

**SENATE
STATE OF MINNESOTA
NINETY-FOURTH SESSION**

S.F. No. 4059

(SENATE AUTHORS: MARTY, Kupec and Boldon)

DATE	D-PG	OFFICIAL STATUS
03/02/2026	6458	Introduction and first reading Referred to State and Local Government
03/04/2026	6489	Author added Lang
03/05/2026	6523	Authors added Kupec; Boldon
03/09/2026	6580	Author added Dornink
04/16/2026	8090a	Comm report: To pass as amended and re-refer to Finance
04/21/2026	8870	Authors stricken Dornink; Lang
05/04/2026		Chief author stricken Xiong Chief author added Marty Comm report: To pass as amended Second reading

1.1 A bill for an act

1.2 relating to state government; appropriating money for state government agencies;

1.3 modifying prior appropriations; modifying provisions relating to the Board of

1.4 Barber Examiners and to the Board of Cosmetology; requiring creation of a

1.5 centralized certified payroll reporting portal and database for all state projects

1.6 covered by prevailing wage requirements; amending Minnesota Statutes 2024,

1.7 sections 154.001, subdivision 2; 154.003; 154.01; 154.02, subdivisions 1, 4, by

1.8 adding subdivisions; 154.05; 154.07, subdivision 1, by adding a subdivision;

1.9 154.08; 154.09; 154.11, subdivision 1, by adding a subdivision; 155A.20; 155A.23,

1.10 subdivisions 4, 5, 8, 9, 10, 18, by adding a subdivision; 155A.25, subdivisions 1a,

1.11 3, 5, 7; 155A.27, subdivisions 5a, 10, by adding subdivisions; 155A.271,

1.12 subdivision 2; 155A.29, subdivision 2; 155A.30, subdivisions 3, 4, 5, 6, 7, 8, 9,

1.13 11, 12; 155A.31; 155A.32; 155A.33, subdivisions 1, 2, 3, 4, 5, 6, by adding a

1.14 subdivision; Laws 2023, chapter 70, article 20, section 12, as amended; Laws

1.15 2025, chapter 39, article 1, section 2; proposing coding for new law in Minnesota

1.16 Statutes, chapter 16C; repealing Minnesota Statutes 2024, section 155A.275; Laws

1.17 2017, First Special Session chapter 4, article 1, section 29; Minnesota Rules, parts

1.18 2100.2500; 2100.2600; 2100.2900; 2100.3000; 2100.3200; 2100.3300; 2100.4500;

1.19 2100.5200, subparts 1, 2, 5; 2100.5300; 2100.6000.

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

1.21 **ARTICLE 1**

1.22 **STATE GOVERNMENT APPROPRIATIONS**

1.23 Section 1. Laws 2023, chapter 70, article 20, section 12, as amended by Laws 2023, chapter

1.24 75, section 13, and Laws 2024, chapter 127, article 67, section 15, is amended to read:

1.25	Sec. 12. COMMISSIONER OF		3,412,000
1.26	MANAGEMENT AND BUDGET	\$ 12,932,000 \$	<u>2,412,000</u>

1.27 **(a) Outcomes and evaluation consultation.**

1.28 \$450,000 in fiscal year 2024 and \$450,000 in

2.1 fiscal year 2025 are for outcomes and
2.2 evaluation consultation requirements.

2.3 **(b) Department of Children, Youth, and**
2.4 **Families.** \$11,931,000 in fiscal year 2024 and
2.5 ~~\$2,066,000~~ \$1,066,000 in fiscal year 2025 are
2.6 to establish the Department of Children,
2.7 Youth, and Families. This is a onetime
2.8 appropriation.

2.9 **(c) Health care subcabinet.** \$551,000 in fiscal
2.10 year 2024 and \$664,000 in fiscal year 2025
2.11 are to hire an executive director for the health
2.12 care subcabinet and to provide staffing and
2.13 administrative support for the health care
2.14 subcabinet.

2.15 **(d) Base level adjustment.** The general fund
2.16 base is \$1,114,000 in fiscal year 2026 and
2.17 \$1,114,000 in fiscal year 2027.

2.18 **EFFECTIVE DATE.** This section is effective the day following final enactment.

2.19 Sec. 2. Laws 2025, chapter 39, article 1, section 2, is amended to read:

2.20 **Sec. 2. LEGISLATURE**

2.21		112,970,000	114,534,000
2.22	Subdivision 1. Total Appropriation	\$ <u>114,370,000</u>	\$ <u>115,346,000</u>

2.23 The amounts that may be spent for each
2.24 purpose are specified in the following
2.25 subdivisions. The base for this appropriation
2.26 is ~~\$112,818,000~~ \$113,704,000 in fiscal year
2.27 2028 and \$113,930,000 in fiscal year 2029
2.28 and each fiscal year thereafter.

2.29		38,238,000	39,690,000
2.30	Subd. 2. Senate	<u>39,356,000</u>	<u>40,398,000</u>

2.31 The base for this appropriation is \$40,421,000
2.32 in fiscal year 2028 and \$40,641,000 in fiscal
2.33 year 2029 and each fiscal year thereafter.

3.1			<u>42,375,000</u>	<u>41,163,000</u>
3.2	Subd. 3. House of Representatives		<u>42,657,000</u>	<u>41,267,000</u>

3.3 The base for this appropriation is ~~\$39,437,000~~
 3.4 \$39,592,000 in fiscal year 2028 and
 3.5 \$39,598,000 in fiscal year 2029 and each fiscal
 3.6 year thereafter.

3.7	Subd. 4. Legislative Coordinating Commission		32,357,000	33,681,000
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3.8 The base for this appropriation is \$33,691,000
 3.9 in fiscal year 2028 and each fiscal year
 3.10 thereafter.

3.11 **Legislative Auditor.** \$12,365,000 the first
 3.12 year and \$12,857,000 the second year are for
 3.13 the Office of the Legislative Auditor. The base
 3.14 for this appropriation is \$12,867,000 in fiscal
 3.15 year 2028 and each fiscal year thereafter.

3.16 **Revisor of Statutes.** \$9,094,000 the first year
 3.17 and \$9,466,000 the second year are for the
 3.18 Office of the Revisor of Statutes.

3.19 **Legislative Reference Library.** \$2,278,000
 3.20 the first year and \$2,369,000 the second year
 3.21 are for the Legislative Reference Library.

3.22 **Legislative Budget Office.** \$2,800,000 the
 3.23 first year and \$2,965,000 the second year are
 3.24 for the Legislative Budget Office.

3.25 **EFFECTIVE DATE.** This section is effective the day following final enactment.

3.26 **Sec. 3. APPROPRIATION; ATTORNEY GENERAL.**

3.27 \$1,231,000 in fiscal year 2027 is appropriated from the general fund to the attorney
 3.28 general for the Medicaid Fraud Control Unit.

3.29 **Sec. 4. APPROPRIATION; DEPARTMENT OF ADMINISTRATION.**

3.30 (a) \$1,925,000 in fiscal year 2026 is appropriated from the general fund to the
 3.31 commissioner of administration for grants to public television stations for operations. Of
 3.32 this amount, \$350,000 is for a grant to Pioneer PBS; \$475,000 is for a grant to Lakeland

4.1 PBS; \$650,000 is for a grant to KSMQ; \$250,000 is for a grant to PBS North; and \$200,000
 4.2 is for a grant to Prairie Public television.

4.3 (b) \$1,193,000 in fiscal year 2027 is appropriated from the general fund to the
 4.4 commissioner of administration for information technology costs and administration of the
 4.5 payroll reporting portal and database established under Minnesota Statutes, section 16C.37.

4.6 **EFFECTIVE DATE.** This section is effective the day following final enactment.

4.7 Sec. 5. **APPROPRIATION; MELISSA HORTMAN MEMORIAL.**

4.8 (a) \$800,000 of the appropriation to implement the updated Capitol Mall Design
 4.9 Framework under Laws 2023, chapter 62, article 1, section 11, subdivision 2, as amended
 4.10 by Laws 2025, chapter 39, article 1, section 39, is to design and cast a statue recognizing
 4.11 Melissa Hortman's historic contributions to the state of Minnesota. The statue shall be
 4.12 incorporated into the design of a memorial garden on the State Office Building site by the
 4.13 Department of Administration. Minnesota Rules, part 2400.2703, shall not apply to the
 4.14 activities funded under this section.

4.15 (b) Notwithstanding any law or rule to the contrary, the Capitol Area Architectural and
 4.16 Planning Board must select the artist via a competitive process and consult with the
 4.17 immediate family of Melissa Hortman throughout the selection and design approval process.
 4.18 The statue design shall include the likeness of deceased family members of Melissa Hortman.

4.19 (c) Any unspent portion of the money under this section remaining after the casting of
 4.20 the statue is available for additional landscaping elements on the memorial garden site.

4.21 (d) The money under this section is available until June 30, 2029.

4.22 **EFFECTIVE DATE.** This section is effective the day following final enactment.

4.23 **ARTICLE 2**

4.24 **BOARD OF BARBER EXAMINERS**

4.25 Section 1. Minnesota Statutes 2024, section 154.001, subdivision 2, is amended to read:

4.26 Subd. 2. **Board of Barber Examiners.** (a) A Board of Barber Examiners is established
 4.27 to consist of four barber members and one public member, as defined in section 214.02,
 4.28 appointed by the governor.

4.29 (b) The barber members shall be persons who have practiced as registered barbers in
 4.30 this state for at least five years immediately prior to their appointment; shall be graduates
 4.31 from the 12th grade of a high school or have equivalent education, and shall have knowledge

5.1 of the matters to be taught in registered barber schools, as set forth in section 154.07. ~~One~~
 5.2 ~~of the barber members shall be a member of, or recommended by, a union of journeymen~~
 5.3 ~~barbers that has existed at least two years, and one barber member shall be a member of,~~
 5.4 ~~or recommended by, a professional organization of barbers.~~

5.5 Sec. 2. Minnesota Statutes 2024, section 154.003, is amended to read:

5.6 **154.003 FEES.**

5.7 (a) The fees collected, as required in this chapter, chapter 214, and the rules of the board,
 5.8 shall be paid to the board. The board shall deposit the fees in the general fund in the state
 5.9 treasury.

5.10 (b) The board shall charge the following fees:

5.11 (1) practical examination and certificate, registered barber, ~~\$85~~ \$80;

5.12 ~~(2) retake of written examination, \$10;~~

5.13 (2) initial barber registration, \$80;

5.14 (3) examination and certificate, instructor, \$180;

5.15 (4) certificate, instructor, \$65;

5.16 (5) temporary teacher permit, \$80;

5.17 (6) temporary registered barber, military, \$85;

5.18 (7) temporary barber instructor, military, \$180;

5.19 (8) renewal of registration, registered barber, \$80;

5.20 (9) renewal of registration, instructor, \$80;

5.21 (10) renewal of temporary teacher permit, \$65;

5.22 (11) student permit, \$45;

5.23 (12) renewal of student permit, \$25;

5.24 (13) initial shop registration, \$85;

5.25 (14) initial school registration, \$1,030;

5.26 (15) renewal shop registration, \$85;

5.27 (16) renewal school registration, \$280;

5.28 (17) restoration of registered barber registration, \$95;

- 6.1 (18) restoration of shop registration, \$105;
- 6.2 (19) change of ownership or location, \$55;
- 6.3 (20) duplicate registration, \$40;
- 6.4 (21) home study course, \$75;
- 6.5 (22) letter of registration verification, \$25; and
- 6.6 (23) reinspection, \$100.

6.7 (c) If the board uses a board-approved examination provider for any portion of the
6.8 comprehensive registered barber examination and the provider charges a fee, an examinee
6.9 must pay the fee directly to the provider. A fee charged by a provider under this paragraph
6.10 is separate from and not included in the fees that an examinee pays to the board.

6.11 Sec. 3. Minnesota Statutes 2024, section 154.01, is amended to read:

6.12 **154.01 REGISTRATION MANDATORY.**

6.13 (a) The registration of the practice of barbering serves the public health and safety of
6.14 the people of the state of Minnesota by ensuring that individuals seeking to practice the
6.15 profession of barbering are appropriately trained in the use of the chemicals, tools, and
6.16 implements of barbering and demonstrate the skills necessary to conduct barber services in
6.17 a safe, sanitary, and appropriate environment required for infection control.

6.18 (b) No person shall practice, offer to practice, or attempt to practice barbering without
6.19 a current certificate of registration as a registered barber, issued pursuant to provisions of
6.20 sections ~~154.001, 154.002, 154.003, 154.01 to 154.162, 154.19 to 154.21, and 154.24 to~~
6.21 ~~154.28~~ by the Board of Barber Examiners.

6.22 (c) A registered barber must only provide barbering services in a registered barber shop
6.23 or barber school, unless prior authorization is given by the board.

6.24 (d) No person shall operate a barber shop unless it is at all times under the direct
6.25 supervision and management of a registered barber and the owner or operator of the barber
6.26 shop possesses a current shop registration card, issued to the barber shop establishment
6.27 address, ~~under sections 154.001, 154.002, 154.003, 154.01 to 154.162, 154.19 to 154.21,~~
6.28 ~~and 154.24 to 154.28~~ by the Board of Barber Examiners.

6.29 (e) No person shall serve, offer to serve, or attempt to serve as an instructor of barbering
6.30 without a current certificate of registration as a registered instructor of barbering or a
6.31 temporary permit as an instructor of barbering, as provided for the board by rule, issued

7.1 ~~under sections 154.001, 154.002, 154.003, 154.01 to 154.162, 154.19 to 154.21, and 154.24~~
 7.2 ~~to 154.28~~ by the Board of Barber Examiners. Barber instruction must be provided in
 7.3 registered barber schools only.

7.4 (f) No person shall operate a barber school unless the owner or operator possesses a
 7.5 current certificate of registration as a barber school, issued ~~under sections 154.001, 154.002,~~
 7.6 ~~154.003, 154.01 to 154.162, 154.19 to 154.21, and 154.24 to 154.28~~ by the Board of Barber
 7.7 Examiners.

7.8 Sec. 4. Minnesota Statutes 2024, section 154.02, subdivision 1, is amended to read:

7.9 Subdivision 1. **What constitutes barbering.** Any one or any combination of the
 7.10 following practices when done upon the head, face, and neck for cosmetic purposes and not
 7.11 for the treatment of disease or physical or mental ailments and when done for payment
 7.12 directly or indirectly or without payment for the public generally constitutes the practice of
 7.13 barbering within the meaning of ~~sections 154.001, 154.002, 154.003, 154.01 to 154.162,~~
 7.14 ~~154.19 to 154.21, and 154.24 to 154.28~~ this chapter: to shave the face or neck using a straight
 7.15 razor or other tool, trim the beard, clean, condition, cut, color, shape, or straighten the hair
 7.16 of any person of either sex for compensation or other reward received by the person
 7.17 performing such service or any other person; to give facial and scalp massage with oils,
 7.18 creams, lotions, or other preparations either by hand or mechanical appliances; to singe,
 7.19 shampoo the hair, or apply hair tonics; or to apply cosmetic preparations, antiseptics,
 7.20 powders, oils, clays, or lotions to hair, scalp, face, or neck. The removal of hair through the
 7.21 process of waxing is not barbering.

7.22 Sec. 5. Minnesota Statutes 2024, section 154.02, subdivision 4, is amended to read:

7.23 Subd. 4. **Certificate of registration.** A "certificate of registration" means the certificate
 7.24 issued to an individual, a barber shop, or a barber school that is in compliance with ~~the~~
 7.25 ~~requirements of sections 154.001, 154.002, 154.003, 154.01 to 154.162, 154.19 to 154.21,~~
 7.26 ~~and 154.24 to 154.28~~ this chapter.

7.27 Sec. 6. Minnesota Statutes 2024, section 154.02, is amended by adding a subdivision to
 7.28 read:

7.29 Subd. 7. **Straight razor.** A straight razor is a razor with a rigid steel cutting blade or a
 7.30 replaceable blade that is hinged to a case that forms a handle when the razor is open for use.

8.1 Sec. 7. Minnesota Statutes 2024, section 154.02, is amended by adding a subdivision to
8.2 read:

8.3 Subd. 8. **Waxing.** Waxing is the process of removing hair from a part of the body by
8.4 applying wax and peeling off the wax.

8.5 Sec. 8. Minnesota Statutes 2024, section 154.05, is amended to read:

8.6 **154.05 WHO MAY RECEIVE CERTIFICATES OF REGISTRATION AS A**
8.7 **REGISTERED BARBER.**

8.8 (a) A person is qualified to receive a certificate of registration as a registered barber if
8.9 the person:

8.10 (1) ~~has successfully completed ten grades of education~~ is at least 17 years of age;

8.11 (2) has successfully completed 1,500 hours of study of which 281 hours are classroom
8.12 hours and 1,219 hours are practical hours in a board-approved barber school; and

8.13 (3) has passed ~~an~~ a comprehensive examination conducted by the board in accordance
8.14 with section 154.09 to determine the person's fitness to practice barbering.

8.15 ~~(b) A first-time applicant for a certificate of registration to practice as a registered barber~~
8.16 ~~who fails to pass the comprehensive examination conducted by the board and who fails to~~
8.17 ~~pass a onetime retake of the written examination, shall complete an additional 500 hours~~
8.18 ~~of barber education before being eligible to retake the comprehensive examination as many~~
8.19 ~~times as necessary to pass.~~

8.20 Sec. 9. Minnesota Statutes 2024, section 154.07, subdivision 1, is amended to read:

8.21 Subdivision 1. **Admission requirements; course of instruction.** No barber school shall
8.22 be approved by the board unless it the barber school requires, ~~as a prerequisite to admission,~~
8.23 ~~ten grades of an approved school or its equivalent, as determined by educational transcript,~~
8.24 ~~high school diploma, high school equivalency certificate, or an examination conducted by~~
8.25 ~~the commissioner of education, which shall issue a certificate that the student has passed~~
8.26 ~~the required examination, and unless it requires,~~ as a prerequisite to graduation, a course of
8.27 instruction of at least 1,500 hours of not more than ten hours of schooling in any one working
8.28 day. The course of instruction must include the following subjects: scientific fundamentals
8.29 for barbering; hygiene; practical study of the hair, skin, muscles, and nerves; structure of
8.30 the head, face, and neck; elementary chemistry relating to sanitation; disinfection; sterilization
8.31 and antiseptics; diseases of the skin, hair, and glands; massaging and manipulating the

9.1 muscles of the face and neck; haircutting; shaving; trimming the beard; bleaching, tinting
9.2 and dyeing the hair; and the chemical waving and straightening of hair.

9.3 Sec. 10. Minnesota Statutes 2024, section 154.07, is amended by adding a subdivision to
9.4 read:

9.5 Subd. 7. **Application review process.** (a) Upon receipt of an application to establish a
9.6 barber school, the board must consider the application during a meeting that is open to the
9.7 public. At the meeting, the applicant must demonstrate that:

9.8 (1) the contents of the application are true, as required by chapter 154 and the rules of
9.9 the board; and

9.10 (2) the applicant has sufficient financial resources to fund the barber school.

9.11 (b) The board may deny an application if the board determines that the applicant's
9.12 financial resources would be insufficient to:

9.13 (1) maintain and operate a barber school; and

9.14 (2) ensure that the barber school would be open long enough for all registered students
9.15 to graduate from the barber school.

9.16 Sec. 11. Minnesota Statutes 2024, section 154.08, is amended to read:

9.17 **154.08 APPLICATION; FEE.**

9.18 Each applicant for an examination shall:

9.19 (1) make an application to the Board of Barber Examiners or a board-approved
9.20 examination provider on blank forms prepared and furnished by it, ~~the application to the~~
9.21 board or the board-approved provider. The application must contain proof under the
9.22 applicant's oath of the particular qualifications and identity of the applicant;

9.23 (2) provide all documentation required in support of the application;

9.24 (3) pay to the board the required fee; ~~and~~

9.25 (4) upon acceptance of the notarized application, present a corresponding
9.26 government-issued photo identification when the applicant appears for the examination;
9.27 and

9.28 (5) file an application with the board no later than the twentieth day of the month
9.29 preceding the month when the practical portion of the exam is administered.

10.1 Sec. 12. Minnesota Statutes 2024, section 154.09, is amended to read:

10.2 **154.09 EXAMINATIONS, CONDUCT AND SCOPE.**

10.3 Subdivision 1. Examination dates. The board or a board-approved examination provider
 10.4 shall conduct practical examinations of applicants for certificates of registration to practice
 10.5 as registered barbers not more than six eight times each year, at such time and place as the
 10.6 board may determine. ~~Additional~~ Written examinations may be scheduled ~~by the board~~ and
 10.7 conducted by board staff or a board-approved provider as designated by the board.

10.8 Subd. 2. Documentation required. The ~~proprietor~~ owner or operator of a barber school
 10.9 must file an affidavit with the board of hours completed by students applying to take the
 10.10 ~~registered barber~~ comprehensive examination. Students must complete the full 1,500-hour
 10.11 curriculum in a barber school approved by the board ~~within the past four years~~ to be eligible
 10.12 for the examination. ~~Barber students who have completed barber school more than four~~
 10.13 ~~years prior to application, that have not obtained a barber registration, license, or certificate~~
 10.14 ~~in any jurisdiction must complete an additional 500 hours of barber school education to be~~
 10.15 ~~eligible for the registered barber examination.~~

10.16 Subd. 3. Examinations for registration restoration. ~~Registered barbers that fail~~ An
 10.17 individual who fails to renew ~~their~~ the individual's barber registration for four or more years
 10.18 ~~are~~ is required to purchase and complete the "Home Study Course for Barbers" program
 10.19 that was prepared and approved by the board before the individual is eligible to apply to
 10.20 take the registered barber comprehensive examination to reinstate the individual's registration.

10.21 Subd. 4. Examinations for individuals seeking reciprocity. An individual who must
 10.22 pass the comprehensive examination under section 154.11 must purchase and complete the
 10.23 "Home Study Course for Barbers" program that was prepared and approved by the board
 10.24 before the individual is eligible to take the comprehensive examination.

10.25 Subd. 5. Contents of examination. The comprehensive examination of applicants for
 10.26 ~~certificates of registration as barbers shall~~ must include:

10.27 (1) a practical demonstration portion that consists of: a haircut and three of the following
 10.28 practical services that the board shall determine: a shave, a beard trim, a shampoo, a perm
 10.29 wrap, a facial, or a color application; and

10.30 (2) a written test. The examination must cover portion that covers the subjects taught in
 10.31 barber schools registered with the board, including as required by this chapter, applicable
 10.32 state statute statutes, and rule rules.

11.1 Subd. 6. Examination grading. The comprehensive examination must be graded as
 11.2 follows:

11.3 (1) the grading for the practical portion of the examination must be on a scale of one to
 11.4 100, with 100 representing a perfect score. A score of 75 must be the minimum passing
 11.5 grade for the haircut portion and 75 must be the minimum passing score for the average of
 11.6 the remaining parts of the practical examination; and

11.7 (2) the minimum passing score for the written portion of the examination is 75 percent.

11.8 Subd. 7. Failure of examination. (a) An individual who does not pass one portion of
 11.9 the comprehensive examination within a year of passing the other portion of the
 11.10 comprehensive examination must retake the entire comprehensive examination.

11.11 (b) An individual who has failed a portion of the comprehensive examination may retake
 11.12 that portion of the examination within a year of passing the other portion after meeting the
 11.13 requirements of this chapter, paying any required fees, and making an application to the
 11.14 board as required by section 154.08.

11.15 Sec. 13. Minnesota Statutes 2024, section 154.11, subdivision 1, is amended to read:

11.16 **Subdivision 1. Examination of nonresidents.** (a) A person who meets all of the
 11.17 requirements for barber registration in ~~sections 154.001, 154.002, 154.003, 154.01 to~~
 11.18 ~~154.162, 154.19 to 154.21, and 154.24 to 154.28~~ this chapter and either has a currently
 11.19 active license, certificate of registration, or equivalent as a practicing barber or instructor
 11.20 of barbering as verified from another state or, if presenting foreign country credentials as
 11.21 verified by a board-approved professional credential evaluation provider, which in the
 11.22 discretion of the board has substantially the same requirements for registering barbers and
 11.23 instructors of barbering as required by ~~sections 154.001, 154.002, 154.003, 154.01 to~~
 11.24 ~~154.162, 154.19 to 154.21, and 154.24 to 154.28~~ in this chapter shall, upon payment of the
 11.25 required fee, be issued a certificate of registration without examination.

11.26 (b) Individuals without a current documented license, certificate of registration, or
 11.27 equivalent, as verified in paragraph (a), must have a minimum of 1,500 hours of barber
 11.28 education as verified by the barber school attended in the other state or if presenting foreign
 11.29 country education as verified by a board-approved professional credential evaluation provider,
 11.30 completed within the previous four years, which, in the discretion of the board, has
 11.31 substantially the same requirements as required in ~~sections 154.001, 154.002, 154.003,~~
 11.32 ~~154.01 to 154.162, 154.19 to 154.21, and 154.24 to 154.28~~ this chapter will be eligible for
 11.33 examination.

12.1 (c) Individuals unable to meet the requirements in paragraph (a) or (b) shall be subject
12.2 to all the requirements of section 154.05.

12.3 Sec. 14. Minnesota Statutes 2024, section 154.11, is amended by adding a subdivision to
12.4 read:

12.5 Subd. 4. Examination of cosmetologists. (a) A person may be credited with up to 1,000
12.6 hours of study toward the 1,500 hours of study required under section 154.05 if the person:

12.7 (1) has hours of study that the board determines are substantially similar to the
12.8 requirements in section 154.07;

12.9 (2) has a currently active license verified by the issuing state or a certificate of registration
12.10 verified by the issuing state, or equivalent, as a practicing cosmetologist; or

12.11 (3) has credentials as a practicing cosmetologist from a foreign country that are verified
12.12 by a board-approved professional credential evaluation provider and the board has determined
12.13 that the foreign country's curriculum requirements are substantially similar to the
12.14 requirements in section 154.07.

12.15 (b) After a person with credited hours under paragraph (a) completes the remaining
12.16 required hours in a board-approved barber school and meets the requirements of section
12.17 154.05, clause (1), the person is eligible for the comprehensive examination.

12.18 Sec. 15. **REPEALER.**

12.19 Minnesota Rules, parts 2100.2500; 2100.2600; 2100.2900; 2100.3000; 2100.3200;
12.20 2100.3300; 2100.4500; 2100.5200, subparts 1, 2, and 5; 2100.5300; and 2100.6000, are
12.21 repealed.

12.22 **ARTICLE 3**

12.23 **BOARD OF COSMETOLOGIST EXAMINERS**

12.24 Section 1. Minnesota Statutes 2024, section 155A.20, is amended to read:

12.25 **155A.20 BOARD OF COSMETOLOGIST EXAMINERS CREATED; TERMS.**

12.26 (a) A Board of Cosmetologist Examiners is established to consist of seven members,
12.27 appointed by the governor as follows:

12.28 (1) two cosmetologists, one of whom is recommended by a professional association of
12.29 cosmetologists, nail technicians, and estheticians;

13.1 (2) two school instructors, one of whom is teaching at a public cosmetology school in
 13.2 the state and one of whom is teaching at a private cosmetology school in the state;

13.3 (3) one advanced practice esthetician;

13.4 (4) one nail technician; and

13.5 (5) one public member, as defined in section 214.02.

13.6 (b) All cosmetologist, advanced practice esthetician, and nail technician members must
 13.7 be currently licensed in the field of cosmetology, nail technology, or ~~esthetology~~, advanced
 13.8 practice esthiology in Minnesota; have practiced in the licensed occupation for at least five
 13.9 years immediately prior to their appointment, ~~be graduates from grade 12 of high school or~~
 13.10 ~~have equivalent education~~; and have knowledge of sections 155A.21 to 155A.36 and
 13.11 Minnesota Rules, chapters 2105 and 2110.

13.12 (c) Membership terms, compensation of members, removal of members, the filling of
 13.13 membership vacancies, and fiscal year and reporting requirements ~~shall~~ must be as provided
 13.14 in sections 214.07 to 214.09. The provision of staff, administrative services, and office
 13.15 space; the review and processing of complaints; the setting of board fees; and other provisions
 13.16 relating to board operations ~~shall~~ must be as provided in chapter 214.

13.17 (d) Members appointed to fill vacancies caused by death, resignation, or removal ~~shall~~
 13.18 must serve during the unexpired term of their predecessors.

13.19 Sec. 2. Minnesota Statutes 2024, section 155A.23, subdivision 4, is amended to read:

13.20 Subd. 4. **Cosmetologist.** A "cosmetologist" is any person who, for compensation,
 13.21 performs ~~the personal services, as defined in subdivision 3~~ for the cosmetic care of the hair,
 13.22 nails, and stratum corneum of the epidermal layer of the skin surface.

13.23 Sec. 3. Minnesota Statutes 2024, section 155A.23, subdivision 5, is amended to read:

13.24 Subd. 5. **Esthetician.** An "esthetician" is any person who, for compensation, performs
 13.25 personal services for the cosmetic care of the stratum corneum of the epidermal layer of the
 13.26 skin surface only.

13.27 Sec. 4. Minnesota Statutes 2024, section 155A.23, subdivision 8, is amended to read:

13.28 Subd. 8. **Manager.** A "manager" is any person who is a cosmetologist, esthetician,
 13.29 advanced practice esthetician, hair technician, nail technician ~~practitioner~~, or eyelash
 13.30 technician, and who has a manager license and provides any services under that license, as
 13.31 defined in subdivision 3.

14.1 Sec. 5. Minnesota Statutes 2024, section 155A.23, subdivision 9, is amended to read:

14.2 Subd. 9. **Salon.** A "salon" is an indoor area, room, or rooms employed to offer personal
14.3 services, as defined in subdivision 3. ~~"Salon"~~ Salon does not include the home of a customer
14.4 but the board may adopt health and infection control rules governing practice in the homes
14.5 of customers.

14.6 Sec. 6. Minnesota Statutes 2024, section 155A.23, subdivision 10, is amended to read:

14.7 Subd. 10. **School.** A "school" is a place where ~~any person operates and maintains a class~~
14.8 ~~to teach~~ cosmetology instruction or training is offered to the public for compensation.
14.9 ~~"School"~~ School does not include a place where ~~the only teaching of cosmetology is done~~
14.10 ~~by a licensed cosmetologist as part of a community education program of less than ten hours~~
14.11 ~~duration, provided that the program does not permit practice on persons other than students~~
14.12 ~~in the program, and provided that the program is intended solely for the self-improvement~~
14.13 ~~of the students~~ that only offers continuing education according to this chapter, additional
14.14 instruction or training to licensees on services within the licensee's scope of practice, or
14.15 community education programs for personal enrichment and not as preparation for
14.16 professional practice.

14.17 Sec. 7. Minnesota Statutes 2024, section 155A.23, is amended by adding a subdivision to
14.18 read:

14.19 Subd. 10a. **School administrator.** "School administrator" means the proprietor, if the
14.20 applicant is a proprietorship; the managing partner, if the applicant is a partnership; the
14.21 authorized officers, if the applicant is a corporation, association, company, firm, society,
14.22 or trust; or the dean, principal, or other authorized signatory, if the applicant is a school in
14.23 the Minnesota State Colleges and Universities system or a secondary school.

14.24 Sec. 8. Minnesota Statutes 2024, section 155A.23, subdivision 18, is amended to read:

14.25 Subd. 18. **Practitioner.** A "practitioner" is any person licensed as an operator or manager
14.26 in the practice of cosmetology, esthology, advanced practice esthology, hair technology
14.27 services, nail technology services, or eyelash technology services.

14.28 Sec. 9. Minnesota Statutes 2024, section 155A.25, subdivision 1a, is amended to read:

14.29 Subd. 1a. **Schedule.** (a) The schedule for fees and penalties is as provided in this
14.30 subdivision.

14.31 (b) Three-year license fees are as follows:

- 15.1 (1) \$195 initial practitioner, manager, or instructor license, divided as follows:
- 15.2 (i) \$155 for each initial license; and
- 15.3 (ii) \$40 for each initial license application fee;
- 15.4 (2) \$115 renewal of practitioner license, divided as follows:
- 15.5 (i) \$100 for each renewal license; and
- 15.6 (ii) \$15 for each renewal application fee;
- 15.7 (3) \$145 renewal of manager or instructor license, divided as follows:
- 15.8 (i) \$130 for each renewal license; and
- 15.9 (ii) \$15 for each renewal application fee;
- 15.10 (4) \$350 initial salon license, divided as follows:
- 15.11 (i) \$250 for each initial license; and
- 15.12 (ii) \$100 for each initial license application fee;
- 15.13 (5) \$225 renewal of salon license, divided as follows:
- 15.14 (i) \$175 for each renewal; and
- 15.15 (ii) \$50 for each renewal application fee;
- 15.16 (6) \$4,000 initial school license, divided as follows:
- 15.17 (i) \$3,000 for each initial license; and
- 15.18 (ii) \$1,000 for each initial license application fee; and
- 15.19 (7) \$2,500 renewal of school license, divided as follows:
- 15.20 (i) \$2,000 for each renewal; and
- 15.21 (ii) \$500 for each renewal application fee.
- 15.22 (c) Penalties may be assessed in amounts up to the following:
- 15.23 (1) reinspection fee, \$150;
- 15.24 (2) manager and owner with expired practitioner or instructor found on inspection, \$150
- 15.25 each;
- 15.26 (3) expired practitioner or instructor found on inspection, \$200;
- 15.27 (4) expired salon found on inspection, \$500;

- 16.1 (5) expired school found on inspection, \$1,000;
- 16.2 (6) failure to display current license, \$100;
- 16.3 (7) failure to dispose of single-use equipment, implements, or materials as provided
- 16.4 under section 155A.355, subdivision 1, \$500;
- 16.5 (8) use of prohibited razor-type callus shavers, rasps, or graters under section 155A.355,
- 16.6 subdivision 2, \$500;
- 16.7 ~~(9) performing nail or cosmetology services in esthetician salon, or performing esthetician~~
- 16.8 ~~or cosmetology services in a nail salon, \$500;~~
- 16.9 ~~(10) owner and manager allowing an operator to work as an independent contractor,~~
- 16.10 ~~\$200;~~
- 16.11 ~~(11) operator working as an independent contractor, \$100;~~
- 16.12 ~~(12)~~ (9) refusal or failure to cooperate with an inspection, \$500;
- 16.13 ~~(13)~~ (10) practitioner late renewal fee, \$45; and
- 16.14 ~~(14)~~ (11) salon or school late renewal fee, \$50.
- 16.15 (d) Administrative fees are as follows:
- 16.16 (1) homebound service permit, \$50 three-year fee;
- 16.17 (2) name change, \$20;
- 16.18 (3) certification of licensure, \$30 each;
- 16.19 (4) duplicate license, \$20;
- 16.20 ~~(5) special event permit, \$75 per year;~~
- 16.21 ~~(6) \$100~~ (5) no fee for each a temporary military license for a cosmetologist, nail
- 16.22 technician, esthetician, ~~or advanced practice esthetician one-year fee, or eyelash technician;~~
- 16.23 ~~(7)~~ (6) expedited initial individual license, \$150;
- 16.24 ~~(8)~~ (7) expedited initial salon license, \$300;
- 16.25 ~~(9)~~ (8) instructor continuing education provider approval, \$150 each year; and
- 16.26 ~~(10)~~ (9) practitioner continuing education provider approval, \$150 each year.

17.1 Sec. 10. Minnesota Statutes 2024, section 155A.25, subdivision 3, is amended to read:

17.2 Subd. 3. **Other licenses.** A licensee who applies for licensing in a second category ~~shall~~
17.3 must pay the full license fee and application fee for the second category of license. If
17.4 maintaining more than one license, a licensee must pay the renewal and application fee for
17.5 each license except as provided in section 155A.27, subdivision 6b.

17.6 Sec. 11. Minnesota Statutes 2024, section 155A.25, subdivision 5, is amended to read:

17.7 Subd. 5. **Board must approve or deny application; timeline.** Within 15 working days
17.8 of receiving a complete application and the required fees, if any, to apply for or renew an
17.9 individual or salon license that is not an expedited license or a military license, the board
17.10 must (1) issue the license, (2) deny the license and notify the applicant of the denial, or (3)
17.11 if the conditions in subdivision 6 are met, notify the applicant that the board must conduct
17.12 additional review.

17.13 Sec. 12. Minnesota Statutes 2024, section 155A.25, subdivision 7, is amended to read:

17.14 Subd. 7. **Temporary military license or expedited license.** Within five business days
17.15 of receiving a completed application and the required fees, if any, for an individual or salon
17.16 license that meets requirements for an expedited license or a temporary military license,
17.17 the board must: (1) issue the license; (2) deny the license and notify the applicant of the
17.18 denial; or (3) notify the applicant that the board must conduct additional review if the
17.19 application meets the conditions in subdivision 8.

17.20 Sec. 13. Minnesota Statutes 2024, section 155A.27, subdivision 5a, is amended to read:

17.21 Subd. 5a. **Temporary military license.** The board ~~shall~~ must establish temporary licenses
17.22 for a cosmetologist, a hair technician, a nail technician, an eyelash technician, an esthetician,
17.23 and an advanced practice esthetician in accordance with section 197.4552, subdivision 2.
17.24 A temporary license issued under section 197.4552, subdivision 2, is valid for a three-year
17.25 licensing period. The board must only issue one temporary license per applicant.

17.26 Sec. 14. Minnesota Statutes 2024, section 155A.27, is amended by adding a subdivision
17.27 to read:

17.28 Subd. 6a. **Instructor license renewal.** (a) When issuing an instructor license to an
17.29 individual who holds an operator or a salon manager license in the same classification, the
17.30 board must extend the expiration date of the operator or salon manager license so that both
17.31 licenses in the same classification expire on the same date.

18.1 (b) When an individual simultaneously renews an instructor license and an operator or
 18.2 a salon manager license in the same classification, the board must charge the individual
 18.3 only the instructor renewal license and renewal application fee according to section 155A.25,
 18.4 subdivision 1a, paragraph (b), clause (3), and must not charge a fee for renewing the operator
 18.5 or salon manager license.

18.6 **EFFECTIVE DATE.** This section is effective January 1, 2028.

18.7 Sec. 15. Minnesota Statutes 2024, section 155A.27, subdivision 10, is amended to read:

18.8 Subd. 10. **Nonresident licenses.** (a) A nonresident cosmetologist, a hair technician, an
 18.9 advanced practice esthetician, a nail technician, an esthetician, or an eyelash technician may
 18.10 be licensed in Minnesota if the individual has completed cosmetology school in a state or
 18.11 country with the same or greater school hour requirements, has an active license in that state
 18.12 or country, ~~and~~ has passed a board-approved theory and practice-based examination, and
 18.13 has passed the Minnesota-specific written operator examination for cosmetologist, hair
 18.14 technician, nail technician, esthetician. If a test is used to verify the qualifications of ~~trained~~
 18.15 ~~cosmetologists~~, the test ~~should~~ must be translated into the nonresident's native language
 18.16 within the limits of available resources. Licenses ~~shall~~ must not be issued under this
 18.17 subdivision for managers or instructors.

18.18 (b) If an individual has less than the required number of school hours, the individual
 18.19 must have had a current active license in another state or country for at least three years and
 18.20 have passed a board-approved theory and practice-based examination, and the
 18.21 Minnesota-specific written operator examination ~~for cosmetologist, hair technician, nail~~
 18.22 ~~technician, esthetician.~~ If a test is used to verify the qualifications of ~~trained cosmetologists~~,
 18.23 the test ~~should~~ must be translated into the nonresident's native language within the limits
 18.24 of available resources. Licenses must not be issued under this subdivision for managers or
 18.25 instructors.

18.26 (c) Applicants claiming training and experience in a foreign country ~~shall~~ must supply
 18.27 official English-language translations of all required documents from a board-approved
 18.28 source.

18.29 Sec. 16. Minnesota Statutes 2024, section 155A.27, is amended by adding a subdivision
 18.30 to read:

18.31 Subd. 11. **Reciprocity for barbers.** A person who is a registered barber under chapter
 18.32 154 may be granted credit up to 500 hours, as determined by a Minnesota-licensed

19.1 cosmetology school, toward the required hours of study for a license in cosmetology or hair
 19.2 technology if the person:

19.3 (1) provides the cosmetology school with a verification of registration issued from the
 19.4 Minnesota Board of Barber Examiners verifying that the person has an active Minnesota
 19.5 barber registration; and

19.6 (2) holds an active Minnesota barber registration at the time that the person applies for
 19.7 a license in cosmetology or hair technology.

19.8 **EFFECTIVE DATE.** This section is effective on January 1, 2027.

19.9 Sec. 17. Minnesota Statutes 2024, section 155A.271, subdivision 2, is amended to read:

19.10 Subd. 2. **Continuing education providers.** (a) Only a board-licensed school of
 19.11 cosmetology, a postsecondary institution as ~~defined~~ described in section 136A.103,
 19.12 subdivision 1, paragraph (a), or a board-recognized professional association organized under
 19.13 chapter 317A may be approved by the board to offer continuing education for credit under
 19.14 subdivision 1, paragraph (a). Continuing education under subdivision 1, paragraph (b), may
 19.15 be offered by a:

19.16 (1) board-licensed school of cosmetology;

19.17 (2) board-recognized professional association organized under chapter 317A; or

19.18 (3) board-licensed salon.

19.19 An approved school or professional association may offer web-based continuing education
 19.20 instruction to achieve maximum involvement of licensees. Continuing education providers
 19.21 are encouraged to offer classes available in foreign language formats.

19.22 (b) Board approval of any continuing education provider is valid for one calendar year
 19.23 and is contingent upon submission and preapproval of the lesson plan or plans with learning
 19.24 objectives for the class to be offered and the payment of the application fee in section
 19.25 155A.25, subdivision 1a, paragraph (d), clause (10). The board ~~shall~~ must maintain a list
 19.26 of approved providers and courses on the board's website. The board may revoke
 19.27 authorization of a continuing education provider at any time for just cause and the board
 19.28 may demand return of documents required under subdivision 3.

19.29 Sec. 18. Minnesota Statutes 2024, section 155A.29, subdivision 2, is amended to read:

19.30 Subd. 2. **Requirements.** The conditions and process by which a salon is licensed ~~shall~~
 19.31 must be established by the board by rule. In addition to those requirements, ~~no~~ a license

20.1 ~~shall~~ must not be issued unless the board first determines that the conditions in clauses (1)
20.2 to (4) have been satisfied:

20.3 (1) compliance with all local and state laws, particularly relating to matters of infection
20.4 control, health, and safety;

20.5 (2) the ~~employment~~ appointment of a manager, as defined in section 155A.23, subdivision
20.6 8;

20.7 (3) if applicable, evidence of compliance with workers' compensation section 176.182;
20.8 and

20.9 (4) evidence of continued professional liability insurance coverage of at least \$25,000
20.10 for each claim and \$50,000 total coverage for each policy year for each ~~operator~~ practitioner.

20.11 Sec. 19. Minnesota Statutes 2024, section 155A.30, subdivision 3, is amended to read:

20.12 Subd. 3. **Applications.** Application for a license ~~shall~~ must be prepared on forms
20.13 furnished by the board and ~~shall~~ must contain the following and such other information as
20.14 may be required:

20.15 (1) the name of the school, together with ownership and controlling officers, members,
20.16 and managing employees;

20.17 (2) the specific fields of instruction which will be offered and reconciliation of the course
20.18 content and length to meet the minimum standards, as prescribed in subdivision 2;

20.19 (3) the place or places where instruction will be given;

20.20 (4) a listing of the equipment available for instruction in each course offered;

20.21 (5) the maximum enrollment to be accommodated;

20.22 (6) a listing of instructors, all of whom ~~shall~~ must be licensed as provided in section
20.23 155A.27, subdivision 2, except that any school may use occasional instructors or lecturers
20.24 who would add to the general or specialized knowledge of the students but who need not
20.25 be licensed;

20.26 (7) a current balance sheet, income statement or documentation to show sufficient
20.27 financial worth and responsibility to properly conduct a school and to assure financial
20.28 resources ample to meet the school's financial obligations;

20.29 (8) other financial guarantees ~~which~~ that would assure protection of the public as
20.30 determined by rule; and

21.1 (9) a copy of all written ~~material which~~ materials that the school uses to ~~solicit prospective~~
 21.2 ~~students, including but not limited to a tuition and fee schedule, and all catalogues, brochures~~
 21.3 ~~and other recruitment advertisements. Each school shall annually, on a date determined by~~
 21.4 ~~the board, file with the board any new or amended materials which it has distributed during~~
 21.5 ~~the past year~~ for prospective student enrollment, including the enrollment contract, the
 21.6 student handbook, and tuition and fee information.

21.7 Sec. 20. Minnesota Statutes 2024, section 155A.30, subdivision 4, is amended to read:

21.8 Subd. 4. **Verification of application.** Each application ~~shall~~ must be signed and certified
 21.9 to under oath by ~~the proprietor if the applicant is a proprietorship, by the managing partner~~
 21.10 ~~if the applicant is a partnership, or by the authorized officers of the applicant if the applicant~~
 21.11 ~~is a corporation, association, company, firm, society or trust~~ a school administrator as defined
 21.12 in section 155A.23, subdivision 10a.

21.13 Sec. 21. Minnesota Statutes 2024, section 155A.30, subdivision 5, is amended to read:

21.14 Subd. 5. **Conditions precedent to issuance.** A license must not be issued unless the
 21.15 board first determines that the applicant has met the requirements in clauses (1) to (9):

21.16 (1) the applicant must have a sound financial condition with sufficient resources available
 21.17 to meet the school's financial obligations; to refund all tuition and other charges, within a
 21.18 reasonable period of time, in the event of dissolution of the school or in the event of any
 21.19 justifiable claims for refund against the school; to provide adequate service to its students
 21.20 and prospective students; and to maintain proper use and support of the school;

21.21 (2) the applicant must have satisfactory training facilities with sufficient tools and
 21.22 equipment and the necessary number of work stations to adequately train the students
 21.23 currently enrolled, and those proposed to be enrolled;

21.24 (3) the applicant must employ a sufficient number of qualified instructors trained by
 21.25 experience and education to give the training contemplated;

21.26 (4) the premises and conditions under which the students work and study must be sanitary,
 21.27 healthful, and safe according to modern standards;

21.28 (5) each occupational course or program of instruction or study must be of such quality
 21.29 and content as to provide education and training that will adequately prepare enrolled
 21.30 students for testing, licensing, and entry level positions;

21.31 (6) the school must have coverage by professional liability insurance of at least \$25,000
 21.32 per incident and an accumulation of \$150,000 for each premium year;

22.1 (7) the applicant ~~shall~~ must provide evidence of the school's compliance with section
22.2 176.182;

22.3 (8) the applicant, except the state and its political subdivisions as described in section
22.4 13.02, subdivision 11, must file with the board a continuous corporate surety bond in the
22.5 amount of no less than ten percent of the preceding year's gross income from student tuition,
22.6 fees, and other required institutional charges, but in no event less than \$10,000, conditioned
22.7 upon the faithful performance of all contracts and agreements with students made by the
22.8 applicant. New schools must base the bond amount on the anticipated gross income from
22.9 student tuition, fees, and other required institutional charges for the third year of operation,
22.10 but in no event less than \$10,000. The applicant must compute the amount of the surety
22.11 bond and verify that the amount of the surety bond complies with this subdivision. The
22.12 bond ~~shall~~ must run to the board and to any person who may have a cause of action against
22.13 the applicant arising at any time after the bond is filed and before it is canceled for breach
22.14 of any contract or agreement made by the applicant with any student. The surety of the bond
22.15 may cancel it upon giving 60 days' notice in writing to the board and ~~shall~~ must be relieved
22.16 of liability for any breach of condition occurring after the effective date of cancellation;
22.17 and

22.18 (9) the applicant must appoint a designated school manager.

22.19 Sec. 22. Minnesota Statutes 2024, section 155A.30, subdivision 6, is amended to read:

22.20 Subd. 6. **Fees; renewals.** (a) Applications for initial license under sections 155A.21 to
22.21 155A.36 ~~shall~~ must be accompanied by a nonrefundable application fee set forth in section
22.22 155A.25.

22.23 (b) License duration ~~shall~~ must be three years. Each renewal application ~~shall~~ must be
22.24 accompanied by a nonrefundable renewal fee set forth in section 155A.25.

22.25 (c) Application for renewal of license ~~shall~~ must be made as provided in rules adopted
22.26 by the board and on forms supplied by the board.

22.27 Sec. 23. Minnesota Statutes 2024, section 155A.30, subdivision 7, is amended to read:

22.28 Subd. 7. **Inspections.** All schools may be inspected as often as the board considers
22.29 necessary to affirm compliance. The board ~~shall have~~ has the authority to assess the cost of
22.30 the inspection to the school.

23.1 Sec. 24. Minnesota Statutes 2024, section 155A.30, subdivision 8, is amended to read:

23.2 Subd. 8. **List of licensed schools; availability.** The board ~~shall~~ must maintain and make
23.3 available to the public a list of licensed schools.

23.4 Sec. 25. Minnesota Statutes 2024, section 155A.30, subdivision 9, is amended to read:

23.5 Subd. 9. ~~Separation of School and professional departments~~ salon separation. A
23.6 school ~~shall~~ must display in the entrance reception room of ~~its~~ the school's student section
23.7 a sign prominently and conspicuously indicating that all work therein is ~~done~~ performed
23.8 exclusively by students. ~~Professional departments of a school shall be run~~ Any salon or
23.9 business on the same premises as a school must be operated as an entirely separate and
23.10 distinct ~~businesses~~ business and ~~shall~~ must have a separate entrance. ~~entrances.~~ entrance from the
23.11 school. If a salon or business is located on the same premises as a school: (1) staff of the
23.12 salon or business must not provide services or training in the space used by the school; and
23.13 (2) staff and students of the school must not provide services or training in the space used
23.14 by the salon or business.

23.15 Nothing contained in sections 155A.21 to 155A.36 ~~shall prevent~~ prevents a school from
23.16 charging for student work done in the school to cover the cost of materials used and expenses
23.17 incurred in and for the operation of the school. All of the student work ~~shall~~ must be
23.18 prominently and conspicuously advertised and held forth as being student work and not
23.19 otherwise.

23.20 Sec. 26. Minnesota Statutes 2024, section 155A.30, subdivision 11, is amended to read:

23.21 Subd. 11. **Instruction requirements.** (a) Instruction may be offered for no more than
23.22 ten hours per day per student.

23.23 (b) Instruction must be given within a licensed school building except as provided in
23.24 paragraphs (c) and (d). ~~Online instruction is permitted for board-approved theory-based~~
23.25 ~~classes.~~

23.26 (c) A school may offer online instruction for theory-based portions of training. A school
23.27 must not give practice-based classes must not be given training online.

23.28 (d) A school may offer activities related to the training for industry educational purposes
23.29 outside of a school building when accompanied by an instructor for a maximum of one
23.30 percent of the total training hours for a course.

24.1 Sec. 27. Minnesota Statutes 2024, section 155A.30, subdivision 12, is amended to read:

24.2 Subd. 12. **Minnesota state authorization.** A cosmetology school licensed or applying
24.3 for licensure under this section ~~shall~~ must maintain recognition as an institution of
24.4 postsecondary study by meeting the following conditions, in addition to Minnesota Rules,
24.5 part 2110.0310:

24.6 (1) the school must admit as regular students only those individuals who have a high
24.7 school diploma or a diploma based on passing commissioner of education-selected high
24.8 school equivalency tests or their equivalent, or who are beyond the age of compulsory
24.9 education as prescribed by section 120A.22; and

24.10 (2) the school must be licensed by name and authorized by the Office of Higher Education
24.11 and the board to offer one or more training programs beyond the secondary level.

24.12 Sec. 28. Minnesota Statutes 2024, section 155A.31, is amended to read:

24.13 **155A.31 INSPECTIONS.**

24.14 The board is responsible for inspecting salons and schools licensed pursuant to sections
24.15 155A.21 to 155A.36 to assure compliance with the requirements of sections 155A.21 to
24.16 155A.36. The board ~~shall~~ must direct board resources first to the inspection of those licensees
24.17 who fail to meet the requirements of law, have indicated that they present a greater risk to
24.18 the public, or have otherwise, in the opinion of the board, demonstrated that they require a
24.19 greater degree of regulatory attention.

24.20 Sec. 29. Minnesota Statutes 2024, section 155A.32, is amended to read:

24.21 **155A.32 DISPLAY OF LICENSE.**

24.22 Every holder of a license granted by the board ~~shall~~ must display ~~it~~ the license in a
24.23 conspicuous place in the place of business.

24.24 Sec. 30. Minnesota Statutes 2024, section 155A.33, subdivision 1, is amended to read:

24.25 Subdivision 1. **Proceedings.** If the board, or a complaint committee if authorized by the
24.26 board, has a reasonable basis for believing that a person has engaged in or is about to engage
24.27 in a violation of a statute, rule, or order that the board has adopted or issued or is empowered
24.28 to enforce, the board or complaint committee may proceed as provided in subdivision 2 or
24.29 3. Except as otherwise provided in this section, all hearings must be conducted in accordance
24.30 with ~~the Administrative Procedure Act~~ chapter 14.

25.1 Sec. 31. Minnesota Statutes 2024, section 155A.33, subdivision 2, is amended to read:

25.2 Subd. 2. **Legal actions.** (a) When necessary to prevent an imminent violation of a statute,
25.3 rule, or order that the board has adopted or issued or is empowered to enforce, the board,
25.4 or a complaint committee if authorized by the board, may bring an action in the name of
25.5 the state in the District Court of Ramsey County in which jurisdiction is proper to enjoin
25.6 the act or practice and to enforce compliance with the statute, rule, or order. On a showing
25.7 that a person has engaged in or is about to engage in an act or practice that constitutes a
25.8 violation of a statute, rule, or order that the board has adopted or issued or is empowered
25.9 to enforce, the court ~~shall~~ must grant a permanent or temporary injunction, restraining order,
25.10 or other appropriate relief.

25.11 (b) For purposes of injunctive relief under this subdivision, irreparable harm exists when
25.12 the board shows that a person has engaged in or is about to engage in an act or practice that
25.13 constitutes violation of a statute, rule, or order that the board has adopted or issued or is
25.14 empowered to enforce.

25.15 (c) Injunctive relief granted under paragraph (a) does not relieve an enjoined person
25.16 from criminal prosecution by a competent authority, or from action by the board under
25.17 subdivision 3, 4, 5, or 6 with respect to the person's license or registration, or application
25.18 for examination, license, registration, or renewal.

25.19 Sec. 32. Minnesota Statutes 2024, section 155A.33, subdivision 3, is amended to read:

25.20 Subd. 3. **Cease and desist orders.** (a) The board, or complaint committee if authorized
25.21 by the board, may issue and have served upon an unlicensed or unregistered person, or a
25.22 holder of a license or registration, an order requiring the person to cease and desist from an
25.23 act or practice that constitutes a violation of a statute, rule, or order that the board has adopted
25.24 or issued or is empowered to enforce. The order must (1) give reasonable notice of the rights
25.25 of the person named in the order to request a hearing, and (2) state the reasons for the entry
25.26 of the order. No order may be issued under this subdivision until an investigation of the
25.27 facts has been conducted under section 214.10.

25.28 (b) Service of the order under this subdivision is effective when the order is personally
25.29 served on the person or counsel of record, or served by certified mail to the most recent
25.30 address provided to the board for the person or counsel of record.

25.31 (c) The board must hold a hearing under this subdivision not later than 30 days after the
25.32 board receives the request for the hearing, unless otherwise agreed between the board, or
25.33 complaint committee if authorized by the board, and the person requesting the hearing.

26.1 (d) Notwithstanding any rule to the contrary, the administrative law judge must issue a
26.2 report within 30 days of the close of the contested case hearing. Within 30 days after
26.3 receiving the report and subsequent exceptions and argument, the board ~~shall~~ must issue a
26.4 further order vacating, modifying, or making permanent the cease and desist order. If no
26.5 hearing is requested within 30 days of service of the order, the order becomes final and
26.6 remains in effect until modified or vacated by the board.

26.7 Sec. 33. Minnesota Statutes 2024, section 155A.33, subdivision 4, is amended to read:

26.8 Subd. 4. **Licensing and registration actions.** (a) With respect to a person who is a
26.9 holder of or applicant for a license or registration under this chapter, the board may by order
26.10 deny, refuse to renew, suspend, temporarily suspend, or revoke the application, license, or
26.11 registration, censure or reprimand the person, refuse to permit the person to sit for
26.12 examination, or refuse to release the person's examination grades, if the board finds that
26.13 such an order is in the public interest and that, based on a preponderance of the evidence
26.14 presented, the person has:

26.15 (1) violated a statute, rule, or order that the board has adopted or issued or is empowered
26.16 to enforce;

26.17 (2) engaged in conduct or acts that are fraudulent, deceptive, or dishonest, related to the
26.18 practice of a profession regulated by this chapter, if the fraudulent, deceptive, or dishonest
26.19 conduct or acts reflect adversely on the person's ability or fitness to engage in the practice
26.20 of the profession;

26.21 (3) engaged in conduct or acts that constitute malpractice, are negligent, demonstrate
26.22 incompetence, or are otherwise in violation of the standards in the rules of the board, where
26.23 the conduct or acts relate to the practice of a profession regulated by this chapter;

26.24 (4) employed fraud or deception in obtaining a license, registration, renewal, or
26.25 reinstatement, or in passing all or a portion of the examination;

26.26 (5) had a license, registration, right to examine, or other similar authority revoked in
26.27 another jurisdiction;

26.28 (6) failed to meet any requirement for issuance or renewal of the person's license or
26.29 registration;

26.30 (7) advertised by means of false or deceptive statements;

26.31 (8) performed licensed services while consuming or under the influence of an intoxicant
26.32 or controlled substance;

- 27.1 (9) demonstrated unprofessional conduct or practice;
- 27.2 (10) permitted an unlicensed person under the person's supervision or control to offer
27.3 or practice services regulated by this chapter for compensation;
- 27.4 (11) practices, offered to practice, or attempted to practice by misrepresentation;
- 27.5 (12) failed to display a license or permit as required by rules adopted by the board;
- 27.6 (13) violated the board's rules governing infection control;
- 27.7 (14) refused to permit the board to make an inspection permitted or required by this
27.8 chapter, or failed to provide the board or the attorney general on behalf of the board with
27.9 any documents or records they request; or
- 27.10 (15) with respect to temporary suspension orders, has committed an act, engaged in
27.11 conduct, or committed practices that the board, or complaint committee if authorized by
27.12 the board, has determined may result or may have resulted in an immediate threat to the
27.13 public.

27.14 (b) In lieu of or in addition to any remedy under paragraph (a), the board may, as a
27.15 condition of continued licensure or registration, termination of suspension, reinstatement
27.16 of licensure or registration, examination, or release of examination results, require that the
27.17 person:

- 27.18 (1) submit to a quality review of the person's ability, skills, or quality of work, conducted
27.19 in a manner and by a person or entity that the board determines; or
- 27.20 (2) completes to the board's satisfaction continuing education as the board requires.

27.21 ~~(e) Service of an order under this subdivision is effective if the order is served in person,~~
27.22 ~~or is served by certified mail to the most recent address provided to the board by the licensee,~~
27.23 ~~registrant, applicant, or counsel of record. The order must state the reason for the entry of~~
27.24 ~~the order.~~

27.25 (c) The board or complaint committee, if authorized by the board, may issue an order
27.26 under this subdivision. The order may include conditions under paragraph (b) and civil
27.27 penalties and fees permitted under subdivision 6. The order may require a person to cease
27.28 and desist from acting in violation of paragraph (a). The order must include:

- 27.29 (1) a summary of the facts that constitute each violation;
- 27.30 (2) the applicable law that has been violated;
- 27.31 (3) the licensing or registration action taken under paragraph (a); and

28.1 (4) a notice to the individual that unless the individual requests a hearing within 30 days
 28.2 of service of the order, the order becomes a final order of the board.

28.3 (d) If an order under this subdivision assesses civil penalties, the order must include a
 28.4 statement that, when the order becomes final, the board may file and enforce any unpaid
 28.5 amount of a penalty as a judgment in district court without further notice or additional
 28.6 proceedings.

28.7 (e) A person issued an order under this subdivision may request a hearing within 30
 28.8 days of the date the order is served. If a person's written request for a hearing is not received
 28.9 within 30 days of the date of service of the order, the order becomes a final order and is not
 28.10 subject to review by any court or agency. If a person submits to the board a timely request
 28.11 for hearing, the order is stayed pending a final order. The request for a hearing under this
 28.12 paragraph must:

28.13 (1) be in writing;

28.14 (2) provide the reason for the person's request for a hearing; and

28.15 (3) be mailed or delivered to the board within 30 days of service of the order.

28.16 (f) An order under this subdivision must be personally served or sent by first-class or
 28.17 certified mail to the most recent address provided to the board by the licensee or applicant
 28.18 according to Minnesota Rules, part 1400.5550, subparts 2 and 3.

28.19 ~~(d)~~ (g) Except as provided in subdivision 5, paragraph (c), all hearings under this
 28.20 subdivision must be conducted in accordance with the Administrative Procedure Act chapter
 28.21 14.

28.22 (h) Nothing in this chapter prevents the board from resolving any violation through
 28.23 informal disposition under section 14.59.

28.24 Sec. 34. Minnesota Statutes 2024, section 155A.33, subdivision 5, is amended to read:

28.25 Subd. 5. **Temporary suspension.** (a) When the board, or complaint committee if
 28.26 authorized by the board, issues a temporary suspension order, the suspension provided for
 28.27 in the order is effective on service of a written copy of the order on the licensee, registrant,
 28.28 or counsel of record. The order must specify the statute, rule, or order violated by the licensee
 28.29 or registrant. The order remains in effect until the board issues a final order in the matter
 28.30 after a hearing, or on agreement between the board and the licensee or registrant.

28.31 (b) An order under this subdivision may (1) prohibit the licensee or registrant from
 28.32 engaging in the practice of a profession regulated by the board in whole or in part, as the

29.1 facts require, and (2) condition the termination of the suspension on compliance with a
 29.2 statute, rule, or order that the board has adopted or issued or is empowered to enforce. The
 29.3 order must state the reasons for entering the order and must set forth the right to a hearing
 29.4 as provided in this subdivision.

29.5 (c) Within ten days after service of an order under this subdivision, the licensee or
 29.6 registrant may request a hearing in writing. The board must hold a hearing before its own
 29.7 members within five working days of the request for a hearing. The sole issue at the hearing
 29.8 must be whether there is a reasonable basis to continue, modify, or terminate the temporary
 29.9 suspension. The hearing is not subject to ~~the Administrative Procedure Act~~ chapter 14.
 29.10 Evidence presented to the board or the licensee or registrant may be in affidavit form only.
 29.11 The licensee, registrant, or counsel of record may appear for oral argument.

29.12 (d) Within five working days after the hearing, the board ~~shall~~ must issue its order and,
 29.13 if the order continues the suspension, ~~shall~~ must schedule a contested case hearing within
 29.14 30 days of the issuance of the order. Notwithstanding any rule to the contrary, the
 29.15 administrative law judge ~~shall~~ must issue a report within 30 days after the closing of the
 29.16 contested case hearing record. The board ~~shall~~ must issue a final order within 30 days of
 29.17 receiving the report.

29.18 Sec. 35. Minnesota Statutes 2024, section 155A.33, subdivision 6, is amended to read:

29.19 Subd. 6. **Violations; penalties; costs.** (a) The board may impose a civil penalty of up
 29.20 to \$2,000 per violation on a person who violates a statute, rule, or order that the board has
 29.21 adopted or issued or is empowered to enforce.

29.22 (b) In addition to any penalty under paragraph (a), the board may impose a fee to
 29.23 reimburse the board for all or part of the cost of (1) the proceedings resulting in disciplinary
 29.24 action authorized under this section, (2) the imposition of a civil penalty under paragraph
 29.25 (a), or (3) the issuance of a cease and desist order. The board may impose a fee under this
 29.26 paragraph when the board shows that the position of the person who has violated a statute,
 29.27 rule, or order that the board has adopted or issued or is empowered to enforce is not
 29.28 substantially justified unless special circumstances make such a fee unjust, notwithstanding
 29.29 any rule to the contrary. Costs under this paragraph include, but are not limited to, the
 29.30 amount paid by the board for services from the ~~Office~~ Court of Administrative Hearings,
 29.31 attorney fees, court reporter costs, witness costs, reproduction of records, board members'
 29.32 compensation, board staff time, and expenses incurred by board members and staff.

29.33 (c) All hearings under this subdivision must be conducted in accordance with ~~the~~
 29.34 ~~Administrative Procedure Act~~ chapter 14.

30.1 Sec. 36. Minnesota Statutes 2024, section 155A.33, is amended by adding a subdivision
30.2 to read:

30.3 Subd. 8. **Corrective action.** (a) When the board or complaint committee, if authorized
30.4 by the board, determines that a complaint alleging that an applicant or a licensee violated
30.5 this chapter, rules adopted under this chapter, or an order issued by the board may be
30.6 appropriately resolved through corrective action, the board or complaint committee may
30.7 enter into an agreement for corrective action with an applicant or a licensee.

30.8 (b) An agreement for corrective action must:

30.9 (1) be in writing;

30.10 (2) describe the facts upon which the agreement is based;

30.11 (3) describe the corrective action agreed upon by the board or complaint committee and
30.12 the applicant or licensee; and

30.13 (4) state that the complaint upon which the agreement was based must be dismissed by
30.14 the board or complaint committee when the board or committee finds that the applicant or
30.15 licensee has successfully performed the corrective action.

30.16 (c) The board or complaint committee may determine that the applicant or licensee has
30.17 successfully performed the corrective action if the applicant or licensee submits a request
30.18 for dismissal that documents the applicant's or licensee's successful performance of the
30.19 corrective action.

30.20 (d) An agreement under this subdivision is not disciplinary action. An agreement under
30.21 this section is public data under chapter 13.

30.22 (e) The board may assess a fee on an applicant or a licensee to reimburse the board for
30.23 costs related to the corrective action. The board must include a fee under this paragraph in
30.24 the corrective action agreement.

30.25 (f) If an applicant or a licensee fails to successfully perform the corrective action within
30.26 the time specified in the agreement, the matter may be resolved through any enforcement
30.27 action authorized under this section.

30.28 Sec. 37. **REVISOR INSTRUCTION.**

30.29 The revisor of statutes must change the term "Board of Cosmetologist Examiners" to
30.30 "Board of Cosmetology" wherever the term appears in Minnesota Statutes.

31.1 Sec. 38. **REPEALER.**

31.2 (a) Minnesota Statutes 2024, section 155A.275, is repealed.

31.3 (b) Laws 2017, First Special Session chapter 4, article 1, section 29, is repealed.

31.4 **ARTICLE 4**

31.5 **STATE GOVERNMENT MISCELLANEOUS**

31.6 Section 1. **[16C.37] PAYROLL REPORTING PORTAL AND DATABASE.**

31.7 Subdivision 1. **Portal and database.** No later than July 1, 2027, the commissioner shall
31.8 develop and maintain a payroll reporting portal and database capable of accepting and
31.9 retaining certified payrolls submitted in compliance with this section.

31.10 Subd. 2. **Information required; availability to public.** (a) Beginning July 1, 2027, and
31.11 by the 16th day of each month following the month the work was performed, the
31.12 commissioner must make available to the public on the department's website the information
31.13 required under section 177.30, paragraph (a), clause (6), except for the employee's name.
31.14 Nothing in this section limits application of section 13.43, subdivision 19.

31.15 (b) The database must be searchable by contractor name, project name, county in which
31.16 the work was performed, and project owner.

31.17 (c) The reporting portal must accept certified payroll forms provided by the commissioner
31.18 that are fillable and designed to accept electronic signatures.

31.19 Subd. 3. **Portal registration.** All projects covered by state prevailing wage requirements,
31.20 including but not limited to the requirements under sections 177.41, 177.42, 177.43, and
31.21 116J.871, subdivisions 2 and 3, must be registered in the portal by the project owner and
31.22 assigned an identifying project number prior to the commencement of work.

31.23 Subd. 4. **Reporting and notice requirements.** (a) All contractors covered by state
31.24 prevailing wage requirements, including but not limited to the requirements under sections
31.25 177.41, 177.42, 177.43, and 116J.871, subdivisions 2 and 3, must report the certified payroll
31.26 information required under subdivision 2 and section 177.30 to the commissioner.

31.27 (b) The commissioner must provide notice to the project owner when a report is made
31.28 by a contractor under this section.

31.29 Subd. 5. **Fulfillment of other prevailing wage reporting**
31.30 **requirements.** Notwithstanding section 177.43, subdivision 6, submission of certified
31.31 payrolls under this section fulfills the contractor reporting requirements under sections

32.1 177.30, paragraph (a), clause (6), and 177.43, subdivision 3, but does not diminish the
32.2 prevailing wage enforcement authority of the Department of Labor and Industry.

32.3 Subd. 6. **Local governments and project owner opt-in.** Local units of government and
32.4 project owners may opt-in to participation in the portal and database created under this
32.5 section for the purpose of collecting certified payroll in compliance with a local prevailing
32.6 wage ordinance or labor standards policy.

32.7 **EFFECTIVE DATE.** Subdivision 1 is effective July 1, 2026. Subdivisions 2 to 4 are
32.8 effective July 1, 2027, and apply to construction projects that begin on or after that date.

APPENDIX
Article locations for s4059-1

ARTICLE 1 STATE GOVERNMENT APPROPRIATIONS..... Page.Ln 1.21
ARTICLE 2 BOARD OF BARBER EXAMINERS..... Page.Ln 4.23
ARTICLE 3 BOARD OF COSMETOLOGIST EXAMINERS..... Page.Ln 12.22
ARTICLE 4 STATE GOVERNMENT MISCELLANEOUS..... Page.Ln 31.4

155A.275 SPECIAL EVENTS.

Subdivision 1. **Special event services.** For purposes of this section, "special event services" means services rendered for compensation and performed at a location other than a licensed salon. These services are limited to the practice of nonpermanent manipulation of the hair, including: styling, setting, reinforcing, or extending the hair; the application of nail polish to the nails; and the application of makeup to the skin.

Subd. 2. **Special event services permit.** (a) No person shall perform special event services without first obtaining a special event services permit from the board. To be eligible for a special event services permit, a person must have a valid manager's license issued by the board under the authority of section 155A.27.

(b) An individual applying for a special event services permit must submit to the board, on a form approved by the board, an application for a special event services permit.

(c) An individual providing services under a special event services permit may only perform services within the individual's specific field of licensure and as defined by the permit. The services provided pursuant to the special event services permit must comply with the requirements of this chapter and all federal, state, and local laws.

Laws 2017, First Special Session chapter 4, article 1, section 29

Sec. 29. **BOARD OF COSMETOLOGIST
EXAMINERS**

\$ 2,775,000 \$ 2,785,000

The executive director must report quarterly to the chairs and ranking minority members of the committees in the house of representatives and senate with jurisdiction over state government finance on the number of inspections conducted by license type in the past quarter, number and percent of total salons and schools inspected within the last year, total number of licensees by type, and the number of inspectors employed by the board. The first report must be submitted by July 15, 2017.

2100.2500 EXAMINATION DATES.

Examinations for a certificate as a registered barber shall be held in the second week of February, May, August, and November of each year. Notice of the examination shall be given during the first week of the month preceding the month in which the examination is to be held. Two additional examinations may be held when the board determines it is cost efficient.

2100.2600 APPLICATION FOR EXAMINATION.

An applicant for examination as a registered barber shall file an application for examination on forms furnished by the board. This application must be filed with the board no later than the 20th day of the month preceding the month in which the examination is to be given; provided, however, that the board shall, upon the showing of a hardship, accept applications at a later date.

Applicants for registered barber status must complete the program entitled "Home Study Course for Barbers" prepared or approved by the Board of Barber Examiners before the examination may be taken.

2100.2900 CONTENTS OF EXAMINATION.

An examination consists of five parts: a written examination and four practical services. The type of haircut, shave or beard trim, and two of the following practical services: shampoo, perm wrap, facial, or color application, will be determined at the discretion of the board.

2100.3000 GRADING OF EXAMINATION.

The registered barber examinations given pursuant to Minnesota Statutes, section 154.09, shall be graded as follows: The grading criteria for the written part of the examination and the passing grade will be established for each written examination at the time of its preparation; however, the lowest passing grade established shall never be less than 55. The grading for the practical performances part of the examination will be on a scale of 1 to 100 with 100 representing a perfect score. A score of 75 will be the minimum passing grade for the haircut portion, and 75 will also be the minimum passing score for the average of the remaining parts of the practical performances. If an applicant does not receive at least the established minimum passing grade on the written portion of the examination, or at least a grade of 75 on the haircut portion of the examination, or score an average of at least 75 on the remaining parts of the practical examination, the applicant will have failed the examination, and may only retake the examination after paying the necessary fee and meeting the requirements of Minnesota Statutes, section 154.05.

2100.3200 FAILURE OF EXAMINATION.

An individual who has not held a Minnesota barber registration prior to examination and who fails the examination and onetime written retake, if applicable, shall complete an additional 500 hours of barber school to be eligible to retake the examination as many times as necessary to pass.

An individual who has previously held a Minnesota barber registration as an apprentice or registered barber may take the examination as many times as necessary to reinstate the registration without additional barber school hours.

2100.3300 FAILURE TO RENEW CERTIFICATE WITHIN FOUR YEARS.

A registered barber who has failed to renew the certificate of registration for four years or more from the date of expiration must complete the current program entitled "Home Study Course for Barbers" prepared or approved by the Board of Barber Examiners and take and pass the registered barber examination before a certificate of registration may be issued. Home Study Course for Barbers is required prior to examination for all examinees.

2100.4500 INSTRUCTOR REGISTRATION QUALIFICATION.

To qualify for an instructor's examination, an applicant must be a registered barber with three years' experience.

2100.5200 CONSIDERATIONS IN REGISTRATION ISSUANCE.

Subpart 1. **Factors.** Upon receipt of an application for establishment of a barber school, the board shall give consideration to the factors in subparts 2 and 5.

Subp. 2. **Public welfare.** The board shall give consideration to any detriment to the public welfare and the need for barber school facilities in the community and neighborhood where the proposed barber school is to be located, giving particular consideration to:

- A. the economic character of the community and neighborhood;
- B. the effect on existing barber shops and barber schools in the community;
- C. the availability of adequate support for the proposed barber school in the community and neighborhood with particular regard to adequate practice for students;
- D. the extent to which the proposed barber school would draw patrons from adjacent communities or neighborhoods and the character thereof; and
- E. the effect of the establishment of a barber school on the social and economic aspects of the community and neighborhood and adjacent communities and neighborhoods in regard to the proposed site.

Subp. 5. **Student-registered instructor ratio.** There must be at least one instructor for every 17 students enrolled.

2100.5300 PUBLIC HEARING ON REGISTRATION APPLICATION.

Upon receipt of an application for the establishment of a barber school, the board shall conduct a public hearing in accordance with Minnesota Statutes, chapter 14, and rules promulgated thereunder. The applicant shall show at such hearing, by competent evidence, the factual basis of the assertions of the application and the applicant's qualifications as required by Minnesota Statutes, chapter 154, and the rules of the board. The applicant shall further show financial qualifications and it shall be a sufficient reason for denial of the application that the board considers the financial resources of the applicant to be insufficient to maintain and operate a barber school and assure the graduation of students who are registered in such school and have paid their tuition.

2100.6000 HOURS OF INSTRUCTION.

Each student, including each part-time student, must complete at least 281 classroom hours and 1,219 practical hours in the required 1,500-hour course.