

# HOUSE BILL 180

C3  
SB 423/23 – EEE

(PRE-FILED)

4lr0710

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By: **Delegate Kerr**

Requested: September 26, 2023

Introduced and read first time: January 10, 2024

Assigned to: Economic Matters

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 3, 2024

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **State Board of Cosmetologists – Licensing – Eyelash Extensions**

3 FOR the purpose of authorizing the State Board of Cosmetologists to issue a limited license  
4 to provide eyelash extension services; altering the definition of “provide esthetic  
5 services” to include providing eyelash extension services; and generally relating to  
6 licensing and the State Board of Cosmetologists.

7 BY repealing and reenacting, without amendments,  
8 Article – Business Occupations and Professions  
9 Section 5–101(a)  
10 Annotated Code of Maryland  
11 (2018 Replacement Volume and 2023 Supplement)

12 BY repealing and reenacting, with amendments,  
13 Article – Business Occupations and Professions  
14 Section 5–101(i), (l), (n), (o), and (p) through (r), 5–205(b) and (c), 5–301, 5–305,  
15 5–310, 5–404, 5–501, and 5–605  
16 Annotated Code of Maryland  
17 (2018 Replacement Volume and 2023 Supplement)

18 BY adding to  
19 Article – Business Occupations and Professions  
20 Section 5–101(p)  
21 Annotated Code of Maryland

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



(2018 Replacement Volume and 2023 Supplement)

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

**Article – Business Occupations and Professions**

5–101.

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

(i) (1) “License” means, unless the context requires otherwise, a license issued  
by the Board.

(2) “License” includes, unless the context requires otherwise, each of the  
following licenses:

(i) a license to practice cosmetology;

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

(iii) a limited license to provide esthetic services;

(iv) a limited license to provide hair services;

(v) a limited license to provide hair services – blow drying; [and]

(vi) a limited license to provide nail technician services; AND

**(VII) A LIMITED LICENSE TO PROVIDE EYELASH EXTENSION  
SERVICES.**

(1) “Limited license” means a license issued by the Board to practice  
cosmetology as limited in § 5–301 of this title.

(2) “Limited license” includes, unless the context requires otherwise, each  
of the following licenses:

(i) a limited license to provide esthetic services;

(ii) a limited license to provide hair services;

(iii) a limited license to provide hair services – blow drying; [and]

(iv) a limited license to provide nail technician services; AND

1 (V) A LIMITED LICENSE TO PROVIDE EYELASH EXTENSION  
2 SERVICES.

3 (n) (1) "Practice cosmetology" means to engage in any of the following for  
4 compensation:

5 (i) providing hair services;

6 (ii) arching or dyeing eyebrows;

7 (iii) dyeing eyelashes;

8 (iv) providing esthetic services; [or]

9 (v) providing nail technician services; OR

10 (VI) PROVIDING EYELASH EXTENSION SERVICES.

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

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

13 (ii) the mere shampooing of hair; or

14 (iii) a service that results in tension on hair strands or roots by  
15 twisting, wrapping, weaving, extending, locking, or braiding by hand or mechanical device,  
16 provided that the service does not include the application of dyes, reactive chemicals, or  
17 other preparations to alter the color of the hair or to straighten, curl, or alter the structure  
18 of the hair.

19 (o) "Provide esthetic services" means to provide to an individual, for  
20 compensation, the service of:

21 (1) cleansing, exercising, massaging, stimulating, or performing any other  
22 similar procedure on the skin or scalp by electrical, mechanical, or any other means;

23 (2) applying to the face an alcohol, cream, lotion, astringent, or cosmetic  
24 preparation; [or]

25 (3) removing superfluous hair by the use of a depilatory, tweezers, or wax;  
26 OR

27 (4) PROVIDING EYELASH EXTENSION SERVICES.

28 (P) "PROVIDE EYELASH EXTENSION SERVICES" MEANS TO PROVIDE TO AN  
29 INDIVIDUAL, FOR COMPENSATION, THE SERVICE OF:

- 1           **(1) CLEANING THE EYE AREA;**  
2           **(2) APPLYING:**  
3               **(I) EYELASH PRIMERS AND ADHESIVES;**  
4               **(II) EYELASH EXTENSIONS; AND**  
5               **(III) SEALANT; OR**  
6           **(3) DRYING THE EYE AREA FOR EYELASH EXTENSIONS.**

7           **[(p)] (Q)** “Provide hair services” means to provide to an individual for  
8 compensation the service of beautifying, cleaning, or embellishing the hair of the individual  
9 by:

- 10           (1) arranging the hair;  
11           (2) bleaching the hair;  
12           (3) cleansing the hair;  
13           (4) coloring the hair;  
14           (5) curling the hair;  
15           (6) cutting the hair;  
16           (7) dressing the hair;  
17           (8) singeing the hair;  
18           (9) permanent waving the hair;  
19           (10) waving the hair; or  
20           (11) performing any other similar procedure intended to beautify, clean, or  
21 embellish the hair.

22           **[(q)] (R)** “Provide hair services – blow drying” means to provide to an individual  
23 for compensation the service of beautifying, cleaning, or arranging the hair of the individual  
24 by:

- 25           (1) arranging the hair;

1 (2) cleansing the hair;

2 (3) curling the hair;

3 (4) dressing the hair;

4 (5) blow drying the hair;

5 (6) singeing the hair; or

6 (7) performing any other similar procedure intended to beautify, clean, or  
7 arrange the hair.

8 [(r)] (S) "Provide nail technician services" means to provide to an individual, for  
9 compensation, the service of:

10 (1) manicuring or pedicuring the individual's nails;

11 (2) applying artificial nail enhancement products; or

12 (3) maintaining artificial nail enhancement products.

13 5-205.

14 (b) (1) The Board shall adopt regulations that establish detailed curriculum  
15 standards for use by the State Board of Education or the Maryland Higher Education  
16 Commission in approving applications for instruction in the practice of cosmetology, the  
17 provision of esthetic services, **THE PROVISION OF EYELASH EXTENSION SERVICES**, the  
18 provision of hair services, and the provision of nail technician services at public schools or  
19 private career schools.

20 (2) The curriculum standards established under paragraph (1) of this  
21 subsection shall:

22 (i) incorporate modern methods and practices for:

23 1. practicing cosmetology;

24 2. providing esthetic services;

25 3. **PROVIDING EYELASH EXTENSION SERVICES;**

26 [3.] 4. providing hair services;

27 [4.] 5. providing hair services – blow drying; and

1 [5.] 6. providing nail technician services;

2 (ii) include a reference to each topic and the emphasis of each topic  
3 required of a comprehensive curriculum in the appropriate licensing area; and

4 (iii) be reviewed and updated periodically as determined by the  
5 Board.

6 (c) (1) [Beginning October 1, 2018, the] **THE** Board shall require a licensee  
7 renewing a license to complete at least six credit hours of continuing education approved  
8 by the Board.

9 (2) The Board shall adopt regulations that set standards for continuing  
10 education courses that, at a minimum, require:

11 (i) two hours of training in health, safety, and welfare subjects; and

12 (ii) four hours of training in general elective courses.

13 5–301.

14 (a) Except as otherwise provided in this title, an individual shall be licensed by  
15 the Board to practice cosmetology before the individual may practice cosmetology in the  
16 State.

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

19 (1) providing esthetic services;

20 **(2) PROVIDING EYELASH EXTENSION SERVICES;**

21 ~~[(2)] (3)~~ providing hair services;

22 ~~[(3)] (4)~~ providing hair services – blow drying; or

23 ~~[(4)] (5)~~ providing nail technician services.

24 (c) Subsection (a) of this section does not apply to:

25 (1) a student while the student practices cosmetology in accordance with §  
26 5–302 or § 5–303 of this subtitle; or

27 (2) a registered apprentice.

28 5–305.

1 (a) To qualify for a limited license to practice cosmetology, an applicant shall be  
2 an individual who meets the requirements of this section.

3 (b) An applicant for a limited license to provide esthetic services shall:

4 (1) be at least 17 years old;

5 (2) have completed successfully a 9th grade education or the equivalent;  
6 and

7 (3) have received training by:

8 (i) serving as a registered apprentice for at least 6 months as  
9 provided under §§ 5-404 and 5-405 of this title; or

10 (ii) successfully completing at least 600 hours of instruction in  
11 providing esthetic services in a cosmetology school approved by the State Department of  
12 Education or the Maryland Higher Education Commission in consultation with the Board.

13 **(C) AN APPLICANT FOR A LIMITED LICENSE TO PROVIDE EYELASH**  
14 **EXTENSION SERVICES SHALL:**

15 **(1) BE AT LEAST 17 YEARS OLD;**

16 **(2) HAVE COMPLETED SUCCESSFULLY A 9TH GRADE EDUCATION OR**  
17 **THE EQUIVALENT; AND**

18 **(3) (I) HAVE RECEIVED TRAINING BY:**

19 **1. SERVING AS A REGISTERED APPRENTICE FOR AT**  
20 **LEAST 2 MONTHS AS PROVIDED UNDER §§ 5-404 AND 5-405 OF THIS TITLE; OR**

21 **2. SUCCESSFULLY COMPLETING AT LEAST 60 HOURS OF**  
22 **INSTRUCTION IN PROVIDING EYELASH EXTENSION SERVICES IN A COSMETOLOGY**  
23 **SCHOOL APPROVED BY THE STATE DEPARTMENT OF EDUCATION OR THE**  
24 **MARYLAND HIGHER EDUCATION COMMISSION IN CONSULTATION WITH THE**  
25 **BOARD; OR**

26 **(II) PASS A PRACTICAL EXAMINATION.**

27 **[(c)] (D)** An applicant for a limited license to provide hair services shall:

28 (1) be at least 17 years old;

1                   (2)     have completed successfully a 9th grade education or the equivalent;  
2 and

3                   (3)     have received training by:

4                   (i)     serving as a registered apprentice for at least 15 months as  
5 provided under §§ 5–404 and 5–405 of this title; or

6                   (ii)    successfully completing at least 1,200 hours of instruction  
7 providing hair services in a cosmetology school approved by the State Department of  
8 Education or the Maryland Higher Education Commission in consultation with the Board.

9           **[(d)] (E)**     An applicant for a limited license to provide hair services – blow drying  
10 shall:

11                   (1)     be at least 17 years old;

12                   (2)     have completed successfully a 9th grade education or the equivalent;  
13 and

14                   (3)     have received training by successfully completing at least 350 hours of  
15 instruction providing hair services – blow drying in a cosmetology school approved by the  
16 State Department of Education or the Maryland Higher Education Commission in  
17 consultation with the Board.

18           **[(e)] (F)**     An applicant for a limited license to provide nail technician services  
19 shall:

20                   (1)     be at least 17 years old;

21                   (2)     have successfully completed a 9th grade education or the equivalent;  
22 and

23                   (3)     have received training by:

24                   (i)     serving as a registered apprentice for at least 3 months as  
25 provided under §§ 5–404 and 5–405 of this title; or

26                   (ii)    successfully completing at least 250 hours of instruction in  
27 providing nail technician services in a cosmetology school approved by the State  
28 Department of Education or the Maryland Higher Education Commission in consultation  
29 with the Board.

30           **[(f)] (G)**     If an applicant is licensed to practice as an esthetician, **EYELASH**  
31 **EXTENSION TECHNICIAN**, hairstylist, hairstylist – blow drying technician, or nail  
32 technician in another state or foreign country, the applicant meets the training  
33 requirements of this section if the applicant has held a limited license in the other state or



1 foreign country and has actively practiced in the other state or foreign country for a period  
2 of 6 months.

3 **[(g)] (H)** An applicant for a limited license shall pass an examination given by  
4 the Board under this subtitle.

5 5–310.

6 (a) Subject to subsections (b), (c), (d), **[and] (e), AND (F)** of this section and while  
7 a license to practice cosmetology is in effect, it authorizes the licensee to practice  
8 cosmetology.

9 (b) While a limited license to provide esthetic services is in effect, it authorizes  
10 the licensee to provide only esthetic services.

11 **(C) WHILE A LIMITED LICENSE TO PROVIDE EYELASH EXTENSION SERVICES**  
12 **IS IN EFFECT, IT AUTHORIZES THE LICENSEE TO PROVIDE ONLY EYELASH**  
13 **EXTENSION SERVICES.**

14 **[(c)] (D)** While a limited license to provide hair services is in effect, the license  
15 authorizes the licensee to provide only hair services.

16 **[(d)] (E)** While a limited license to provide hair services – blow drying is in effect,  
17 the license authorizes the licensee to provide only hair services – blow drying.

18 **[(e)] (F)** While a limited license to provide nail technician services is in effect, it  
19 authorizes the licensee to provide only nail technician services.

20 5–404.

21 (a) While registration as an apprentice is in effect, the registration authorizes the  
22 individual to learn to practice cosmetology or any limited practice of cosmetology:

23 (1) in a:

24 (i) beauty salon that holds a beauty salon permit; or

25 (ii) barbershop that holds a barbershop permit; and

26 (2) under the supervision of:

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

29 (ii) if learning to provide esthetic services, a licensed senior  
30 cosmetologist or a licensed esthetician with 2 years' experience;

1 (III) IF LEARNING TO PROVIDE EYELASH EXTENSION SERVICES:

2 1. BEGINNING JANUARY 1, 2026, A LICENSED SENIOR  
3 COSMETOLOGIST WHO HAS COMPLETED CONTINUING EDUCATION REQUIREMENTS  
4 IN PROVIDING EYELASH EXTENSION SERVICES; OR

5 2. A LICENSED EYELASH EXTENSION TECHNICIAN WITH  
6 2 YEARS' EXPERIENCE;

7 [(iii)] (IV) if learning to provide hair services, a licensed senior  
8 cosmetologist or a licensed hairstylist with 2 years' experience; and

9 [(iv)] (V) if learning to provide nail technician services, a licensed  
10 senior cosmetologist or a licensed nail technician with 2 years' experience.

11 (b) A licensed senior cosmetologist may directly train and supervise not more  
12 than two apprentices learning to practice cosmetology or any limited practice of  
13 cosmetology specified in subsection (a)(2) of this section.

14 (c) An individual with one of the limited licenses specified in subsection (a)(2) of  
15 this section who has at least 2 years of experience in that limited practice of cosmetology  
16 may directly train and supervise not more than two apprentices learning the same limited  
17 practice of cosmetology.

18 5–501.

19 (a) A person shall hold a beauty salon permit issued by the Board before the  
20 person may operate a beauty salon in the State.

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

23 (1) providing esthetic services;

24 (2) PROVIDING EYELASH EXTENSION SERVICES;

25 [(2)] (3) providing hair services;

26 [(3)] (4) providing hair services – blow drying; or

27 [(4)] (5) providing nail technician services.

28 (c) A separate beauty salon permit is required for each beauty salon that a person  
29 operates.

1 5–605.

2 (a) Except as provided in §§ 5–302 and 5–303 of this title and subsection (b) of  
3 this section, a person may not practice cosmetology, provide esthetic services, **PROVIDE**  
4 **EYELASH EXTENSION SERVICES**, provide hair services, provide hair services – blow  
5 drying, or provide nail technician services in any place other than:

6 (1) a beauty salon that holds a beauty salon permit; or

7 (2) a barbershop that holds a barbershop permit issued under Title 4 of this  
8 article.

9 (b) (1) A licensed cosmetologist, esthetician, **EYELASH EXTENSION**  
10 **TECHNICIAN**, hairstylist, hairstylist – blow dry technician, or nail technician may practice  
11 cosmetology and provide services in:

12 (i) a facility in which beautification–oriented medical services,  
13 authorized by the Maryland Department of Health, are provided;

14 (ii) the residence of an individual confined to the residence by reason  
15 of a physical or mental infirmity;

16 (iii) an assisted living facility as defined in § 19–1801 of the Health –  
17 General Article;

18 (iv) a hospice facility defined in § 19–901(c) of the Health – General  
19 Article;

20 (v) a nursing home as defined in § 19–1401(e) of the Health –  
21 General Article; or

22 (vi) a hospital as defined in § 19–301 of the Health – General Article  
23 or a similar institution.

24 (2) To practice in any of the locations specified in this subsection:

25 (i) the licensed cosmetologist, esthetician, **EYELASH EXTENSION**  
26 **TECHNICIAN**, hairstylist, hairstylist – blow dry technician, or nail technician shall be  
27 sponsored by a beauty salon in which the cosmetologist, esthetician, hairstylist, hairstylist  
28 – blow dry technician, or nail technician is authorized to practice;

29 (ii) the patron to whom the services are rendered shall be a customer  
30 of the beauty salon; and

31 (iii) the services shall be rendered by appointment through the  
32 beauty salon.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2 October 1, 2024.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.