

240 CMR 6.00: ADVANCED SEMINARS

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6.01: Definitions

As used in 240 CMR 6.00, the term "advanced seminar" means any and all instruction, course, class or seminar in any area of cosmetology, aesthetics, manicuring or barbering, as defined in M.G.L. c. 112, § 87T, which is offered for a fee by a privately owned entity, other than a cosmetology, aesthetics, manicuring or barbering school, constituted for the purpose of offering advanced instruction to persons who hold a current cosmetology, aesthetics, manicuring or barbering license, including a license issued by another state.

6.02: Licensure

- (1) No person or privately owned entity constituted for the purpose of offering advanced seminars in cosmetology, aesthetics, manicuring or barbering shall operate without a license issued by the Board. Nonprofit professional associations offering educational training sessions are not subject to the requirements of 240 CMR 6.00.
- (2) Prior to final inspection and approval by the Board, an applicant for a license to offer advanced seminars shall submit to the Board the following information:
 - (a) A certificate of use and/or occupancy or other authentic form from the appropriate city or town approving the premises at which the seminars will be offered;
 - (b) A bond in the amount of \$5,000 subject to the approval of the Board;
 - (c) The name, license number, educational background and experience of at least one instructor who will provide instruction;
 - (d) The title and detailed outline of any seminars to be offered, and all new titles, curricula or changes thereto shall likewise be filed with the Board;
 - (e) A copy of the enrollment agreement, including a refund policy that complies with M.G.L. c. 255, § 13K; and
 - (f) Detailed floor plans indicating complete separation from any adjacent salon.
- (3) No entity constituted for the purpose of offering advanced seminars may call itself a school.
- (4) Licenses issued by the Board are valid only for the location named in the license and are not transferable. Licensees must notify the Board by submitting an application for a new license at least 30 days in advance of the sale or change in ownership or location of an advanced school, or notify the Board immediately in case of closure of an advanced school or program.

6.03: Premises

- (1) Premises on which advanced seminars are to be offered shall be sufficiently large to accommodate not more than one participant per 20 square feet of area.
- (2) The premises on which advanced seminars are offered shall have accessible lavatories in accordance with applicable laws and regulations.
- (3) At a minimum, any premises on which advanced seminars are offered by an entity constituted for the purposes of offering such seminars shall have equipment adequate to support the seminar offered and seating accommodations for all participants.

6.03: continued

(4) No premises at which advanced seminars are offered may be used as a shop at the same time, and no premises used as a shop may be used to offer advanced seminars at the same time. Hours for each type of operation must be clearly indicated.

(5) The premises on which advanced seminars are offered shall be available for inspection by any member of the Board or its investigators during business hours.

6.04: Participants

(1) All participants enrolled in advanced seminars shall hold a valid license corresponding to the seminar being offered. For example, a manicurist license is not acceptable for the purpose of attending an advanced seminar in hairdressing.

(2) Participants in advanced seminars shall receive a certificate at the completion of the seminar. The certificate shall indicate the title of the seminar attended and the number of hours attended. The certificate shall not contain language which implies in any way the attainment of high or greater professional competence or skill by the participant, nor shall the certificate be termed a diploma.

(3) No participant shall receive any credits towards any diploma for attending an advanced seminar.

6.05: Instructors

Advanced seminars shall be taught only by persons registered by the Board of Registration of Cosmetology and Barbering as instructors or lecturers or by such licensed cosmetologists, aestheticians, manicurists or barbers as the Board may deem qualified by expertise or experience to teach advanced seminars.

6.06: Provision of Services by Participants

Any location at which advanced seminars are offered shall display in conspicuous places signs in display lettering at least two inches in height stating the following:

ALL WORK IN THESE SEMINARS DONE BY LICENSED [COSMETOLOGISTS/AESTHETICIANS/MANICURISTS/BARBERS]. CHARGES ARE FOR MATERIALS USED AND CLINIC OPERATION COSTS ONLY. NO CHARGE FOR SERVICES.

6.07: Records

Any entity licensed to offer advanced seminars shall keep records indicating the names of all participants and a copy of their licenses. Such records shall be kept for the period required by law and shall be open to inspection by the Board or its designated agents.

6.08: Advertising

Any advertisement used by an entity licensed to offer advanced seminars shall specify that the seminars are available to licensed cosmetologists, aestheticians, manicurists or barbers only. No advertisement shall use the term "school" to designate the entity offering advanced seminars.

REGULATORY AUTHORITY

240 CMR 6.00: M.G.L. c. 112, §§ 87T through 87V, and §§ 87X through 87KK.