

## **Testimony of the Board of Barbering and Cosmetology**

**Before the  
House Committee on Finance  
Monday, April 4, 2022  
2:30 p.m.**

**Conference Room 308 and Videoconference**

**On the following measure:**

**S.B. 3077, S.D. 1, H.D.2, RELATING TO THE BARBERING AND COSMETOLOGY  
LICENSING ACT**

Chair Luke and Members of the Committee:

My name is Jenny Yam, and I am the Executive Officer of the Board of Barbering and Cosmetology (Board). The Board supports this administration bill and recommends amendments.

The purposes of this bill are to: (1) add and update definitions to satisfy current industry needs; (2) align and remedy inconsistencies between chapter 438 and 439, Hawaii Revised Statutes (HRS); (3) remove the five-year license requirement for barber and beauty operator Board member seats currently required by HRS section 438-3; (4) raise fees for penalties and disciplinary actions; and (5) remove the medical clearance requirements currently required by HRS sections 439-12.5 and 438-8.5.

The Board finds inconsistent provisions in HRS chapters 438 and 439, which add undue complexity to the regulation of barbering and cosmetology. This bill will repeal HRS chapters 438 and 439 and create a new chapter to align the regulatory structure, correct inconsistencies between HRS chapters 438 and 439, and address evolving industry concerns and needs.

In addition, this bill increases the barber apprenticeship training hours from 1,500 to 3,000 hours, which will align the apprenticeship training structure for barbers and beauty operators, and protect consumers by allowing barber apprentices an extended period in which they may gain experience and learn the practice of barbering. The Board noted that barber schools and beauty schools offer their students a structured training curriculum while under the supervision of instructors. Whereas, apprenticeships provide a varied learning experience that is dependent on the training given by each individual licensed barber or beauty operator. The increase of barber apprenticeship

training hours is delayed until July 1, 2023, so the Board has adequate time to amend its rules, give notice to its applicants, and facilitate the transition of licensure requirements.

The Board respectfully requests the Committee amend this measure as follows for the purpose of consistency:

- Page 3, lines 3 to 7:

“Beauty instructor” means a person licensed in the State who teaches the practice of cosmetology [~~any of the cosmetology license practice categories~~].

“Beauty instructor” does not be include a beauty operator who teaches a barber apprentice or beauty apprentice in a barber shop or beauty shop.

Lastly, the Board respectfully requests that the effective date of this measure be July 1, 2022.

Thank you for the opportunity to testify, and we respectfully ask the Committee to pass this administration bill with the suggested amendments.