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**By: Senator Trotter**

Introduced and read first time: February 2, 1996

Assigned to: Economic and Environmental Affairs

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A BILL ENTITLED

1 AN ACT concerning

2 **State Board of Cosmetology - License to Practice Hair Braiding**

3 FOR the purpose of establishing a regulatory structure for hair braiding salons and the  
4 practice of hair braiding; altering the membership of the State Board of  
5 Cosmetology; specifying the qualifications of certain members of the Board; altering  
6 the qualifications of the Executive Director of the Board; creating certain licenses  
7 related to the practice of hair braiding; specifying the qualifications for licenses  
8 related to the practice of hair braiding; specifying when, where, and on whom hair  
9 braiding may be practiced; allowing for certain waivers of certain license  
10 requirements; specifying the scope of licenses related to hair braiding; setting  
11 standards for braiding salons; requiring a certain permit for a braiding salon;  
12 specifying the qualifications for a permit for a braiding salon; requiring the Board to  
13 take certain actions with respect to a braiding salon; prohibiting certain  
14 misrepresentations; prohibiting certain activities; allowing students of hair braiding  
15 to practice hair braiding under certain circumstances; defining certain terms; and  
16 generally relating to the practice of hair braiding.

17 BY adding to

18 Article - Business Occupations and Professions  
19 Section 5-302(c) and (d), 5-303.1, 5-304.1, 5-305(e), and 5-310(e)  
20 Annotated Code of Maryland  
21 (1995 Replacement Volume and 1995 Supplement)

22 BY repealing and reenacting, with amendments,

23 Article - Business Occupations and Professions  
24 Section 5-101, 5-202, 5-204(e), 5-301(b), 5-305(e) and (f), 5-308(a), 5-310(a),  
25 5-401, 5-404, 5-501(b), 5-509(a) and (f), 5-520(b), (c), and (d), and 5-604  
26 through 5-608  
27 Annotated Code of Maryland  
28 (1995 Replacement Volume and 1995 Supplement)

29 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
30 MARYLAND, That the Laws of Maryland read as follows:

2

1 **Article - Business Occupations and Professions**

2 5-101.

3 (a) In this title the following words have the meanings indicated.

4 (b) "Apprentice" means an individual who is learning to practice cosmetology or  
5 any limited practice of cosmetology in a beauty salon that holds a beauty salon permit  
6 under the supervision of:

7 (1) if learning to practice cosmetology, a licensed senior cosmetologist;

8 (2) if learning to provide esthetic services, a licensed seniorcosmetologist or  
9 a licensed esthetician with 2 years' experience; [and]

10 (3) IF LEARNING TO PRACTICE HAIR BRAIDING, A LICENSED SENIOR  
11 COSMETOLOGIST WITH 2 YEARS' EXPERIENCE IN HAIR BRAIDING OR A LICENSED  
12 SENIOR HAIR BRAIDER WITH 2 YEARS' EXPERIENCE IN HAIR BRAIDING; AND

13 [(3)] (4) if learning to provide manicuring services, a licensed senior  
14 cosmetologist or a licensed manicurist with 2 years' experience.

15 (c) (1) "Beauty salon" means any commercial establishment, except a  
16 barbershop, in which an individual practices cosmetology.

17 (2) "Beauty salon" does not include a clinic in a cosmetology school.

18 (D) (1) "BRAIDING SALON" MEANS ANY COMMERCIAL ESTABLISHMENT,  
19 EXCEPT A BARBERSHOP, IN WHICH AN INDIVIDUAL PRACTICES HAIR BRAIDING.

20 (2) "BRAIDING SALON" DOES NOT INCLUDE A CLINIC IN A  
21 COSMETOLOGY SCHOOL.

22 (E) "BRAIDING SALON PERMIT" MEANS A PERMIT ISSUED BY THE BOARD TO  
23 OPERATE A BEAUTY SALON LIMITED TO THE PRACTICE OF HAIR BRAIDING.

24 [(d)] (F) "Beauty salon permit" means a permit issued by the Board to operate a  
25 beauty salon.

26 [(e)] (G) "Board" means the State Board of Cosmetologists.

27 [(f)] (H) "Cosmetologist" means an individual who practices cosmetology.

28 (I) "HAIR BRAIDER" MEANS AN INDIVIDUAL WHO PRACTICES HAIR  
29 BRAIDING.

30 [(g)] (J) (1) "License" means, unless the context requires otherwise, a license  
31 issued by the Board.

32 (2) "License" includes, unless the context requires otherwise, each of the  
33 following licenses:

34 (i) a license to practice cosmetology;

35 (ii) a license to practice as a senior cosmetologist;

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1 (iii) a limited license to provide makeup artist services;

2 (iv) a limited license to provide esthetic services; [and]

3 (V) A LIMITED LICENSE TO PRACTICE HAIR BRAIDING; AND

4 [(v)] (VI) a limited license to provide manicuring services.

5 [(h)] (K) "Licensed cosmetologist" means, unless the context requires otherwise,  
6 a cosmetologist who is licensed by the Board to practice cosmetology.

7 [(i)] (L) "Licensed senior cosmetologist" means a person who:

8 (1) has at least 2 years of experience as a licensed cosmetologist; and

9 (2) has passed a test approved by the Board.

10 (M) "LICENSED SENIOR HAIR BRAIDER" MEANS A PERSON WHO:

11 (1) HAS AT LEAST 2 YEARS OF EXPERIENCE AS A LICENSED HAIR  
12 BRAIDER; AND

13 (2) HAS PASSED A TEST APPROVED BY THE BOARD.

14 [(j)] (N) (1) "Limited license" means a license issued by the Board to practice  
15 cosmetology as limited in § 5-301 of this title.

16 (2) "Limited license" includes, unless the context requires otherwise, each  
17 of the following licenses:

18 (i) a limited license to provide makeup artist services;

19 (ii) a limited license to provide esthetic services; [and]

20 (III) A LIMITED LICENSE TO PRACTICE HAIR BRAIDING; AND

21 [(iii)] (IV) a limited license to provide manicuring services.

22 [(k)] (O) (1) "Practice cosmetology" means to engage in:

23 (i) beautifying, cleaning, or embellishing the hair of an individual, for  
24 compensation, by:

25 1. arranging the hair;

26 2. bleaching the hair;

27 3. cleansing the hair;

28 4. coloring the hair;

29 5. curling the hair;

30 6. cutting the hair;

31 7. dressing the hair;

8. singeing the hair;

4

1 9. permanent waving the hair;

2 10. waving the hair; [or]

3 11. BRAIDING THE HAIR; OR

4 [11.] 12. performing any other similar procedure intended to  
5 beautify, clean, or embellish the hair;

6 (ii) for compensation, arching or dyeing eyebrows;

7 (iii) for compensation, dyeing eyelashes;

8 (iv) providing makeup artist services;

9 (v) providing esthetic services; [or]

10 (VI) PRACTICE HAIR BRAIDING; OR

11 [(vi)] (VII) providing manicuring services.

12 (2) The practice of cosmetology does not include:

13 (i) the mere sale, fitting, or styling of wigs or hairpieces; or

14 (ii) the mere shampooing of hair.

15 (P) (1) "PRACTICE HAIR BRAIDING" MEANS TO CORNROW OR INTERWEAVE  
16 STRANDS OF HAIR IN A SYSTEMATIC MANNER SO AS TO PRODUCE  
17 THREE-DIMENSIONAL PATTERNS.

18 (2) "PRACTICE HAIR BRAIDING" INCLUDES INVERSION OR OUTVERSION  
19 INTERWEAVING OF THE HAIR, INTERWEAVING THE HAIR FLAT AGAINST THE SCALP  
20 ALONG A STRAIGHT OR CURVED ROW, AND EXTENDING THE HAIR WITH  
21 INTERWOVEN SYNTHETIC FIBERS OR HUMAN HAIR.

22 [(l)] (Q) "Provide makeup artist services" means to apply creams, lotions,  
23 cosmetic preparations, and cleansing solutions to an individual's face for compensation.

24 [(m)] (P) "Provide esthetic services" means to provide to an individual, for  
25 compensation, the service of:

26 (1) cleansing, exercising, massaging, stimulating, or performing any other  
27 similar procedure on the arms, face, hands, or scalp by electrical, mechanical, or any  
28 other means;

29 (2) applying to the face an alcohol, cream, lotion, astringent, or cosmetic  
30 preparation; or

31 (3) removing superfluous hair by the use of a depilatory, tweezers, or wax.

32 [(n)] (R) "Provide manicuring services" means to manicure or pedicure for  
33 compensation the nails of an individual.

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1 5-202.

2 (a) (1) The Board consists of 5 members.

3 (2) Of the 5 members of the Board:

4 (i) 3 shall be licensed cosmetologists; [and ]

5 (II) 1 SHALL BE A LICENSED HAIR BRAIDER; AND

6 [(ii)] (III) [2] 1 shall be A consumer [members] MEMBER.

7 (3) The Governor shall appoint the members with the advice of the  
8 Secretary.

9 (b) Each cosmetologist member of the Board:

10 (1) shall have practiced cosmetology actively for at least 5 years before  
11 appointment;

12 (2) shall be a citizen of the State;

13 (3) may not be affiliated directly or indirectly with any cosmetology school  
14 OR SCHOOL OF HAIR BRAIDING;

15 (4) may not be affiliated with any person who manufactures or sells any  
16 article, supply, or merchandise that is commonly used in a beauty salonOR BRAIDING  
17 SALON; and

18 (5) may not be a graduate of the same school of cosmetology OR SCHOOL  
19 OF HAIR BRAIDING as any other member of the Board.

20 (C) THE LICENSED HAIR BRAIDER MEMBER OF THE BOARD:

21 (1) SHALL HAVE PRACTICED HAIR BRAIDING ACTIVELY FOR AT LEAST 3  
22 YEARS BEFORE APPOINTMENT;

23 (2) SHALL BE A CITIZEN OF THE STATE;

24 (3) MAY NOT BE AFFILIATED DIRECTLY OR INDIRECTLY WITH ANY  
25 COSMETOLOGY SCHOOL OR SCHOOL OF HAIR BRAIDING;

26 (4) MAY NOT BE AFFILIATED WITH ANY PERSON WHO MANUFACTURES  
27 OR SELLS ANY ARTICLE, SUPPLY, OR MERCHANDISE THAT IS COMMONLY USED IN A  
28 BEAUTY SALON OR BRAIDING SALON; AND

29 (5) MAY NOT BE A GRADUATE OF THE SAME SCHOOL OF  
30 COSMETOLOGY OR SCHOOL OF HAIR BRAIDING AS ANY OTHER MEMBER OF THE  
31 BOARD.

32 [(c)] (D) [Each] THE consumer member of the Board:

33 (1) shall be a member of the general public;

34 (2) may not be a licensee or otherwise be subject to regulationby the Board;

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1 (3) may not be required to meet the qualifications for the professional  
2 members of the Board; and

3 (4) may not, within 1 year before appointment, have had a financial interest  
4 in or have received compensation from a person regulated by the Board.

5 [(d)] (E) While a member of the Board, [a] THE consumer member may not:

6 (1) have a financial interest in or receive compensation from a person  
7 regulated by the Board; or

8 (2) grade any examination given by or for the Board.

9 [(e)] (F) Before taking office, each appointee to the Board shall take the oath  
10 required by Article I, § 9 of the Maryland Constitution.

11 [(f)] (G) (1) The term of a member is 3 years and begins on July 1.

12 (2) The terms of members are staggered as required by the terms provided  
13 for members of the Board on October 1, 1989.

14 (3) a member may not serve more than 2 consecutive terms.

15 (4) At the end of a term, a member continues to serve until a successor is  
16 appointed and qualifies.

17 (5) A member who is appointed after a term has begun serves only for the  
18 rest of the term and until a successor is appointed and qualifies.

19 [(g)] (H) The Governor may remove a member for incompetence or misconduct.

20 5-204.

21 (e) (1) The Board may employ a staff in accordance with the State budget.

22 (2) The Executive Director shall be the person responsible for the  
23 day-to-day operation of the Board.

24 (3) The Executive Director of the Board shall be a licensed senior  
25 cosmetologist, A LICENSED SENIOR HAIR BRAIDER, or a master barber.

26 5-301.

27 (b) If an individual holds the appropriate limited license, the individual may  
28 practice cosmetology in a manner limited to:

29 (1) PRACTICING HAIR BRAIDING;

30 [(1)] (2) providing makeup artist services;

31 [(2)] (3) providing esthetic services; or

32 [(3)] (4) providing manicuring services.

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1 5-302.

2 (C) (1) SUBJECT TO THE PROVISIONS OF THIS SUBSECTION, A STUDENT  
3 WHO HAS COMPLETED AT LEAST 100 HOURS OF TRAINING AT A SCHOOL OF HAIR  
4 BRAIDING MAY PRACTICE HAIR BRAIDING, WITHOUT A LICENSE, AT THE SCHOOL.

5 (2) A STUDENT MAY PRACTICE HAIR BRAIDING UNDER THIS  
6 SUBSECTION ONLY:

7 (I) IN THE COURSE OF THE PRACTICAL WORK REQUIRED AS PART  
8 OF THE TRAINING OF THE STUDENT;

9 (II) WHILE THE STUDENT IS UNDER THE DIRECT SUPERVISION OF  
10 A TEACHER WHO MEETS THE REQUIREMENTS ESTABLISHED BY THE DEPARTMENT  
11 OF EDUCATION FOR PUBLIC SCHOOL PROGRAMS OR THE MARYLAND HIGHER  
12 EDUCATION COMMISSION FOR PRIVATE SCHOOL PROGRAMS; AND

13 (III) IF THE INDIVIDUAL TO WHOM A SERVICE IS TO BE PROVIDED  
14 AGREES TO PROVISION OF THE SERVICE AFTER BEING INFORMED THAT A STUDENT  
15 IN TRAINING IS TO PROVIDE THE SERVICE.

16 (D) (1) SUBJECT TO THE PROVISIONS OF THIS SUBSECTION, A STUDENT  
17 WHO HAS COMPLETED AT LEAST 225 HOURS OF TRAINING AT A SCHOOL OF HAIR  
18 BRAIDING MAY PRACTICE HAIR BRAIDING, WITHOUT A LICENSE, IN A HOSPITAL,  
19 NURSING HOME, OR CORRECTIONAL FACILITY.

20 (2) A STUDENT MAY PRACTICE HAIR BRAIDING UNDER THIS  
21 SUBSECTION ONLY:

22 (I) IN THE COURSE OF THE PRACTICAL WORK REQUIRED AS PART  
23 OF THE TRAINING OF THE STUDENT;

24 (II) WHILE THE STUDENT IS UNDER THE DIRECT SUPERVISION OF  
25 A TEACHER WHO MEETS THE REQUIREMENTS ESTABLISHED BY THE DEPARTMENT  
26 OF EDUCATION FOR PUBLIC SCHOOL PROGRAMS OR THE MARYLAND HIGHER  
27 EDUCATION COMMISSION FOR PRIVATE SCHOOL PROGRAMS; AND

28 (III) IF THE INDIVIDUAL TO WHOM A SERVICE IS TO BE PROVIDED:

29 1. IS CONFINED TO THE HOSPITAL, NURSING HOME, OR  
30 CORRECTIONAL FACILITY; AND

31 2. AGREES TO PROVISION OF THE SERVICE AFTER BEING  
32 INFORMED THAT A STUDENT IN TRAINING IS TO PROVIDE THE SERVICE.

33 5-303.1.

34 (A) SUBJECT TO THE PROVISIONS OF THIS SECTION, A STUDENT WHO HAS  
35 COMPLETED AT LEAST 225 HOURS OF TRAINING WHILE ENROLLED IN PUBLIC  
36 SCHOOL COURSES IN HAIR BRAIDING MAY PRACTICE HAIR BRAIDING WITHOUT A  
37 LICENSE.

38 (B) A STUDENT MAY PRACTICE HAIR BRAIDING UNDER THIS SECTION ONLY  
39 IF THE STUDENT:

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1 (1) IS ENROLLED IN AN APPROVED HAIR BRAIDING PROGRAM AND HAS  
2 A RECORD OF SATISFACTORY SCHOOL PERFORMANCE AND SCHOOL ATTENDANCE,  
3 AS DETERMINED BY THE LOCAL EDUCATION AGENCY;

4 (2) HAS A LETTER OF AUTHORIZATION, SIGNED BY THE STUDENT'S  
5 TEACHER OR WORK-STUDY COORDINATOR, TO PRACTICE HAIR BRAIDING IN A  
6 SPECIFIC BRAIDING SALON;

7 (3) PRACTICES HAIR BRAIDING ONLY IN THAT SPECIFIC BRAIDING  
8 SALON; AND

9 (4) WHILE PRACTICING HAIR BRAIDING, WORKS UNDER THE DIRECT  
10 SUPERVISION OF AN INDIVIDUAL WHO IS A LICENSED SENIOR HAIR BRAIDER WHO  
11 AGREES TO PERIODICALLY REPORT ON THE PROGRESS OF THE STUDENT TO THE  
12 HAIR BRAIDING TEACHER OR THE WORK-STUDY COORDINATOR.

13 (C) A BRAIDING SALON MAY PAY A STUDENT FOR WORK AUTHORIZED  
14 UNDER THIS SECTION.

15 (D) A STUDENT AUTHORIZED UNDER THIS SECTION TO PRACTICE HAIR  
16 BRAIDING WITHOUT A LICENSE SHALL CONSPICUOUSLY DISPLAY A LETTER OF  
17 AUTHORIZATION, AS REQUIRED BY THIS SECTION, AT THE STUDENT'S WORK  
18 STATION IN THE SPECIFIED BRAIDING SALON.

19 5-304.1.

20 (A) (1) TO QUALIFY FOR A LICENSE TO PRACTICE HAIR BRAIDING, AN  
21 APPLICANT SHALL BE AN INDIVIDUAL WHO MEETS THE REQUIREMENTS OF THIS  
22 SECTION.

23 (2) THE APPLICANT SHALL BE AT LEAST 17 YEARS OLD.

24 (3) THE APPLICANT SHALL HAVE COMPLETED SUCCESSFULLY A 9TH  
25 GRADE EDUCATION OR THE EQUIVALENT.

26 (4) (I) EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, AN  
27 APPLICANT SHALL HAVE RECEIVED TRAINING BY:

28 1. SERVING AS A REGISTERED APPRENTICE AS PROVIDED  
29 UNDER §§ 5-404 AND 5-405(D) OF THIS TITLE; OR

30 2. SUCCESSFULLY COMPLETING A REQUIRED PROGRAM OF  
31 AT LEAST 500 HOURS OF TRAINING IN A COSMETOLOGY SCHOOL OR HAIR BRAIDING  
32 SCHOOL THAT IS APPROVED BY THE STATE BOARD OF EDUCATION OR THE  
33 MARYLAND HIGHER EDUCATION COMMISSION IN CONSULTATION WITH THE  
34 BOARD.

35 (II) IF AN APPLICANT IS A BARBER OR MASTER BARBER  
36 CURRENTLY LICENSED IN THIS STATE, THE BOARD SHALL:

37 1. CREDIT THE APPLICANT WITH HAVING MET ONE-HALF  
38 OF THE TRAINING REQUIREMENTS OF SUBPARAGRAPH (I) OF THIS PARAGRAPH;  
39 AND



10

1 (II) SUCCESSFULLY COMPLETING AT LEAST 500 HOURS OF  
2 INSTRUCTION IN PROVIDING HAIR BRAIDING SERVICES IN A COSMETOLOGY  
3 SCHOOL OR HAIR BRAIDING SCHOOL APPROVED BY THE STATE DEPARTMENT OF  
4 EDUCATION OR THE MARYLAND HIGHER EDUCATION COMMISSION IN  
5 CONSULTATION WITH THE BOARD.

6 [(e)] (F) If an applicant is licensed to practice as a makeup artist, esthetician,  
7 HAIR BRAIDER, or manicurist in another state or foreign country, the applicant meets the  
8 training requirements of this section if the applicant has held a limited license in the  
9 other state or foreign country and has actively practiced in the other state or foreign  
10 country for a period of 6 months.

11 [(f)] (G) Except for an applicant for a limited license to provide makeup artist  
12 services, an applicant for a limited license shall pass an examination given by the Board  
13 under this subtitle.

14 5-308.

15 (a) Subject to the provisions of this section, the Board shall waive any  
16 examination requirement of this subtitle for an individual who is licensed to practice as a  
17 cosmetologist or a limited practice cosmetologist in another state OR FOR AN  
18 INDIVIDUAL WHO IS LICENSED TO PRACTICE HAIR BRAIDING IN ANOTHER STATE.

19 5-310.

20 (a) Subject to subsections (b) through [(d)] (E) of this section and while a license  
21 to practice cosmetology OR A LICENSE TO PRACTICE HAIR BRAIDING is in effect, it  
22 authorizes the licensee to practice cosmetology OR PRACTICE HAIR BRAIDING.

23 (E) WHILE A LIMITED LICENSE TO PRACTICE HAIR BRAIDING IS IN EFFECT, IT  
24 AUTHORIZES THE LICENSEE TO PRACTICE HAIR BRAIDING ONLY.

25 5-401.

26 An individual shall be registered by the Board before the individual may serve as an  
27 apprentice in a beauty salon OR BRAIDING SALON in the State.

28 5-404.

29 While registration as an apprentice is in effect, the registration authorizes the  
30 individual to learn to practice cosmetology or any limited practice of cosmetology:

31 (1) in a:

32 (i) beauty salon that holds a beauty salon permit; [or]

33 (II) BRAIDING SALON THAT HOLDS A BRAIDING SALON PERMIT;

34 OR

35 [(ii)] (III) barbershop that holds a barbershop permit; and

36 (2) under the supervision of:

37 (i) if learning to practice cosmetology, a licensed senior cosmetologist;

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1 (ii) if learning to provide esthetic services, a licensed senior  
2 cosmetologist or a licensed esthetician with 2 years' experience; [and]

3 (iii) if learning to provide manicuring services, a licensed senior  
4 cosmetologist or a licensed manicurist with 2 years' experience; AND

5 (IV) IF LEARNING TO PRACTICE HAIR BRAIDING, A LICENSED  
6 SENIOR HAIR BRAIDER OR A LICENSED SENIOR COSMETOLOGIST WITH 2 YEARS'  
7 EXPERIENCE AS A HAIR BRAIDER.

8 5-501.

9 (b) A beauty salon may operate as a limited practice beauty salon by offering  
10 cosmetology services limited to:

11 (1) providing makeup artist services;

12 (2) providing esthetic services; [or]

13 (3) providing manicuring services; OR

14 (4) PRACTICING HAIR BRAIDING.

15 5-509.

16 (a) The Board may adopt regulations to ensure that each cosmetology school OR  
17 HAIR BRAIDING SCHOOL approved by the State Board of Education or the Maryland  
18 Higher Education Commission is operated in a sanitary manner.

19 (f) (1) If the Board makes the finding under subsection (e)(1) of this section for  
20 a violation that relates to the sanitary condition of a cosmetology school OR HAIR  
21 BRAIDING SCHOOL or the sanitary practice of cosmetology OR THE SANITARY  
22 PRACTICE OF HAIR BRAIDING, the Board shall provide the owner of the school an  
23 opportunity to correct the alleged violation.

24 (2) If the owner fails to correct each alleged violation within 10 days of  
25 written notification of the violation by the Board, the Board shall act on the complaint as  
26 provided under § 5-523 of this subtitle.

27 (3) If the owner corrects each alleged violation within 10 days of notice, the  
28 Board shall:

29 (i) dismiss the complaint; and

30 (ii) provide the owner written notification of the dismissal.

31 5-520.

32 (b) (1) The Board shall inspect beauty salons AND BRAIDING SALONS.

33 (2) The Board may inspect the facilities of applicants for beauty salon  
34 permits.

35 (3) The Board or an inspector may enter and inspect a cosmetology school  
36 OR HAIR BRAIDING SCHOOL approved by the State Board of Education or the Maryland

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1 Higher Education Commission at any time during business hours to determine the  
2 sanitary condition of the [cosmetology] school.

3 (c) (1) A beauty [salon] SALON, BRAIDING SALON, or cosmetology school  
4 shall allow an inspector, on presentation of credentials, to enter and inspect the facility at  
5 any time during business hours.

6 (2) During inspection of a beauty salon OR BRAIDING SALON, the owner or  
7 lessee of the [beauty] salon shall accompany the inspector.

8 (3) During inspection of a cosmetology school OR HAIR BRAIDING  
9 SCHOOL, the owner or lessee of or a teacher at the school shall accompany the inspector.

10 (d) (1) An inspector shall make an inspection report after an inspection and  
11 give a copy to the individual who accompanied the inspector during the inspection.

12 (2) The individual shall sign the inspection report for the [beauty] salon or  
13 [cosmetology] school to acknowledge receipt of a copy of the report.

14 5-604.

15 (a) (1) Unless authorized under this title to practice cosmetology OR HAIR  
16 BRAIDING, a person may not represent to the public, by use of a title, including "licensed  
17 cosmetologist" [or], "licensed hairdresser", OR "LICENSED HAIR BRAIDER", by  
18 description of services, methods, or procedures, or otherwise, that the person is  
19 authorized to practice cosmetology OR HAIR BRAIDING in the State.

20 (2) If an individual is authorized under this title to engage in the limited  
21 practice of cosmetology, the individual may represent to the public that the individual is  
22 authorized to practice cosmetology in a manner restricted to that limited practice.

23 (b) Unless an establishment holds a beauty salon permit OR BRAIDING SALON  
24 PERMIT under this title, a person may not represent to the public, by title, by description  
25 of services, methods, or procedures, or otherwise, that the establishment is a beauty salon  
26 OR A BRAIDING SALON.

27 (C) A LICENSED COSMETOLOGIST OR A LICENSED HAIR BRAIDER MAY NOT  
28 PRACTICE CHEMICAL SERVICES IN A BRAIDING SALON.

29 5-605.

30 (a) Except as provided in §§ 5-302 and 5-303 of this title and subsection (b) of  
31 this section, a person may not practice cosmetology in any place other than:

32 (1) a beauty salon that holds a beauty salon permit; [or]

33 (2) A BRAIDING SALON THAT HOLDS A BRAIDING SALON PERMIT; OR

34 [(2)] (3) a barbershop that holds a barbershop permit issued under Title 4  
35 of this article.

36 (b) (1) A licensed cosmetologist may practice cosmetology in the residence of a  
37 patron, in a nursing home, or in a hospital as defined in § 19-301 of the Health - General  
38 Article or a similar institution, by appointment, if:

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1 (i) the licensed cosmetologist is sponsored by a beauty salon OR  
2 BRAIDING SALON that holds a beauty salon permit OR BRAIDING SALON PERMIT; and

3 (ii) the patron is a customer of the beauty salon.

4 (2) An individual who holds a limited license to provide manicuring services  
5 may provide manicuring services in a barbershop.

6 5-606.

7 An owner or lessee of a beauty salon OR BRAIDING SALON may not allow any  
8 individual to:

9 (1) use as a residence any room that is used wholly or partly as a beauty  
10 salon OR BRAIDING SALON; or

11 (2) sleep in any room that is used wholly or partly as a beauty salon OR  
12 BRAIDING SALON.

13 5-607.

14 (a) An owner or lessee of a beauty salon OR BRAIDING SALON may not  
15 knowingly:

16 (1) employ in the beauty salon OR BRAIDING SALON an individual with an  
17 infectious or contagious disease that presents a hazard to a patron; or

18 (2) after discovering an individual has an infectious or contagious disease  
19 that presents a hazard to a patron, continue to employ the individual in the beauty salon  
20 OR BRAIDING SALON.

21 (b) (1) An individual who knows that the individual has an infectious or  
22 contagious disease that presents a hazard to a beauty salon patron OR BRAIDING SALON  
23 PATRON may not practice cosmetology OR PRACTICE HAIR BRAIDING.

24 (2) An individual who knows that another individual has an infectious or  
25 contagious disease that presents a hazard to a beauty salon patron OR BRAIDING SALON  
26 PATRON may not practice cosmetology OR HAIR BRAIDING on that other individual.

27 (c) An individual may not practice cosmetology OR HAIR BRAIDING in a careless  
28 or negligent manner so as to:

29 (1) cause an infection; or

30 (2) impart an infectious or contagious disease that presents a hazard to a  
31 beauty salon patron OR BRAIDING SALON PATRON.

32 5-608.

33 (a) Except as provided in subsection (b) of this section, a school of cosmetology  
34 OR SCHOOL OF HAIR BRAIDING approved by the State Department of Education or the  
35 Maryland Higher Education Commission may not allow a student to practice cosmetology  
36 OR HAIR BRAIDING on the public.

1 (b) A school of cosmetology OR SCHOOL OF HAIR BRAIDING approved by the  
2 State Department of Education or the Maryland Higher Education Commission may  
3 allow a student to practice cosmetology OR HAIR BRAIDING in accordance with § 5-302,  
4 [or] § 5-303, OR § 5-303.1 of this title.

5 SECTION 2. AND BE IT FURTHER ENACTED, That, on or before October 1,  
6 1999, the State Board of Cosmetology may waive the requirements of § 5-304.1(a)(4) or  
7 (b)(2) or § 5-305(e)(3) of the Business Occupations and Professions Article, as enacted  
8 by this Act, for an applicant for a license if the applicant submits to the Board evidence  
9 satisfactory to the Board that the applicant is at least 17 years old, that the applicant has  
10 completed successfully a 9th grade education or equivalent, and that the applicant has  
11 been employed in the practice of hair braiding on a substantially full-time basis for at  
12 least 3 of the 5 years preceding the application.

13 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
14 October 1, 1996.