

AMENDED IN SENATE APRIL 25, 2016  
AMENDED IN SENATE MARCH 17, 2016

**SENATE BILL**

**No. 896**

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**Introduced by Senator Nguyen**  
*(Coauthor: Senator Mendoza)*  
*(Coauthor: Assembly Member Chiu)*

January 21, 2016

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An act to add Section 7353.5 to the Business and Professions Code, relating to professions and vocations.

LEGISLATIVE COUNSEL'S DIGEST

SB 896, as amended, Nguyen. Barbering and cosmetology: nail care establishments: credit and debit cards.

Existing law, the Barbering and Cosmetology Act, provides for the licensure and regulation of barbers, cosmetologists, estheticians, manicurists, electrologists, and apprentices by the State Board of Barbering and Cosmetology. The act requires the licensure of any person, firm, or corporation operating an establishment engaged in a practice regulated by the board, as specified, and requires a licensed establishment to comply with various requirements. A violation of the Barbering and Cosmetology Act is generally a misdemeanor.

This bill would require an establishment ~~offering~~ *that offers* nail care services, if it accepts a debit or credit *card* as payment for nail care services, to also accept a debit or credit card for payment of a tip. *By expanding the scope of the criminal penalty provisions of the Barbering and Cosmetology Act, this 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.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

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

1 SECTION 1. Section 7353.5 is added to the Business and  
2 Professions Code, to read:

3 7353.5. If an establishment ~~offering~~ *that offers* nail care  
4 services accepts a debit or credit card as payment for nail care  
5 services, the establishment shall also accept a debit or credit card  
6 for payment of a tip.

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