

LCB File No. R030-08

**PROPOSED REGULATION OF THE
STATE BOARD OF COSMETOLOGY**

(This draft replaces the one posted February 13, 2008)

(The provisions relating to practice before the State Board of Cosmetology
have been removed from this regulation and are now located in R078-08)

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted

NAC 644.0476 Instructors: Credit for advanced training; continuing education. (NRS 644.110, 644.195, 644.1955, 644.197)

1. An instructor may receive credit for the 30 hours of advanced training required pursuant to NRS 644.195, 644.1955 or 644.197 if:

(a) The instructor has received 15 hours of instruction from professional classes or seminars, or both, on hair, skin and nail care, sponsored by a professionally recognized company or natural person approved by the Board, or has received 30 hours of continuing education in any of the following areas:

- (1) Biology;
- (2) Business Administration;
- (3) Chemistry;
- (4) Communication studies;
- (5) Computers;
- (6) Cardiopulmonary resuscitation or first-aid training;
- (7) Educational administration;
- (8) Emergency medical services;
- (9) English;
- (10) Foreign languages;
- (11) General education, with an emphasis on teaching methods;
- (12) Human services, including counseling;
- (13) Management;
- (14) Psychology;
- (15) Sign language;
- (16) Sociology;
- (17) Special education; or
- (18) Teaching methods;

(b) The instructor has received two credits or 30 hours of instruction from courses offered at a university or community college in the areas specified in paragraph (a);

(c) The instructor has received 30 hours of instruction ~~from classes on professional time management that are sponsored by an organization approved by the Board~~ *for courses relating to business, professional or management skills from a qualified organization or instructor approved by the Board prior to the course being presented*; or

(d) The instructor has received 30 hours of instruction in in-service classes.

2. A school of cosmetology may conduct in-service classes for the purposes of this section. Such classes must be conducted by a person who holds a current teaching license from the

Superintendent of Public Instruction and is authorized to teach in the school district in which the in-service class is being conducted.

3. All hours for credits for continuing education must be properly documented in written format, including, but not limited to, report cards, certificates of completion or letters which verify that the licensee attended the class and the number of hours earned. If the information documenting the hours taken is not clearly indicated on the documents provided to the Board, the documents will not be accepted. All documents submitted as evidence that the licensee has met the requirements for continuing education must be submitted during the period provided by the Board for the renewal of the license, together with the renewal slip and the required pictures and fees. The falsification of any such documents, or any information contained therein, is a ground for disciplinary action against the licensee.

NAC 644.0479 Instructors: Application for provisional license. (NRS 644.110, 644.193)

1. The written verification of the completion of education required by paragraph (a) of subsection 1 of NRS 644.193 must be a copy of the applicant's:

- (a) High school diploma;
- (b) High school equivalency certificate; or
- (c) Transcript of high school grades showing successful completion of the 12th grade.

2. The written verification of prior experience required by paragraph (b) of subsection 1 of NRS 644.193 must be in the form of:

(a) An approved affidavit or statement:

(1) Properly drafted, signed and notarized by the employer or employers for whom the applicant was working at the time the experience was gained; and

(2) Showing that the person has at least ~~{3}~~ *1* ~~{years}~~ *year* of experience as a full-time licensed cosmetologist, aesthetician or manicurist; or

(b) Federal tax ~~{returns}~~ *return* of the applicant, including all applicable forms and schedules, which clearly show that the applicant earned at least \$5,200 in ~~{each}~~ *that* tax year practicing cosmetology ~~{during the 3-year period}~~.

3. The two ~~{current photographs required to be submitted}~~ *copies of the same photograph taken within ninety days prior to the submittal of the application* pursuant to paragraph (e) of subsection 1 of NRS 644.193 must be 1 1/2 by 1 1/2 inches in size *and of a quality set forth by the Board, on the back of which are written the name and address of the applicant.*

4. An applicant for a provisional license as an instructor shall provide the Board with proof that he is enrolled in a licensed school of cosmetology and his enrollment form must be submitted to the Board.

NAC 644.0502 Application for licensure as cosmetologist, hair designer, manicurist or aesthetician. (NRS 644.110, 644.210) An applicant for examination for a license as a cosmetologist, hair designer, manicurist or aesthetician pursuant to NRS 644.200, 644.204, 644.205 or 644.207, respectively, must provide:

1. A notarized affidavit from the applicant establishing the successful completion by the applicant of the 10th grade in school or its equivalent.

2. *The ~~{Two current photographs of the applicant that are}~~ two copies of the same photograph taken within ninety days prior to the submittal of the application pursuant to paragraph (e) of subsection 1 of NRS 644.193 must be 1 1/2 by 1 1/2 inches in size and of a*

quality set forth by the Board, on the back of which are written the name and address of the applicant.

3. The applicable fees.

4. ~~[The]~~ Pursuant to NRS 644.214 and federal law the applicant shall complete, sign and submit the “Child Support Information Sheet” that includes the applicant’s social security number ~~[of the applicant]~~.

5. One of the following documents as proof of the age of the applicant:

(a) A photocopy of the birth certificate of the applicant;

(b) A copy of a current driver’s license issued to the applicant;

(c) A copy of a current passport issued to the applicant; or

(d) A copy of a current identification card issued to the applicant by the Department of Motor Vehicles pursuant to the provisions of NRS 483.810 to 483.890, inclusive.

NAC 644.0503 Application for licensure as demonstrator of cosmetics. (NRS 644.110, 644.206) An applicant for examination for a license as a demonstrator of cosmetics must submit to the Board:

1. A completed application on a form furnished by the Board;

2. A copy of his current identification;

3. The applicable fees;

4. ~~The [Two current photographs of the applicant that are]~~ two copies of the same photograph taken within ninety days prior to the submittal of the application pursuant to paragraph (e) of subsection 1 of NRS 644.193 must be 1 1/2 by 1 1/2 inches in size and of a quality set forth by the Board, on the back of which are written the name and address of the applicant; and

5. ~~[The]~~ Pursuant to NRS 644.214 and federal law the applicant shall complete, sign and submit the “Child Support Information Sheet” that includes the applicant’s social security number ~~[of the applicant]~~.

NAC 644.0504 Examination for licensure as hair designer. (NRS 644.110, 644.244) An examination for licensure as a hair designer will include, but is not limited to, a test on:

1. ~~[Sanitation]~~ Infection control and safety;

2. ~~[Knowledge of the]~~ The provisions of ~~[this chapter and]~~ chapter 644 of NRS and regulations adopted thereto;

3. Chemical treatments; and

4. ~~[Haircutting;]~~ Any other practice or procedure approved by the Board.

~~[5. Hot work; and]~~

~~[6. Shampoo.]~~

NAC 644.0506 Examination for licensure as manicurist. (NRS 644.110, 644.245)

~~[1.]~~ An examination for licensure as a manicurist will include, but is not limited to, a test on:

(a) ~~[Sanitation]~~ Infection control and safety;

(b) ~~[Knowledge of the]~~ The provisions of ~~[this chapter and]~~ chapter 644 of NRS and regulations adopted pursuant thereto; and

(c) ~~[The performance of a manicure of one hand, including the massage of the hand and forearm; and]~~ Any practices and procedures approved by the Board.

~~[(d) The completion of a sculptured nail on one finger and the application of one tip with a fabric wrap.~~

~~—2. An examination for licensure as a manicurist may also include, without limitation, a test on the performance of a pedicure on one foot, including a foot massage up to the knee.]~~

NAC 644.0508 Examination for licensure as aesthetician. (NRS 644.110, 644.247) An examination for licensure as an aesthetician will include, but is not limited to, a test on:

1. ~~[Sanitation]~~ *Infection control* and safety;
2. ~~[Knowledge of the]~~ *The* provisions of ~~[this chapter and]~~ chapter 644 of NRS *and regulations adopted pursuant thereto*;
3. ~~[Performance of a manual facial, including skin analysis, cleaning, scientific manipulation, packs and masks]~~ *Chemical treatments; and*
4. ~~[Performance of the arching of an eyebrow, including the use of wax and manual and electric tweezers; and]~~ *Any other practice or procedure approved by the Board.*

~~[5. Performance and analysis of the application of complete and corrective make-up and the application of false eyelashes.]~~

NAC 644.051 Examination for licensure as cosmetologist: Scope of examination. (NRS 644.110, 644.240) An examination for licensure as a cosmetologist will include, but is not limited to, a test on:

1. ~~[Sanitation]~~ *Infection control* and safety;
 2. ~~[Knowledge of the]~~ *The* provisions of ~~[this chapter and]~~ chapter 644 of NRS *and the regulations adopted pursuant thereto*;
 3. Chemical treatments; *and*
 4. ~~[Haircutting;]~~ *Any other practice or procedure approved by the Board.*
- ~~[5. Arching of the eyebrow;~~
- ~~—6. Hot work;~~
- ~~—7. Shampoo; and~~
- ~~—8. Manicure, pedicure, and wrapping and extending fingernails.]~~

NAC 644.0545 Provisional ~~[license as instructor]~~ instructor license. (NRS 644.110, 644.193) The *Board shall annually review and set the* fee for a provisional license as an instructor ~~[is \$70]~~ *within the ranges set forth pursuant to NRS 644.193.*

NAC 644.070 Offices. (NRS 644.080, 644.110) The ~~[Board's principal place of business is 1785 East Sahara Avenue, Suite 255, Las Vegas, Nevada 89104. A branch office is located at 4600 Kietzke Lane, Building K, Suite 221, Reno, Nevada 89502.]~~ *Board shall maintain a minimum of two offices. The principal office of the Board will be located in the Las Vegas region and a second office shall be located in the Reno/Sparks region of the State of Nevada. The Board shall maintain the locations and contact information for its offices on the Board's Internet accessible website.*

NAC 644.085 Minimum requirements for equipment. (NRS 644.110, 644.120, 644.380) ~~[Each school must have the following working]~~ *The Board shall set the minimum requirements for equipment for schools of cosmetology. The Board may modify the minimum*

requirements whenever it deems appropriate and necessary. Whenever there is a need to modify the minimum requirements for equipment the Board shall:

1. ~~[Ten shampoo bowls that are located so that all 10 bowls may be in use at the same time.]~~
Conduct a hearing on the proposed changes to allow for public input;

2. ~~[Ten hair dryers, each of which must be equipped with a chair and a device that releases air on the client's hair. For the purpose of this subsection, a handheld blow dryer does not constitute a hair dryer.]~~ *After conducting the hearing, the Board, at its next regularly scheduled or special meeting that has been noticed, in accordance with the NRS Chapter 241, approve the proposed changes; and*

3. ~~[Two facial chairs]~~ *Upon adoption of the minimum requirements for equipment, the Board shall post the requirements on the Board's Internet website and provide each school of cosmetology with a document containing the adopted minimum equipment requirements.*

~~[4. Ten manicure tables or bars, and stools.~~

~~—5. Adequate wet and dry disinfectants that are registered with the Environmental Protection Agency.~~

~~—6. Hot work equipment consisting of:~~

~~—(a) Five electric heaters.~~

~~—(b) Combs, as follows:~~

~~——(1) Fine teeth combs;~~

~~——(2) Coarse teeth combs;~~

~~——(3) Five electric pressing combs;~~

~~——(4) One shampoo comb per student;~~

~~——(5) Hard rubber combs; and~~

~~——(6) Styling combs.~~

~~—(c) Curling irons, as follows:~~

~~——(1) Twenty marcelling irons with revolving handles; and~~

~~——(2) One electric curling iron per student.~~

~~—(d) Oils and conditioners consisting of:~~

~~——(1) Pressing oils;~~

~~——(2) Scalp conditioners;~~

~~——(3) Hair conditioners for pressed hair made without a soap base, such as petroleum jelly;~~

~~——(4) Curling creams made with wax or other acceptable oils; and~~

~~——(5) Products for cleaning curling irons.~~

~~—7. Ten dozen cold wave rods of assorted sizes.~~

~~—8. One covered container for hairpins, clips, nets and similar items for each student.~~

~~—9. Five brushes, furnished by the school, for each student.~~

~~—10. Closed waste containers of sufficient size and in sufficient quantity to permit the disposal of all refuse and waste matter by the school and its students.~~

~~—11. One block, weft or mannequin on a firm stand for each beginning student.~~

~~—12. One time clock which punches the date and time on time cards, or a computer or any other device approved by the Board, for use by the students to record their hours of training at the school.~~

~~—13. Two shampoo capes for each student.~~

~~—14. One chair for each student, or a sufficient number of tables and chairs for all of the students, in classes on theory.~~

- ~~—15. Mirrors, worktables and styling chairs of sufficient number to accommodate the students enrolled.~~
- ~~—16. At least one textbook per student and adequate reference material, charts, teaching aids and other materials to support the instruction in the school.~~
- ~~—17. Adequate and safe electrical outlets.]~~

NAC 644.105 Instruction of students; badges; limitation on practice of cosmetology by students; student instructors. (NRS 644.110, 644.395, 644.400, 644.408)

1. A school of cosmetology shall maintain a staff of licensed instructors who are competent to give instruction in all subjects of its curriculum, including the subjects required by regulation of the Board.

~~[2. Any student who fails to attend the instruction in theory on a particular day may remain in school for the duration of the day and receive training in another facet of cosmetology not related to the participation of patrons.]~~

~~[3]~~ 2. Each student in cosmetology or hair designing shall wear a badge with the word “freshman” inscribed on it. This badge may not be removed, and the student may not work on the public until the student has completed a preliminary training period of 300 hours.

~~[4]~~ 3. Each student in manicuring shall wear a badge with the word “freshman” inscribed on it. The badge may not be removed, and the student may not work on the public until the student has completed a preliminary training period of 100 hours.

~~[5]~~ 4. Each student in aesthetics shall wear a badge with the word “freshman” inscribed on it. This badge must not be removed, and the student may not work on the public until the student has completed a preliminary training period of 150 hours.

~~[6]~~ 5. Each student in electrolysis shall wear a badge with the word “freshman” inscribed on it. This badge must not be removed, and the student may not work on the public until the student has completed a preliminary training period of 160 hours.

~~[7]~~ 6. Students shall not practice at home or in a cosmetological establishment and shall not give demonstrations other than those required of them by the school of cosmetology.

~~[8]~~ 7. No instructor in a licensed school of cosmetology may, during the hours in which he is on duty as an instructor, devote his time to the public or to the private practice of cosmetology for compensation. Each instructor shall devote his full time during the hours he is on duty as an instructor ~~[to instructing students].~~

~~[9]~~ 8. A student instructor must:

- (a) Be under the direct supervision of an instructor licensed by the Board;
- (b) Receive at least 700 *of the 1,000* hours of instruction in teaching methods and techniques; and
- (c) Not be used as a student operator.

NAC 644.110 Time records. (NRS 644.110, 644.400)

1. Each student shall register the time of day on a time record at the beginning of each day of training and at the completion of his training for the day. The student shall also document on a time record the period of each break that he takes during his day. To record the period of his breaks, a student may use a time record which is separate from that which is used to record the beginning and ending of his day.

2. A time record which contains any error may be changed only by authorization of the registrar and the instructor. The authorization must be evidenced by the initials of the registrar and instructor on the time record.

3. Original time records are the property of the school and must be maintained on school property at all times during the enrollment of the student to whom the time record pertains. A student, on request, is entitled to receive a copy of any of his time records from the school, unless he owes money to the school for tuition or fees for the period covered by his time records. The school shall provide the requested time records:

(a) Within 3 business days, if the request is made in connection with the withdrawal of the student from the school; or

(b) Within 10 business days after the request under any other circumstances.

4. All time records of a student must be maintained by the school for validation by the Board ~~[upon the completion of or withdrawal from the training by the student].~~

The time records shall be kept orderly and current. The Board shall have access to all time records from enrollment through completion or withdrawal.

NAC 644.115 Curriculum for cosmetologists; exemption for barbers in certain circumstances. (NRS 644.110, 644.400)

1. Each school of cosmetology must offer the following subjects for training barbers and students to be cosmetologists:

(a) Blow-drying.

(b) Dispensary.

(c) Extensions and wrapping of nails.

(d) Facials, arching, skin and make-up.

(e) Finger waving.

(f) Hair coloring.

(g) Haircutting.

(h) Manicuring.

(i) Miscellaneous practical and technical instruction. After completing 1,200 hours of training, a student may obtain ~~[40]~~ 16 hours of credit for field trips ~~[to cosmetological establishments, if a record of each trip is signed by a representative of the school.]~~ *under the direct supervision of an instructor. Upon completion of the field trip a record of the field trip shall be prepared by the instructor, signed by the student and [by the operator in charge of the cosmetological establishment. Each field trip must have at least two students in attendance] instructor, and maintained by the registrar of the school as part of the student's time records.*

(j) Modeling.

(k) The provisions of chapter 644 of NRS and the regulations adopted pursuant thereto.

(l) Pedicuring.

(m) Permanent waving and chemical straightening.

(n) Reception desk training.

(o) Salon management.

(p) Scalp treatments.

(q) Shampooing and rinses.

(r) Skipwaving.

(s) Theory, with a minimum of 50 hours mandatory for students who are barbers and 250 hours mandatory for all other students.

- (t) Thermal straightening, curling and marcelling.
- (u) Wet hairdressing.
- (v) Wigs and hairpieces.

2. If a barber enrolls in a school of cosmetology, the school shall administer an examination to determine his areas of knowledge. The school may, if it deems it appropriate, excuse a barber from any of the subjects listed in subsection 1.

3. As used in this section:

- (a) "Barber" means a practitioner of barbering as defined in subsection 6 of NRS 643.010 who is studying to become a cosmetologist.
- (b) "Student" means a person receiving instruction in a school of cosmetology.

NAC 644.116 Curriculum for hair designers. (NRS 644.110, 644.400)

1. A school of cosmetology must offer the following subjects for training hair designers:

- (a) Blow-drying;
- (b) Dispensary;
- (c) Finger waving;
- (d) Hair coloring;
- (e) Haircutting;
- (f) Modeling;
- (g) The provisions of chapter 644 of NRS and the regulations adopted pursuant thereto;
- (h) Permanent waving and chemical straightening;
- (i) Reception desk training;
- (j) Salon management;
- (k) Scalp treatment;
- (l) Shampooing and rinses;
- (m) Skipwaving;
- (n) Theory, with a minimum of 150 hours mandatory;
- (o) Thermal straightening, curling or marcelling;
- (p) Wet hairdressing; and
- (q) Wigs and hairpieces.

2. ~~[A student who completes]~~ *Miscellaneous practical and technical instruction. After completing 900 hours of training, a student may [receive] obtain [up to 30] 16 hours of credit for field trips [to cosmetological establishments] under the direct supervision of an instructor. [The school must record each trip on a form signed by a representative of the school,] Upon completion of the field trip a record of the field trip shall be prepared by the instructor, signed by the student and instructor, and maintained by the registrar of the school as part of the student's time records [the operator in charge of the cosmetological establishment. To receive credit for a field trip, the field trip must have at least two students in attendance].*

NAC 644.117 Curriculum for aestheticians. (NRS 644.110, 644.400)

1. Each school of cosmetology shall offer the following subjects for training students to be aestheticians:

- (a) Massaging of the body ~~[, including the face]~~.
- (b) Removal of hair of the body, including the face.
- (c) Treatment of the skin.
- (d) Packs and masks.

- (e) Application of make-up.
- (f) Application of false eyelashes.
- (g) Arching of eyebrows.
- (h) Tinting of eyelashes and eyebrows.
- (i) Lightening of hair on the body, except the scalp.
- (j) Theory, 150 hours.

~~[(k) Training in the use of:]~~

~~[(1)] 2. [Electrical devices which use high-frequency current in the treatment of the skin, including, but not limited to: Training in the use of electrical and mechanical devices for the care and treatment of skin that is approved by the Board.~~

- ~~—— (I) A device equipped with a brush to cleanse the skin.~~
- ~~—— (II) An electrical device which uses galvanic current for the treatment of the skin.~~
- ~~—— (III) A device which applies a mixture of steam and ozone to the skin.~~
- ~~—— (IV) A device which is used to spray water or other liquids on the skin and to stimulate circulation in the skin.~~
- ~~—— (2) Any mechanical device for the care and treatment of skin which is approved by the Board.]~~

↪ The provisions of this paragraph do not apply to a student who was enrolled in a school of cosmetology before November 24, 1987.

~~[(1)] 3. Any other practical or technical instruction which the Board may require.~~

4. The provisions of chapter 644 of NRS and the regulations adopted pursuant thereto.

[2] 5. Miscellaneous practical and technical instruction. ~~[A student who completes] After completing~~ 450 hours of training, **a student may obtain** ~~[is entitled to receive up to 18] 8~~ hours of credit for ~~[visits to cosmetological establishments in order to observe the cosmetological establishments if a record of each such visit is]~~ **field trips under the direct supervision of an instructor. Upon completion of the field trip a record of the field trip shall be prepared by the instructor,** signed by the student **and instructor,** ~~[a representative of the school and the operator in charge of the cosmetological establishment. Each such visit must have at least two students in attendance]~~ **and maintained by the registrar of the school as part of the student's time records.**

NAC 644.120 Curriculum for manicurists. (NRS 644.110, 644.400)

1. The following subjects constitute the curriculum for manicurists:

- (a) Manicuring.
- (b) Modeling.
- (c) The provisions of chapter 644 of NRS and the regulations adopted pursuant thereto.
- (d) Pedicuring.
- (e) Theory, 80 hours.
- (f) Wraps and extensions for nails.
- (g) Any other practical or technical instruction which the Board may require.

2. Miscellaneous practical and technical instruction. ~~[A student who completes] After completing~~ 375 hours of training, **a student** ~~[is entitled to receive up to 15] may obtain 8~~ hours of credit for ~~[visits to cosmetological establishments in order to observe the cosmetological establishments if a record of each such visit is]~~ **field trips under the direct supervision of an instructor. Upon the completion of the field trip a record of the field trip shall be prepared by the instructor,** signed by the student **and instructor,** ~~[a representative of the school and the operator in charge of the cosmetological establishment. Each such visit must have at least two~~

~~students in attendance]~~ and maintained by the registrar of the school as part of the student's time records.

NAC 644.123 Curriculum for student instructors. (NRS 644.110, 644.400) The following subjects constitute the curriculum for student instructors:

1. Teaching methods.
2. Developing measurable objectives for performance.
3. Lesson planning.
4. Use of teaching aids.
5. Use of questioning and problem-solving strategies.
6. Classroom management.

7. ~~[Nevada law and regulations]~~ *The provisions of chapter 644 of NRS and the regulations adopted pursuant thereto.*

NAC 644.151 Application. (NRS 644.110, 644.217, 644.2175)

1. To receive a certificate of registration as a cosmetologist's apprentice, an applicant must complete and submit to the Board an application on the appropriate form provided by the Board.

2. In addition to the information specified in subsection 2 of NRS 644.217, the form must be accompanied by:

(a) Proof satisfactory to the Board that the applicant:

(1) Is a resident of a county in this State whose population is less than 50,000;

(2) Is required to travel more than 60 miles from his place of residence to attend a licensed school of cosmetology;

(3) Is not less than 16 years of age at the time of application;

(4) Is of good moral character; and

(5) Has completed at least the 10th grade in high school or its equivalent;

(b) ~~[A copy of the social security card of the applicant]~~ *Pursuant to NRS 644.214 and federal law the applicant shall complete, sign and submit the "Child Support Information Sheet" that requires the applicant's Social Security Number;*

(c) A copy of valid identification of the applicant, including, without limitation, a driver's license, passport or identification card issued by the Department of Motor Vehicles pursuant to the provisions of NRS 483.810 to 483.890, inclusive;

(d) ~~[Two current photographs of the applicant which are]~~ *The two copies of the same photograph taken within ninety days prior to the submittal of the application pursuant to paragraph (e) of subsection 1 of NRS 644.193 must be 1 1/2 by 1 1/2 inches in size and of a quality set forth by the Board*, on the back of which are written the name and address of the applicant;

(e) A copy of the petition of the licensed cosmetologist who will be supervising and training the applicant if he is approved to be a cosmetologist's apprentice;

(f) A statement from the owner of the cosmetological establishment where the applicant will be trained which states that the owner has received written approval from the Board that the cosmetological establishment satisfies the requirements of NAC 644.164; and

(g) Proof of any name changes of the applicant, if applicable.

NAC 644.205 Minimum requirements for equipment. (NRS 644.110, 644.120, 644.380)
~~[Each school must have the following working equipment for each student]~~ *The Board shall set*

the minimum requirements for equipment for schools of electrology. The Board shall periodically review and modify the minimum requirements when it deems appropriate and necessary. Whenever there is a need to modify the minimum requirements for equipment, the Board shall:

1. ~~[One high-frequency generator or thermalysis machine, or one galvanic generator or electrolysis machine]~~ *Conduct a hearing on the proposed changes to allow for public input;*
2. ~~[Twelve disposable needles ranging in size from 0.003 to 0.008 inches]~~ *After conducting the hearing, the Board, at its next regularly scheduled or special meeting that has been noticed, in accordance with the NRS Chapter 241, approve the proposed changes; and*
3. ~~[One complete set of electrodes and connections with each machine;]~~ *Upon adoption of the minimum requirements for equipment, the Board shall post the requirements on the Board's Internet website and provide each school of electrology with a document containing the adopted minimum equipment requirements.*
 - ~~[4. One stool which is adjustable in height;~~
 - ~~5. One table or chair per patron;~~
 - ~~6. One utility stand per setup;~~
 - ~~7. One towel cabinet;~~
 - ~~8. One pair of fine pointed epilation forceps;~~
 - ~~9. One set of magnifying glasses;~~
 - ~~10. Covered containers for lotions, creams, ointments, soaps, sanitizing agents, disinfecting agents and cotton;~~
 - ~~11. Hospital grade containers in which to immerse equipment for sterilization;~~
 - ~~12. Covered containers for keeping items such as instruments and needles sanitized; and~~
 - ~~13. A covered receptacle for waste.]~~

NAC 644.235 Requirements for practical training and technical instruction. (NRS 644.110, 644.400) ~~[Each]~~ *The Board shall set forth requirements for each school of electrology to [must] offer [to] its students in the area of practical training and technical instruction [in the subjects and for the hours shown below:]. The Board shall periodically review and set forth requirements for the curriculum and the number of hours of practical training and technical instruction for each area of instruction. The Board shall have the authority to review and modify the requirements as necessary.*

1. ~~[Electrology and thermology, 650 hours in the following subjects]~~ *The Board shall review and adopt the practical training and technical instruction requirement that includes, but is not limited to:*
 - (a) ~~[Sanitation and sterilization]~~ *Electrology and thermology;*
 - (b) ~~[Protection of patrons, including draping]~~ *Theoretical and practical training;*
 - (c) ~~[Use of equipment and instruments]~~ *In modeling for electrology and thermology;*
 - (d) ~~[Insertion of instruments, single and multiple;]~~ *The provisions of this chapter and chapter 644 of NRS which are pertinent to the practice of electrology.*
 - ~~[(e) Precautionary measures before and after treatment;~~
 - ~~(f) Immediate aftercare;~~
 - ~~(g) Home care;~~
 - ~~(h) Destruction of the papilla;~~
 - ~~(i) Observation of demonstrations; and~~

~~—(j) Observation of results of work. (At least 60 percent of the hours in this subject must be spent in performing services on another person.)]~~

2. ~~[Theoretical and practical training, 20 hours in the following subjects]~~ *When deemed necessary to change the requirements for practical training and/or technical instruction, the Board shall:*

(a) ~~[Ethics]~~ *Hold a hearing on the proposed changes to allow for public input;*

(b) ~~[Conduct]~~ *After conducting the hearing, the Board, at its next regularly scheduled or special meeting that has been noticed, in accordance with the NRS Chapter 241, adopt the desired changes;*

(c) ~~[Courtesy;]~~ *Upon adoption of the requirements for practical training and technical instruction, the Board shall post the requirements on the Board's Internet website and provide each school of electrology with a document containing the new requirements.*

~~—[(d) Telephone etiquette; and~~

~~—(e) Salesmanship.~~

~~—3. Instruction in theory, 250 hours in the following subjects:~~

~~—(a) Sanitation and sterilization;~~

~~—(b) Electricity;~~

~~—(c) Electrology;~~

~~—(d) Thermology;~~

~~—(e) Dermatology;~~

~~—(f) Trichology;~~

~~—(g) Bacteriology;~~

~~—(h) The peripheral vascular system (capillaries);~~

~~—(i) The sensory nervous system (nerve endings); and~~

~~—(j) The provisions of chapter 644 of NRS which are pertinent to the practice of electrology.~~

~~—4. In modeling for electrology and thermology, 80 hours.]~~

NAC 644.290 Requirements for practical training and technical instruction. (NRS 644.110, 644.203) ~~[Each supervisor of an electrologist's apprentice must offer the]~~ *The Board shall set forth requirements for electrology apprentice practical training and technical instruction [in the subjects and for the hours shown below:]. The Board shall periodically review and adopt requirements for the curriculum and the number of hours of practical training and technical instruction for each area of instruction. The Board shall have the authority to review and modify the requirements as necessary.*

1. ~~[Electrology and thermology, 650 hours in the following subjects]~~ *The Board shall review and adopt the practical training and technical instruction requirement that includes, but is not limited to:*

(a) ~~[Sanitation and sterilization]~~ *Electrology and thermology;*

(b) ~~[Protection of patrons, including draping]~~ *Theoretical and practical training;*

(c) ~~[Use of equipment and instruments]~~ *In modeling for electrology and thermology;*

(d) ~~[Insertion of instruments, single and multiple;]~~ *The provisions of this chapter and chapter 644 of NRS which are pertinent to the practice of electrology.*

~~—[(e) Precautionary measures before and after treatment;~~

~~—(f) Immediate aftercare;~~

~~—(g) Home care;~~

~~—(h) Destruction of the papilla;~~

- ~~—(i) Observation of demonstrations; and~~
- ~~—(j) Observation of results of work. At least 60 percent of the hours in this subject must be spent in performing services on another person.]~~

2. ~~[Theoretical and practical training, 20 hours in the following subjects]~~ *When deemed necessary to change the requirements for practical training and/or technical instruction, the Board shall:*

- (a) ~~[Ethics]~~ *Hold a hearing on the proposed changes to allow for public input;*
- (b) ~~[Conduct]~~ *After conducting the hearing, the Board, at its next regularly scheduled or special meeting that has been noticed, in accordance with the NRS Chapter 241, adopt the desired changes;*
- (c) ~~[Courtesy;]~~ *Upon adoption of the requirements for practical training and technical instruction, the Board shall post the requirements on the Board's Internet website and provide to each electrologist apprentice applicant and approved supervisor of the electrologist apprentice with a document containing the most recently adopted requirements.*

- ~~[d) Telephone etiquette;~~
- ~~—(e) Neatness;~~
- ~~—(f) Salesmanship; and~~
- ~~—(g) Professional attitude in meeting the public.~~
- ~~3. Instruction in theory, 250 hours in the following subjects:~~
- ~~—(a) Sanitation and sterilization;~~
- ~~—(b) Electricity;~~
- ~~—(c) Electrology;~~
- ~~—(d) Thermology;~~
- ~~—(e) Dermatology;~~
- ~~—(f) Trichology;~~
- ~~—(g) Bacteriology;~~
- ~~—(h) The peripheral vascular system (capillaries);~~
- ~~—(i) The sensory nervous system (nerve endings); and~~
- ~~—(j) The provisions of chapter 644 of NRS which are pertinent to the practice of electrology.~~
- ~~4. Modeling for electrology and thermology, 80 hours.]~~

NAC 644.307 Lease of space within premises. (NRS 644.110, 644.360)

1. The owner of a cosmetological establishment may lease space within the premises of his establishment only to licensed manicurists, electrologists, *demonstrator of cosmetics*, hair designers, aestheticians, *and* cosmetologists ~~[and health care providers].~~

2. As used in this section, "premises" does not include any area that:

(a) Has a different entrance from that of the cosmetological establishment and is separated from the establishment by a door that can be locked and surrounding walls that are at least 6 feet high;

(b) Is located on a floor different from the floor on which the cosmetological establishment is located; or

(c) Is otherwise located to avoid creating the impression that the area is a part of the cosmetological establishment and is being used for activities that are not under the jurisdiction of the Board, including, but not limited to, *health care providers*, tattooing, body piercing and licensed massage ~~[therapy]~~ *therapists*.

NAC 644.313 Disposal of waste. (NRS 644.110, 644.120) In each cosmetological establishment and school of cosmetology:

1. All chemical waste material must be deposited in a closed container and disposed of in a fire-retardant container at the close of business each day.
2. All other waste must be deposited immediately in waste disposal containers which, unless they are located near a reception desk ~~for~~, in an office *or in a restroom*, must be covered at all times.
3. Any waste disposal container used to store cigarette ashes or butts must be a metal or fire-retardant container.
4. Waste disposal containers must be kept clean.
5. Any disposable material which comes into contact with blood or other bodily fluids such as discharge from pustules, pimples and sebaceous glands, must be disposed of in a sealable plastic bag or in a manner that not only protects the licensee and the client but also others who may come into contact with the material in the future, such as sanitation workers.
6. To prevent the possible spread of any blood-borne disease or virus, any disposable sharp objects that come in contact with blood or other bodily fluids must be disposed of in a sealable rigid container that is strong enough to protect the licensee, clients and others who may come into contact with the materials in the future from accidental cuts or puncture wounds.

NAC 644.325 Walls, floors, ceilings, furnishings, equipment and fixtures. (NRS 644.110, 644.120) In each cosmetological establishment or school of cosmetology:

1. All floors in areas where hair is cut, shampooed or styled *including restrooms* must be of a washable material which is not porous or absorbent. Carpeting is allowed in all other areas of the cosmetological establishment or school of cosmetology, including, without limitation, reception areas and areas for manicuring and aesthetics.
2. All walls within a cosmetological establishment or school of cosmetology must be of a washable material which is not porous or absorbent.
3. All walls, floors, woodwork, ceilings, furnishings, equipment and fixtures must be kept clean and in good repair.
4. Clippings of hair must not be allowed to accumulate and must be disposed of in a covered waste receptacle immediately after the hair is cut.
5. Refuse and waste must not be allowed to accumulate.
6. Footbaths *and portable spas* used for nail services, including the suction screens where hair, skin and nails accumulate, must be disinfected with a product registered with the Environmental Protection Agency *and approved by the Board and pursuant to Board adopted procedures* before the footbath may be offered to another client.
7. Portable spas, if any, must have separate hoses or tubes, or both, for draining and refilling the spa. All such hoses and tubes must be appropriately marked.

NAC 644.368 Prohibited invasive procedures. (NRS 644.110)

1. Except as otherwise provided in this section, a licensee shall not perform any invasive procedure that includes, without limitation:
 - (a) The application of electricity for the sole purpose of contracting a muscle;
 - (b) The application of a topical lotion, cream or other substance which affects anything other than the ~~uppermost layers~~ *surface* of the skin;
 - (c) The penetration of the skin by metal needles; or

- (d) The abrasion of the skin below the ~~uppermost layers~~ *surface* of the skin~~[-]; or~~
 (e) *The use of a razor-edged or other device or tool which is designed to remove calluses.*

2. The provisions of paragraph (c) of subsection 1 do not apply to the use of electrolysis needles by a licensed electrologist.

3. As used in this section, “invasive procedure” means an act that affects the structure or function of the skin other than the ~~uppermost layers~~ *surface* of the skin.

~~[NAC 644.386 Limitation on applications for permits. (NRS 644.110) The Board will not entertain an application for a permit to conduct educational exhibitions or demonstrations from a person more often than once every 30 days.]~~

NAC 644.700 Schedule of fines; disciplinary hearings. (NRS 644.110, 644.430)

1. The Board adopts the following schedule of fines for any violation of the provisions listed:

Violation	First offense	Second offense	Third offense
COSMETOLOGICAL ESTABLISHMENT			
Operating establishment without having acquired a license.....	\$1,000	\$1,500	\$2,000
Operating establishment with <i>an</i> expired license.....	200	500	
Allowing licensee to work with expired license (per person).....	200	500	
Failure to display license in place of business.....	200	500	
[Failure to employ licensed persons] <i>Allowing unlicensed person to work in establishment</i>	1,000	1,500	2,000
Operating establishment without supervision of <i>by a</i> licensed person.....	200	500	
Operating establishment with <i>an</i> animal on premises.....	200	500	

COSMETOLOGIST OR OTHER LICENSED NATURAL PERSON

	[500]	[1,000]	
Practicing without license.....	<i>1,000</i>	<i>1,500</i>	<i>2,000</i>
Practicing with expired license.....	200	500	
[Altering or copying license.....]	[1,000]	[1,500]	[2,000]
Failure to display license at position of work <i>station</i>	200	500	
Failure to practice in cosmetological establishment.....	500	1,000	2,000

COSMETOLOGICAL APPRENTICE

Failure to display certificate of registration in plain view <i>by apprentice</i>	100	500	
<i>Supervisor allowing apprentice to work without Certificate of Registration displayed in plain view</i>	<i>100</i>	<i>500</i>	
Failure to wear badge while working.....	100	500	
<i>Allowing apprentice to work without wearing a badge</i>	<i>100</i>	<i>500</i>	
Working on public without supervising cosmetologist present....	500	1,000	

2. In the case of a third or subsequent violation, the accused party must appear at a disciplinary hearing before the Board.

3. A licensee who violates a provision of [NAC 644.307](#) to [644.355](#), inclusive, will be fined not more than \$100 for the first violation. In the case of a second or subsequent violation, the accused party must appear at a disciplinary hearing before the Board.

NAC 644.710 Altering or copying license. (NRS 644.110, 644.430) A person who alters or copies a license in order to practice in any branch of cosmetology is subject to disciplinary action pursuant to NRS 644.430 to 644.447, inclusive.

- 1. Copying of a license is prohibited pursuant to NRS 644.290 and subject to a fine of \$200. A second offense shall increase the fine to \$500. In the case of a third offense, the accused party shall appear before the Board and be subject to the penalties provided in NRS 644.430.*
- 2. Copying of a license and using it to misrepresent or for other illegal purposes is prohibited pursuant to NRS 644.190 and subject to a fine of \$1,000. In the case of a second offense, the accused party shall appear before the Board and be subject to the penalties provided in NRS 644.430.*
- 3. Altering a license is prohibited pursuant to NRS 644.476 and subject to a fine of \$200. A second offense shall increase the fine to \$500. In the case of a third offense, the accused party shall appear before the Board and be subject to the penalties provided in NRS 644.430.*
- 4. Altering of a license and using it to misrepresent or for other illegal purposes is prohibited and subject to a fine of \$1,000. In the case of a second offense, the accused party shall appear before the Board and be subject to the penalties provided in NRS 644.430.*

The following new regulations should be added under “Licensing and Examination”, “General Provisions”

NAC 644.XXX Student Instructors: Application for student license. (NRS 644.110, 644.199)

- 1. The written verification of the completion of education required by paragraph (a) of subsection 1 of NRS 644.199 must be a copy of the applicant’s:
(a) High School Diploma;
(b) High School equivalency certificate; or
(c) Transcript of high school grades showing successful completion of the 12th grade.*
- 2. The two copies of the same photograph taken within ninety days prior to the submittal of the application pursuant to paragraph (e) of subsection 1 of NRS 644.199 must be 1 ½ by 1 ½ inches in size and of a quality set forth by the Board, on the back of which are written the name and address of the applicant*
- 3. Has paid the fee established by the Board.*
- 4. An applicant for student instructor license must be appropriately licensed in Nevada for the type of student instructor license being sought.*

NAC 644.XXX Unlawful representation by licensee to represent himself or advertise as advanced or medical. (NRS 644.110, 644.203, 644.205, 644.206, 644.207)

- 1. A misrepresentation by any person licensed under chapter 644 of the NRS may be cause for administrative action, suspension or revocation of the licensee's license.*
- 2. Licensees are accountable for all advertising of the services they provide. The advertising must not mislead the public about the nature and extent of the services provided. The use of the terms "advanced" or "medical" is not authorized unless approved by the Board prior to its use in advertising or representation. A finding of false or misleading advertising regarding services provided by any licensee is sufficient cause to warrant an administrative action, suspension or revocation of the individual's license.*