

State of Wisconsin



2017 Senate Bill 108

Date of enactment: **November 27, 2017**

Date of publication*: **November 28, 2017**

2017 WISCONSIN ACT 81

AN ACT *to repeal* 454.12 (2); *to consolidate, renumber and amend* 454.12 (intro.) and (1); *to amend* 454.06 (8), 454.13 (1) (a), 454.23 (5) and 454.27 (1) (a); *to repeal and recreate* 454.265; and *to create* 454.125 and 454.267 of the statutes; **relating to:** cosmetology and barbering continuing education requirements and licensure of barbers, cosmetologists, and related professionals from jurisdictions outside Wisconsin.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1d. 454.06 (8) of the statutes is amended to read:

454.06 (8) EXPIRATION AND RENEWAL. The renewal date for licenses issued under subs. (2) to (6) is specified under s. 440.08 (2) (a), and the renewal fees for such licenses are determined by the department under s. 440.03 (9) (a). The examining board may not renew a license issued to a person under subs. (2) to (6) unless the person certifies to the examining board that the person has reviewed the current digest under s. 454.125.

SECTION 1h. 454.12 (intro.) and (1) of the statutes are consolidated, renumbered 454.12 and amended to read:

454.12 Continuing education. The examining board may impose continuing education requirements on a person who holds a license under this subchapter that is not an inactive license ~~either: (1) As a part of the disciplinary process to ensure competency; or~~

SECTION 1p. 454.12 (2) of the statutes is repealed.

SECTION 1t. 454.125 of the statutes is created to read:

454.125 Regulatory updates. (1) At the time the department gives notice of renewal under s. 440.08 (1), the department shall send, by electronic mail, to each person granted a license under s. 454.06 (2) to (6) a digest

that describes changes to statutes and rules that affect the practice of cosmetology, aesthetics, manicuring, or electrology.

(2) The department shall make available at all times on its Internet site the digest described in sub. (1).

SECTION 2m. 454.13 (1) (a) of the statutes is amended to read:

454.13 (1) (a) The applicant ~~has at least 4,000 hours of experience in licensed practice~~ completes a one-hour course educating the applicant on statutes and rules that apply to the practice, has never been disciplined by the licensing authority of another jurisdiction, and is not a party to a proceeding before the licensing agency in which it is alleged that the applicant was negligent in the licensed practice or violated the law relating to the licensed practice.

SECTION 3e. 454.23 (5) of the statutes is amended to read:

454.23 (5) EXPIRATION AND RENEWAL. The renewal dates for licenses granted under subs. (2) and (3) are specified under s. 440.08 (2) (a), and the renewal fees for those licenses are determined by the department under s. 440.03 (9) (a). The department may not renew a license granted to a person under this section unless the person

* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."

certifies to the department that the person has reviewed the current digest under s. 454.267.

SECTION 3m. 454.265 of the statutes is repealed and recreated to read:

454.265 Continuing education. The department may impose continuing education requirements on a person who holds a license under this subchapter that is not an inactive license as a part of the disciplinary process to ensure competency.

SECTION 3s. 454.267 of the statutes is created to read:

454.267 Regulatory updates. (1) At the time the department gives notice of renewal under s. 440.08 (1), the department shall send, by electronic mail, to each person granted a license under s. 454.23 a digest that describes changes to statutes and rules that affect the practice of barbering.

(2) The department shall make available at all times on its Internet site the digest described in sub. (1).

SECTION 4m. 454.27 (1) (a) of the statutes is amended to read:

454.27 (1) (a) The applicant has at least 4,000 hours of experience in licensed practice completes a one-hour course educating the applicant on statutes and rules that apply to the practice, has never been disciplined by the licensing authority of another jurisdiction, and is not a party to a proceeding before the licensing agency in which it is alleged that the applicant was negligent in the licensed practice or violated any law relating to the licensed practice.

SECTION 5. Initial applicability.

(1) This act first applies to an application for licensure under section 454.13 of the statutes received by the cosmetology examining board on the effective date of this subsection or an application for licensure under section 454.27 of the statutes received by the department of safety and professional services on the effective date of this subsection.