

**HOUSE . . . . . No. 202**

By Mr. Atsalis of Barnstable, petition of Demetrius J. Atsalis for legislation to regulate apprenticeships under the practice of cosmetology. Consumer Protection and Professional Licensure.

**The Commonwealth of Massachusetts**

In the Year Two Thousand and Seven.

**AN ACT REGULATING APPRENTICESHIPS UNDER THE PRACTICE OF COSMETOLOGY.**

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Section 87KK of chapter 112 of the General Laws, as appearing  
2 in the 2004 Official Edition, is hereby amended by inserting in  
3 place thereof after the following section:—

4 Section 87KK ½ COSMETOLOGY APPRENTICESHIPS.

5 Each cosmetology apprentice shall receive instruction from a  
6 licensee who is a shop owner and has been licensed and practicing  
7 for a minimum of 10 consecutive full-time years immediately  
8 prior to the time of the apprenticeship in the area of cosmetology  
9 which the apprentice is seeking licensure.

10 At no time shall a supervisor of an apprentice have more than  
11 one apprentice nor shall the apprentice be allowed to work if the  
12 supervisor is not available. The supervisor shall keep a weekly  
13 record of the apprentice's attendance and it shall include: (a) the  
14 name of the apprentice; (b) the name and address of the shop;  
15 (c) the dates the apprentice worked; (d) the total number of hours  
16 worked during the week; (e) the work processes performed on the  
17 days the apprentice worked; (f) the signature of the supervisor;  
18 and (e) the signature of the apprentice.

19 A cosmetology apprentice shall not perform any client services  
20 for the first 100 hours of the apprenticeship. An apprentice shall  
21 spend no more than 30 minutes a day cleaning during hours that  
22 are being documented as part of the apprenticeship requirement.  
23 An apprentice shall wear a name tag stating "Apprentice." The

24 Board does not govern whether the apprentice is paid money or  
25 receives a stipend.

26 A cosmetology apprentice will consist of approximately 20  
27 hours per week of shop work with no more than 85 hours per  
28 month for a total of 2,000 hours of documented work with clients  
29 or the supervisor.

30 To accommodate unexpected illness or required absences, an  
31 apprentice may work more or less hours per week but in no  
32 instance can the apprenticeship extend more than 36 months. To  
33 accommodate acceleration, an apprentice may work additional  
34 hours per week, but in no instance can the total 2,000 apprentice-  
35 ship hours be completed in less than 12 months.

36 At the conclusion of the apprenticeship, the apprentice shall  
37 have acquired the following competencies: (a) shampooing; (b)  
38 hair-cutting, hairstyling and hair-shaping; (c) hair coloring,  
39 including temporary, semi-permanent and permanent; (d) perma-  
40 nent waxing and straightening; (e) hair analysis & scalp treat-  
41 ments; (f) facials; (g) waxing; (h) manicuring and pedicuring;  
42 (i) sanitation and sterilization techniques for shop equipment and  
43 supplies; (j) sanitary health and hygiene procedures; and (m) the  
44 safe use, storage and disposal of shop chemicals.

45 The Board of Registration shall be responsible for promul-  
46 gating rules and regulations measuring the competency levels of  
47 all cosmetology apprenticeship candidates. All cosmetology  
48 apprenticeship candidates must take and pass the Board of Cosme-  
49 tologist written examination.

50 A person who violates a prohibition under this section is sub-  
51 ject to administrative penalties established by the Board of Cos-  
52 metology.