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## A BILL FOR AN ACT

RELATING TO THE BOARD OF BARBERING AND COSMETOLOGY.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Chapter 438, Hawaii Revised Statutes, is  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:

4           "§438-       Reciprocity. (a) Any barber who is licensed  
5 under the laws of any state or territory of the United States  
6 with qualifications for licensure that equal or exceed those of  
7 this State, shall be eligible for licensure as a barber;  
8 provided that:

- 9           (1) The barber possesses a current valid license;  
10          (2) The barber has practiced as a licensed barber within  
11             the five years preceding the date of application;  
12          (3) There is no disciplinary action pending or other  
13             unresolved complaints against the barber in any state  
14             or territory of the United States;  
15          (4) The barber does not have an encumbered license or a  
16             pending disciplinary action or unresolved complaint in  
17             the practice of barbering in any state or territory of  
18             the United States, or if any license has been or is



1           encumbered, the barber shall provide any information  
2           requested by the board; and

3           (5) The laws of the other state or territory grant  
4           reciprocal treatment to licensees of this State.

5 The board may examine these licensees only as to knowledge of  
6 this State's statutes and rules.

7           (b) An applicant applying for licensure pursuant to this  
8 section shall provide proof that the standards upon which  
9 licensure was granted by another state or territory of the  
10 United States are at least equivalent to the licensing standards  
11 under this chapter.

12           (c) An applicant for reciprocity who is unable to  
13 demonstrate that licensure was based on standards at least equal  
14 to those under this chapter, may be issued a temporary permit  
15 pursuant to section 438-10 while fulfilling requirements  
16 necessary for licensure in this State."

17           SECTION 2. Chapter 439, Hawaii Revised Statutes, is  
18 amended by adding a new section to be appropriately designated  
19 and to read as follows:

20           "§439-        Reciprocity; beauty operators; instructors. (a)  
21 Any beauty operator or instructor who is licensed under the laws  
22 of any state or territory of the United States with



1 qualifications for licensure that equal or exceed those of this  
2 State, shall be eligible for licensure as a beauty operator or  
3 instructor, as the case may be; provided that:

4 (1) The beauty operator or instructor possesses a current  
5 valid license;

6 (2) The beauty operator or instructor has practiced as a  
7 licensed instructor within the five years preceding  
8 the date of application;

9 (3) There is no disciplinary action pending or other  
10 unresolved complaints against the beauty operator or  
11 instructor in any state or territory of the United  
12 States;

13 (4) The beauty operator or instructor does not have an  
14 encumbered license or a pending disciplinary action or  
15 unresolved complaint in the practice or teaching of  
16 any of the licensure categories of a beauty operator  
17 in any state or territory of the United States, or if  
18 any license has been or is encumbered, the beauty  
19 operator or instructor shall provide any information  
20 requested by the board; and

21 (5) The laws of the other state or territory grant  
22 reciprocal treatment to licensees of this State.



1 The board may examine these licensees only as to knowledge of  
2 this State's statutes and rules.

3 (b) An applicant applying for licensure pursuant to this  
4 section shall provide proof that the standards upon which  
5 licensure was granted by another state or territory of the  
6 United States are at least equivalent to the licensing standards  
7 under this chapter.

8 (c) An applicant for reciprocity who is unable to  
9 demonstrate that licensure was based on standards at least equal  
10 to those under this chapter, may be issued a temporary permit  
11 pursuant to section 439-16 while fulfilling requirements  
12 necessary for licensure in this State."

13 SECTION 3. New statutory material is underscored.

14 SECTION 4. This Act shall take effect upon its approval.

15 INTRODUCED BY:

*Paul Mack*

JAN 13 2010



**Report Title:**

Barbering and Cosmetology; Reciprocity

**Description:**

Grants reciprocity to beauty operators, beauty culture instructors, and barbers with licenses from other states.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

