
Washington Administrative Code
Notice of Permanent Rules for
Cosmetology, Barber, Manicurist, Estheticians

This explanatory statement concerns the **Washington State Department of Licensing's adoption of Chapter 308-20 WAC Cosmetology-Barber-Manicurist-Esthetician Rules and to implement SHB 1063.**

The Administrative Procedure Act (RCW 34.05.325(6)) requires agencies to complete a concise explanatory statement before filing adopted rules with the Office of the Code Reviser. This statement must be provided to anyone who gave comment about the proposed rule making.

Once persons who gave comment during this rule making have had a chance to receive this document, the Department of Licensing will file the amended rules with the Office of the Code Reviser. These rule changes will become effective 31 days after filing (approximately **January 29, 2016**).

The Department of Licensing appreciates your involvement in this rule making process. If you have any questions, please contact Damon Monroe, Agency Rules Coordinator, at (360) 902-3843 or e-mail at dmonroe@dol.wa.gov.

What are the agency's reasons for adopting this rule?

The department has received numerous requests from stakeholders to have the existing safety and sanitation procedures updated and amended for clarity, intent and statutory authority. Stakeholders have requested a reduced location fee when cosmetology and permanent cosmetic services are offered at the same location to reduce the burden to small businesses. The department held a series of stakeholder workshops throughout the year and as a result, the proposed amendments were drafted. The proposed rule amendments are supported by industry.

Also, SHB 1063 was passed during the 2015 legislative session giving the department authority to amend Chapter 308-20 WAC in order to implement the new hair design license, allow instructor-trainee credit for training in a licensed school and online distance learning.

Summary of all public comments received on this rule proposal and the agency's response to those comments:

The department received oral comments in support of the proposed rules. Tina Evans, from Everett Community College, and Megan Pedersen, from MultiCare MedSpas, testified in support of the proposed rules as written.

The department received written comments that expressed neither support nor opposition to the proposed rules. One comment expressed concern regarding licensing of the method of epilation commonly referred to as threading, which is not included in the proposed rules.

The other comment expressed concern there should be a reduced rate for retired cosmetologists, barbers, manicurist and estheticians so they can continue to purchase from beauty supply stores. This comment will be discussed at the next rules workshop.

The Department has considered all comments.

The final rule is the same as the proposed rule. Threading is currently in the Revised Code of Washington (RCW) and the department has jurisdiction over the practice. The department does not have the authority to reduce licensing fees for retirees, as it is not defined in the Revised Code of Washington (RCW).

WAC Changes:

None.