

EFFECTIVE NOVEMBER 1, 2013

**COSMETOLOGY AND BARBERING
STATUTES**

TITLE 59

SECTION 61.1 BARBER LICENSURE

A. Except as provided in subsection B of Section 61.4 of this title, the State Board of Cosmetology and Barbering is hereby authorized to promulgate rules which govern the examining and licensing of barbers, barber apprentices, barber instructors, and barber colleges; the defining of categories and limitations for such license; the sanitary operation and sanitation of barber shops and barber colleges; and the establishment and levying of administrative fines not to exceed Fifty Dollars (\$50.00) for those licensed and not to exceed Five Hundred Dollars (\$500.00) for those not licensed. Each day a violation continues shall be a separate offense.

B. Except as provided in Subsection B of Section 61.4 of this title, the State Board of Cosmetology and Barbering shall have the power and duty to issue and renew annual barber, barber apprentice, barber instructor and barber college licenses, to inspect barber license, and to inspect the sanitary operating practices of barbers and the sanitary condition of barber shops and barber colleges.

C. The State Board of Cosmetology and Barbering may suspend, revoke, or refuse to issue or renew any barber, barber instructor, barber apprentice, or barber college license for:

1. Unsanitary operating practices or unsanitary conditions of barber shops or barber colleges;
2. Unsanitary operating practices barbers, apprentice barbers, or barber instructors;
3. Making a material misstatement in the application for a license, in the renewal of a license, or in the records which are maintained by barber instructors or colleges to comply with Sections 61.1 through 61.6 of this title or the regulations promulgated pursuant thereto; or
4. Employment of an unlicensed person as a barber, barber apprentice, or barber instructor.

SECTION 61.2 BARBER FEES

Fees for licenses issued by the State Board of Cosmetology and Barbering to practice barbering as adopted by the Board pursuant to Section 1-106.4 of Title 63 of the Oklahoma Statutes shall not be less than:

Barber College	\$200 per year
Barber Apprentice	\$10.00 per year
Barber Examination Fee	\$35.00 per exam
Barber Instructor License Fee	\$50.00 per year
Barber Instructor Examination Fee	\$50.00 per year
Barber License Fee	\$25.00 per year
Barber License Renewal after Expiration	\$50.00 per year
Barber Instructor License Renewal After	

Expiration

\$75.00 per year

SECTION 61.3 OKLAHOMA COSMETOLOGY AND BARBERING FUND

There is hereby created in the State Treasury a revolving fund for the State Board of Cosmetology and Barbering, to be designated the "Oklahoma Cosmetology and Barbering Fund". All unexpended funds within the State Board of Barber Examiners revolving fund provided for in Section 155 of Title 62 of the Oklahoma Statutes shall be transferred to the Oklahoma Cosmetology and Barbering Fund. All property, records, and any outstanding financial obligations and encumbrances of the State Board of Barber Examiners are hereby transferred to the State Board of Cosmetology and Barbering.

All personnel of the State Board of Barber Examiners shall be transferred to the State Board of Cosmetology and Barbering at the same salary such personnel is receiving on June 30, 1985.

OKLAHOMA COSMETOLOGY AND BARBERING STATUTES

SECTION 199.1 DEFINITIONS

As used in the Oklahoma Cosmetology and Barbering Act:

1. **"Apprentice"** means a person who is engaged in learning the practice of cosmetology in a cosmetology or salon;
2. **"Barber"** means any person who engages in the practice of barbering;
3. **"Barbering"** means any one or any combination of the following practices, when done upon the upper part of the human body for cosmetic purposes and when done for payment either directly or indirectly for the general public, constitutes the practice of barbering, to wit: Shaving or trimming the beard or cutting the hair; giving facial or scalp massages or treatment with oils, creams, lotions or other preparations, either by hand or mechanical appliances; singeing, shampooing or dyeing the hair or applying hair tonics; applying cosmetic preparations, antiseptics, powders, oils, clays or lotions to scalp, face, neck or upper part of the body; and removing superfluous hair from the face, neck or upper part of the body;
4. **"Barber establishment"** means an establishment or place of business where one or more persons are engaged in the practice of barbering, but shall not include barber schools or colleges;
5. **"Barber instructor"** means a person licensed by the Board as a qualified teacher of barbering;
6. **"Barber school" or "barber college"** means an establishment operated for the purpose of teaching barbering;
7. **"Board"** means the State Board of Cosmetology and Barbering;

8. **“Cosmetic studio”** means any place or premises where demonstrators give demonstrations, without compensation, for the purpose only of advertising and selling cosmetics;
9. **“Cosmetician”** means a person licensed by the Board to perform patron services limited to hair arranging and application of makeup, including, but not limited to, using hairstyling tools and products. Services must be performed in a licensed establishment-limited to photo studios and cosmetic studios;
10. **“Cosmetology”** means any one or combination of practices generally and usually performed by and known as the occupation of beauticians, beauty culturists, beauty operators, cosmeticians, cosmetologists, or hairdressers or any other person holding himself or herself out as practicing cosmetology by whatever designation and within the meaning of the Oklahoma Cosmetology and Barbering Act and in or upon whatever place or premises. Cosmetology shall include, but not be limited to, any one or combination of the following practices: Bleaching, cleansing, curling, cutting, coloring, dressing, removing, singeing, styling, waving, or similar work upon the hair of any person by any means, whether with hands or mechanical or electrical apparatus or appliances. Nothing in the Oklahoma Cosmetology and Barbering Act shall be construed to prohibit the use of hands or mechanical or electrical apparatus or appliances for the nonpermanent removal of hair from the human body without puncturing of the skin or the use of cosmetic preparations, antiseptics, tonics, lotions, or creams, or massaging, cleansing, stimulating, exercising, beautifying, or similarly working the scalp, face, neck, arms, or the manicuring of the nails of any person, exclusive of such of the foregoing practices as are within the scope of practice of the healing arts as provided by law;
11. **“Cosmetology salon”** means any place business or premises where practice any of the practices of cosmetology are performed The term “cosmetology salon” shall not include a cosmetology school or a cosmetic studio;
12. **“Cosmetology school”** means any place or premises where instruction in any or all the practice of cosmetology is given. Any person, firm, institution or corporation, who holds himself, herself or itself out as a school to teach and train, or any person, firm, institution or corporation who shall teach and train any other person or persons in any of the practices of cosmetology is hereby declared to be engaged in operating a cosmetology school, and shall be subject to the provisions of the Oklahoma Cosmetology and Barbering Act. Licensed cosmetology schools may offer education to secondary and post secondary students in this state;
13. **“Demonstrator”** means a person who is not licensed in this state as an operator or instructor and who demonstrates any cosmetic preparation. The person shall be required to obtain a Demonstrator license from the Board before making any such demonstrations;
14. **Facial/Esthetics instructor”** means a person licensed by the Board as a qualified teacher of the art and science of facial and esthetics theory and practice;

15. **“Facial operator”** means any person who gives facials for compensation;
16. **“Hairbraiding technician”** means a person licensed by the Board to perform hairbraiding, hairweaving techniques, and hair extensions in a licensed cosmetology establishment;
17. **“Manicurist”** means a person who gives manicures, gives pedicures, or applies artificial nails;
18. **Manicurist/Nail technician instructor”** means a person licensed by the Board as a qualified teacher of the art and science of nail technology theory and practice;
19. **“Master instructor”** means a person who gives instruction in cosmetology or any practices thereof;
20. **“Operator”** means any person who engages in, follows or performs any of the practices of cosmetology;
21. **“Public school”** means any state-supported institution conducting a cosmetology program; and
22. **“Student”** means a person who is enrolled in and attending a cosmetology or barbering school for the purpose of learning the practice of cosmetology or barbering.

SECTION 199.2 STATE BOARD OF COSMETOLOGY AND BARBERING

- A. 1. There is hereby re-created, to continue until July 1, 2017, in accordance with the provisions of the Oklahoma Sunset Law, a State Board of Cosmetology and Barbering which shall be composed of eleven (11) members to be appointed by the Governor and to serve at the pleasure of the Governor.
2. One member shall be appointed from each congressional district and the additional member shall be appointed at large. However, when congressional districts are redrawn, each member appointed prior to July 1 of the year in which such modification becomes effective shall be based on the redrawn districts. Appointments made after July 1 of the year in which such modification becomes effective shall be from any redrawn districts which are not represented by a board member until such time as each of the modified congressional districts are represented by a board member. One member shall be appointed at-large.
3. At the same time of appointment, the members shall be citizens of this state, at least twenty-five (25) years of age, and shall be high school graduates. Eight members shall, at the time of appointment, have had at least five (5) years' continuous practical experience in the practice of cosmetology or barbering in this state, one member shall be a lay person, one member shall be an administrator of a licensed private cosmetology school, one member shall be an administrator of a licensed barber school, and one member shall be an administrator of a public school licensed to teach cosmetology.

5. If any member retires or ceases to practice his or her profession during the term of membership on the Board, such terms shall automatically cease and the Governor shall appoint a like-qualified person to fulfill the remainder of the term.

B. The terms of office for Board members shall be four (4) years ending June 30.

C. Each member shall serve until a successor is appointed and qualified.

D. Six members of the Board shall constitute a quorum for the transaction of business.

E. The Governor may remove any member of the Board at any time at the Governor's discretion. Vacancies shall be filled by the appointment by the Governor for the unexpired portion of the term.

F. The Board shall organize by electing from its membership a chair and vice-chair, each to serve for a period of one (1) year. The presiding officer shall not be entitled to vote upon any question except in the case of a tie vote.

Members shall be reimbursed for their actual and necessary traveling expenses as provided by State Travel Reimbursement Act.

G. Within thirty (30) days after the end of each fiscal year, the Board shall make a full report to the Governor of all its receipts and expenditures, and also a full statement of its work during the year, together with such recommendations as the Board deems expedient.

H. The Board may expend funds for suitable office space for the transaction of its business. The Board shall adopt a common seal for the use of the executive director in authenticating Board documents.

I. The Board shall meet at its office for the transaction of such business as may come before it on the second Monday in January, March, May, July, September, and November and at such other times as it may deem advisable.

SECTION 199.3 POWERS OF BOARD – INSPECTIONS/INVESTIGATIONS – MEMBERS OF ARMED FORCES

A. In order to safeguard and protect the health and general welfare of the people of the State of Oklahoma, the State Board of Cosmetology and Barbering is hereby vested with the powers and duties necessary and proper to enable it to fully and effectively carry out the provisions of the Oklahoma Cosmetology and Barbering Act.

B. The Board shall have the powers and duties to:

1. Promulgate rule pursuant to the Administrative Procedures Act relating to standards of sanitation which must be observed and practiced by all cosmetology

- schools, cosmetology salons, barbers, barber instructors, barber apprentices, or barber colleges. The Board shall furnish copies of the rules to the owner or manager of each cosmetology school or cosmetology salon operating in this state. It shall be the duty of each owner or manager to post a copy of the rules in a conspicuous place in each of the establishments or schools;
2. Conduct examinations of applicants for certificates of registration as manicurists, cosmetologists, facial operators, hairbraiding technician, manicurist/nail technician instructor, facial/esthetics instructor, master instructor, cosmetician, barber, barber instructor, or barber apprentice at such times and places determined by the Board. Applications for all examinations shall be made on forms approved by the Board;
 3. Keep a record of all its proceedings. The Board shall keep a record of all applicants for certificates, licenses and permits, showing the name of the applicant, the name and location of the place of occupation of business, if any, and the residence address of the applicant, and whether the applicant was granted or refused a certificate, license or permit. The records of the Board shall be valid and sufficient evidence of matters contained therein, shall constitute public records. Records shall be open to public inspection at all reasonable times and subject to the Oklahoma Open Records Act;
 4. Issue all certificates of registration, licenses, permits, notices and order;
 5. Establish limited specialty licenses for cosmetician, facial/esthetics instructor, hairbraiding technician, manicurist/nail technician instructor, barber, barber instructor, or barber apprentice within the practice of cosmetology or barbering. The Board shall also promulgate rules for special licenses, including but not limited to reduced curriculum requirements, as the Board may deem appropriate and necessary to further the purposes of the Oklahoma Cosmetology and Barbering Act;
 6. Make regular inspections of all cosmetology and barber schools and cosmetology and barber establishments licensed to operate in this state, and reports thereof shall be kept and maintained in the office of the Board;
 7. Make investigations and reports on all violations of the Oklahoma Cosmetology and Barbering Act;
 8. Take samples of beauty supplies for the purpose of chemical analysis; provided, that if the owner demands payment for the sample taken, payment at the regular retail price shall be made;
 9. Refuse, revoke, or suspend licenses, certificates of registration or permits after notice and an opportunity for a full hearing, pursuant to Article II of the

Administrative Procedures Act, on proof of violation of any of these provisions or the rules established by the Board;

10. Entering into any contracts necessary to implement or enforce the provisions of the Oklahoma Cosmetology and Barbering Act or rules promulgated thereto; and

11. Apply to a court of competent jurisdiction for an order enjoining an unlicensed person from practicing cosmetology or barbering or holding himself or herself out as a practitioner of cosmetology or barbering. Injunctive relief granted by the court shall be without bond.

C.1. Any person whose license, certificate of registration, or permit has been suspended or revoked may, after the expiration of thirty (30) days, make application to the Board for reinstatement thereof.

2. Reinstatement of any such license, certificate of registration, or permit shall rest in the sound discretion of the Board.

3. Any action of the Board in refusing, revoking, or suspending a license, certificate of registration, or permit may be appealed to the district court of the county of the appellant's residence pursuant to the Administrative Procedures Act.

D. 1. In any case where a licensee becomes a member of the Armed Forces of the United States, such license shall not lapse by reason thereof but shall be considered and held in full force and effect without further payment of license fees during the period of service in the Armed Forces of the United States and for six (6) months after honorable release from the Armed Forces of the United States the licensee may resume practice pursuant to a license without other or further examination by notifying the Board in writing.

2. The period of time in which the licensee shall have been a member of the Armed Forces of the United States shall not be computed in arriving at the amount of fee or fees due or to become due by such licensee.

SECTION 199.4 EXECUTIVE DIRECTOR

The State Board of Cosmetology and Barbering shall employ an executive director who shall be in charge of the office of the Board. The executive director shall have such qualification as shall be established by rules of the Board; provided, the executive director shall not be actively engaged in the practice of cosmetology or barbering while serving as executive director. The executive director shall:

1. Devote his or her entire time to the duties of the office;
2. Receive salary and benefits as provided by law;

3. Keep and preserve all books and records pertaining to the Board
4. Have authority, in the name of and in behalf of the Board, to issue all licenses, certificates of registration, permits, orders, and notices;
5. Have authority to collect all fees and penalties provided for by the Oklahoma Cosmetology and Barbering Act;
6. Make quarterly reports to the Board of all monies collected and sources from which derived;
7. Have authority to approve payrolls and all claims for the Board;
8. Have authority to employ staff;
9. Keep a continuous inventory of all properties, excluding supplies, belonging to the Board; and
10. Perform such other duties as may be directed by the Board.

SECTION 199.4 POSITIONS AND SALARIES

- A. The State Board of Cosmetology and Barbering shall create positions and fix the salaries of officials and employees necessary to carry out the purposes of the Oklahoma Cosmetology and Barbering Act and the administration thereof.
- B. The employees shall include not less than five nor more than nine cosmetology and barbering inspectors. Only licensed instructors shall be employed as cosmetology or barbering inspectors by the Board.

SECTION 199.6 UNLAWFUL ACTS

The State Board of Cosmetology and Barbering is hereby authorized to promulgate rules for governing the examination and licensure of cosmetologists, manicurists, nail technicians, estheticians, cosmeticians, hair braiding technicians, master instructors, manicurist instructors, esthetics instructors, barbers, and barber instructors. The Board is hereby authorized to govern the sanitary operation of cosmetology and barbering establishments and to administer fines not to exceed Fifty Dollars (\$50.00) for those licensed and not to exceed Five Hundred Dollars (\$500.00) for those not licensed. Each day a violation continues shall be construed as a separate offense.

The State Board of Cosmetology and Barbering shall have the power and duty to implement rules of the Board, to issue and renew licenses, to inspect cosmetology and barbering establishments and schools, and to inspect the sanitary operating practices of cosmetology and barbering licensees, including sanitary conditions of cosmetology and barbering establishments and schools.

It shall be unlawful and constitute a misdemeanor, punishable upon conviction by a fine of not less than Fifty Dollars (\$50.00), nor more than One Hundred Fifty Dollars (\$150.00), or by imprisonment in the county jail for not more than thirty

(30) days, or both such fine and imprisonment, for any person, firm, or corporation in this state to:

1. Operate or attempt to operate a cosmetology school, cosmetology establishment salon, or barber college without having obtained a license therefore from the State Board of Cosmetology and Barbering;
2. Give or attempt to give instruction in cosmetology or barbering, without having obtained an instructor's license from the Board;
3. Practice or offer to practice barbering, cosmetology or manicuring without having obtained a license therefore from the Board;
4. Operate a cosmetic studio without having obtained a license therefore from the Board;
5. Demonstrate a cosmetic preparation without having obtained a demonstrator's license from the Board;
6. Permit any person in one's employ, supervision, or control to practice cosmetology unless that person has obtained an appropriate license from the Board;
7. Willfully violate any rule promulgated by the Board for the sanitary management and operation of a or barber, cosmetology school;

or

8. Violate any of the provisions of the Oklahoma Cosmetology and Barbering Act

D . The provisions of the Oklahoma and Barbering Act shall not apply to the following persons while such persons are engaged in the proper discharge of their professional duties:

1. Funeral directors;
 2. Persons in the Armed Services;
 3. Persons authorized to practice the healing arts or nursing;
- or
4. Regularly employed sales people working in retail establishments engaged in the business of selling cosmetics in sealed packages.

SECTION 199.7 BEAUTY SCHOOLS-EXAM ELIGIBILITY

A. Each cosmetology and barber school shall be licensed annually by the State Board of Cosmetology and Barbering. Application for the first year's license for a cosmetology school shall be accompanied by a fee of Four Hundred Dollars (\$400.00), which shall be retained by the Board if the application is approved and a license is issued. The annual renewal license fee for cosmetology schools shall be One Hundred Twenty-five Dollars (\$125.00).

B. 1. No license or renewal thereof for a cosmetology school shall be issued unless the owner thereof furnishes to the Board a good and sufficient surety bond in the principal sum of Two Thousand Dollars (\$2,000.00) for the first instructor and an additional One Thousand Dollars (\$1,000.00) for each additional instructor, executed by a surety company authorized to do business in this state, and conditioned in the faithful performance of the terms and conditions of all contracts entered into between the owner of the cosmetology or barber school and all persons enrolled therein.

2. The surety bond shall be in a form approved by the Attorney General and filed in the Office of the Secretary of State. Suit may be brought on the bond by any person injured by reason of the breach of the conditions thereof.

C. It shall be the duty of the owner or manager of a cosmetology or barber school to enter into a written contract with all students before permitting students to attend any classes. Contracts shall be made out in triplicate, the original copy to be retained by the school, the duplicate to be given to the student, and the triplicate to be filed with the executive director of the Board.

D. No license for a cosmetology or barber school shall be issued unless the owner thereof presents evidence satisfactory to the Board that the school has satisfactory facilities and equipment and has instructors qualified to give a course of study as provided in the Oklahoma Cosmetology and Barbering Act.

E. There shall be included in the curriculum for cosmetology and barber schools, courses of study in theory of cosmetology and related theory, studies in manipulative practices, sterilization and sanitation, shop management, and such other related subjects as may be approved by the Board.

F. 1. The Board shall adopt a curriculum of required courses of instruction in theory and training of either one thousand five hundred (1,500) clock hours or an equivalent number of credit hours as recognized by the United States Department of Education or a regional or national accreditation entity recognized by the United States Department of Education in a basic course of cosmetology to be taught in all cosmetology or barbering schools in the state. The basic cosmetology or barbering shall be designed to qualify students completing the course to take the examination for a an operator's license.

2. Cosmetology students in vocational, trade, and industrial cosmetology classes in public schools shall qualify by completing one thousand (1,000) hours in a basic course of cosmetology and five hundred (500) hours of approved related subjects to be selected

from, but not limited to, the following high school courses in a public school: psychology, biology, general science, American history, art, typing I, typing II, business arithmetic, salesmanship, bookkeeping I, bookkeeping II, related mathematics, English II, English III and English IV.

G. 1. No person shall be eligible to give instruction in cosmetology or barbering unless the person is the holder of a current unrevoked instructor's license issued by the Board.

2. Each cosmetology or barber school shall employ at least one instructor for the first fifteen students registered therein, and at least one additional instructor shall be employed for each additional group of fifteen students, or major fraction thereof.

H. A cosmetology or barbering school may be operated in and as part of an accredited high school.

I. A cosmetology or barber school owner or cosmetology salon or barber establishment owner shall charge students for cosmetic materials, supplies, apparatus, or machines used by them in practice work, but students shall be required to furnish their own books and hand instruments of trade. A reasonable charge may be made by a cosmetology or barber school for clinical work performed by students upon persons who are not students therein. No instructor shall be permitted to do professional or clinical work in a cosmetology or barber school at any time.

J. No cosmetology salon or barber establishment shall ever be operated in or as a part of a cosmetology school.

K. 1. Students shall:

- a. have an eighth-grade education or the equivalent thereof,
- b. be at least sixteen (16) years of age unless they are public or private school students who will be sixteen (16) years of age by November 1 of the year in which cosmetology or barbering instruction begins, and
- c. be of good moral and ethical character.

2. Credit shall not be given to any person by the Board or by a cosmetology or barber school for hours spent in attending a cosmetology or barber school unless the person has registered with the Board as a student prior to the attendance, except that a student who has attended a cosmetology or barber school out of state may receive credit for such attendance for transfer upon proper certification as provided by rules of the Board.

3. No student shall be credited with more than eight (8) hours' attendance in a cosmetology or barber school in any one (1) day.

4. No person shall be eligible to take the Board-issued examination for an operator's license unless such person is at least seventeen (17) years of age or a high school graduate.

L. 1. No student shall be eligible to take the examination for a Board-issued license without furnishing to the Board the affidavit of the owner of the cosmetology or barber school that the student has satisfactorily completed the requirements specified in paragraph 1 of subsection F of this section, except public and private school students who will complete the requirements specified in paragraph 2 of subsection F of this section by the close of the current school year may take the examination next preceding the end of the school year.

2. Students who are eligible to take the examination shall be given an oral examination if requested by their instructor.

M. No person shall be eligible to register for the examination for an instructor's license unless such person is a high school graduate, or has obtained a General Equivalency Diploma (GED) as to which the applicant shall qualify by tests to be prescribed by the Board and conducted by qualified examiners selected by the Board and has:

1. Satisfactorily completed all hours required for the appropriate specialty course and an additional one thousand (1,000) instructor training hours or thirty-three credit hours prescribed by the Board in a cosmetology school in this state; or

2. Completed all hours required for the appropriate specialty course, five hundred (500) instructor training hours prescribed by the Board in a cosmetology school in this state and has been engaged in the practice of cosmetology for at least the preceding two (2) years.

N. The Board shall have the power to conduct examinations around the state at public locations including, but not limited to technology center schools.

O. Each cosmetology or barber school shall prominently display in a conspicuous place about or to the side of the entrance thereto a sign bearing the words "BEAUTY SCHOOL" or "BARBER SCHOOL", which words shall be in plain letters at least three (3) inches high and at least one (1) inch wide.

SECTION 199.8 APPRENTICES

A. Each person training as an apprentice shall be required to have the same qualifications as a student for admission in to a cosmetology or barber school, and shall be registered with the State Board of Cosmetology and Barbering before commencing the training.

B. No apprentice shall engage in any of the practices of cosmetology or barbering except under the immediate supervision of a licensed instructor in a cosmetology or barber establishment approved by the Board for apprentice training.

the license by paying the regular renewal license fee and a late fee of Ten Dollars (\$10.00), which becomes due two (2) months after the expiration date.

- D. Any person who fails to renew within the required time may make application with subsequent renewal and penalty fees.
- E. Before person may take an examination to renew an expired license after a period of five (5) years, such person shall, after registering for examination, register in a cosmetology for the given number of review hours in accordance with the following timetable and schedule based upon the number of year the license has expired, and upon the type of license held.

Number of Years License Expired License Type	Review License Expired	Hours Required
Basic Cosmetologist	5 years	250 hours
	10 years	500 hours
	15 years or more	1000 hours
Cosmetician	5 years	120 hours
	10 years	200 hours
	15 years or more	250 hours
Manicurist	5 years	120 hours
	10 years	200 hours
	15 years or more	250 hours
Facial Operator	5 years	120 hours
	10 years	200 hours
	15 years or more	250 hours
Hairbraiding Technician	5 years	120 hours
	10 years	200 hours
	15 years or more	250 hours
Master Instructor	5 years	200 hours
	10 years	300 hours
	15 years or more	400 hours
Facial/Esthetics Instructor	5 years	200 hours
	10 years	300 hours
	15 years or more	400 hours
Manicurist/Nail Technician Instructor	5 years	200 hours
	10 years	300 hours
	15 years or more	400 hours

- C. All apprentices must wear a badge which designates them as an apprentice and is furnished by the Board with the apprentice registration receipt.
- D. Only one apprentice may be registered to receive training in any cosmetology or barber establishment at any one time.
- E. Completion of three thousand (3,000) hours of apprentice training in a cosmetology or barber establishment is the equivalent of one thousand five hundred (1,500) hours' training in a cosmetology or barber school and shall entitle the apprentice to take the operator's examination.

SECTION 199.9 FACILITIES – LICENSES REQUIRED

- A. The State Board of Cosmetology and Barbering shall not issue a license for a cosmetology or barber establishment until an inspection has been made for the salon and equipment, including the sanitary facilities thereof. Temporary approval pending inspection may be made upon sworn affidavit by the license applicant that all requirements have been met. No license shall be issued for a cosmetology or barber establishment to be operated in a private home or residence unless the salon is located in a room or rooms not used or occupied for residential purposes.
- B. 1. Except as otherwise provided in the Oklahoma and Barbering Act, it shall be unlawful for any person to practice cosmetology in any place other than a licensed or a cosmetology establishment, or a cosmetology barber school licensed by the Board.
2. In an emergency such as illness, invalidism, or death, a licensed operator may perform cosmetology or barbering services for a person by appointment in a place other than a licensed cosmetology or barber establishment or cosmetology or barber school.
- C. A person licensed as an operator may perform cosmetology services in a barbershop . A person licensed as a barber may perform barbering services in a cosmetology salon. Any salon which provides both cosmetology and barbering services must obtain a license from the Board.

TITLE 59 O.S. SECTION 199.10 EXPIRATION AND RENEWAL OF LICENSES

- A. All licenses issued under the provisions of the Oklahoma Cosmetology Act shall be issued for a period of one (1) year. The expiration date of the license shall be the last day of the month in which the applicant's birthday falls.
- B. Application for renewal must be made on or before the last day of the month in which the applicant's birthday falls, and shall be accompanied by the appropriate fees.
- C. Any person who fails to renew the license within the required time, may make application for renewal at any time within five (5) years from the expiration date of

3. The applicant has continuously engaged in the practices or occupation for which a reciprocity license is applied for at least three (3) years immediately prior to such application.

B. The Board may issue a license without examination to an otherwise qualified applicant from a state, territory or foreign country or province that does not license practitioners if applicant can show adequate proof of having engaged in the practice or occupation for which a license is applied for at least three (3) years immediately prior to such application.

C. An applicant for an instructor's license without examination shall possess the equivalent of a high school education.

D. Payment of the reciprocity fee shall constitute payment of the first annual license fee.

E. The Board may establish by rule any administrative or other fees associated with processing application for licensure without examination.

SECTION 199.14 FEES

A. The following fees shall be charged by the State Board of Cosmetology:

Registration as an apprentice or student	\$ 5.00
Examination for license	\$15.00
Cosmetology school license (initial)	\$400.00
Cosmetology school license (renewal)	\$125.00
Renewal Advanced Operator license (annual)	\$ 25.00
Facial Operator license (annual)	\$ 25.00
Cosmetology Operator license (annual)	\$ 25.00
Manicurist license (annual)	\$ 25.00
Facial/Esthetics Instructor license (annual)	\$ 30.00
Cosmetician license (annual)	\$ 25.00
Hairbraiding Technician (annual)	\$ 25.00
Manicurist/Nail Technician Instructor (annual)	\$ 30.00
Demonstrator license (annual)	\$ 20.00

Master Instructor license (annual)	\$ 30.00
Cosmetology salon license (initial)	\$ 45.00
Cosmetology salon license (renewal)	\$ 30.00
Cosmetic Studio license (initial)	\$ 50.00
Cosmetic Studio license (renewal)	\$ 30.00
Reciprocity license (initial)	\$ 30.00
Reciprocity processing fee	\$ 30.00
Duplicate license (in case of loss or destruction of original)	\$ 5.00
Notary fee	\$ 1.00
Certification of Records	\$ 10.00

B. In addition to the fees specified in subsection A of this section, the Board shall charge a total penalty Ten Dollars (\$10.00), as provided for in Section 199.10 of this title.

C. Any person licensed as an advanced operator prior to July 1, 1985, may renew the advanced cosmetologist license annually by payment of the fee required by this section and by being in compliance with the rules promulgated by the State Board of Cosmetology and Barbering.

**SECTION 199.15 STATE COSMETOLOGY FUND -
REPORT OF FEES AND PENALTIES - CHARGES AGAINST FUND**

A. There is hereby created in the State Treasury for the Oklahoma State Board of Cosmetology and Barbering a revolving fund to be designated the State Cosmetology and Barbering Fund. The fund shall be a continuing fund not subject to fiscal year limitations and shall consist of all fees and penalties collected pursuant to the Oklahoma Cosmetology and Barbering Act or rules promulgated thereto and any other funds obtained or received by the State Board of Cosmetology and Barbering pursuant to the Oklahoma Cosmetology and Barbering Act. All monies accruing to the credit of said fund are hereby appropriated and may be budgeted and shall be expended by the Board for the purposes of implementing, administering and enforcing the Oklahoma Cosmetology and Barbering Act. Expenditures from the fund shall be made upon warrants issued by the State Treasurer against claims filed as prescribed by law with the Director of the Office of Management and Enterprise Services for approval and payment.

B. At the close of each fiscal year the Board shall pay into the General Revenue Fund of the state ten percent (10%) of the gross fees and penalties so charged, collected and received by the Board. Other than the ten percent (10%) all fees and penalties charged and monies collected and received, are hereby dedicated, appropriated and pledged to the accomplishment and fulfillment of the purposes of the Oklahoma Cosmetology and Barbering Act.

C. All expenses, per diem, salaries, wages, travel, rents, printing, supplies, maintenance, and other costs incurred by the Board in the performance of its duty and in accomplishment and fulfillment of the purposes of the Oklahoma Cosmetology and Barbering Act shall be a proper charge against and paid from the State Cosmetology and Barbering Fund. In no event shall any claim or obligation accrue against the State of Oklahoma nor against the Cosmetology and Barbering Fund in excess of the ninety percent (90%) or the amount of fees and penalties collected and paid in to the Treasury pursuant to the provisions of the Oklahoma Cosmetology and Barbering Act.

- F. Each person holding a license shall notify the Board of any change in the mailing address of such person within thirty (30) days after any change.

SECTION 199.11 CAUSES FOR DENIAL REVOCATION OR SUSPENSION OF LICENSE

The State Board of Cosmetology and Barbering is hereby authorized to deny, revoke, suspend, or refuse to renew any license, certificate, or registration that is authorized to issue under the Oklahoma Cosmetology and Barbering Act for any of the following causes:

1. Conviction of a felony as shown by a certified copy of the record of the court;
2. Gross malpractice or gross incompetence;
3. Fraud practiced in obtaining a license or registration;
4. A license or certificate holder's continuing to practice while afflicted with an infectious, contagious, or communicable disease;
5. Habitual drunkenness or addiction to use of habit forming drugs;
6. Advertising by means of statements known to be false or deceptive;
7. Continued or flagrant violation of any rules of the Board, or continued practice by a Board licensee in a cosmetology salon or Barber shop wherein violations of the rules of the Board are being committed within the knowledge of the operator;
8. Failure to display license or certificate as required by the Oklahoma Cosmetology and Barbering Act;
9. Continued practice of cosmetology or barbering after expiration of a license therefore;
10. Employment by a salon or barber shop owner or manger of any person to perform any of the practices of cosmetology or barbering who is not duly licensed to perform the services; or
11. Practicing cosmetology in an immoral or unprofessional manner.

SECTION 199.13 RECIPROCITY

A. The State Board of Cosmetology may issue a reciprocity license without examination to an otherwise qualified applicant if:

1. The applicant has complied with the requirements of another state, territory or foreign country or province;
2. The applicant holds a current license from a state, territory, or province whose the requirements for registration are substantially equal to those in force in this state at the time of filing application for a reciprocity license; and