**A** **BILL**

TO AMEND SECTION 40-13-10(A) OF THE 1976 CODE, RELATING TO THE STATE BOARD OF COSMETOLOGY, TO PROVIDE THAT THE BOARD IS COMPOSED OF NINE MEMBERS, TO PROVIDE THAT ONE MEMBER MUST BE A REPRESENTATIVE FROM A COSMETOLOGY SCHOOL LICENSED IN THIS STATE, TO PROVIDE THAT ONE MEMBER MUST BE A PERSON WHO IS APPROVED BY THE BOARD TO PROVIDE CONTINUING EDUCATION TO COSMETOLOGISTS, AND TO PROVIDE THAT THE MEMBER WHO IS A SCHOOL REPRESENTATIVE AND THE MEMBER WHO PROVIDES CONTINUING EDUCATION MAY NOT REPRESENT THE SAME ENTITY.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 40-13-10(A) of the 1976 Code is amended to read:

“Section 40-13-10. (A)(1) A State Board of Cosmetology is created composed of ~~seven~~ nine members appointed by the Governor with the advice and consent of the Senate for terms of four years and until their successors are appointed and qualify. Vacancies are filled in the manner of original appointment for the unexpired portion of the term. Recommendations for appointment may be made by the board and other interested groups or persons. The recommendations must be submitted to the Governor not later than the thirty‑first day of December of the year preceding the year in which appointments expire. Four members of the board must be experienced cosmetologists and must have been in the practice of cosmetology in this State for at least five years before appointment. One member must be from the public at large and not connected with the practice of cosmetology. One member must be an esthetician. ~~and one~~ One member must be a nail technician. One member must be a representative from a cosmetology school licensed in this State. One member must be a person who is approved by the State Board of Cosmetology to provide continuing education to cosmetologists. The continuing education provider must have been approved as a provider by the State Board of Cosmetology for no less than five years. The member who is a school representative and the member who provides continuing education may not represent the same entity.

(2) It is unlawful for a member of the board or an inspector or employee of the board, or a spouse of a board member, inspector, or employee to own ~~an interest in a cosmetology school or~~ a substantial interest in a company which deals in wholesale sales or services to beauty salons or schools.

(3) The member of the board who is not connected with the practice of cosmetology has all rights and privileges of other members of the board except the member may not participate in the examination of an applicant for a license.”

SECTION 2. This act takes effect upon approval by the Governor.

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