

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

**S.F. No. 4217**

(SENATE AUTHORS: HEMMINGSEN-JAEGER)

DATE  
03/09/2026

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6561 Introduction and first reading  
Referred to State and Local Government

OFFICIAL STATUS

1.1 A bill for an act  
1.2 relating to cosmetology; modifying provisions relating to the Board of  
1.3 Cosmetologist Examiners; amending Minnesota Statutes 2024, sections 155A.20;  
1.4 155A.23, subdivisions 4, 5, 8, 9, 10, 18, by adding a subdivision; 155A.25,  
1.5 subdivisions 1a, 3, 5, 7; 155A.27, subdivisions 5a, 10, by adding subdivisions;  
1.6 155A.271, subdivision 2; 155A.29, subdivision 2; 155A.30, subdivisions 3, 4, 5,  
1.7 6, 7, 8, 9, 11, 12; 155A.31; 155A.32; 155A.33, subdivisions 1, 2, 3, 4, 5, 6, by  
1.8 adding a subdivision; repealing Minnesota Statutes 2024, section 155A.275; Laws  
1.9 2017, First Special Session chapter 4, article 1, section 29.

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

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

1.12 **155A.20 BOARD OF COSMETOLOGIST EXAMINERS CREATED; TERMS.**

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

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

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

1.19 (3) one advanced practice esthetician;

1.20 (4) one nail technician; and

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

1.22 (b) All cosmetologist, advanced practice esthetician, and nail technician members must  
1.23 be currently licensed in the field of cosmetology, nail technology, or ~~esthetology~~, advanced

2.1 practice esthiology in Minnesota; have practiced in the licensed occupation for at least five  
 2.2 years immediately prior to their appointment, ~~be graduates from grade 12 of high school or~~  
 2.3 ~~have equivalent education;~~ and have knowledge of sections 155A.21 to 155A.36 and  
 2.4 Minnesota Rules, chapters 2105 and 2110.

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

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

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

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

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

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

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

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

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

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

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

3.2 Subd. 10. **School.** A "school" is a place where ~~any person operates and maintains a class~~  
3.3 ~~to teach~~ cosmetology instruction or training is offered to the public for compensation.

3.4 ~~"School"~~ School does not include a place where ~~the only teaching of cosmetology is done~~  
3.5 ~~by a licensed cosmetologist as part of a community education program of less than ten hours~~  
3.6 ~~duration, provided that the program does not permit practice on persons other than students~~  
3.7 ~~in the program, and provided that the program is intended solely for the self-improvement~~  
3.8 ~~of the students~~ that only offers continuing education according to this chapter, additional  
3.9 instruction or training to licensees on services within the licensee's scope of practice, or  
3.10 community education programs for personal enrichment and not as preparation for  
3.11 professional practice.

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

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

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

3.20 Subd. 18. **Practitioner.** A "practitioner" is any person licensed as an operator or manager  
3.21 in the practice of cosmetology, esthiology, advanced practice esthiology, hair technology  
3.22 services, nail technology services, or eyelash technology services.

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

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

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

3.27 (1) \$195 initial practitioner, manager, or instructor license, divided as follows:

3.28 (i) \$155 for each initial license; and

3.29 (ii) \$40 for each initial license application fee;

3.30 (2) \$115 renewal of practitioner license, divided as follows:

- 4.1 (i) \$100 for each renewal license; and
- 4.2 (ii) \$15 for each renewal application fee;
- 4.3 (3) \$145 renewal of manager or instructor license, divided as follows:
- 4.4 (i) \$130 for each renewal license; and
- 4.5 (ii) \$15 for each renewal application fee;
- 4.6 (4) \$350 initial salon license, divided as follows:
- 4.7 (i) \$250 for each initial license; and
- 4.8 (ii) \$100 for each initial license application fee;
- 4.9 (5) \$225 renewal of salon license, divided as follows:
- 4.10 (i) \$175 for each renewal; and
- 4.11 (ii) \$50 for each renewal application fee;
- 4.12 (6) \$4,000 initial school license, divided as follows:
- 4.13 (i) \$3,000 for each initial license; and
- 4.14 (ii) \$1,000 for each initial license application fee; and
- 4.15 (7) \$2,500 renewal of school license, divided as follows:
- 4.16 (i) \$2,000 for each renewal; and
- 4.17 (ii) \$500 for each renewal application fee.
- 4.18 (c) Penalties may be assessed in amounts up to the following:
- 4.19 (1) reinspection fee, \$150;
- 4.20 (2) manager and owner with expired practitioner or instructor found on inspection, \$150
- 4.21 each;
- 4.22 (3) expired practitioner or instructor found on inspection, \$200;
- 4.23 (4) expired salon found on inspection, \$500;
- 4.24 (5) expired school found on inspection, \$1,000;
- 4.25 (6) failure to display current license, \$100;
- 4.26 (7) failure to dispose of single-use equipment, implements, or materials as provided
- 4.27 under section 155A.355, subdivision 1, \$500;

5.1 (8) use of prohibited razor-type callus shavers, rasps, or graters under section 155A.355,  
5.2 subdivision 2, \$500;

5.3 ~~(9) performing nail or cosmetology services in esthetician salon, or performing esthetician~~  
5.4 ~~or cosmetology services in a nail salon, \$500;~~

5.5 ~~(10) owner and manager allowing an operator to work as an independent contractor,~~  
5.6 ~~\$200;~~

5.7 ~~(11) operator working as an independent contractor, \$100;~~

5.8 ~~(12)~~ (9) refusal or failure to cooperate with an inspection, \$500;

5.9 ~~(13)~~ (10) practitioner late renewal fee, \$45; and

5.10 ~~(14)~~ (11) salon or school late renewal fee, \$50.

5.11 (d) Administrative fees are as follows:

5.12 (1) homebound service permit, \$50 three-year fee;

5.13 (2) name change, \$20;

5.14 (3) certification of licensure, \$30 each;

5.15 (4) duplicate license, \$20;

5.16 ~~(5) special event permit, \$75 per year;~~

5.17 ~~(6) \$100~~ (5) no fee for ~~each~~ a temporary military license for a cosmetologist, nail  
5.18 technician, esthetician, ~~or~~ advanced practice esthetician ~~one-year fee~~, or eyelash technician;

5.19 (7) expedited initial individual license, \$150;

5.20 (8) expedited initial salon license, \$300;

5.21 (9) instructor continuing education provider approval, \$150 each year; and

5.22 (10) practitioner continuing education provider approval, \$150 each year.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

7.25 Subd. 11. **Reciprocity for barbers.** A person who is a registered barber under chapter  
 7.26 154 may be granted credit up to 500 hours, as determined by a Minnesota-licensed  
 7.27 cosmetology school, toward the required hours of study for a license in cosmetology or hair  
 7.28 technology if the person:

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

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

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

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

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

8.9 (1) board-licensed school of cosmetology;

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

8.11 (3) board-licensed salon.

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

8.15 (b) Board approval of any continuing education provider is valid for one calendar year  
8.16 and is contingent upon submission and preapproval of the lesson plan or plans with learning  
8.17 objectives for the class to be offered and the payment of the application fee in section  
8.18 155A.25, subdivision 1a, paragraph (d), clause (10). The board ~~shall~~ must maintain a list  
8.19 of approved providers and courses on the board's website. The board may revoke  
8.20 authorization of a continuing education provider at any time for just cause and the board  
8.21 may demand return of documents required under subdivision 3.

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

8.23 Subd. 2. **Requirements.** The conditions and process by which a salon is licensed ~~shall~~  
8.24 must be established by the board by rule. In addition to those requirements, ~~no~~ a license  
8.25 ~~shall~~ must not be issued unless the board first determines that the conditions in clauses (1)  
8.26 to (4) have been satisfied:

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

8.29 (2) the ~~employment~~ appointment of a manager, as defined in section 155A.23, subdivision  
8.30 8;

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

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

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

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

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

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

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

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

9.15 (5) the maximum enrollment to be accommodated;

9.16 (6) a listing of instructors, all of whom ~~shall~~ must be licensed as provided in section  
9.17 155A.27, subdivision 2, except that any school may use occasional instructors or lecturers  
9.18 who would add to the general or specialized knowledge of the students but who need not  
9.19 be licensed;

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

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

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

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

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

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

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

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

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

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

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

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

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

10.27 (7) the applicant ~~shall~~ must provide evidence of the school's compliance with section  
10.28 176.182;

10.29 (8) the applicant, except the state and its political subdivisions as described in section  
10.30 13.02, subdivision 11, must file with the board a continuous corporate surety bond in the  
10.31 amount of no less than ten percent of the preceding year's gross income from student tuition,  
10.32 fees, and other required institutional charges, but in no event less than \$10,000, conditioned

11.1 upon the faithful performance of all contracts and agreements with students made by the  
 11.2 applicant. New schools must base the bond amount on the anticipated gross income from  
 11.3 student tuition, fees, and other required institutional charges for the third year of operation,  
 11.4 but in no event less than \$10,000. The applicant must compute the amount of the surety  
 11.5 bond and verify that the amount of the surety bond complies with this subdivision. The  
 11.6 bond ~~shall~~ must run to the board and to any person who may have a cause of action against  
 11.7 the applicant arising at any time after the bond is filed and before it is canceled for breach  
 11.8 of any contract or agreement made by the applicant with any student. The surety of the bond  
 11.9 may cancel it upon giving 60 days' notice in writing to the board and ~~shall~~ must be relieved  
 11.10 of liability for any breach of condition occurring after the effective date of cancellation;  
 11.11 and

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

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

11.14 Subd. 6. **Fees; renewals.** (a) Applications for initial license under sections 155A.21 to  
 11.15 155A.36 ~~shall~~ must be accompanied by a nonrefundable application fee set forth in section  
 11.16 155A.25.

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

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

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

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

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

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

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

11.29 Subd. 9. ~~Separation of School and professional departments~~ salon separation. A  
 11.30 school ~~shall~~ must display in the entrance reception room of ~~its~~ the school's student section

12.1 a sign prominently and conspicuously indicating that all work therein is ~~done~~ performed  
 12.2 exclusively by students. ~~Professional departments of a school shall be run~~ Any salon or  
 12.3 business on the same premises as a school must be operated as an entirely separate and  
 12.4 distinct businesses business and ~~shall~~ must have a separate ~~entrances.~~ entrance from the  
 12.5 school. If a salon or business is located on the same premises as a school: (1) staff of the  
 12.6 salon or business must not provide services or training in the space used by the school; and  
 12.7 (2) staff and students of the school must not provide services or training in the space used  
 12.8 by the salon or business.

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

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

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

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

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

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

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

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

12.30 (1) the school must admit as regular students only those individuals who have a high  
 12.31 school diploma or a diploma based on passing commissioner of education-selected high

13.1 school equivalency tests or their equivalent, or who are beyond the age of compulsory  
13.2 education as prescribed by section 120A.22; and

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

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

13.6 **155A.31 INSPECTIONS.**

13.7 The board is responsible for inspecting salons and schools licensed pursuant to sections  
13.8 155A.21 to 155A.36 to assure compliance with the requirements of sections 155A.21 to  
13.9 155A.36. The board ~~shall~~ must direct board resources first to the inspection of those licensees  
13.10 who fail to meet the requirements of law, have indicated that they present a greater risk to  
13.11 the public, or have otherwise, in the opinion of the board, demonstrated that they require a  
13.12 greater degree of regulatory attention.

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

13.14 **155A.32 DISPLAY OF LICENSE.**

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

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

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

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

13.25 Subd. 2. **Legal actions.** (a) When necessary to prevent an imminent violation of a statute,  
13.26 rule, or order that the board has adopted or issued or is empowered to enforce, the board,  
13.27 or a complaint committee if authorized by the board, may bring an action in the name of  
13.28 the state in the District Court of Ramsey County in which jurisdiction is proper to enjoin  
13.29 the act or practice and to enforce compliance with the statute, rule, or order. On a showing  
13.30 that a person has engaged in or is about to engage in an act or practice that constitutes a  
13.31 violation of a statute, rule, or order that the board has adopted or issued or is empowered

14.1 to enforce, the court ~~shall~~ must grant a permanent or temporary injunction, restraining order,  
14.2 or other appropriate relief.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

15.27 (9) demonstrated unprofessional conduct or practice;

15.28 (10) permitted an unlicensed person under the person's supervision or control to offer  
15.29 or practice services regulated by this chapter for compensation;

15.30 (11) practices, offered to practice, or attempted to practice by misrepresentation;

15.31 (12) failed to display a license or permit as required by rules adopted by the board;

16.1 (13) violated the board's rules governing infection control;

16.2 (14) refused to permit the board to make an inspection permitted or required by this  
16.3 chapter, or failed to provide the board or the attorney general on behalf of the board with  
16.4 any documents or records they request; or

16.5 (15) with respect to temporary suspension orders, has committed an act, engaged in  
16.6 conduct, or committed practices that the board, or complaint committee if authorized by  
16.7 the board, has determined may result or may have resulted in an immediate threat to the  
16.8 public.

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

16.13 (1) submit to a quality review of the person's ability, skills, or quality of work, conducted  
16.14 in a manner and by a person or entity that the board determines; or

16.15 (2) completes to the board's satisfaction continuing education as the board requires.

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

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

16.24 (1) a summary of the facts that constitute each violation;

16.25 (2) the applicable law that has been violated;

16.26 (3) the licensing or registration action taken under paragraph (a); and

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

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

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

17.7 (1) be in writing;

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

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

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

17.13 ~~(d)~~ (g) Except as provided in subdivision 5, paragraph (c), all hearings under this  
 17.14 subdivision must be conducted in accordance with the Administrative Procedure Act chapter  
 17.15 14.

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

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

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

17.25 (b) An order under this subdivision may (1) prohibit the licensee or registrant from  
 17.26 engaging in the practice of a profession regulated by the board in whole or in part, as the  
 17.27 facts require, and (2) condition the termination of the suspension on compliance with a  
 17.28 statute, rule, or order that the board has adopted or issued or is empowered to enforce. The  
 17.29 order must state the reasons for entering the order and must set forth the right to a hearing  
 17.30 as provided in this subdivision.

17.31 (c) Within ten days after service of an order under this subdivision, the licensee or  
 17.32 registrant may request a hearing in writing. The board must hold a hearing before its own

18.1 members within five working days of the request for a hearing. The sole issue at the hearing  
18.2 must be whether there is a reasonable basis to continue, modify, or terminate the temporary  
18.3 suspension. The hearing is not subject to ~~the Administrative Procedure Act~~ chapter 14.  
18.4 Evidence presented to the board or the licensee or registrant may be in affidavit form only.  
18.5 The licensee, registrant, or counsel of record may appear for oral argument.

18.6 (d) Within five working days after the hearing, the board ~~shall~~ must issue its order and,  
18.7 if the order continues the suspension, ~~shall~~ must schedule a contested case hearing within  
18.8 30 days of the issuance of the order. Notwithstanding any rule to the contrary, the  
18.9 administrative law judge ~~shall~~ must issue a report within 30 days after the closing of the  
18.10 contested case hearing record. The board ~~shall~~ must issue a final order within 30 days of  
18.11 receiving the report.

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

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

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

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

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

18.31 Subd. 8. Corrective action. (a) When the board or complaint committee, if authorized  
18.32 by the board, determines that a complaint alleging that an applicant or a licensee violated  
18.33 this chapter, rules adopted under this chapter, or an order issued by the board may be

19.1 appropriately resolved through corrective action, the board or complaint committee may  
19.2 enter into an agreement for corrective action with an applicant or a licensee.

19.3 (b) An agreement for corrective action must:

19.4 (1) be in writing;

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

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

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

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

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

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

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

19.23 **Sec. 37. REVISOR INSTRUCTION.**

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

19.26 **Sec. 38. REPEALER.**

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

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

**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.