



THE OHIO STATE BOARD OF COSMETOLOGY

To protect and support the public through regulation and education, while promoting the integrity of the industry.

1929 Gateway Circle Grove City, Ohio 43123

Phone: (614) 466-3834 Fax: (614) 644-6880 www.cos.ohio.gov

Thomas Taneff, Chairperson

July 12, 2016

IMPORTANT INFORMATION ON SUB. S.B. 213

Dear Salon Owner or Manager:

On June 13, 2016, Sub. S.B. 213 was signed into law, becoming effective on September 13, 2016. This Act changes many aspects of Ohio's current law and associated rules regulating the Cosmetology industry in Ohio, including laws and rules affecting education, licensure, and the conduct of examinations. Over the next ninety days, the Board will be engaged in reviewing its rules (and proposing new, amended, or rescinded rules), developing new and revised forms and applications, reviewing curriculum designs, and implementing new examinations required under the new provisions contained in Sub. S.B. 213. A full copy of the Act can be found on the Board's website: www.cos.ohio.gov.

There are many changes under this Act, but several may impact Salon operations that you should be aware of, including the following paraphrased changes:

- Section 4713.01 of the Act – Updates definitions, including definitions of practice and licensing, such as:
 - “Boutique Salon” to mean a salon in which an individual engages in boutique services and no other branch of cosmetology.
 - “Boutique Services” to mean braiding, threading, and shampooing.
 - “Cosmetology.”
 - “Eye lash extensions.”
 - “Hair removal.”
 - “Independent contractor.”
 - “Practice of Braiding.”
 - “Salon.”
 - “Shampooing.”

Definition of “shampooing” means the act of cleansing and conditioning an individual's hair under the supervision of an individual licensed under Chapter 4713 and in preparation to immediately receive a service from the licensee.

- Section 4713.31 of the Act – eligibility for an Instructor license for Cosmetology or any branch of cosmetology will now require a current, valid advanced license in cosmetology or related branch of cosmetology.

Other Current Board Members

Steve Thompson
Columbus, OH

Clara Osterhage
Centerville, OH

Charles Penzone
Powell, OH

Valerie Benfer
Willard, OH

Luke Hanks
Orient, OH

Tasha Sheipline
Wapakoneta, OH

Shalini Gupta, M.D.
Cincinnati, OH

- Section 4713.39 of the Act – manager license is removed as a prerequisite requirement for an Independent Contractor license. The applicant for an Independent Contractor license must hold a current, valid license for the type of salon in which the applicant will practice.
- Section 4713.41 of the Act – adds “Boutique salon” to salon license issuance language. Section 4713.41 of the Act also removes the condition for a Salon license applicant to have a person with a manager’s license or license to manage that type of Salon have charge of and immediate supervision over the salon at all times the salon is open for business. Inserts language requiring salon applicants to meet conditions, including that an individual with a current, valid license or boutique services registration pertaining to the branch of cosmetology services performed at the salon or boutique salon, have charge of and immediate supervision over the salon at all times when the salon is open for business. This section adds a requirement that a Salon must have a notice that contains a toll-free number and online process, as prescribed by the Board, posted at the Salon in a common area for all customers.
- Section 4713.56 of the Act – deletes the requirement that practicing licenses (**not salon licenses**) must be displayed. In its place, a licensee must maintain a board-issued, wallet-sized license and have a current government-issued photo identification available that can be produced upon inspection.
- Section 4713.64 of the Act – amends the list of action for which the Board may take disciplinary action. Additionally, the section imposes specified fines limits for first time inspection resulting in a violation and additional violations, second inspections resulting in a violation of same offenses and additional violations found, and third inspection resulting in a violation of same offenses an additional violations found. The Act permit the Board to extend a due date for a fine, impose a ten percent penalty if fines are not paid by the due date or within the extended time, and the Act permits the Board to apply interest at a rate specified by rule, if fines are not paid within ninety days after an Order is issued.
- Section 4713.69 of the Act – adds, “Boutique service registration” to the law as a requirement for individuals engaged in providing boutique services.

Again, these changes will go into effect on September 13, 2016. A frequently asked questions and answers document is posted to our website.

Other Current Board Members

Steve Thompson
Columbus, OH

Clara Osterhage
Centerville, OH

Charles Penzone
Powell, OH

Valerie Benfer
Willard, OH

Luke Hanks
Orient, OH

Tasha Sheipline
Wapakoneta, OH

Shalini Gupta, M.D.
Cincinnati, OH