



Reprinted
February 3, 1999

HOUSE BILL No. 1014

DIGEST OF HB 1014 (Updated February 2, 1999 3:55 pm - DI 101)

Citations Affected: IC 25-6.1; IC 25-8.

Synopsis: Continuing education for auctioneers and cosmetology professionals. Removes provision prohibiting an individual from performing an act that requires an auctioneer license when the individual has been granted a waiver from the continuing education requirement for license renewal. Allows a cosmetology professional to apply to the state board of cosmetology examiners for a waiver or modification of the board's continuing education requirements if the cosmetology professional has completed 12 years of service as a cosmetology professional. Requires that a waiver granted to a cosmetology professional who has completed 12 years of service must state that no further continuing education is required of the cosmetology professional.

Effective: July 1, 1999.

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January 6, 1999, read first time and referred to Committee on Commerce and Economic Development.
January 28, 1999, reported — Do Pass.
February 2, 1999, read second time, amended, ordered engrossed.

HB 1014—LS 6068/DI 101+



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First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

HOUSE BILL No. 1014

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 25-6.1-9-9 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 9. (a) The commission
3 may grant an applicant a waiver from all or part of the continuing
4 education requirement for the renewal period if the applicant was not
5 able to fulfill the requirement due to a hardship that resulted from any
6 of the following conditions:

- 7 (1) Service in the armed forces of the United States during a
8 substantial part of the renewal period.
9 (2) An incapacitating illness or injury.
10 (3) Other circumstances determined by the commission.

11 (b) ~~An individual granted a waiver under subsection (a) may not~~
12 ~~perform an act that requires an auctioneer license until the individual~~
13 ~~has fulfilled the continuing education requirement under section 1 of~~
14 ~~this chapter.~~

15 SECTION 2. IC 25-8-15-9 IS AMENDED TO READ AS
16 FOLLOWS: Sec. 9. (a) A cosmetology professional may apply in
17 writing to the board for a waiver or modification of the continuing

HB 1014—LS 6068/DI 101+



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1 education requirements if the cosmetology professional:
 2 (1) establishes that an emergency existed during the period for
 3 which the continuing education was required;
 4 (2) has had an incapacitating illness verified by the applicant and
 5 a licensed physician;
 6 (3) is licensed in another state that requires at least sixteen (16)
 7 hours of continuing education, and the cosmetology professional
 8 submits written verification to the board of compliance with the
 9 requirements of the other state; ~~or~~
 10 (4) was prevented from completing the continuing education
 11 requirement because of active military duty during the period for
 12 which the continuing education was required; **or**
 13 **(5) has completed twelve (12) years of service as a**
 14 **cosmetology professional.**
 15 (b) **Except as provided in subsection (c), a** ~~A~~ waiver granted by
 16 the board for an emergency, an illness, or military service of less than
 17 one (1) year shall state that the continuing education requirement is
 18 cumulative and that the required education must be completed and
 19 satisfactory proof of completion must be filed with the board before the
 20 license may be renewed. All other waivers must contain a continuing
 21 education requirement as determined by the board on a waiver by
 22 waiver basis and must state that the required education must be
 23 completed and satisfactory proof of completion of the required
 24 education must be filed with the board before the license may be
 25 renewed.
 26 (c) **A waiver granted for a person who has completed twelve (12)**
 27 **years of service as a cosmetology professional shall state that no**
 28 **further continuing education is required.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Commerce and Economic Development, to which was referred House Bill 1014, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

CROOKS, Chair

Committee Vote: yeas 12, nays 0.

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HOUSE MOTION

Mr. Speaker: I move that House Bill 1014 be amended to read as follows:

Page 1, after line 14, begin a new paragraph and insert:

"SECTION 2. IC 25-8-15-9 IS AMENDED TO READ AS FOLLOWS: Sec. 9. (a) A cosmetology professional may apply in writing to the board for a waiver or modification of the continuing education requirements if the cosmetology professional:

- (1) establishes that an emergency existed during the period for which the continuing education was required;
- (2) has had an incapacitating illness verified by the applicant and a licensed physician;
- (3) is licensed in another state that requires at least sixteen (16) hours of continuing education, and the cosmetology professional submits written verification to the board of compliance with the requirements of the other state; ~~or~~
- (4) was prevented from completing the continuing education requirement because of active military duty during the period for which the continuing education was required; ~~or~~
- (5) has completed twelve (12) years of service as a cosmetology professional.**

(b) ~~Except as provided in subsection (c), a~~ **A** waiver granted by the board for an emergency, an illness, or military service of less than one (1) year shall state that the continuing education requirement is cumulative and that the required education must be completed and satisfactory proof of completion must be filed with the board before the license may be renewed. All other waivers must contain a continuing education requirement as determined by the board on a waiver by waiver basis and must state that the required education must be completed and satisfactory proof of completion of the required education must be filed with the board before the license may be renewed.

(c) A waiver granted for a person who has completed twelve (12) years of service as a cosmetology professional shall state that no further continuing education is required."

(Reference is to HB 1014 as printed January 29, 1999.)

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