

317A.050 Fees and qualifications for licenses.

- (1) The cosmetologist board shall issue an apprentice cosmetologist license to any person who:
 - (a) Is of good moral character and temperate habit;
 - (b) Is at least sixteen (16) years of age;
 - (c) Has at least two (2) years' high school education or its equivalent;
 - (d) Has graduated from a licensed school of cosmetology;
 - (e) Has passed an examination prescribed by the board to determine fitness to practice as an apprentice cosmetologist; and
 - (f) Has paid a fee of twelve dollars (\$12).
- (2) The cosmetologist board shall issue a cosmetologist license to any person who:
 - (a) Has at least two (2) years' high school education, or its equivalent;
 - (b) Has practiced as a licensed cosmetology apprentice for at least six (6) months under the immediate supervision of a licensed cosmetologist;
 - (c) Has satisfactorily passed an examination prescribed by the board to determine fitness to practice cosmetology; and
 - (d) Has paid a fee of fifteen dollars (\$15).
- (3) The cosmetologist board shall issue a license to act as a nail technician to any person who:
 - (a) Is of good moral character and temperate habit;
 - (b) Has completed satisfactorily a nail technician course of study of six hundred (600) hours in a licensed school of cosmetology;
 - (c) Has satisfactorily passed an examination prescribed by the board to determine fitness to practice as a nail technician;
 - (d) Has two (2) years of high school education or its equivalent; and
 - (e) Has paid a fee of twelve dollars (\$12).
- (4)
 - (a) The cosmetologist board shall issue a license to operate a beauty salon to any licensed cosmetologist upon receipt of the completed application, accompanied by a fee of twenty-five dollars (\$25). The board may refuse to issue a license if the applicant fails to comply with the provisions of this chapter or the administrative regulations promulgated by the board. If an owner is not a licensed cosmetologist, he shall have a licensed cosmetologist manage the beauty salon at all times. A new license shall be purchased if the salon's owner, manager, or location changes.
 - (b) The cosmetologist board shall issue a license to operate a nail salon to any licensed nail technician upon receipt of the completed application and payment of a fee of twenty-five dollars (\$25). The board may refuse to issue a license if the applicant fails to comply with the provisions of this chapter or administrative regulations promulgated by the board pursuant to this chapter. An owner who is not a licensed nail technician shall have a licensed nail technician or cosmetologist as manager of the nail salon at all times. If the

owner, manager, or location of a nail salon changes, a new license shall be purchased.

- (c) Any person who leases or rents space in a beauty salon or nail salon shall be considered an independent owner and shall meet the qualifications for the respective salon owner as set out in paragraphs (a) and (b) of this subsection.
- (5) The cosmetologist board shall issue an apprentice license to teach cosmetology to any person who:
- (a) Has paid a fee of twenty-five dollars (\$25);
 - (b) Has a high school education and one (1) year experience as a licensed cosmetologist; and
 - (c) Has submitted an application that has been signed by the owners of the school in which the applicant will study. The course of instruction shall be for a period of one thousand (1,000) hours and not less than six (6) months at one (1) school providing this instruction. The school owner shall certify to the board the completion of one thousand (1,000) hours.
- (6) The cosmetologist board shall issue a license to teach cosmetology to any person who:
- (a) Is of good moral character and temperate habit;
 - (b) Has a high school education;
 - (c) Has held an apprentice instructor license for at least six (6) months;
 - (d) Has satisfactorily passed the examination for the teaching of cosmetology as prescribed by the board; and
 - (e) Has paid a fee of thirty-five dollars (\$35).
- (7) The cosmetologist board may issue a license to operate a school of cosmetology to any person who:
- (a) Has complied with the administrative regulations promulgated by the board including, but not limited to, administrative regulations governing the necessary equipment, supplies, and facilities;
 - (b) Has furnished proof to the board that the school of cosmetology is needed, that he is otherwise qualified to operate a school of cosmetology, and that he intends to establish a bona fide school for the education and training of competent cosmetologists and that he will employ a sufficient number of licensed instructors of cosmetology to conduct the school;
 - (c) That the licensee shall have as manager at all times a person licensed as an instructor who will be charged with the responsibility of having a sufficient number of licensed instructors of cosmetology to conduct the school. The designated manager shall be approved by the board before a license may be issued;
 - (d) Complies with the administrative regulations promulgated by the board including, but not limited to, those regarding courses, curriculum, and hours of instruction;
 - (e) Otherwise complies with this chapter;

- (f) Has paid a fee of one thousand dollars (\$1,000);
 - (g) Has been a resident of Kentucky for five (5) years, if the applicant is an individual. If the applicant is a firm or corporation, it shall be a Kentucky corporation or licensed or qualified to do business in Kentucky and shall have been in existence for a period of at least five (5) years;
 - (h) Any student enrolling in the school shall pay a fee of five dollars (\$5) to the board before enrollment in the school shall be allowed; and
 - (i) The transfer of any license to operate a school of cosmetology shall require the board's approval and shall become effective upon filing a new application with the board and paying a fee of one thousand dollars (\$1,000).
- (8) Licenses issued by the board shall be renewed upon receipt, beginning July 1 through July 31 of each year. Beginning July 1, 1997, any license shall be renewed by the board upon receipt, if the applicant has provided proof of continuing education as determined by the board by promulgation of an administrative regulation. Cosmetology instructors shall provide proof of eight (8) clock hours of continuing education, and cosmetologists and nail technicians shall provide proof of six (6) clock hours of continuing education. The application for renewal shall be completed in full and accompanied by the appropriate renewal fee required by subsection (9) of this section. Applications for renewal shall comply with the provisions of this chapter and the administrative regulations promulgated by the board. Any license application received or postmarked after July 31 shall be considered expired and the appropriate restoration fee required by subsection (11) of this section shall apply. The administrative regulations established under this subsection shall allow continuing education credit to be awarded for educational programs sponsored by professional and trade groups that are presented as part of the trade show agenda, upon the professional or trade group or the program's sponsor making application to the board. Programs that focus on specific or brand-name products or promote or advertise a particular product shall be approved for continuing education credit if they, except for the use of specific or brand-name products, meet the criteria required for continuing education programs that use generic products.
- (9) The annual renewal license fee for each type of license renewal shall be as follows:
- (a) Apprentice cosmetologist -- \$10;
 - (b) Cosmetologist -- \$12;
 - (c) Nail technician -- \$10;
 - (d) Beauty salon -- \$15;
 - (e) Nail salon -- \$15;
 - (f) Apprentice instructor of cosmetology -- \$15;
 - (g) Instructor of cosmetology -- \$25; and
 - (h) Cosmetology school -- \$100.
- (10) Applications for examinations required by this section shall be accompanied by an examination fee as follows:

- (a) Apprentice cosmetologist -- \$25;
 - (b) Cosmetologist -- \$35;
 - (c) Nail technician --\$35;
 - (d) Instructor of cosmetology -- \$50;
 - (e) Cosmetologist out-of-state -- \$75;
 - (f) Instructor out-of-state -- \$150; and
 - (g) Where examination is not required by the board -- \$50.
- (11) The fee for the restoration of an expired license where the period of expiration does not exceed five (5) years from date of expiration, shall be as follows:
- (a) Apprentice cosmetologist -- \$50;
 - (b) Cosmetologist -- \$50;
 - (c) Nail technician -- \$50;
 - (d) Beauty salon -- \$50;
 - (e) Nail salon -- \$50;
 - (f) Cosmetology school -- \$500;
 - (g) Instructor -- \$75; and
 - (h) Apprentice instructor -- \$50.
- (12) The requirements for a new license for any person whose license has expired for a period exceeding five (5) years shall be as follows:
- (a) Cosmetologists shall retake and pass the practical examination only;
 - (b) Apprentice cosmetologists shall complete one hundred fifty (150) additional hours training in a licensed school of cosmetology and pass the prescribed examination;
 - (c) Instructors of cosmetology shall retake and pass both the practical and science examination;
 - (d) Nail technicians shall retake and pass the practical examination, only; and
 - (e) The appropriate restoration fee as set forth in subsection (11) of this section shall be required.
- (13) Guest artists or demonstrators appearing and demonstrating before persons other than licensed hairdressers, cosmetologists, and nail technicians shall pay a fee of thirty-five dollars (\$35) for a permit that shall be in effect for ten (10) days. Guest artists performing before a nonprofit, recognized professional hairdressers, cosmetologists, and nail technicians group shall not be required to pay the fee.
- (14) The board shall issue an inactive license to any person licensed under subsections (2), (3), and (6) of this section and in good standing with the board, upon application and submission of a twelve dollar (\$12) fee. An inactive licensee shall not be required to complete the continuing education requirements contained in subsection (8) of this section. An inactive license may be restored to active status upon application to the board. In addition, the board may require the completion of continuing education not to exceed the amount required for license renewal for one

(1) year. A person who possesses an inactive license shall not engage in the practice of cosmetology for consideration, but an inactive licensee shall have the same right to purchase supplies as accorded an active licensee.

(15) The fee for certification shall be five dollars (\$5).

(16) The fee for a duplicate license shall be five dollars (\$5).

Effective: July 13, 2004

History: Amended 2004 Ky. Acts ch. 96, sec. 3, effective July 13, 2004. -- Amended 1998 Ky. Acts ch. 91, sec. 1, effective July 15, 1998. -- Amended 1996 Ky. Acts ch. 82, sec. 4, effective July 15, 1996. -- Amended 1988 Ky. Acts ch. 162, sec. 1, effective March 31, 1988. -- Amended 1982 Ky. Acts ch. 435, sec. 1, effective July 15, 1982. -- Amended 1980 Ky. Acts ch. 202, sec. 1, effective July 15, 1980. -- Created 1974 Ky. Acts ch. 354, sec. 5.