

SENATE  
STATE OF MINNESOTA  
NINETY-FIRST SESSION

S.F. No. 2898

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DATE	D-PG	OFFICIAL STATUS
05/16/2019	4305	Introduction and first reading Referred to State Government Finance and Policy and Elections
03/09/2020	5317a	Comm report: To pass as amended and re-refer to Finance
05/12/2020		Comm report: To pass as amended Second reading

1.1 A bill for an act

1.2 relating to state government; exempting hairstyling and makeup application from

1.3 licensing; amending Minnesota Statutes 2018, sections 155A.23, subdivisions 3,

1.4 5, by adding subdivisions; 155A.27, subdivision 9; 155A.29, subdivision 6.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2018, section 155A.23, subdivision 3, is amended to read:

1.7 Subd. 3. **Cosmetology.** "Cosmetology" is the practice of personal services, for

1.8 compensation, for the cosmetic care of the hair, nails, and skin. These services include

1.9 cleaning, conditioning, shaping, reinforcing, coloring and enhancing the body surface in

1.10 the areas of the head, scalp, face, arms, hands, legs, feet, and trunk of the body, except where

1.11 these services are performed by a barber under sections 154.001, 154.002, 154.003, 154.01

1.12 to 154.161, 154.19 to 154.21, and 154.24 to 154.26. Cosmetology does not include hairstyling

1.13 as defined in subdivision 19, or makeup services as defined in subdivision 20.

1.14 Sec. 2. Minnesota Statutes 2018, section 155A.23, subdivision 5, is amended to read:

1.15 Subd. 5. **Esthetician.** An "esthetician" is any person who, for compensation, performs

1.16 personal services for the cosmetic care of the skin only, but does not include makeup services

1.17 as defined in subdivision 20.

1.18 Sec. 3. Minnesota Statutes 2018, section 155A.23, is amended by adding a subdivision to

1.19 read:

1.20 Subd. 19. **Hairstyling.** "Hairstyling" is the practice of cleaning, drying, arranging, or

1.21 styling hair. It includes the use of hair sprays and topical agents, such as shampoos and

2.1 conditioners. It also includes the use and styling of hair extensions and wigs. It does not  
2.2 include cutting or the application of dyes, bleach, reactive chemicals, keratin, or other  
2.3 preparations to color or alter the structure of hair.

2.4 Sec. 4. Minnesota Statutes 2018, section 155A.23, is amended by adding a subdivision to  
2.5 read:

2.6 Subd. 20. **Makeup services.** "Makeup services" is the application of a cosmetic to  
2.7 enhance the face or skin, including powder, foundation, rouge, eyeshadow, eyeliner, mascara,  
2.8 and lipstick. Makeup services includes the application of makeup applied using an airbrush.  
2.9 Makeup services does not include the application of permanent makeup, tattooing, or facial  
2.10 services. A person who, for compensation, performs only makeup services is not an  
2.11 esthetician.

2.12 Sec. 5. Minnesota Statutes 2018, section 155A.27, subdivision 9, is amended to read:

2.13 Subd. 9. **Exemptions.** (a) Persons licensed to provide cosmetology services in other  
2.14 states visiting this state for cosmetology demonstrations shall be exempted from the licensing  
2.15 provisions of sections 155A.21 to 155A.36 if services to consumers are in the physical  
2.16 presence of a licensed cosmetologist.

2.17 (b) A person who performs hairstyling, makeup services, or threading shall be exempt  
2.18 from the licensing provisions of sections 155A.21 to 155A.36 and 155A.275.

2.19 Sec. 6. Minnesota Statutes 2018, section 155A.29, subdivision 6, is amended to read:

2.20 Subd. 6. **Exemption.** The facility in which a person provides hairstyling, makeup services,  
2.21 or threading and no other services requiring licensure by this chapter is exempt from the  
2.22 requirement for a salon license under this section.