

MEMORANDUM

To: Senate Committee on Public Health and Welfare
From: The Office of Revisor of Statutes
Date: February 25, 2025
Subject: HB 2068 - Enacting the cosmetology compact to provide interstate practice privileges.

HB 2068, as introduced, enacts the cosmetology compact to provide interstate practice privileges to cosmetologists.

Article 1 states the purpose of the compact, which is to facilitate the interstate practice and regulation of cosmetology with the goal of improving public access, the safety of cosmetology services and reducing unnecessary burdens related to cosmetology licensure.

Article 2 provides definitions for terms used throughout the compact. The definition of “cosmetologist” in subsection (c) means an individual who is licensed to practice cosmetology in their home state.

Article 3 sets out the criteria for states to participate in the compact. These include that the member state license and regulate cosmetology and that licensees within the state pass a cosmetology competency examination prior to being licensed to provide cosmetology services.

Article 4 sets out the criteria for cosmetologists to receive a multistate license. These include the licensee agreeing to abide by the rules of the state licensing authority and the state scope of practice, paying all required fees and complying with other requirements that the commission may provide.

Article 5 states the criteria for the reissuance of a multistate license by a new home state and sets out the steps a licensee shall take if the licensee changes their home state by moving between two member states.

Article 6 states the authority of the compact commission and member state licensing authorities.

Article 7 outlines the ability for a member state to take adverse action on a multistate license based on investigative information, current significant investigative information or the adverse action of a remote state.

Article 8 states that active military members or their spouses shall designate a home state and that the military member or spouse may retain such home state license during active duty assignment.

Article 9 provides for the establishment and operation of the cosmetology licensure compact commission.

Article 10 requires that the commission provide for the development and maintenance of a coordinated data system for all applicants for a multistate license in all member states.

Article 11 requires that the commission adopt rules and regulations to implement and administer the provisions of the compact.

Article 12 sets out the rules for oversight, dispute resolution and enforcement of the compact.

Article 13 states that the effective date of the commission is upon passage in the 7th member state. Procedures for a state's withdrawal and amendment of the compact are also provided.

Article 14 contains a severability clause, which gives instructions to a court interpreting the compact if a provision is held unconstitutional.

Article 15 provides that nothing in the compact is to prevent or inhibit the enforcement of any other law or regulation in a participating state.

HB 2068 would take effect after its publication in the statute book on July 1, 2025.