

Department of Legislative Services
 Maryland General Assembly
 2008 Session

FISCAL AND POLICY NOTE

Senate Bill 144 (Chair, Education, Health, and Environmental Affairs Committee)
 (By Request – Departmental – Labor, Licensing, and Regulation)

Education, Health, and Environmental Affairs

Economic
 Matters

State Board of Cosmetologists - Makeup Artist Services

This departmental bill repeals limited licensing of makeup artists by the State Board of Cosmetologists.

Fiscal Summary

State Effect: General fund revenues would decrease by \$18,800 in FY 2009 to reflect the loss of licensing fees. Out-years reflect annualization. Expenditures would not be affected.

(in dollars)	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013
GF Revenue	(\$18,800)	(\$25,000)	(\$25,000)	(\$25,000)	(\$25,000)
Expenditure	\$0	\$0	\$0	\$0	\$0
Net Effect	(\$18,800)	(\$25,000)	(\$25,000)	(\$25,000)	(\$25,000)

Note:() = decrease; GF = general funds; FF = federal funds; SF = special funds; - = indeterminate effect

Local Effect: None.

Small Business Effect: The Department of Labor, Licensing, and Regulation has determined that the bill has minimal or no impact on small business (attached). Legislative Services concurs with this assessment.

Analysis

Current Law: In general, an individual is required to be licensed by the State Board of Cosmetologists before practicing cosmetology in the State. Individuals who provide makeup artist services, esthetic services, or nail technician services are authorized to practice under a limited license issued by the board. A limited license to provide makeup artist services authorizes the holder to apply creams, lotions, cosmetic preparations, and cleansing solutions to an individual's face for compensation.

An applicant for a limited license to practice makeup artist services must be at least 17 years old, have completed a ninth grade education or its equivalent, and completed an approved course in makeup artist services. No examination is required. The fee for a limited license to provide makeup artist services is \$25.

Background: Makeup artist services are widely available outside of a permitted beauty salon; services provided in department stores or private venues are routinely performed by individuals without a limited license. DLLR has determined that enforcement of limited licensing requirements is impractical and would not appreciably improve public health or safety.

The department advises that Maryland is the only State to regulate makeup artist services, with similar laws repealed in all other states that had previously regulated these services.

State Fiscal Effect: The State Board of Cosmetologists licenses 2,000 makeup artists. These limited licenses, valid for a period of two years, expire on a staggered basis. The \$25 licensing fee accrues to the general fund. Repealing the limited license for makeup artists would reduce general fund revenue by \$18,750 in fiscal 2009, with annualized losses of \$25,000 in fiscal 2010 and the years following.

Makeup artist licensing represents a small portion of the activity of the State Board of Cosmetologists. DLLR advises that one employee currently handles licensing activity as part of the employee's regular workload. This employee is expected to assume other responsibilities if limited licensing of makeup artists is repealed. Expenditures thus would not be affected.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): Department of Labor, Licensing, and Regulation; Department of Legislative Services

Fiscal Note History: First Reader - February 5, 2008
ncs/ljm

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