

STATEMENT OF SCOPE

COSMETOLOGY EXAMINING BOARD

Rule No.: Cos 1 to 4

Relating to: Definitions and Establishment Requirements

Rule Type: Permanent

1. Finding/nature of emergency (Emergency Rule only): N/A

2. Detailed description of the objective of the proposed rule:

The objective of the proposed rule is to review existing definitions and requirements surrounding safe practice in cosmetology establishments and potentially make updates or changes to align with current practice in the profession.

3. Description of the existing policies relevant to the rule, new policies proposed to be included in the rule, and an analysis of policy alternatives:

Wisconsin Administrative Code Chapters Cos 1 to 4 currently cover definitions and various requirements for cosmetology establishments. The Board has identified the need to update some of the definitions and other requirements relating to safety after working on a recent project on Mobile Establishments under CR 24-088.

The alternative to making these updates is that the Wisconsin Administrative Code will continue to be ambiguous and outdated regarding safe practice and definitions for cosmetology establishments.

4. Detailed explanation of statutory authority for the rule (including the statutory citation and language):

Section 15.08 (5) (b), Stats., states that “[each examining board] [s]hall promulgate rules for its own guidance and for the guidance of the trade or profession to which it pertains and define and enforce professional conduct and unethical practices not inconsistent with the law relating to the particular trade or profession.

Section 454.08 (4), Stats., states that “[t]he examining board shall, by rule, establish minimum standards concerning the maintenance, equipment, plans, and specifications for licensed establishments as they relate to the public health and safety. The examining board may not promulgate a rule requiring the use of a tuberculocidal disinfectant by a barber or cosmetologist in an establishment licensed under this section.”

5. Estimate of amount of time that state employees will spend developing the rule and of other resources necessary to develop the rule: 80 hours

6. List with description of all entities that may be affected by the proposed rule:

Individuals and entities who hold cosmetology, aesthetics, manicuring, and electrology practitioner and establishment credentials, or are seeking such a credential.

7. Summary and preliminary comparison with any existing or proposed federal regulation that is intended to address the activities to be regulated by the proposed rule: None.

8. Anticipated economic impact of implementing the rule (note if the rule is likely to have a significant economic impact on small businesses):

None to minimal. The rule is not likely to have a significant economic impact on small businesses.

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Approved for publication:



Authorized Signature

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Date Submitted

Approved for implementation:



Authorized Signature

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