



## WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

**2017 Assembly Bill 164**

**Assembly  
Amendment 1**

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### CURRENT LAW

#### Continuing Education

Under current law, the Cosmetology Examining Board (Board) may impose continuing education (CE) requirements on licensed cosmetologists, aestheticians, electrologists, and manicurists, and the Department of Safety and Professional Services (DSPS) must impose CE requirements on licensed barbers.

#### Reciprocal Licenses

Current law allows the Board to issue a license to practice cosmetology, aesthetics, electrology, or manicuring, and DSPS to issue a license to practice barbering, to an applicant who is licensed in another state or territory of the United States or in another country to perform services that are substantially the same as those performed by licensees in this state if either of the following applies:

- The applicant has at least 4,000 hours of experience in licensed practice, has never been disciplined by the licensing authority of another jurisdiction, and is not a party to a proceeding before the licensing agency in which it is alleged that the applicant was negligent in the licensed practice or violated the law relating to the licensed practice.
- The applicant meets the requirements established in a reciprocal agreement between the Board or DSPS and the licensing authority in the state where the applicant is licensed.

## **2017 ASSEMBLY BILL 164**

### **Continuing Education**

Assembly Bill 164 eliminates CE requirements for licensed barbers, cosmetologists, aestheticians, electrologists, and manicurists.

### **Reciprocal Licenses**

The bill eliminates the requirement that an applicant have at least 4,000 hours of experience in licensed practice in order to receive a reciprocal license under the first bullet point, described above. Thus, under the bill, the Board or DSPS may issue a reciprocal license if the applicant has never been disciplined by the licensing authority of another jurisdiction and is not a party to a proceeding before the licensing agency.

## **ASSEMBLY AMENDMENT 1**

### **Continuing Education**

Assembly Amendment 1 eliminates CE requirements for licensed barbers, cosmetologists, aestheticians, electrologists, and manicurists, but it allows the Board or DSPS to impose CE requirements on a licensee as a part of the disciplinary process.

In addition, the amendment requires DSPS to send, by electronic mail, to each licensee, a digest that describes changes to statutes and rules that affect the practice of barbering, cosmetology, aesthetics, manicuring, or electrology. DSPS must send the digest at the time DSPS gives notice of renewal of a license, and DSPS must make the digest available on its Internet site. The Board or DSPS may not renew a license for barbering, cosmetology, aesthetics, electrology, or manicuring unless the person certifies that he or she has reviewed the current digest.

### **Reciprocal Licenses**

The amendment requires that an applicant complete a one-hour course educating the applicant on statutes and rules that apply to the practice of barbering, cosmetology, aesthetics, electrology, or manicuring in order to receive a reciprocal license under the first bullet point, described above. Thus, under the amendment, the Board or DSPS may issue a reciprocal license if the applicant completes the one-hour course, has never been disciplined by the licensing authority of another jurisdiction, and is not a party to a proceeding before the licensing agency.

## **BILL HISTORY**

Assembly Amendment 1 was offered by Representative Kooyenga on May 23, 2017. On June 1, 2017, the Assembly Committee on Regulatory Licensing Reform recommended adoption of the amendment on a vote of Ayes, 8; Noes, 0; and passage of Assembly Bill 164, as amended, on a vote of Ayes, 6; Noes, 2.

AB:jal