individual licensed as a barber under 1080  
Chapter 4709. of the Revised Code; 1081

(9) In the case of an applicant for an initial manicurist 1082  
license, has successfully completed at least two hundred hours 1083  
of board-approved manicurist training in a school of cosmetology 1084  
licensed in this state; 1085

~~(10) In the case of an applicant for an initial natural 1086  
hair stylist license, has successfully completed at least four 1087  
hundred fifty hours of instruction in subjects relating to 1088  
sanitation, scalp care, anatomy, hair styling, communication 1089  
skills, and laws and rules governing the practice of 1090  
cosmetology. 1091~~

(B) The board shall not deny a license to any applicant 1092  
based on prior incarceration or conviction for any crime. If the 1093  
board denies an individual a license or license renewal, the 1094  
reasons for such denial shall be put in writing. 1095

**Sec. 4713.30.** The state cosmetology and barber board shall 1096  
issue an advanced license to an applicant who satisfies all of 1097  
the following applicable conditions: 1098

(A) Is at least sixteen years of age; 1099

(B) Has the equivalent of an Ohio public school tenth 1100  
grade education; 1101

(C) Pays to the board the applicable fee; 1102

(D) Passes the appropriate advanced license examination; 1103

(E) In the case of an applicant for an initial advanced 1104  
cosmetologist license, does either of the following: 1105

(1) Has a licensed advanced cosmetologist or owner of a 1106  
licensed beauty salon located in this or another state certify 1107  
to the board that the applicant has practiced as a cosmetologist 1108  
for at least one thousand eight hundred hours in a licensed 1109  
beauty salon; 1110

(2) Has a school of cosmetology licensed in this state 1111  
certify to the board that the applicant has successfully 1112  
completed, in addition to the hours required for licensure as a 1113  
cosmetologist, at least three hundred hours of board-approved 1114  
advanced cosmetologist training. 1115

(F) In the case of an applicant for an initial advanced 1116  
esthetician license, does either of the following: 1117

(1) Has the licensed advanced esthetician, licensed 1118

advanced cosmetologist, or owner of a licensed esthetics salon 1119  
or licensed beauty salon located in this or another state 1120  
certify to the board that the applicant has practiced esthetics 1121  
for at least one thousand eight hundred hours as an esthetician 1122  
in a licensed esthetics salon or as a cosmetologist in a 1123  
licensed beauty salon; 1124

(2) Has a school of cosmetology licensed in this state 1125  
certify to the board that the applicant has successfully 1126  
completed, in addition to the hours required for licensure as an 1127  
esthetician or cosmetologist, at least one hundred fifty hours 1128  
of board-approved advanced esthetician training. 1129

(G) In the case of an applicant for an initial advanced 1130  
hair designer license, does either of the following: 1131

(1) Has the licensed advanced hair designer, licensed 1132  
advanced cosmetologist, or owner of a licensed hair design salon 1133  
or licensed beauty salon located in this or another state 1134  
certify to the board that the applicant has practiced hair 1135  
design for at least one thousand eight hundred hours as a hair 1136  
designer in a licensed hair design salon or as a cosmetologist 1137  
in a licensed beauty salon; 1138

(2) Has a school of cosmetology licensed in this state 1139  
certify to the board that the applicant has successfully 1140  
completed, in addition to the hours required for licensure as a 1141  
hair designer or cosmetologist, at least two hundred forty hours 1142  
of board-approved advanced hair designer training. 1143

(H) In the case of an applicant for an initial advanced 1144  
manicurist license, does either of the following: 1145

(1) Has the licensed advanced manicurist, licensed 1146  
advanced cosmetologist, or owner of a licensed nail salon, 1147

licensed beauty salon, or licensed barber shop located in this 1148  
or another state certify to the board that the applicant has 1149  
practiced manicuring for at least one thousand eight hundred 1150  
hours as a manicurist in a licensed nail salon or licensed 1151  
barber shop or as a cosmetologist in a licensed beauty salon or 1152  
licensed barber shop; 1153

(2) Has a school of cosmetology licensed in this state 1154  
certify to the board that the applicant has successfully 1155  
completed, in addition to the hours required for licensure as a 1156  
manicurist or cosmetologist, at least one hundred hours of 1157  
board-approved advanced manicurist training. 1158

~~(I) In the case of an applicant for an initial advanced-~~ 1159  
~~natural hair stylist license, does either of the following:~~ 1160

~~(1) Has the licensed advanced natural hair stylist,~~ 1161  
~~licensed advanced cosmetologist, or owner of a licensed natural-~~ 1162  
~~hair style salon or licensed beauty salon located in this or-~~ 1163  
~~another state certify to the board that the applicant has-~~ 1164  
~~practiced natural hair styling for at least one thousand eight-~~ 1165  
~~hundred hours as a natural hair stylist in a licensed natural-~~ 1166  
~~hair style salon or as a cosmetologist in a licensed beauty-~~ 1167  
~~salon;~~ 1168

~~(2) Has a school of cosmetology licensed in this state-~~ 1169  
~~certify to the board that the applicant has successfully-~~ 1170  
~~completed, in addition to the hours required for licensure as-~~ 1171  
~~natural hair stylist or cosmetologist, at least one hundred-~~ 1172  
~~fifty hours of board approved advanced natural hair stylist-~~ 1173  
~~training.~~ 1174

**Sec. 4713.31.** The state cosmetology and barber board shall 1175  
issue an instructor license to an applicant who satisfies all of 1176

the following applicable conditions: 1177

(A) Is at least eighteen years of age; 1178

(B) Has the equivalent of an Ohio public school twelfth 1179  
grade education; 1180

(C) Pays to the board the applicable fee; 1181

(D) In the case of an applicant for an initial cosmetology 1182  
instructor license, holds a current, valid advanced 1183  
cosmetologist license issued in this state and does either of 1184  
the following: 1185

(1) Has the licensed advanced cosmetologist or owner of 1186  
the licensed beauty salon in which the applicant has been 1187  
employed certify to the board that the applicant has engaged in 1188  
the practice of cosmetology in a licensed beauty salon for at 1189  
least one thousand eight hundred hours; 1190

(2) Has a school of cosmetology licensed in this state 1191  
certify to the board that the applicant has successfully 1192  
completed one thousand hours of board-approved cosmetology 1193  
instructor training as an apprentice instructor. 1194

(E) In the case of an applicant for an initial esthetics 1195  
instructor license, holds a current, valid advanced esthetician 1196  
or advanced cosmetologist license issued in this state and does 1197  
either of the following: 1198

(1) Has the licensed advanced esthetician, licensed 1199  
advanced cosmetologist, or owner of the licensed esthetics salon 1200  
or licensed beauty salon in which the applicant has been 1201  
employed certify to the board that the applicant has engaged in 1202  
the practice of esthetics in a licensed esthetics salon or 1203  
practice of cosmetology in a licensed beauty salon for at least 1204

one thousand eight hundred hours; 1205

(2) Has a school of cosmetology licensed in this state 1206  
certify to the board that the applicant has successfully 1207  
completed at least five hundred hours of board-approved 1208  
esthetics instructor training as an apprentice instructor. 1209

(F) In the case of an applicant for an initial hair design 1210  
instructor license, holds a current, valid advanced hair 1211  
designer or advanced cosmetologist license and does either of 1212  
the following: 1213

(1) Has the licensed advanced hair designer, licensed 1214  
advanced cosmetologist, or owner of the licensed hair design 1215  
salon or licensed beauty salon in which the applicant has been 1216  
employed certify to the board that the applicant has engaged in 1217  
the practice of hair design in a licensed hair design salon or 1218  
practice of cosmetology in a licensed beauty salon for at least 1219  
one thousand eight hundred hours; 1220

(2) Has a school of cosmetology licensed in this state 1221  
certify to the board that the applicant has successfully 1222  
completed at least eight hundred hours of board-approved hair 1223  
design instructor's training as an apprentice instructor. 1224

(G) In the case of an applicant for an initial manicurist 1225  
instructor license, holds a current, valid advanced manicurist 1226  
or advanced cosmetologist license and does either of the 1227  
following: 1228

(1) Has the licensed advanced manicurist, licensed 1229  
advanced cosmetologist, or owner of the licensed nail salon or 1230  
licensed beauty salon in which the applicant has been employed 1231  
certify to the board that the applicant has engaged in the 1232  
practice of manicuring in a licensed nail salon or practice of 1233

cosmetology in a licensed beauty salon for at least one thousand 1234  
eight hundred hours; 1235

(2) Has a school of cosmetology licensed in this state 1236  
certify to the board that the applicant has successfully 1237  
completed at least three hundred hours of board-approved 1238  
manicurist instructor training as an apprentice instructor. 1239

~~(H) In the case of an applicant for an initial natural 1240  
hair style instructor license, holds a current, valid advanced 1241  
natural hair stylist or advanced cosmetologist license and does 1242  
either of the following: 1243~~

~~(1) Has the licensed advanced natural hair stylist, 1244  
licensed advanced cosmetologist, or owner of the licensed 1245  
natural hair style salon or licensed beauty salon in which the 1246  
applicant has been employed certify to the board that the 1247  
applicant has engaged in the practice of natural hair styling in 1248  
a licensed natural hair style salon or practice of cosmetology 1249  
in a licensed beauty salon for at least one thousand eight 1250  
hundred hours; 1251~~

~~(2) Has a school of cosmetology licensed in this state 1252  
certify to the board that the applicant has successfully 1253  
completed at least four hundred hours of board-approved natural 1254  
hair style instructor training as an apprentice instructor. 1255~~

~~(I) In the case of all applicants, passes an examination 1256  
conducted under division (B) of section 4713.24 of the Revised 1257  
Code for the branch of cosmetology the applicant seeks to 1258  
instruct. 1259~~

**Sec. 4713.35.** An individual who holds a current, valid 1260  
cosmetologist or advanced cosmetologist license issued by the 1261  
state cosmetology and barber board may engage in the practice of 1262

one or more branches of cosmetology as the individual chooses in	1263
a licensed facility.	1264
An individual who holds a current, valid esthetician or	1265
advanced esthetician license issued by the board may engage in	1266
the practice of esthetics but no other branch of cosmetology in	1267
a licensed facility.	1268
An individual who holds a current, valid hair designer or	1269
advanced hair designer license issued by the board may engage in	1270
the practice of hair design but no other branch of cosmetology	1271
in a licensed facility.	1272
An individual who holds a current, valid manicurist or	1273
advanced manicurist license issued by the board may engage in	1274
the practice of manicuring but no other branch of cosmetology in	1275
a licensed facility.	1276
<del>    An individual who holds a current, valid natural hair</del>	1277
<del>stylist or advanced natural hair stylist license issued by the</del>	1278
<del>board may engage in the practice of natural hair styling but no</del>	1279
<del>other branch of cosmetology in a licensed facility.</del>	1280
An individual who holds a current, valid cosmetology	1281
instructor license issued by the board may teach the theory and	1282
practice of one or more branches of cosmetology at a school of	1283
cosmetology as the individual chooses.	1284
An individual who holds a current, valid esthetics	1285
instructor license issued by the board may teach the theory and	1286
practice of esthetics, but no other branch of cosmetology, at a	1287
school of cosmetology.	1288
An individual who holds a current, valid hair design	1289
instructor license issued by the board may teach the theory and	1290
practice of hair design, but no other branch of cosmetology, at	1291

a school of cosmetology. 1292

An individual who holds a current, valid manicurist 1293  
instructor license issued by the board may teach the theory and 1294  
practice of manicuring, but no other branch of cosmetology, at a 1295  
school of cosmetology. 1296

~~An individual who holds a current, valid natural hair 1297  
style instructor license issued by the board may teach the 1298  
theory and practice of natural hair styling, but no other branch 1299  
of cosmetology, at a school of cosmetology. 1300~~

An individual who holds a current, valid boutique services 1301  
registration with the board may engage in the practice of 1302  
boutique services but no other branch of cosmetology. 1303

**Sec. 4713.41.** The state cosmetology and barber board shall 1304  
issue a license to operate a salon, ~~including a boutique salon,~~ 1305  
to an applicant who pays the applicable fee and affirms that all 1306  
of the following conditions will be met: 1307

(A) (1) An individual holding a current, valid 1308  
cosmetologist license ~~or boutique services registration~~ 1309  
pertaining to the branch of cosmetology services performed at 1310  
the salon ~~or boutique salon,~~ shall have charge of and immediate 1311  
supervision over the salon at all times when the salon is open 1312  
for business except as permitted under division (A) (2) of this 1313  
section. 1314

(2) A business establishment that is engaged primarily in 1315  
retail sales but is also licensed as a salon shall have present 1316  
an individual holding a current, valid license ~~or registration~~ 1317  
to practice in that type of salon in charge of and in immediate 1318  
supervision of the salon during posted or advertised service 1319  
hours, if the practice of cosmetology is restricted to those 1320

posted or advertised service hours. 1321

(B) The salon is equipped to do all of the following: 1322

(1) Provide potable running hot and cold water and proper 1323  
drainage; 1324

(2) Sanitize all instruments and supplies used in the 1325  
branch of cosmetology provided at the salon; 1326

(3) If cosmetic therapy, massage therapy, or other 1327  
professional service is provided at the salon under section 1328  
4713.42 of the Revised Code, sanitize all instruments and 1329  
supplies used in the cosmetic therapy, massage therapy, or other 1330  
professional service. 1331

(C) Except as provided in sections 4713.42 and 4713.49 of 1332  
the Revised Code, only the branch of cosmetology that the salon 1333  
is licensed to provide is practiced at the salon. 1334

(D) The salon is kept in a clean and sanitary condition 1335  
and properly ventilated. 1336

(E) No food is sold at the salon in a manner inconsistent 1337  
with rules adopted under section 4713.08 of the Revised Code. 1338

(F) A notice that contains a toll-free number and online 1339  
process for reporting alleged violations of this chapter, as 1340  
prescribed by the board of cosmetology, is posted at the salon 1341  
in a common area for all customers of salon services. 1342

**Sec. 4713.56.** Every holder of a practicing license, 1343  
instructor license, independent contractor license, or boutique 1344  
~~service~~services registration issued by the state cosmetology 1345  
and barber board shall maintain the board-issued, wallet-sized 1346  
license or electronically generated license certification or 1347  
registration and a current government-issued photo 1348

identification that can be produced upon inspection or request. 1349

Every holder of a license to operate a salon issued by the 1350  
board shall display the license in a public and conspicuous 1351  
place in the salon. 1352

Every holder of a license to operate a school of 1353  
cosmetology issued by the board shall display the license in a 1354  
public and conspicuous place in the school. 1355

Every individual who provides massage therapy or other 1356  
professional service in a salon under section 4713.42 of the 1357  
Revised Code shall maintain the individual's professional 1358  
license or certificate or electronically generated license 1359  
certification or registration and a state of Ohio issued photo 1360  
identification that can be produced upon inspection or request. 1361

**Sec. 4713.58.** (A) Except as provided in division (B) of 1362  
this section, on payment of the renewal fee and submission of 1363  
proof satisfactory to the state cosmetology and barber board 1364  
that any applicable continuing education requirements have been 1365  
completed, an individual currently licensed as: 1366

(1) A cosmetology instructor who has previously been 1367  
licensed as a cosmetologist or an advanced cosmetologist, is 1368  
entitled to the reissuance of a cosmetologist or advanced 1369  
cosmetologist license; 1370

(2) An esthetics instructor who has previously been 1371  
licensed as an esthetician or an advanced esthetician, is 1372  
entitled to the reissuance of an esthetician or advanced 1373  
esthetician license; 1374

(3) A hair design instructor who has previously been 1375  
licensed as a hair designer or an advanced hair designer, is 1376  
entitled to the reissuance of a hair designer or advanced hair 1377

designer license; 1378

(4) A manicurist instructor who has previously been 1379  
licensed as a manicurist or an advanced manicurist, is entitled 1380  
to the reissuance of a manicurist or advanced manicurist 1381  
license. 1382

~~(5) A natural hair style instructor who has previously 1383  
been licensed as a natural hair stylist or an advanced natural 1384  
hair stylist, is entitled to the reissuance of a natural hair 1385  
stylist or advanced natural hair stylist license. 1386~~

(B) No individual is entitled to the reissuance of a 1387  
license under division (A) of this section if the license was 1388  
revoked or suspended or the individual has an outstanding unpaid 1389  
fine levied under section 4713.64 of the Revised Code. 1390

**Sec. 4713.60.** (A) Except as provided in division (C) of 1391  
this section, an individual seeking a renewal of a license to 1392  
practice a branch of cosmetology, advanced license, or 1393  
instructor license, ~~or boutique services registration~~ shall 1394  
include in the renewal application proof satisfactory to the 1395  
state cosmetology and barber board of completion of any 1396  
applicable continuing education requirements established by 1397  
rules adopted under section 4713.09 of the Revised Code. 1398

(B) If an applicant fails to provide satisfactory proof of 1399  
completion of any applicable continuing education requirements, 1400  
the board shall notify the applicant that the application is 1401  
incomplete. The board shall not renew the license ~~or~~ 1402  
~~registration~~ until the applicant provides satisfactory proof of 1403  
completion of any applicable continuing education requirements. 1404  
The board may provide the applicant with an extension of up to 1405  
ninety days in which to complete the continuing education 1406

requirement. In providing for the extension, the board may 1407  
charge the licensee ~~or registrant~~ a fine of up to one hundred 1408  
dollars. 1409

(C) The board may waive, or extend the period for 1410  
completing, any continuing education requirement if a licensee 1411  
~~or registrant~~ applies to the board and provides proof 1412  
satisfactory to the board of being unable to complete the 1413  
requirement within the time allowed because of any of the 1414  
following: 1415

(1) An emergency; 1416

(2) An unusual or prolonged illness; 1417

(3) Active duty service in any branch of the armed forces 1418  
of the United States or a reserve component of the armed forces 1419  
of the United States, including the Ohio national guard or the 1420  
national guard of any other state. 1421

The board shall determine the period of time during which 1422  
each extension is effective and shall inform the applicant. The 1423  
board shall also inform the applicant of the continuing 1424  
education requirements that must be met to have the license ~~or~~ 1425  
~~registration~~ renewed. If an extension is granted for less than 1426  
one year, the continuing education requirement for that year, in 1427  
addition to the required continuing education for the succeeding 1428  
year, must be completed in the succeeding year. In all other 1429  
cases the board may waive all or part of the continuing 1430  
education requirement on a case-by-case basis. Any required 1431  
continuing education shall be completed and satisfactory proof 1432  
of its completion submitted to the board by a date specified by 1433  
the board. Every license ~~or registration~~ that has not been 1434  
renewed in the timeframe specified in section 4713.57 of the 1435

Revised Code and for which the continuing education requirement 1436  
has not been waived or extended shall be considered expired. 1437

**Sec. 4713.62.** (A) An individual holding a practicing 1438  
license, advanced license, or instructor license, ~~or boutique-~~ 1439  
~~services registration~~ may satisfy a continuing education 1440  
requirement established by rules adopted under section 4713.09 1441  
of the Revised Code only by completing continuing education 1442  
programs approved under division (B) of this section. 1443

(B) The state cosmetology and barber board shall approve a 1444  
continuing education program if all of the following conditions 1445  
are satisfied: 1446

(1) The person operating the program submits to the board 1447  
a written application for approval. 1448

(2) The person operating the program pays to the board a 1449  
fee established by rules adopted under section 4713.08 of the 1450  
Revised Code. 1451

(3) The program is operated by an employee, officer, or 1452  
director of a nonprofit professional association, college or 1453  
university, proprietary continuing education institutions 1454  
providing programs approved by the board, vocational school, 1455  
postsecondary proprietary school of cosmetology licensed by the 1456  
board, salon licensed by the board, or manufacturer of supplies 1457  
or equipment used in the practice of a branch of cosmetology. 1458

(4) The program will do at least one of the following: 1459

(a) Enhance the professional competency of the affected 1460  
licensees ~~or registrants~~; 1461

(b) Protect the public; 1462

(c) Educate the affected licensees ~~or registrants~~ in the 1463

application of the laws and rules regulating the practice of a 1464  
branch of cosmetology. 1465

(5) The person operating the program provides the board a 1466  
tentative schedule of when the program will be available so that 1467  
the board can make the schedule readily available to all 1468  
licensees ~~and registrants~~ throughout the state. 1469

**Sec. 4713.69.** (A) The state cosmetology and barber board 1470  
shall issue a boutique services registration to an applicant who 1471  
satisfies ~~all both~~ of the following applicable conditions: 1472

(1) Is at least sixteen years of age; 1473

(2) ~~Has the equivalent of an Ohio public school tenth-~~ 1474  
~~grade education;~~ 1475

~~(3)~~ Has submitted a written application on a form 1476  
prescribed by the board containing all of the following: 1477

(a) The applicant's name and home address; 1478

(b) The applicant's home telephone number and cellular 1479  
telephone number, if any; 1480

(c) The applicant's electronic mail address, if any; 1481

(d) The applicant's date of birth; 1482

(e) ~~The address and telephone number where boutique-~~ 1483  
~~services will be performed. The address shall not contain a post-~~ 1484  
~~office box number.~~ 1485

~~(f)~~ Whether the applicant has an occupational license, 1486  
certification, or registration to provide beauty services in 1487  
another state, and if so, what type of license and in what 1488  
state; 1489

~~(g)~~ (f) Whether the applicant has ~~ever~~ had, in the two 1490

years before the date of application, an occupational license, 1491  
certification, or registration suspended, revoked, or denied in 1492  
any state, 1493

~~(h) An affidavit or certificate providing proof of formal 1494  
training or apprenticeship under an individual providing such 1495  
services. 1496~~

~~(B) The place of business where boutique services are 1497  
performed must comply with the safety and sanitation 1498  
requirements for licensed salon facilities as described in 1499  
section 4713.41 of the Revised Code. 1500~~

~~(C) The board shall specify the manner by which boutique 1501  
services registrants shall fulfill the continuing education 1502  
requirements set forth in section 4713.09 of the Revised Code. 1503  
An individual may use "registered" as a designated title after 1504  
receiving a boutique services registration. 1505~~

~~(C) A boutique services registration is not transferable 1506  
to an individual other than the individual to whom the 1507  
registration was issued. 1508~~

**Section 2.** That existing sections 2925.01, 4709.01, 1509  
4713.01, 4713.07, 4713.081, 4713.09, 4713.14, 4713.25, 4713.28, 1510  
4713.30, 4713.31, 4713.35, 4713.41, 4713.56, 4713.58, 4713.60, 1511  
4713.62, and 4713.69 of the Revised Code are hereby repealed. 1512

**Section 3.** (A) Notwithstanding the amendment of sections 1513  
in Chapter 4713. of the Revised Code in this act, which no 1514  
longer provides for natural hair stylist licenses, advanced 1515  
natural hair stylist licenses, or natural hair style instructor 1516  
licenses, a valid natural hair stylist license, valid advanced 1517  
natural hair stylist license, or valid natural hair style 1518  
instructor license held by a person on or after the effective 1519

date of this section is valid for the duration of that license 1520  
term. If the license is not renewed in accordance with division 1521  
(B) of this section, the license expires and cannot be renewed. 1522

(B) An individual who holds any of the following licenses 1523  
on the effective date of this section may maintain and renew the 1524  
license at the discretion of the State Cosmetology and Barber 1525  
Board until December 31, 2022: 1526

(1) A valid natural hair stylist license issued under 1527  
section 4713.28 of the Revised Code as it existed immediately 1528  
before the effective date of this section; 1529

(2) A valid advanced natural hair stylist license issued 1530  
under section 4713.30 of the Revised Code as it existed 1531  
immediately before the effective date of this section; 1532

(3) A valid natural hair style instructor license issued 1533  
under section 4713.31 of the Revised Code as it existed 1534  
immediately before the effective date of this section. 1535

**Section 4.** This act shall be known as the Provider of 1536  
Boutique Services Opportunity Act. 1537

**Section 5.** Sections 4713.28, 4713.30, 4713.31, and 4713.69 1538  
of the Revised Code as presented in this act take effect on the 1539  
later of October 9, 2021, or the effective date of this section. 1540  
(October 9, 2021, is the effective date of an earlier amendment 1541  
to those sections by H.B. 263 of the 133rd General Assembly.) 1542

**Section 6.** Section 2925.01 of the Revised Code is 1543  
presented in this act as a composite of the section as amended 1544  
by H.B. 341 and H.B. 442 both of the 133rd General Assembly. The 1545  
General Assembly, applying the principle stated in division (B) 1546  
of section 1.52 of the Revised Code that amendments are to be 1547  
harmonized if reasonably capable of simultaneous operation, 1548

finds that the composite is the resulting version of the section	1549
in effect prior to the effective date of the section as	1550
presented in this act.	1551