

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

**Adoption of:** Chapter 308-20 WAC Cosmetology, Barber, Manicurist Esthetician Rules

**Effective date:** These rule changes will become effective 31 days after filing (approximately October 13, 2017).

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### What are the agency's reasons for adopting this rule:

Regulated licensees, including the Cosmetology, Hair Design, Barbering, Esthetics and Manicuring Advisory Board have requested rule amendments for schools and apprentice salons and to update existing language to make it consistent with RCW.

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

- Victoria Kile, Owner/Instructor, Victoria's Academy-Wenatchee, expressed support.
- Michael Shea, Owner/Instructor, Summit Salon Academy-Tacoma, expressed support.
- Jeff Olson, Instructor, Bates Technical College-Tacoma, expressed support.
- Tina Evans, Instructor, Everett Community College-Everett, expressed support.
- Jessica Dutton, Instructor, Aveda Institute-Portland/Vancouver Campus expressed support.
- Denise Montgomery, Manager, Washington Laser Institute-Federal Way, expressed support.
- Frank Trieu, Owner, Evergreen Beauty Colleges-Everett, Bellevue, Renton and Yakima expressed support with the comment there are two sections in WAC 308-20-110 that are in conflict and should be considered for revision to strike the word "cape" from section 13. **Agency response: see Changes made to the proposed WAC below.**
- Coree Ferrell, Northwest Career Colleges Federation, expressed support with the following comments:
  - WAC 308-20-573 (1)(c) Clarify "adequate." List only the academic leadership and remaining faculty be listed in an addendum to the printed catalog, showing the current faculty as of the next class commencement date. **Agency response: We will adopt the proposed as a procedure change to allow an addendum and does not need to amend the proposed rules.**
  - WAC 308-20-573 (1)(d) A definition of "interruption" needs to be inserted, to define under what conditions the agency would approve an interruption of study. **Agency response: There is no need to define the term "interruption" as an expired license or closure of a business is already currently defined in Chapters 18.16 RCW, 18.235 RCW and 308-20 WAC.**
  - Add a requirement that the name and contact information for the landlord of leased or rented property be provided to the agency. **Agency response: RCW 18.16 requires authorized owner contact information be provided to the agency. We have no authority over a landlord of leased or rented property unless they are a licensee.**

- WAC 308-20-575 (2) Request that this language be further clarified to identify what happens to students if the school license is not renewed before expiration. Is the intent that the hours will be applied retroactively when renewal is received or will the agency issue an interruption of the training? Additionally, the timely issuance of the operating license is critical to accredited schools who must ensure the state has approved their school in order to keep accredited status. **Agency response: The proposed amendment to WAC 308-20-575 (2) and Chapters 18.16 RCW and 308-20 WAC currently states the school must have a license in order to provide hours of training to a student. It is the responsibility of the school to renew the license timely.**

**Changes made to the proposed WAC as a result of public comment:**

As a result of the public comment the department:

- The department will remove the word "cape" from WAC 308-20-110 (13).

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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 rulemaking.

The Department of Licensing appreciates your involvement in this rulemaking process. If you have any questions, please contact Damon Monroe, Agency Rules Coordinator, at 360-902-3843 or email [dmonroe@dol.wa.gov](mailto:dmonroe@dol.wa.gov).