

STAND. COM. REP. NO. 1744-22

Honolulu, Hawaii

MAR 24 , 2022

RE: S.B. No. 3077
S.D. 1
H.D. 2

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-First State Legislature
Regular Session of 2022
State of Hawaii

Sir:

Your Committee on Judiciary & Hawaiian Affairs, to which was referred S.B. No. 3077, S.D. 1, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE BARBERING AND COSMETOLOGY LICENSING ACT,"

begs leave to report as follows:

The purpose of this measure is to align the regulatory structure for the practices of barbering and cosmetology by consolidating the existing statutory framework under a new chapter and to:

- (1) Update definitions and other provisions to accommodate the needs of the industries and the public;
- (2) Increase penalties and fine amounts for unlicensed activity and license violations; and
- (3) Remove the medical clearance requirement for licensees.

Your Committee received testimony in support of this measure from the Board of Barbering and Cosmetology.

Your Committee finds that the inconsistencies in the separate statutory chapters that regulate barbering and cosmetology add

2022-2530 SB3077 HD2 HSCR HMSO



undue complexity. This measure will consolidate and align the regulatory scheme for the two professions to clarify licensure requirements and address the evolving concerns and needs of the industries.

Your Committee has amended this measure by:

- (1) Clarifying that a barber school must be licensed by the Department of Education;
- (2) Clarifying that licenses and permits must be conspicuously displayed in the barber, beauty operator, beauty instructor, barber shop, beauty shop, beauty school, barber apprentice, beauty apprentice, or temporary permittee's office, place of business or employment, or school, as applicable, rather than specifically in a barber shop, beauty shop, or beauty school; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

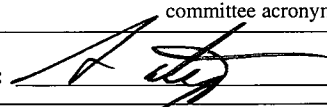
As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3077, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 3077, S.D. 1, H.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary &
Hawaiian Affairs,


MARK M. NAKASHIMA, Chair



Record of Votes of the Committee on Judiciary & Hawaiian Affairs

Bill/Resolution No.: SB 3077 SDI HDI	Committee Referral: CPC, JHA, FIN	Date: 3-21-22		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
JHA Members	Ayes	Ayes (WR)	Nays	Excused
1. NAKASHIMA, Mark M. (C)	✓			
2. MATAYOSHI, Scot Z. (VC)	✓			
3. ICHIYAMA, Linda	✓			
4. KOBAYASHI, Dale T.	✓			
5. LoPRESTI, Matthew S.	✓			
6. LOWEN, Nicole E.	✓			
7. McKELVEY, Angus L.K.	✓			
8. NAKAMURA, Nadine K.	✓			
9. TAKUMI, Roy M.	✓			
10. TOKIOKA, James Kunane				✓
11. WARD, Gene	✓			
TOTAL (11)	10	0	0	1
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. _____ committee acronym(s)				
Vice Chair's or designee's signature: 				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				