

Chairman Weisz, committee members,

I Maureen Wanner. My dad was Hurdsfield, I am related to the Mueller and the Reinbold families from Hillsboro, I spent 15 years a CNA, working night in a care center, while working days in a salon. I grew up on a farm. I am married to a man who spent 26 years in the military (thank you for your service Representatives Ruby, Tveit, Westlind, and all who served). And I am from District 31.

Now that we know each other better, let's get down to business.

I am the President of the State Board of Cosmetology. We, as a board, serve:

1942 Salons and/or renter, 6926 Cosmetologist, 535 Estheticians, 789 Manicurist, 85

Instructors, 3 schools with a 4th opening in Williston in February, and 233 students.

The instructors need to complete 8 hours of continuing education per year. There is no continuing education required for other licensees.

We are opposing HB 1426. We are asking that it would be killed. We have SB 2092 is in the works on the other side that will cross over with a possible amendment added to it with the similar verbiage here. Same ideas. Same concept. So why have two bills crossing over. We need SB 2092 to cross-over with our changes and additions to update Chapter 43-11.

- Students who fail twice need to go back to school now. We are taking that out.
- If a licensee fails to renew for several years, they must retake the tests set forth by the board. We are making it easier to renew.
- Lowering cosmetology school from 1800 hours to 1500 hours
- Updating reciprocity
- Updated verbiage

But if I need to go on as to why this needs to be killed:

HB 1426 is creating definitions for "hairstyling," "eyelash extension application," and "cosmetic application." This bill is wanting to exempt "hairstyling," "eyelash extension application," and "cosmetic application" with a board-approved course in health, safety, and infection control and state law.

As any trained professional can tell you, things can go wrong. "Hairstyling," as simple as it may sound, if you do not know how to properly heat hair, especially chemically treated hair, it can be burnt. Modern hot tools heat up fast and can get extremely hot. With the professional products, a properly trained stylist can work very quickly with hot tools, so not to burn the hair. Education will train a cosmetologist in the proper care of the hair and what types of products to use when. Infection control training will teach them how to best disinfect their tools before using them on the next client. We have not even begun to talk about headlice. And Covid is on all our minds. The ND beauty industry did a fantastic job, in what our inspectors can see, through Covid. The salons and technicians step up and went beyond to protect their clients coming into salons. The board did their best to serve salons and technicians with information from the governor and the health department. If we break free components of cosmetology and education, there will be a huge gap in safety to our ND consumers. With annual inspections, our inspectors are checking to make sure salons and technicians are compliant with infection control. They also serve as educators. Since we do not have continuing education, our inspectors are frontline educators. If we do not have jurisdiction to inspect these technicians, we don't have a way to keep them updated and educated. Our cosmetology

schools also teach business management; how to manage a business, how to get trade names if needed, how to get insurance. These are important things a technician needs to be successful.

"The use and styling of hair extensions, hair pieces, and wigs." These "hairstylist" will be able to work with extensions, hair pieces, and wigs and also be able to use "mechanical devices" to install or bind them into the hair. From my knowledge, extensions, hair pieces, and wigs most times they need to be color matched and cut to desired length. And again, there is the education needed to install or bind them to the hair. Reputable training courses require each participant to show their cosmetology license before enrolling. It is an advanced training class put on by the hair extension companies and then technicians will be able purchase extensions, hair pieces, and wigs from the companies. If these "hairstylists" are unlicensed therefore unable to get proper training and then to buy quality product, they will have to purchase lower grade hair. One example of lower grade, hair strands with cuticles going in opposite directions can leave the hair in a more matted mess. Unlicensed technicians will not be able to get high quality products for the safety and protection of the consumers. Formaldehyde is used in low grade hair extensions. I could also talk about binding agents, glue, and the needles used. How do they disinfect tools and space for their clients? We will never know.

"Cosmetic application," again seems simple and mindlessly done every day by millions of people around the world. So, what could go wrong here? Bacterial infections, herpes, MRSA, staph infection, e coli. All in unclean brushes, powders, and mascaras.

"Eyelash extension application." We, the board, feel there is too much risk to have "eyelash extension application" free from cosmetology and esthetics. Licensing help professionals stay trustworthy to clients and insurance companies. There is a liability. Most people will not let just anyone near their eyes. Building professionalism starts with great qualifications and training. Reputable eyelash training courses require each participant to show their cosmetology or esthetics license before enrolling. It is an advanced training class put on by the eyelash companies. To use their product, you need to go through their training. We would do a disservice to our state's technicians wanting eyelash training. There are too many things that can go wrong without proper training. I have included a list of the states that require a license either in cosmetology and/or esthetics to do lash extensions. This comes from The Lash Professional website.

Our board agrees to stand with our board's mission which it to ensure the health and safety of the North Dakota consumers by promoting ethical standards and by enforcing the law of the beauty industry.

The possible issues that could arise from uneducated technicians could be detrimental. We must, for the sake of the public, teach technicians the good, bad, and ugly. They need to know the worst-case scenario; the worst harm they could do to a consumer and then be taught how to be the best without harm. Deregulation is unsatisfactory to us due to the health and safety of the North Dakota consumers. It is not that we want more regulations, we want education so technicians can be as safe as possible for the public.

Submitted by Maureen Wanner

State	Which License is Required?	More information
Arizona	Cosmetologist, Aesthetician	http://boc.az.gov
Arkansas	Cosmetologist, Aestheticians, Barber, medical license in a medical facility	http://healthy.arkansas.gov
California	Cosmetologist, Esthetician, those working under physicians	http://barbercosmo.ca.gov
Colorado	Cosmetologist, Esthetician	http://cdn.colorado.gov
DC	Cosmetologist, Esthetician, Medical License	http://dcregs.dc.gov
Florida	Cosmetologist, Esthetician, Full Specialist, Facial Specialist, Medical License	http://myfloridalicense.com
Hawaii	Cosmetologist, Esthetician, Barber	http://hawaii.gov
Illinois	Cosmetologist, Esthetician	http://ilga.gov
Indiana	Cosmetologist, Esthetician	https://in.gov/pla/cosmo.htm
Iowa	Cosmetologist, Esthetician, Must be performed in licensed salon	http://law.justia.com
Kansas	Cosmetologist, Esthetician	http://accesskansas.org
Kentucky	Cosmetologist, Esthetician	https://kbc.ky.gov
Louisiana	Cosmetologist, Esthetician	http://lsbc.louisiana.gov/
Maine	Cosmetologist, Aesthetician	http://mainelegislature.org
Massachusetts	Cosmetologist, Esthetician	http://malegislature.gov
Michigan	Cosmetologist, Esthetician	http://legislature.mi.gov
Minnesota	Cosmetologist, Esthetician	https://mn.gov/elicense/
Mississippi	Cosmetologist, Esthetician	http://msbc.state.ms.us
Montana	Cosmetologist, Esthetician	http://leg.mt.gov
Nebraska	Cosmetologist, Esthetician	http://dhhs.ne.gov
Nevada	Cosmetologist, Aesthetician	http://leg.state.nv.us
New Hampshire	Cosmetologist, Esthetician	http://gencourt.state.nh.us
New Jersey	Cosmetologist (must be working in a salon). Medical license under a doctor	http://www.njconsumeraffairs.gov/
New York	Cosmetologist, Esthetician	http://dos.ny.gov
North Carolina	Cosmetologist, Esthetician	http://ncga.state.nc.us
North Dakota	Cosmetologist, Esthetician	http://legis.nd.gov
Ohio	Cosmetologist or Esthetician	http://codes.ohio.gov
Oklahoma	Cosmetologist, Esthetician	http://ok.gov
Oregon	Cosmetologist, Esthetician, Medical License	http://www.oregon.gov/oha/
Pennsylvania	Cosmetologist, Esthetician	http://dos.state.pa.us
Rhode Island	Cosmetologist, Esthetician	http://health.ri.gov
South Carolina	Cosmetologist, Esthetician	http://scstatehouse.gov
South Dakota	Cosmetologist, Esthetician, Must be performed in a licensed salon	http://dlr.sd.gov
Tennessee	Cosmetologist, Aesthetician	https://www.tn.gov
Texas	Cosmetologist, Esthetician, or Eyelash Extension Specialist	https://www.tdlr.texas.gov/
Utah	Cosmetologist, Barber, Esthetician	https://le.utah.gov/
Vermont	Cosmetology, Esthetician	https://legislature.vermont.gov/
Virginia	Cosmetologist, Esthetician	http://www.dpor.virginia.gov/
Washington	Cosmetologists, Esthetician	https://www.dol.wa.gov/business/cosmetology
West Virginia	Cosmetologists, Esthetician	http://wvbbc.com
Wyoming	Cosmetologists, Esthetician	http://cosmetology.wy.gov
Alaska	Hair stylist, Estheticians, Medical License	https://www.commerce.alaska.gov/
Georgia	Master Cosmetologist, Esthetician, medical license in medical facility	http://sos.ga.gov
New Mexico	Esthetician	http://www.rld.state.nm.us/
Delaware	No Licence Required	http://delcode.delaware.gov
Wisconsin	No Licence Required	http://wisconsin.gov
Alabama	Not clear, consult state board	http://aboc.state.al.us
Connecticut	Not clear, consult state board	http://ct.gov
Idaho	Not clear, consult state board	http://ibol.idaho.gov
Maryland	Not clear, consult state board	http://dlslibrary.state.md.us
Missouri	Not clear, consult state board	http://pr.mo.gov

