

**2017 DRAFTING REQUEST****Senate Amendment (SA-SB109)**

For: **Chris Kapenga (608) 266-9174** Drafter: **kpaczusk**  
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 Date: **5/30/2017** May Contact:

Same as LRB:

Submit via email: **YES**  
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**Pre Topic:**

No specific pre topic given

**Topic:**

Barbering and cosmetology instructor certificates

**Instructions:**

See attached

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	kpaczusk 5/30/2017	kfollett 5/30/2017			
/1			hkohn 5/30/2017	hkohn 5/30/2017	

FE Sent For:

<END>

WISCONSIN LEGISLATIVE REFERENCE BUREAU

Information Services 608-266-0341—Legal Services 608-266-3561



Phone call 5/30

\* Draft an amendment identical to SA 6 to SB 109 except that DSPS should not be able to discipline holders of the optional instructor certificate



State of Wisconsin  
2017 - 2018 LEGISLATURE

CORRECTED  
COPY

0632

LRBa0465/1

KP:jld&kjf

~~SENATE AMENDMENT 6,~~

TO SENATE BILL 109

OUT TODAY

~~May 2, 2017 - Offered by Senator KAPENGA.~~

1 At the locations indicated, amend the bill as follows:

2 1. Page 3, line 1: delete lines 1 and 2.

3 2. Page 3, line 4: delete that line.

4 3. Page 3, line 6: delete lines 6 and 7.

5 4. Page 3, line 22: delete the material beginning with that line and ending with  
6 page 5, line 4, and substitute:

7 "SECTION 20g. 440.63 (1) of the statutes is amended to read:

8 440.63 (1) ~~INSTRUCTOR CERTIFICATION REQUIRED~~ INSTRUCTORS. (a) No person may  
9 provide practical instruction in barbering unless the person holds a current  
10 ~~barbering instructor or cosmetology instructor certificate issued~~ barber license  
11 granted by the department or cosmetologist license granted by the cosmetology  
12 examining board.

1 (am) No person may provide practical instruction in cosmetology unless the  
2 person holds a current ~~cosmetology instructor certificate issued by the department~~  
3 cosmetologist license granted by the cosmetology examining board.

4 (b) No person may provide practical instruction in aesthetics unless the person  
5 holds a current ~~aesthetics instructor or cosmetology instructor certificate issued by~~  
6 ~~the department~~ aesthetician license or cosmetologist license granted by the  
7 cosmetology examining board.

8 (c) No person may provide practical instruction in electrology unless the person  
9 holds a current ~~electrology instructor certificate issued by the department~~  
10 electrologist license granted by the cosmetology examining board.

11 (d) No person may provide practical instruction in manicuring unless the  
12 person holds a current ~~manicuring instructor or cosmetology instructor certificate~~  
13 ~~issued by the department~~ manicurist license or cosmetologist license granted by the  
14 cosmetology examining board.

15 **SECTION 20r.** 440.63 (1m) of the statutes is created to read:

16 440.63 (1m) USE OF TITLE. (a) No person may use the title "Wisconsin certified  
17 barbering instructor," use any title that implies that he or she is a Wisconsin certified  
18 barbering instructor, or represent himself or herself to be a Wisconsin certified  
19 barbering instructor unless the person is certified as a barbering instructor under  
20 this subchapter.

21 (b) No person may use the title "Wisconsin certified cosmetology instructor,"  
22 use any title that implies that he or she is a Wisconsin certified cosmetology  
23 instructor, or represent himself or herself to be a Wisconsin certified cosmetology  
24 instructor unless the person is certified as a cosmetology instructor under this  
25 subchapter.

1 (c) No person may use the title “Wisconsin certified aesthetics instructor,” use  
2 any title that implies that he or she is a Wisconsin certified aesthetics instructor, or  
3 represent himself or herself to be a Wisconsin certified aesthetics instructor unless  
4 the person is certified as an aesthetics instructor under this subchapter.

5 (d) No person may use the title “Wisconsin certified electrology instructor,” use  
6 any title that implies that he or she is a Wisconsin certified electrology instructor, or  
7 represent himself or herself to be a Wisconsin certified electrology instructor unless  
8 the person is certified as an electrology instructor under this subchapter.

9 (e) No person may use the title “Wisconsin certified manicuring instructor,” use  
10 any title that implies that he or she is a Wisconsin certified manicuring instructor,  
11 or represent himself or herself to be a Wisconsin certified manicuring instructor  
12 unless the person is certified as a manicuring instructor under this subchapter.

13 **SECTION 26m.** 440.63 (2) of the statutes is amended to read:

14 440.63 (2) APPLICATIONS; ~~CERTIFICATION PERIOD.~~ An application for initial  
15 certification ~~or renewal or reinstatement of a certificate~~ under this section shall be  
16 submitted to the department on a form provided by the department. An application  
17 for initial certification shall include ~~the initial credential~~ a one-time certification fee  
18 determined by the department using the procedures established under s. 440.03 (9)  
19 (a). ~~Renewal applications shall be submitted to the department on a form provided~~  
20 ~~by the department on or before the applicable renewal date specified under s. 440.08~~  
21 ~~(2) (a) and shall include the applicable renewal fee determined by the department~~  
22 ~~under s. 440.03 (9) (a), and the applicable penalty for late renewal under s. 440.08~~  
23 ~~(3) if the application is submitted late, except that no certification fee is required~~  
24 under this section for an individual who is eligible for the veterans fee waiver

1 program under s. 45.44. The department may not require renewal of a certificate  
2 issued under this section.”.

3 **5.** Page 5, line 20: delete the material beginning with that line and ending with  
4 page 6, line 4.

5 **6.** Page 10, line 25: delete the material beginning with that line and ending  
6 with page 11, line 3.

7 **7.** Page 14, line 15: delete lines 15 to 18.

8 (END)