

By: White of Tyler

H.B. No. 578

A BILL TO BE ENTITLED

AN ACT

relating to an exemption from the cosmetologist licensing law for persons who provide certain services at a special event.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 1602.003(b), Occupations Code, is amended to read as follows:

(b) This chapter does not apply to a person who:

(1) provides a service in an emergency;

(2) is licensed in this state to practice medicine, dentistry, podiatry, chiropractic, or nursing and is operating within the scope of the person's license;

(3) is in the business of or receives compensation for makeup applications only;

(4) acts as a barber under Chapter 1601, if the person does not hold the person out as a cosmetologist;

(5) provides a cosmetic service as a volunteer or an employee performing regular duties at a licensed nursing or convalescent custodial or personal care home to a patient residing in the home;

(6) owns, operates, or manages a licensed nursing or convalescent custodial or personal care home that allows a person with an operator license to perform cosmetic services for patients residing in the home on an occasional but not daily basis; ~~or~~

(7) provides an incidental cosmetic service, or owns,

operates, or manages the location where that service is provided,
if the primary purpose of the service is to enable or assist the
recipient of the service to participate as the subject of:

(A) a photographic sitting at a fashion
photography studio;

(B) a television appearance; or

(C) the filming of a motion picture; or

(8) provides an incidental cosmetic service,
including combing, curling, or pinning a person's hair, but not
including cutting, coloring, dyeing, or processing a person's hair,
at the location of a special event, including a wedding, if the
person does not represent that the person is a cosmetologist.

SECTION 2. This Act takes effect September 1, 2015.