

**TITLE 175. STATE BOARD OF COSMETOLOGY AND BARBERING  
CHAPTER 10. LICENSURE OF COSMETOLOGISTS, BARBERS, SCHOOLS AND  
RELATED ESTABLISHMENTS**

**RULEMAKING ACTION:**

Rule Impact Statement

**PROPOSED RULES:**

Subchapter 3. Licensure of Schools

175:10-3-16 [AMENDED]

175:10-3-34 [AMENDED]

175:10-3-37 [AMENDED]

175:10-3-38 [AMENDED]

175:10-3-39 [AMENDED]

175:10-3-41 [AMENDED]

175:10-3-42 [AMENDED]

175:10-3-43 [AMENDED]

175:10-3-44 [AMENDED]

175:10-3-45 [AMENDED]

175:10-3-46 [AMENDED]

175:10-3-55 [AMENDED]

**BRIEF DESCRIPTION OF THE PURPOSE OF THE PROPOSED RULE:**

The Board promulgated rules that were finally adopted on June 13, 2017. However, some of the amended rules deleted language which rendered parts of the rules in conflict with 59 O.S. § 199.7 of the Oklahoma Cosmetology and Barbering Act. The proposed emergency rules restore the deleted language so that the rules come back into compliance with Section 199.7.

**DESCRIPTION OF THE CLASSES OF PERSONS WHO MOST LIKELY WILL BE AFFECTED BY THE PROPOSED RULE, INCLUDING CLASSES THAT WILL BEAR THE COSTS OF THE PROPOSED RULE, AND ANY INFORMATION ON COST IMPACTS RECEIVED BY THE AGENCY FROM ANY PRIVATE OR PUBLIC ENTITIES:**

Cosmetology and barbering students; cosmetology and barber schools. There are no anticipated costs for compliance as the amendments implement current statutory requirements.

**DESCRIPTION OF THE CLASSES OF PERSONS WHO WILL BENEFIT FROM THE PROPOSED RULE:**

The general public; cosmetology and barbering students; cosmetology and barber schools; cosmetology and barber establishments; licensed cosmetologists and barbers.

**DESCRIPTION OF THE PROBABLE ECONOMIC IMPACT OF THE PROPOSED RULE UPON AFFECTED CLASSES OF PERSONS OR POLITICAL SUBDIVISIONS, INCLUDING A LISTING OF ALL FEE CHANGES AND, WHENEVER POSSIBLE, A SEPARATE JUSTIFICATION FOR EACH FEE CHANGE:**

The rules contain no fee changes. There is no anticipated economic impact on affected persons or any political subdivision.

**PROBABLE COSTS AND BENEFITS TO THE AGENCY AND TO ANY OTHER AGENCY OF THE IMPLEMENTATION AND ENFORCEMENT OF THE PROPOSED RULE, THE SOURCE OF REVENUE TO BE USED FOR IMPLEMENTATION AND ENFORCEMENT OF THE PROPOSED RULE, AND ANY ANTICIPATED EFFECT ON STATE REVENUES, INCLUDING A PROJECTED NET LOSS OR GAIN IN SUCH REVENUES IF IT CAN BE PROJECTED BY THE AGENCY:**

Implementation of the rule will be performed by existing Board personnel. No other agency will participate in implementing or enforcing the rules. There is no projected net loss or gain to state revenues.

**DETERMINATION OF WHETHER IMPLEMENTATION OF THE PROPOSED RULE WILL HAVE AN ECONOMIC IMPACT ON SMALL BUSINESS AS PROVIDED BY THE OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT:**

The Board is a Title 59 agency and is exempt from the Oklahoma Small Business Regulatory Flexibility Act reporting requirement pursuant to 75 O.S. § 502(1).

**EXPLANATION OF THE MEASURES THE AGENCY HAS TAKEN TO MINIMIZE COMPLIANCE COSTS AND A DETERMINATION OF WHETHER THERE ARE LESS COSTLY OR NONREGULATORY METHODS OR LESS INTRUSIVE METHODS FOR ACHIEVING THE PURPOSE OF THE PROPOSED RULE:**

There are no compliance costs to minimize. There is no less costly, nonregulatory method or less intrusive method for achieving the purpose of the proposed rule.

**DETERMINATION OF THE EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT AND, IF THE PROPOSED RULE IS DESIGNED TO REDUCE SIGNIFICANT RISKS TO THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT, AN EXPLANATION OF THE NATURE OF THE RISK AND TO WHAT EXTENT THE PROPOSED RULE WILL REDUCE THE RISK:**

The proposed rules affect public health and safety by complying with the requirements of 59 O.S. § 199.7 regarding student contracts and the computation of credit hours in cosmetology and barbering courses.

**DETERMINATION OF ANY DETRIMENTAL EFFECT ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT IF THE PROPOSED RULE IS NOT IMPLEMENTED:**

The proposed rules are necessary to comply with the requirements of 59 O.S. § 199.7.

**DATE THE RULE IMPACT STATEMENT WAS PREPARED AND IF MODIFIED, THE DATE MODIFIED:**

September 11, 2017