

**Sixty-fifth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 3, 2017**

SENATE BILL NO. 2095
(Industry, Business and Labor Committee)
(At the request of the State Board of Cosmetology)

AN ACT to amend and reenact sections 43-11-21 and 43-11-25 of the North Dakota Century Code, relating to licensure and reciprocity of cosmetologists, manicurists, and estheticians.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 43-11-21 of the North Dakota Century Code is amended and reenacted as follows:

43-11-21. Cosmetologist license - Examination required - Application - Examination - Fees.

Each person who desires to secure a cosmetologist license shall file with the secretary of the board a written application under oath on a form supplied by the board. The application must be accompanied by all of the following:

1. ~~Satisfactory proof of the educational qualifications required of a student.~~
2. An examination fee as may be fixed by the board pursuant to section 43-11-28.
- ~~3.2.~~ Satisfactory proof that the applicant has completed the required training in a school of cosmetology.
- ~~4.3.~~ A fee for original licensure as required by section 43-11-28.

SECTION 2. AMENDMENT. Section 43-11-25 of the North Dakota Century Code is amended and reenacted as follows:

43-11-25. License issued without examination - Conditions.

The board may dispense with the examination of applicants for licenses to practice cosmetology and may grant licenses upon the payment of a fee for original licensure and the reciprocity fee if all the following requirements are met:

1. The applicant has:
 - a. Complied with the requirements for registration of the District of Columbia, or another state, territory, foreign country, or province where the requirements are equal substantially to those in force in this state at the time the application for the license is filed; ~~or~~
 - b. Provided satisfactory proof of completing the course curriculum hours required by the board and provided proof of successfully passing the theoretical and practical examinations substantially similar to those required in this state; or
 - c. Provided satisfactory proof:
 - (1) The applicant is licensed in good standing in other state, territory, or jurisdiction of the United States to practice cosmetology, manicuring, or esthetics;
 - (2) The applicant worked in the licensed profession for at least three of the past five years;

- (3) The applicant graduated from a school of cosmetology, manicuring, or esthetics approved by the board which may be established by presentation of a diploma, transcript, or verification from the original licensing state, territory, or jurisdiction;
 - (4) The applicant passed a theoretical and practical examination acceptable to the board; and
 - (5) A license granted to the applicant in any other state, territory, or jurisdiction is not subject to suspension or revocation, or otherwise restricted in any manner for disciplinary purposes.
2. The applicant passes to the satisfaction of the board an examination on sanitary practices and cosmetology law in this state.

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Sixty-fifth Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2095.

Senate Vote: Yeas 45 Nays 1 Absent 1

House Vote: Yeas 85 Nays 4 Absent 5

Secretary of the Senate

Received by the Governor at _____ M. on _____, 2017.

Approved at _____ M. on _____, 2017.

Governor

Filed in this office this _____ day of _____, 2017,

at _____ o'clock _____ M.

Secretary of State