

MAURA HEALEY
GOVERNOR

KIM DRISCOLL LIEUTENANT GOVERNOR

YVONNE HAO
SECRETARY, EXECUTIVE OFFICE
OF ECONOMIC DEVELOPMENT

Commonwealth of Massachusetts Division of Occupational Licensure Board of Registration of Cosmetology and Barbering

1000 Washington Street, Suite 710 Boston, Massachusetts 02118

LAYLA R. D'EMILIA UNDERSECRETARY, CONSUMER AFFAIRS AND BUSINESS REGULATION

SARAH R. WILKINSON COMMISSIONER, DIVISION OF OCCUPATIONAL LICENSURE

The information on the following pages is intended to provide general guidance for parties interested in opening a school licensed by the Board Registration of Cosmetology and Barbering ("Board"). It is important to note that these guidelines do not cover all aspects of opening a new school and school operations. It is the responsibility of the prospective school owner to review all guidelines, laws and regulations (state and local) *prior* to expending any resources, leasing space, etc.

TYPES OF SCHOOLS LICENSED BY THE BOARD OF REGISTRATION OF COSMETOLOGY AND BARBERING

Barber Schools
Cosmetology Schools
Electrolysis Schools
Esthetician Schools
Manicuring Schools
Advanced Schools

(Advanced Schools provide advanced and continuing education to professionals licensed by the Board)

<u>Laws And Regulations That Govern Programs Licensed By The</u> Massachusetts Board Of Cosmetology And Barbering

It is essential for a prospective school owner to review all statutes, regulations, and local town and city ordinances. Statutes governing the Board of Registration of Cosmetology and Barbering ("Board") include M.G.L. c. 112, §§87T to 87KK and M.G.L. c. 112, §§61-65E. Board regulations include 240 CMR 2.00 to 11.00. Additional policies governing the cosmetology profession including personal license types, schools, and salons may also be found on the Board's website at www.mass.gov/cosmetology.

You may click on the links below to access regulatory requirements for operating a school for the respective discipline. However, it is important to review all laws, regulations, and policies governing the professions licensed under the Board of Cosmetology and Barbering.

Barber Schools-- 240 CMR 8.03

Cosmetology Schools-- 240 CMR 4.00

Electrolysis Schools—240 CMR 10.00

Esthetician Schools—240 CMR 5.00

Manicuring Schools-- 240 CMR 7.00

Advanced Schools--240 CMR 6.00

The Massachusetts Attorney General's Office also has regulations in place, <u>940 CMR</u>, <u>31.00</u>, that assists in regulating advertising or doing business within Massachusetts, including schools that provide programs, services, courses, and/or instruction.

In addition to the aforementioned state laws, regulations, and policies, a prospective school owner should also research local town and city ordinances. This includes, but is not limited to, requirements for obtaining a business certificate, building permits (plumbing, electrical, etc.), and occupancy permit.

OPENING A SCHOOL GUIDELINES CHECKLIST*

PRELIMINARY STEPS TO TAKE WHEN CONSIDERING OPENING A SCHOOL
Determine the type of school you want to open:
Barber School- MA 1000 hour requirement
Cosmetology School- MA 1000 hour requirement
• Electrolysis School- MA 1000 hour requirement
• Esthetician School- MA 600 hour requirement
Manicuring School- MA 100 hour requirement
Advanced School- hour requirements may differ based on program, as
applicable. It is required that advanced programs be submitted
independently for approval.
Review all state laws and regulations pertaining to opening up your chosen type of
school.
Review space, equipment, bond, instructor, and administrative requirements
respective to your chosen type of school. This information is found in the regulations
for each school type, available on the Board's website: www.mass.gov/cosmetology
Scout possible locations. After locating a potential space for your school, contact
the Board Office at 617-701-8792 or cosmetologyandbarberingboard@mass.gov to
submit a rough draft of the floor plan of the space. Confirm the space will meet the
requirements outlined herein. Do not sign a lease or begin buildout unless the Board
has provided initial approval. Be sure to follow local town and city ordinances in
addition to state laws and regulations.
Choose a name for your school. Note that the school may not indicate that is a
salon or spa. Schools cannot use names incorrectly suggesting the school provides
healing or medical benefits. Names such as "healing", "medical", "med", or
"clinical" etc. are prohibited.
Create business entity, as desired, i.e. LLC, Corporation, etc.
SECONDARY STEPS TO TAKE WHEN CONSIDERING OPENING A
SCHOOL
Complete/obtain and submit the following items to the Board for
approval:
Prepare and submit a detailed curriculum of your program(s), as
applicable
Submit a complete School Catalog Checklist cross-referenced with your
School Catalog- please combine the checklist and Catalog and submit as
one document
• Submit a complete Enrollment Agreement Checklist cross-referenced with
your Enrollment Agreement Contract- please combine the checklist and
Enrollment Agreement Contract and submit as one document
Submit a detailed professional floorplan. Floor plans must reference spaces used for administrative purposes, offices, and any other uses these
spaces used for administrative purposes, offices, and any other uses, these
uses cannot be commingled with the dedicated rooms required for instruction.
10077107100
Obtain and submit copies of any required local permits:
Obtain and submit copies of any required local permits: Occupancy Permit
Obtain and submit copies of any required local permits:

required bond form, which can be provided by Board Staff.
 If school uses a business entity, submit applicable documentation. Note the following: If incorporated, submit a copy of the Articles of Incorporation, If partnership or LLP, a copy of partnership agreement, for LLCs, include a copy of Certificate of Organization. Foreign entities must be registered as such with the Massachusetts Secretary of State's Office.
FINAL STEPS TO TAKE WHEN OPENING A SCHOOL
Choose tentative opening date, a minimum of one month after Board approval.
Engage in limited advertising of "prospective school" to obtain prospective students
Submit enrollment report with list of students to Board.
Schedule final walkthrough of facility. Contact Board office at 617-701-8792 or cosmetologyandbarberingboard@mass.gov to schedule.
Submit Signed Paper Application and Licensing Fee.
 The individual signing the application is the applicant of record. The applicant of record does not need to hold ownership in the school, but must agree to be held accountable for the school adhering to all laws and regulations applicable to schools. For corporations, the applicant of record must be an officer of the corporation. For partnerships and LLP's, each partner must sign the bottom of the application as an applicant, however, one partner must be the listed applicant on the form who agrees to handle Board matters on behalf of the partnership. For LLC's, the owner of record must be a manager (or member if member managed).
If school uses a business entity, submit applicable documentation. Note the following: ☐ If incorporated, submit a copy of the Articles of Incorporation, ☐ If partnership or LLP, a copy of partnership agreement, for LLCs, include a copy of Certificate of Organization. ☐ Foreign entities must be registered as such with the Massachusetts Secretary of State's Office.
OPENING NEW SCHOOL AND BEGINNING CLASSES
Upon approval, the school is licensed and may open, all changes thereafter must be approved by the Board in writing.

*This checklist is not an exhaustive list of the steps that may be required when opening a school. Additionally, the approval process may take weeks to months to finalize after submitting required items to the board for final approval. Therefore, it is important to check all documents for accuracy and completeness prior to submitting to the board. Plan enrollment start dates accordingly as final approval is required for licensure and is prerequisite to starting classes.

Barber School Requirements

Space Requirements

- 1. A clinic area for at least 25 students, with not less than 20 square feet of area for each student
- 2. A lecture room properly equipped for demonstration or practical purposes with a minimum of 25 arm chairs
- 3. An individual secure space sufficiently large to keep each student's effects
- 4. Lavatories in accordance with applicable law and regulations, in clean sanitary conditions at all times

Equipment Requirements

- 1. The clinic area of a barber school shall have a minimum of 25 barber chairs, 15 of which shall be able to recline for shaving and facials
- 2. One barber chair, one sink, and one work-stand in lecture room for demonstration work
- 3. One mirror for each chair, and one hand washing sink and one shampoo sink per eight chairs
- 4. One wet tool sterilizer for each chair with proper solution for same
- 5. One covered container for disposal of used shaving papers
- 6. One covered container for disposal of used towels
- 7. One closed cabinet for clean towels
- 8. One hair dryer for each five students
- 9. One hi-frequency apparatus
- 10. One high power microscope for bacteria and scalp study
- 11. Student Kit with supplies that adequately support the curriculum

Obtain bond (Note: It is required that the Board-approved bond form be used)

Barbering Schools - \$20,000

Obtain Instructors to meet requirements

1. Barber Schools- Every school shall regularly have in attendance during school hours at least: 1. Two instructors for 25 students or less; or 2. One instructor or assistant instructor for each additional 25 students or less.

- 1. A certificate of occupancy or other authentic form issued by the appropriate city or town approving the premises intended to be used as a school
- 2. A true copy of the student contract, which shall comply with G.L. c. 255, § 13K, cross referenced with the *Enrollment Agreement Checklist*
- 3. A true copy of the School Catalog cross-referenced with the Catalog Checklist
- 4. A detailed outline of the school curriculum
- 5. A detailed professional floor plan

Cosmetology School Requirements

Space Requirements

- 1. A clinic area for at least 25 students, with not less than 20 square feet of area for each student;
- 2. A lecture room with a minimum of 25 chairs properly equipped for demonstration or practical purposes;
- 3. A basic room completely separated from the lecture and clinic rooms sufficiently large to accommodate 25 students; and
- 4. An individual secure space sufficiently large to keep each student's effects
- 5. Accessible lavatories in accordance with applicable laws and regulations

Equipment Requirements

- 1. Ten shampoo sinks and chairs
- 2. 25 all-purpose chairs
- 3. Ten dryers with accompanying chairs
- 4. Ten manicure tables
- 5. Ten manicure sterilizers
- 6. Cold waving equipment
- 7. Cleaning and disinfection supplies and equipment sufficient to comply with all applicable regulations.

Obtain bond (Note: It is required that the Board-approved bond form be used)

Cosmetology Schools – \$20,000

Obtain Instructors to meet requirements

1. Cosmetology schools – 2 cosmetology instructors per 25 students or less; 1 cosmetology instructor or assistant cosmetology instructor for every additional 25 students or less

Complete Administrative Requirements

1. A certificate of occupancy or other authentic form issued by the appropriate city or

town approving the premises intended to be used as a school

- 2. A true copy of the student contract, which shall comply with G.L. c. 255, § 13K, cross referenced with the *Enrollment Agreement Checklist*
- 3. A true copy of the School Catalog cross-referenced with the Catalog Checklist
- 4. A detailed outline of the school curriculum
- 5. A detailed professional floor plan

Electrology School Requirements

Space Requirements

- 1. Premises large enough to accommodate its student body, faculty members and staff, and separate areas of sufficient size for classroom instruction and practical training respectively
- 2. An individual, secure space sufficiently large for the student's personal belongings, for each student
- 3. Every electrolysis school shall specify the maximum number of students which can be accommodated in its practical training area at any one time, and shall provide a number of patient care stations in that practical training area sufficient to ensure a ratio of one patient care station for every three students

Equipment Requirements

1. An adequate quantity of modern professional equipment for its students as approved by the Board.

Complete Administrative Requirements

- 1. A certificate of occupancy or other authentic form issued by the appropriate city or town approving the premises intended to be used as a school
- 2. A true copy of the student contract, which shall comply with G.L. c. 255, § 13K, cross referenced with the *Enrollment Agreement Checklist*
- 3. A true copy of the School Catalog cross-referenced with the Catalog Checklist
- 4. A detailed outline of the school curriculum
- 5. A detailed professional floor plan
- 6. The academic and financial policies and procedures of the school
- 7. A list of the equipment utilized by the school
- 8. A bibliography of all textbooks used in the program of study
- 9. A blank copy of the form used by the school to obtain the informed consent of a student to serve as a patient for practical training, as required by 240 CMR 10.05(3)

Obtain bond (Note: It is required that the Board-approved bond form be used)

Electrolysis Schools - \$10,000 if enrollments do not exceed 25 students, \$20,000 if enrollments are 25 students or more

Obtain Instructors to meet requirements

1. Electrolysis school – 1 instructor per 12 students or less

Aesthetics School Requirements

Space Requirements

- 1. A clinic room of no less than 600 square feet, to be used exclusively for the teaching of aesthetics and containing all necessary equipment for clinical training.
- 2. A lecture room of no less than 400 square feet, with arm chairs or desks and chairs for a minimum of 12 students. The lecture room must be available for at least one period per day for exclusive use for instruction in aesthetics.
- 3. A reception area and an office area.
- 4. An individual secure space sufficiently large to keep each student's effects
- 5. Accessible lavatories in accordance with applicable laws and regulations

Equipment Requirements

- 1. One galvanic-high frequency-steam vaporizer- brush-facial machine (per six students)
- 2. Two cold light magnifying lamps (per six students)
- 3. Two infra-red lamps (per six students)
- 4. Two treatment chairs (per six students)
- 5. One unit for iontophoresis and desincrustation for every 12 students
- 6. Two vaporizer machines (per six students)
- 7. Wax melting equipment to accommodate single-use wax application for depilation of the face and body (per six students)
- 8. One high frequency unit with electrodes for every 12 students
- 9. Sink with hot and cold running water separate from the lavatories (per six students)

Obtain bond (Note: It is required that the Board-approved bond form be used)

Aesthetic Schools – \$10,000 if enrollments do not exceed 25 students, \$20,000 if enrollments are 25 students or more

Obtain Instructors to meet requirements

1. Aesthetic school – 1 cosmetology or aesthetics instructor per 12 students or less

- 1. A certificate of occupancy or other authentic form issued by the appropriate city or town approving the premises intended to be used as a school
- 2. A true copy of the student contract, which shall comply with G.L. c. 255, § 13K, cross referenced with the *Enrollment Agreement Checklist*
- 3. A true copy of the School Catalog cross-referenced with the Catalog Checklist
- 4. A detailed outline of the school curriculum
- 5. A detailed professional floor plan

Manicuring School Requirements

Space Requirements

- 1. A clinic room of not less than 600 square feet to be used exclusively for the teaching of manicuring and containing all necessary equipment for practical training.
- 2. A lecture room of not less than 400 square feet, with a minimum of 12 arm chairs or desks and chairs. The lecture room must be available for at least one period per day for exclusive use for instruction in manicuring.
- 3. An individual secure space sufficiently large to keep each student's effects
- 4. A reception area.
- 5. An office area.
- 6. Accessible lavatories in accordance with applicable laws and regulations

Equipment Requirements

- 1. 12 manicuring tables with lamps, drawers and chairs/stools (per 12 students)
- 2. 12 wet hospital-grade sanitizers (per 12 students)
- 3. 1 FDA-approved heat sterilizer (per 12 students)
- 4. 3 sinks/hot/cold running water (per 12 students)
- 5. 12 covered waste containers (per 12 students)
- 6. 1 first aid kit (per 12 students)
- 7. 12 finger bowls (per 12 students)
- 8. 12 nail brushes (per 12 students)
- 9. 1 electrical hand held manicuring tool with bits (per 12 students)
- 10. 1 hot oil manicuring unit (per 12 students)
- 11. 4 dozen towels (per 12 students)
- 12. 12 foot basins (per 12 students)

Obtain bond (Note: It is required that the Board-approved bond form be used)

Manicuring Schools – \$10,000

Obtain Instructors to meet requirements

Manicuring school – 1 instructor per 12 students or less

- 1. A certificate of occupancy or other authentic form issued by the appropriate city or town approving the premises intended to be used as a school
- 2. A true copy of the student contract, which shall comply with G.L. c. 255, § 13K, cross referenced with the *Enrollment Agreement Checklist*
- 3. A true copy of the School Catalog cross-referenced with the Catalog Checklist
- 4. A proposed schedule of hours
- 5. A detailed outline of the school curriculum
- 6. A detailed professional floor plan.

Advanced School Requirements

Space Requirements

- 1. Premises sufficiently large to accommodate not more than one participant per 20 square feet of area.
- 2. Accessible lavatories in accordance with applicable laws and regulations

Equipment Requirements

1. Equipment adequate to support the seminar offered and seating accommodations for all participants

Obtain bond (Note. It is required that the Board-approved bond form be used)

Advanced Schools-\$5,000

Obtain Instructors to meet requirements

1. 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 at a licensed Advanced School

- 1. 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
- 2. The name, license number, educational background and experience of at least one instructor who will provide instruction
- 3. 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
- 4. A true copy of the student contract, which shall comply with G.L. c. 255, § 13K, cross referenced with the *Enrollment Agreement Checklist*
- 5. Detailed floor plans indicating complete separation from any adjacent salon