

Assembly Bill No. 2449

CHAPTER 316

An act to add Section 7401 to the Business and Professions Code, relating to barbering and cosmetology.

[Approved by Governor August 30, 2002. Filed with Secretary of State September 3, 2002.]

LEGISLATIVE COUNSEL'S DIGEST

AB 2449, Correa. Barbering and cosmetology.

Existing law, the Barbering and Cosmetology Act, provides a comprehensive scheme of regulation and licensure for persons practicing barbering, cosmetology, skin care, nail care, or electrolysis.

This bill would require a person licensed under the act to report certain information with respect to his or her practice status to the bureau upon license renewal. The bill would require the bureau to report to the Senate Committee on Business and Professions and the Assembly Committee on Business and Professions within 5 years after the implementation of this bill on the information collected.

Existing law provides that a violation of the act is a misdemeanor unless another penalty is specified.

In enlarging the scope of activities subject to that penalty, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

The people of the State of California do enact as follows:

SECTION 1. Section 7401 is added to the Business and Professions Code, to read:

7401. (a) An individual licensed pursuant to Section 7396 shall report to the bureau at the time of license renewal, his or her practice status, designated as one of the following:

- (1) Full-time practice in California.
- (2) Full-time practice outside of California.
- (3) Part-time practice in California.
- (4) Not working in the industry.



(5) Retired.

(6) Other practice status, as may be further defined by the bureau.

(b) An individual licensed pursuant to Section 7396 shall, at the time of license renewal, identify himself or herself on the application as one of the following:

(1) Employee.

(2) Independent contractor or booth renter.

(3) Salon owner.

(c) An individual licensed pursuant to Section 7347 shall report to the bureau at the time of license renewal, whether either of the following is applicable to him or her:

(1) He or she has a booth renter operating in the establishment.

(2) He or she has an independent contractor operating in the establishment.

(d) The bureau shall report to the Senate Committee on Business and Professions and the Assembly Committee on Business and Professions within five years after the implementation of the provisions of this section on the licensee information collected, including an assessment of whether a certain type of licensee is more likely to receive complaints or citations, or to fail to pay taxes, and any recommendation on how to remedy problems found.

SEC. 2. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district will be incurred because this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime within the meaning of Section 6 of Article XIII B of the California Constitution.

