

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House  
(317) 232-9855

**FISCAL IMPACT STATEMENT**

**LS 8116**  
**BILL NUMBER: HB 1755**

**DATE PREPARED:** Jan 20, 1999  
**BILL AMENDED:**

**SUBJECT:** Occupational licensing.

**FISCAL ANALYST:** Bernadette Bartlett  
**PHONE NUMBER:** 232-9586

**FUNDS AFFECTED:  GENERAL**  
**DEDICATED**  
**FEDERAL**

**IMPACT:** State

**Summary of Legislation:** This bill provides that a board that regulates occupations or professions may deny licensure to an applicant who has had disciplinary action taken against the applicant or the applicant's license in another jurisdiction or who has practiced without a license in violation of the law.

An auctioneer who seeks to reinstate an inactive auctioneer license must complete the continuing education requirement for the most recent licensure period during which the license was active. Continuing education hours completed to reinstate an inactive auctioneer license may not also be applied toward the next licensure period.

This bill changes the application requirements for the following: cosmetology school licenses, esthetics instructor licenses, electrology instructor licenses, cosmetologist licenses, manicurist licenses, shampoo operator licenses, and esthetician licenses. If a student in a cosmetology school presents to the school a valid license issued by the State Board of Cosmetology Examiners, the school shall provide credit toward the student's current program for the hours formerly completed in a cosmetology school in specified subjects. This bill voids an administrative rule that provides that hours obtained in one course at a cosmetology school may not be credited toward another course.

The bill also provides that the required sign at the entrance of a salon must indicate that the establishment is licensed as one of the following: a cosmetology salon, an electrology salon, a manicuring salon, or an esthetic salon. A manicurist is allowed to operate a mobile salon from which the manicurist serves customers at the customers' homes or businesses, if the manicurist maintains a permanent base where the manicurist stores and sanitizes the salon's equipment. A cosmetology professional is prohibited from using products containing methyl methacrylate (MMA). A cosmetology professional who uses products containing MMA is subject to disciplinary sanctions.

The registration fee for a land surveyor is changed from a minimum of \$50 to a maximum of \$50.

**Effective Date:** Upon passage; July 1, 1999.

**Explanation of State Expenditures:**

**Explanation of State Revenues:** This bill provides that a board that regulates occupations or professions may deny licensure to an applicant under certain conditions. This provision may have a minimal effect on revenues collected from license fees. If the passage of the bill results in fewer applications, revenue collected from license fees would decrease.

Allowing auctioneers who seeks to reinstate an inactive auctioneer license to complete the continuing education requirement for the most recent licensure period could result in an increase in reinstatements. The overall impact, however, is not expected to be significant.

A cosmetology professional who uses products containing MMA is subject to disciplinary sanctions. Disciplinary actions can include a civil fine of up to \$1,000. Civil fines are deposited in the State General Fund.

The remaining provisions of the bill should have no fiscal impact.

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:** Professional Licensing Agency.

**Local Agencies Affected:**

**Information Sources:** Charles Hear, Legal Counsel, Professional Licensing Agency (317) 232-5954.