

**ADOPTED REGULATION OF THE
STATE BOARD OF COSMETOLOGY**

LCB File No. R021-26

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

AUTHORITY: § 1, NRS 644A.275; § 2, NRS 644A.275 and 644A.420; § 3, NRS 644A.275, 644A.280 and 644A.535; § 4, NRS 644A.275 and 644A.535; § 5, NRS 644A.275 and 644A.625; § 6, NRS 644A.275, 644A.280 and 644A.700; §§ 7-11, NRS 644A.275 and 644A.740; §§ 12 and 13, NRS 644A.275 and 644A.280; § 14, NRS 644A.275 and 644A.850; § 15, NRS 644A.275, 644A.535 and 644A.850.

A REGULATION relating to cosmetology; setting forth requirements for certain areas in cosmetological establishments and schools of cosmetology; revising continuing education requirements for instructors; revising provisions governing the training provided to apprentices; revising provisions relating to cosmetological establishments and schools of cosmetology; revising the schedule of fines collected by the State Board of Cosmetology; revising provisions governing disciplinary action for certain licensees; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law requires the State Board of Cosmetology to adopt reasonable regulations for the conduct of cosmetological establishments and schools of cosmetology. (NRS 644A.275)

Section 1 of this regulation requires that: (1) all areas in which a laser or an intense pulsed light device is used in a cosmetological establishment or school of cosmetology be maintained free from safety hazards and contain appropriate signage indicating the use of the device; and (2) the walls, floors, ceilings, furnishings and fixtures in such areas be fully enclosed and not constructed of reflective materials.

Existing law requires an instructor of cosmetology, hair design, esthetics, advanced esthetics or nail technology to complete, during each 2-year period of his or her license, at least the number of hours of continuing education required for instructors of schools of cosmetology accredited by the National Accrediting Commission of Career Arts & Sciences or its successor organization. (NRS 644A.420) Existing regulations set forth the manner in which credit for the hours of continuing education may be received. (NAC 644A.260) **Section 2** of this regulation: (1) specifies that the minimum number of continuing education hours required by existing law is

not less than 30 hours; and (2) revises the entities which are authorized to offer or sponsor courses in continuing education for which an instructor may receive credit.

Existing law authorizes the Board to adopt regulations relating to the procedures and subject matter that must be included in the training of an apprentice engaged in learning the occupation of cosmetologist, esthetician, electrologist, hair designer or nail technologist. (NRS 644A.535) Existing regulations require a licensed cosmetologist, hair designer, esthetician, electrologist or nail technologist who is supervising and training an apprentice to provide practical training and technical instruction for specified hours of time in certain subjects. (NAC 644A.325) Existing regulations similarly require each school of cosmetology which provides instruction to prepare students for the examination for electrologists to offer practical training and technical instruction for specified hours in certain subjects. (NAC 644A.637) **Sections 4 and 11** of this regulation revise the training for the apprentices or students, as applicable, to: (1) require theory rather than technical instruction; and (2) make various revisions to the required subjects and related training hours.

Existing law requires a cosmetological establishment, at all times, to be under the immediate supervision of a person licensed in the branch of cosmetology or a combination of branches of cosmetology relating to the services that are provided at that establishment. (NRS 644A.625) Existing regulations require a cosmetological establishment where only estheticians practice or makeup artistry is practiced to be under the immediate supervision of a licensed cosmetologist or licensed esthetician. (NAC 644A.505) **Section 5** of this regulation authorizes a licensed advanced esthetician to immediately supervise such an establishment.

Existing regulations set forth the minimum working equipment required by each school of cosmetology, including requiring certain equipment if the school provides instruction to prepare students for the examination for cosmetologists or for the examination for estheticians. (NAC 644A.603) **Section 6** of this regulation revises the minimum working equipment required by a school that provides such instruction.

Section 3 of this regulation revises certain terminology for consistency with terminology used in **section 6**.

Existing regulations require a school of cosmetology to offer instruction in certain subjects or specify certain subjects that constitute the curriculum, as applicable, for particular branches of cosmetology, including: (1) barbering and cosmetology; (2) hair designing; (3) esthetics; and (4) nail technology. (NAC 644A.630, 644A.632, 644A.634, 644A.636) **Sections 7-10** of this regulation remove the subject of management of a cosmetological establishment from the required subjects or curriculum for those branches.

Existing law authorizes the Board to adopt regulations governing the sanitary conditions to prevent the creating or spreading of infectious or contagious diseases in cosmetological establishments or schools of cosmetology. (NRS 644A.280) Existing regulations require each cosmetological establishment or school of cosmetology to have fully operable toilets accessible to clients and employees. If the restroom for a cosmetological establishment is located outside of the establishment, existing regulations require the restrooms to be within 100 feet of the entrance of, and under the same roof as, the establishment. (NAC 644A.715) **Section 12** of this regulation increases from 100 to 200 the maximum number of feet permitted from the entrance of the establishment to the restroom.

Existing regulations require each cosmetological establishment or school of cosmetology to meet certain sanitary standards. (NAC 644A.730) **Section 13** of this regulation: (1) requires each cosmetological establishment or school of cosmetology to dispose of any nonporous items which are manufactured to be disposed of after a single use or which become soiled or otherwise contaminated after the use or contamination; and (2) prohibits a cosmetological establishment or school of cosmetology from maintaining certain items for private or personal use.

Existing law authorizes the Board to take certain disciplinary action against a licensee or registrant for certain violations of existing law. (NRS 644A.850) Existing regulations establish a schedule of fines for such violations. (NAC 644A.860) **Section 14** of this regulation revises the schedule of fines which the Board may impose for certain violations.

Existing regulations authorize the Board to discipline certain licensees who supervise and train an apprentice for any action or omission for which the apprentice is subject to discipline. (NAC 644A.875) **Section 15** of this regulation revises this provision to authorize the Board to impose the same discipline on an electrologist who supervises and trains an apprentice.

Section 1. Chapter 644A of NAC is hereby amended by adding thereto a new section to read as follows:

In each cosmetological establishment or school of cosmetology:

1. All areas in which a laser or an intense pulsed light device is used must:

(a) Be maintained free from safety hazards; and

(b) Contain appropriate signage indicating the use of the device.

2. All walls, floors, ceilings, furnishings and fixtures in any area described in subsection

1 must:

(a) Be fully enclosed; and

(b) Not be constructed of reflective material.

Sec. 2. NAC 644A.260 is hereby amended to read as follows:

644A.260 1. An *instructor shall complete, during each 2-year period of his or her license, the hours of continuing education required pursuant to NRS 644A.420, which must be*

not less than 30 hours. The instructor may receive credit for the hours of continuing education ~~required in each 2-year period pursuant to NRS 644A.420~~ for:

(a) Hours of continuing education received in courses approved by the Board in any of the following areas:

- (1) Science;
- (2) Health;
- (3) Business;
- (4) Technology;
- (5) Education or teaching methodology;
- (6) Language;
- (7) Advanced cosmetology; or
- (8) Advanced esthetics;

(b) Hours of instruction received from courses ~~offered at a university or community college~~ in the areas specified in paragraph (a) ~~is~~ *offered:*

- (1) At a university or community college;*
- (2) By the Board; or*
- (3) By an organization that writes textbooks or curriculum within the field of*

cosmetology;

(c) Hours of instruction received from courses in the areas specified in paragraph (a) that ~~are~~ *have been* sponsored ~~by an organization or natural person that has been approved~~ by the Board;

(d) Hours of instruction received in in-service classes that have been approved by the Board;

(e) Receipt of a certificate of completion for a cardiopulmonary resuscitation or first-aid course that has been approved by the Board; or

(f) For an instructor of advanced esthetics, receipt of a certificate of completion for a laser safety officer training course that has been approved by the Board.

2. A school of cosmetology may conduct in-service classes for the purposes of this section.

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 , *the date of completion of 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]~~ *form* 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.

Sec. 3. NAC 644A.320 is hereby amended to read as follows:

644A.320 1. Before an application for a certificate of registration as a cosmetologist's apprentice, hair designer's apprentice, esthetician's apprentice, electrologist's apprentice or nail technologist's apprentice may be approved by the Board, the owner of the cosmetological establishment where the applicant will be trained must contact the Board and request an oral review to determine whether the cosmetological establishment meets the requirements of this

section. The Board will conduct an on-site inspection of the cosmetological establishment not later than 90 days after the date on which the certificate of registration is issued to the applicant.

2. A cosmetological establishment where a cosmetologist's apprentice will be trained must have available in a designated area for the use of the cosmetologist's apprentice:

- (a) One styling chair;
- (b) One shampoo bowl;
- (c) One handheld blow-dryer and one dryer that is equipped with a chair and a device that releases air onto the client's hair;
- (d) One table for administering a manicure;
- (e) Supplies for performing a process, that is acceptable to the Board, for the wet and dry disinfecting of instruments used in cosmetology through the use of disinfectants;
- (f) Equipment for hot work, consisting of:
 - (1) An electric heater;
 - (2) A pressing comb;
 - (3) A marcel curling iron; and
 - (4) Petroleum jelly for the protection of the client;
- (g) A sufficient amount of equipment and supplies to block, wrap and complete one permanent cold wave, including rollers, rods, end papers and cotton;
- (h) Equipment and supplies for tinting, including one bowl, one brush and two bottles for the application of the tint;
- (i) Supplies, creams and lotions for performing a facial;
- (j) One head of a mannequin;

(k) At least one standard textbook concerning cosmetology, a workbook for the theory of cosmetology and a workbook for the practice of cosmetology;

(l) A copy of the provisions of this chapter and chapter 644A of NRS;

(m) Combs and brushes for the performance of all services requiring combs and brushes;

(n) Tapering shears;

(o) Strips for protecting the neck of the client;

(p) Scissors;

(q) One razor and blade with a guard;

(r) One plastic spray bottle;

(s) Bandages;

(t) Protective gloves;

(u) Instruments for holding rollers in the hair, commonly referred to as “clippies”;

(v) Equipment for hot waxing;

(w) Oils and conditioners, consisting of:

(1) Pressing oils;

(2) Scalp conditioners, including at least one conditioner made without a soap base, especially for pressed hair;

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

(4) Curling creams made with wax or petroleum jelly; and

(5) Dry, cleaning fluids for pressing hair, such as alcohol;

(x) One heated cap for the treatment of hair;

(y) A covered container for the storage of hairpins, clips, nets and similar items;

(z) One shampoo cape; and

(aa) Supplies for performing manicures and pedicures, including:

(1) Emery boards;

(2) Cream for cuticles;

(3) Base coat;

(4) Top coat;

(5) Nail polish;

(6) A bowl for water;

(7) Supplies for disinfecting instruments used to perform a manicure or pedicure;

(8) Single use instruments or other instruments that can be disinfected professionally for pushing back cuticles; and

(9) Tips, wraps, extensions and sculptured nails.

3. A cosmetological establishment where a hair designer's apprentice will be trained must have available in a designated area for the use of the hair designer's apprentice:

(a) One styling chair;

(b) One shampoo bowl;

(c) One handheld blow-dryer and one dryer that is equipped with a chair and a device that releases air onto the client's hair;

(d) Supplies for performing a process, that is acceptable to the Board, for the wet and dry disinfecting of instruments used in cosmetology through the use of disinfectants;

(e) Equipment for hot work, consisting of:

- (1) An electric heater;
 - (2) A pressing comb;
 - (3) A marcel curling iron; and
 - (4) Petroleum jelly for the protection of the client's skin while hot work is being performed;
- (f) A sufficient amount of equipment and supplies to block, wrap and complete one permanent cold wave, including rollers, rods, end papers and cotton;
 - (g) Equipment and supplies for tinting, including one bowl, one brush and two bottles for the application of the tint;
 - (h) One head of a mannequin;
 - (i) At least one standard textbook concerning cosmetology, a workbook for the theory of cosmetology and a workbook for the practice of cosmetology;
 - (j) A copy of the provisions of this chapter and chapter 644A of NRS;
 - (k) Combs and brushes for the performance of all services requiring combs and brushes;
 - (l) Tapering shears;
 - (m) Strips for protecting the neck of the client;
 - (n) Scissors;
 - (o) One razor and blade with a guard;
 - (p) One plastic spray bottle;
 - (q) Bandages;
 - (r) Protective gloves;
 - (s) Instruments for holding rollers in the hair, commonly referred to as "clippies";

- (t) Oils and conditioners, consisting of:
 - (1) Pressing oils;
 - (2) Scalp conditioners, including at least one conditioner made without a soap base, especially for pressed hair;
 - (3) Hair conditioners made without a soap base, especially for pressed hair, such as petroleum jelly;
 - (4) Curling creams made with wax or petroleum jelly; and
 - (5) Dry, cleaning fluids for pressing hair, such as alcohol;
 - (u) One heated cap for the treatment of hair;
 - (v) A covered container for the storage of hairpins, clips, nets and similar items; and
 - (w) One shampoo cape.
4. A cosmetological establishment where an esthetician's apprentice will be trained must have available in a designated area for the use of the esthetician's apprentice:
- (a) One facial chair;
 - (b) One facial machine designed to perform esthetic procedures within the legal scope of services;
 - (c) One facial steamer;
 - (d) One towel warmer;
 - (e) One waxing unit;
 - (f) One mannequin;
 - (g) One tripod or mannequin clamp;
 - (h) One kit which contains an adequate amount of facial supplies;

(i) An adequate amount of skin care products to allow the apprentice to perform the tasks required by the curriculum; and

(j) An adequate amount of wet disinfectants.

5. A cosmetological establishment where a nail technologist's apprentice will be trained must have available in a designated area for the use of the nail technologist's apprentice:

(a) One manicure table with two chairs;

(b) One pedicure chair with foot ~~basin;~~ *spa*;

(c) One mannequin hand or finger;

(d) One mannequin hand clamp;

(e) One kit which contains an adequate amount of implements and nail care supplies for manicures and pedicures;

(f) An adequate amount of nail care products; and

(g) An adequate amount of wet disinfectants.

6. A cosmetological establishment where an electrologist's apprentice will be trained must have available in a designated area for the use of the electrologist's apprentice:

(a) One high-frequency generator or thermolysis machine, or one galvanic generator or electrolysis machine;

(b) Twelve needles ranging in size from .003 to .008 of an inch;

(c) One complete set of electrodes and connections with each machine;

(d) One stool, adjustable in height, for each apprentice;

(e) One table and one chair per patron;

(f) One utility stand per setup;

- (g) One towel cabinet;
- (h) One pair of fine pointed epilation forceps;
- (i) One set of magnifying glasses;
- (j) Covered containers for lotions, creams, ointments, soaps, disinfecting agents and cotton;
- (k) Containers in which to immerse needles for disinfection;
- (l) A covered container in which items such as instruments and needles may be kept disinfected; and
- (m) A covered receptacle for waste.

Sec. 4. NAC 644A.325 is hereby amended to read as follows:

644A.325 A licensed cosmetologist, hair designer, esthetician, electrologist or nail technologist who has been authorized by the Board to supervise and train an apprentice and who is supervising and training an apprentice shall, in addition to the duties specified in NRS 644A.535:

1. Specify, in the daily record of the training of the apprentice, the number of hours spent on each subject and the type of training that was administered;

2. Provide practical training and ~~technical instruction~~ *theory* in ~~the subjects and for the hours listed below;~~ *each subject set forth in this subsection, and may determine the distribution of hours among those subjects within the required hours for each area of training, as follows:*

(a) For a cosmetologist's apprentice:

(1) ~~Blow-drying, 160~~ *Hair services, 1,340* hours ~~+~~, *which must include the following subjects:*

- (I) Haircutting;*
- (II) Hair coloring;*
- (III) Permanent waving and chemical straightening;*
- (IV) Scalp treatment;*
- (V) Hairstyling, finger waving, skipwaving and wet hairdressing;*
- (VI) Shampooing and rinses;*
- (VII) Wigs and hairpieces; and*
- (VIII) Thermal straightening, blow-drying, curling and marcelling;*

(2) ~~Dispensary, 50~~ *Nail services, 800 hours* ~~1~~, *which must include the following*

subjects:

- (I) Manicures;*
- (II) Electric files and drills;*
- (III) Nail enhancements; and*
- (IV) Pedicures;*

(3) ~~Extensions and wrapping of nails, 40~~ *Esthetic services, 800 hours* ~~1~~, *which must*

include the following subjects:

- (I) Facials;*
- (II) Facial machines;*
- (III) Hair removal;*
- (IV) Makeup and eyelash application; and*
- (V) Superficial exfoliation;*

(4) ~~Facials, arching, skin care and makeup, 120 hours;~~

- ~~— (5) Finger waving, 120 hours;~~
- ~~— (6) Hair coloring, 400 hours;~~
- ~~— (7) Haircutting, 450 hours;~~
- ~~— (8) Manicuring, 150 hours;~~
- ~~— (9) Miscellaneous practical and technical instruction, 180 hours;~~
- ~~— (10) Modeling, 60 hours;~~

~~{(11)}~~ **(5)** The provisions of chapter 644A of NRS and the regulations adopted pursuant thereto, ~~{40}~~ **100** hours;

- ~~{(12) Pedicuring, 50 hours;~~
- ~~— (13) Permanent waving and chemical straightening, 500 hours;~~
- ~~— (14) Receptionist's duties, 50 hours;~~
- ~~— (15) Salon management, 50 hours;~~
- ~~— (16) Scalp treatment, 50 hours;~~
- ~~— (17) Shampooing and rinses, 50 hours;~~
- ~~— (18) Skipwaving, 120 hours;~~
- ~~— (19) Theory, 410 hours;~~
- ~~— (20) Thermal straightening, curling and marcelling, 300 hours;~~
- ~~— (21) Wet hairdressing, 200 hours; and~~
- ~~— (22) Wigs and hairpieces, 50 hours;}~~ **and**

(6) Infection control and prevention, 100 hours;

(b) For a hair designer's apprentice:

(1) ~~{Blow-drying, 115}~~ *Hair services, 1,760 hours* ~~{}~~, which must include the following

subjects:

(I) Haircutting;

(II) Hair coloring;

(III) Permanent waving and chemical straightening;

(IV) Scalp treatment;

(V) Hairstyling, finger waving, skipwaving and wet hairdressing;

(VI) Shampooing and rinses;

(VII) Wigs and hairpieces; and

(VIII) Thermal straightening, blow-drying, curling and marcelling;

(2) ~~{Dispensary, 35 hours;~~

~~—(3) Finger waving, 85 hours;~~

~~—(4) Hair coloring, 280 hours;~~

~~—(5) Haircutting, 420 hours;~~

~~—(6) Miscellaneous practical and technical instruction, 130 hours;~~

~~—(7)} Modeling, 40 hours;~~

~~{(8)}~~ (3) The provisions of chapter 644A of NRS and the regulations adopted pursuant thereto, ~~{30}~~ **100** hours;

~~{(9) Permanent waving and chemical straightening, 375 hours;~~

~~—(10) Receptionist's duties, 35 hours;~~

~~—(11) Salon management, 35 hours;~~

~~—(12) Scalp treatment, 35 hours;~~

- ~~— (13) Shampooing and rinses, 35 hours;~~
- ~~— (14) Skipwaving, 85 hours;~~
- ~~— (15) Theory, 290 hours;~~
- ~~— (16) Thermal straightening, curling and marcelling, 200 hours;~~
- ~~— (17) Wet hairdressing, 140 hours; and~~
- ~~— (18) Wigs and hairpieces, 35 hours;] and~~

(4) Infection control and prevention, 100 hours;

(c) For an esthetician's apprentice:

- (1) Facials, ~~{400}~~ **300** hours;
- (2) Facial machines, ~~{500}~~ **200** hours;
- (3) Hair removal, ~~{400}~~ **200** hours;
- (4) Infection control and prevention, ~~{40}~~ **100** hours;
- (5) Makeup and eyelash application, ~~{400}~~ **200** hours;
- (6) The provisions of chapter 644A of NRS and the regulations adopted pursuant thereto, ~~{30}~~ **100** hours; and

(7) ~~{Salon management, 30 hours;}~~ ***Superficial exfoliation, 100 hours;***

(d) For a nail technologist's apprentice:

- (1) Infection control and prevention, ~~{40}~~ **100** hours;
- (2) Nail services, ~~{1,110}~~ **1,000** hours ~~{;}~~, ***which must include the following subjects:***

(I) Manicures;

(II) Electric files and drills;

(III) Nail enhancements; and

(IV) Pedicures; and

(3) The provisions of chapter 644A of NRS and the regulations adopted pursuant thereto, ~~30~~ **100** hours; and

~~(4) Salon management, 20 hours; and~~

(e) For an electrologist's apprentice:

(1) Electrology and thermology, 650 hours ~~300~~, **which must include** the following subjects:

(I) Sanitation and sterilization;

(II) Protection of patrons, including draping;

(III) Use of equipment and instruments;

(IV) Insertion of instruments, single and multiple;

(V) Precautionary measures before and after treatment;

(VI) Immediate aftercare;

(VII) Home care;

(VIII) Destruction of the papilla;

(IX) Observation of demonstrations; and

(X) Observation of results of work with at least 60 percent of the hours in this subject spent in performing services on another person;

(2) ~~Theoretical and practical training, 20 hours in the following subjects:~~

~~(I) Ethics;~~

~~(II) Conduct;~~

~~(III) Courtesy;~~

~~— (IV) Telephone etiquette;~~

~~— (V) Neatness;~~

~~— (VI) Salesmanship; and~~

~~— (VII) Professional attitude in meeting the public;~~

~~(3)~~ Instruction in theory, ~~{250}~~ 270 hours ~~{in}~~, *which must include* the following subjects:

(I) Sanitation and sterilization;

(II) Electricity;

(III) Electrology;

(IV) Thermology;

(V) Dermatology;

(VI) Trichology;

(VII) Bacteriology;

(VIII) The peripheral vascular system (capillaries);

(IX) The sensory nervous system (nerve endings); and

(X) *Ethics; and*

(3) The provisions of chapter 644A of NRS which are pertinent to the practice of electrology, ~~{; and~~

~~— (4) Modeling of electrology and thermology; } 80 hours;~~

3. Administer monthly tests on the theory and the practice of the subjects specified in subsection 2;

4. Submit monthly reports to the Board, signed by the licensed cosmetologist, hair designer, esthetician, electrologist or nail technologist and by the apprentice, that summarize the apprentice's record of attendance, the training he or she has received during the previous month and his or her scores on any tests administered during the previous month;

5. Ensure that the apprentice wears, at all times that he or she is receiving training or performing work on the public, a clean outer garment that meets the requirements of NAC 644A.770;

6. Ensure that the certificate of registration of the apprentice is in plain view of the public at the position where he or she is being trained and performing work on the public;

7. Limit the training of the apprentice to not more than 40 hours per week, not more than 10 hours per day and not more often than 5 days out of every 7 consecutive days;

8. Not commence training until he or she has ensured that the apprentice has received a certificate of registration from the Board; and

9. Upon completion of the training of the apprentice, submit to the Board a final report that:

(a) Documents that the apprentice completed the number of hours of training required pursuant to NRS 644A.300 and the number of hours spent on each of the subjects specified in subsection 2;

(b) Summarizes the training provided to the apprentice; and

(c) Includes each score sheet completed by the apprentice's supervisor for the apprentice's performance on the practical examination required by the Board.

Sec. 5. NAC 644A.505 is hereby amended to read as follows:

644A.505 The Board will interpret NRS 644A.625 to mean that in a cosmetological establishment where:

1. More than one branch of cosmetology or makeup artistry is practiced, the establishment must at all times be under the immediate supervision of a person or persons licensed in each branch of cosmetology practiced in the establishment at the time of service.
2. Only nail technology is practiced, the establishment must be under the immediate supervision of a licensed cosmetologist or licensed nail technologist.
3. Only electrology is practiced, the establishment must be under the immediate supervision of a licensed electrologist.
4. Only estheticians practice, the establishment must be under the immediate supervision of a licensed cosmetologist , *licensed advanced esthetician* or licensed esthetician.
5. Only hair designing is practiced, the establishment must be under the immediate supervision of a licensed cosmetologist or licensed hair designer.
6. Only makeup artistry is practiced, the establishment must be under the immediate supervision of a licensed cosmetologist , *licensed advanced esthetician* or licensed esthetician.
7. Only advanced esthetics is practiced, the establishment must be under the immediate supervision of a licensed advanced esthetician.

Sec. 6. NAC 644A.603 is hereby amended to read as follows:

644A.603 Each school must have, at a minimum, the following working equipment:

1. 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.

2. One device deemed by the Board to be acceptable for use by the students to record their hours of training at the school.

3. One chair and writing surface for each student in classes on theory.

4. Work stations of sufficient number to accommodate the students enrolled.

5. At least one textbook per student in either physical or electronic format and adequate reference material, charts, teaching aids and other materials to support the instruction in the school.

6. Adequate and safe electrical outlets.

7. If the school provides instruction to prepare students for the examination for cosmetologists:

(a) Twenty-five work stations with styling chairs.

(b) Seven shampoo bowls.

(c) Five hair dryers which may be portable or stationary.

(d) Two facial treatment tables.

(e) *Two facial machines.*

(f) *Two waxing units.*

(g) Eight nail technology tables with two chairs per table.

(h) *One pedicure chair with foot spa.*

~~(i)~~ (i) One chair for each student in attendance.

~~(g)~~ (j) One desk or other fixed writing surface for each student in attendance.

~~(h)~~ (k) Two mannequins for each student in attendance.

~~(i)~~ (l) One tripod or mannequin clamp for each student in attendance.

~~(m)~~ (m) One kit for each student in attendance which contains an adequate number of blow dryers, shampoo capes, smocks or aprons, brushes, combs, haircutting implements, esthetic supplies and nail technology supplies.

~~(n)~~ (n) An adequate number of marcelling irons, flat irons and curling irons to allow students to perform the tasks required by the curriculum.

~~(o)~~ (o) An adequate amount of other supplies and instruments to allow students to perform the tasks required by the curriculum.

~~(p)~~ (p) An adequate amount of wet disinfectants.

8. If the school provides instruction to prepare students for the examination for hair designers:

- (a) Twenty work stations.
- (b) Twenty styling chairs.
- (c) Seven shampoo bowls.
- (d) Five hair dryers which may be portable or stationary.
- (e) One chair for each student in attendance.
- (f) One desk or other fixed writing surface for each student in attendance.
- (g) Two mannequins for each student in attendance.
- (h) One tripod or mannequin clamp for each student in attendance.
- (i) One kit for each student in attendance which contains an adequate number of shampoo capes, smocks or aprons, brushes, combs and haircutting implements.
- (j) An adequate number of marcelling irons, flat irons and curling irons to allow students to perform the tasks required by the curriculum.

(k) An adequate amount of other supplies and instruments to allow students to perform the tasks required by the curriculum.

(l) An adequate amount of wet disinfectants.

9. If the school provides instruction to prepare students for the examination for estheticians:

(a) Five facial treatment tables.

(b) Five facial machines designed to perform esthetic procedures within the legal scope of services.

(c) Five facial steamers.

(d) Five towel warmers.

(e) Five waxing units.

(f) One chair for each student in attendance.

(g) One desk or other fixed writing surface for each student in attendance.

(h) One mannequin for each student in attendance.

(i) One tripod or mannequin clamp for each student in attendance.

(j) One kit for each student in attendance which contains an adequate amount of facial supplies and implements.

(k) An adequate amount of skin care products to allow students to perform the tasks required by the curriculum.

(l) An adequate amount of wet disinfectants.

(m) One autoclave or sterilizer.

10. If the school provides instruction to prepare students for the examination for nail technologists:

- (a) Ten manicure tables with two chairs per table.
- (b) Five pedicure chairs with foot ~~basins~~ spas.
- (c) One chair for each student in attendance.
- (d) One desk or other fixed writing surface for each student in attendance.
- (e) An adequate number of mannequin hands or fingers for each student in attendance.
- (f) One mannequin hand clamp for each student in attendance.
- (g) One kit for each student in attendance which contains an adequate amount of implements and nail care supplies for manicures and pedicures.

(h) An adequate amount of nail care products for each student in attendance.

(i) An adequate amount of wet disinfectants.

11. If the school provides instruction to prepare students for the examination for advanced estheticians:

(a) Five facial machines designed to perform esthetic services.

(b) At least one esthetic medical device of each modality, including, without limitation, a radial shockwave device, cryotherapy device, device that emits radio frequencies, plasma device, intense pulsed light device, ultrasound device and microwave device. The requirements of this paragraph may be satisfied by a device which performs the functions of multiple devices described by this paragraph.

(c) At least two different nonablative lasers which may include, without limitation, a diode laser, a pulsed dye laser, a neodymium:yttrium-aluminum-garnet laser or an alexandrite laser.

(d) Five microneedling machines or pens.

(e) Five facial steamers.

- (f) Five towel warmers.
 - (g) Five waxing units.
 - (h) Five sterilizers.
 - (i) One chair for each student in attendance.
 - (j) One desk or other fixed writing surface for each student in attendance.
 - (k) One mannequin for each student in attendance.
 - (l) One tripod or mannequin clamp for each student in attendance.
 - (m) One kit for each student in attendance which contains an adequate amount of facial supplies and implements.
 - (n) An adequate amount of skin care products to enable students to perform the tasks required by the curriculum.
 - (o) An adequate amount of wet disinfectant.
 - (p) An adequate amount of sharps containers.
 - (q) An adequate amount of personal protective equipment, including, without limitation, eye protection.
12. If the school provides instruction to prepare students for the examination for electrologists:
- (a) One high-frequency generator or thermalysis machine, or one galvanic generator or electrolysis machine.
 - (b) Twelve needles ranging in size from 0.003 to 0.008 of an inch.
 - (c) One complete set of electrodes and connections with each machine.
 - (d) One stool which is adjustable in height.

- (e) One table or chair per patron.
- (f) One utility stand per setup.
- (g) One towel cabinet.
- (h) One pair of fine-pointed epilation forceps.
- (i) One set of magnifying glasses.
- (j) Covered containers for lotions, creams, ointments, soaps, cleaning agents, disinfecting agents and cotton.
- (k) Hospital-grade containers in which to immerse equipment for disinfection.
- (l) Covered containers for keeping waste items such as instruments and needles clean.
- (m) A covered receptacle for waste.

Sec. 7. NAC 644A.630 is hereby amended to read as follows:

644A.630 1. Each school of cosmetology must offer the following subjects for training barbers and students to be cosmetologists:

- (a) Chemical hair services.
- (b) Cosmetology theory, with a minimum of 10 percent and a maximum of 13 percent of the total hours of training mandatory for all students.
- (c) Esthetic services.
- (d) Field trips and modeling, with a maximum of 5 percent of the total hours of training optional for all students.
- (e) Hair design and care.
- (f) Haircutting.

(g) Infection control and prevention, with a minimum of 3 percent of the total hours of training mandatory for all students.

(h) ~~Management of a cosmetological establishment.~~

~~(i)~~ Nail technology services.

~~(j)~~ (i) The provisions of this chapter and chapter 644A of NRS, with a minimum of 2 percent of the total hours of training mandatory for all students.

2. A student may, after completing 10 percent of the total hours of training, earn credit for up to 5 percent of the total hours of training by attending field trips that are approved by the school. A field trip must be conducted under the direct supervision of a licensed instructor. The instructor shall accompany the student and be available to provide assistance or instruction to the student at all times during the field trip. The student must submit a time record, authenticated by the instructor, for each field trip.

3. As used in this section, “student” means a person receiving instruction in a school of cosmetology.

Sec. 8. NAC 644A.632 is hereby amended to read as follows:

644A.632 1. A school of cosmetology must offer the following subjects for training hair designers:

(a) Chemical hair services.

(b) Field trips and modeling, with a maximum of 5 percent of the total hours of training optional for all students.

(c) Hair design and care.

(d) Hair design theory, with a minimum of 10 percent and a maximum of 13 percent of the total hours of training mandatory for all students.

(e) Haircutting.

(f) Infection control and prevention, with a minimum of 3 percent of the total hours of training mandatory for all students.

(g) ~~Management of a cosmetological establishment.~~

~~(h)~~ The provisions of this chapter and chapter 644A of NRS, with a minimum of 2 percent of the total hours of training mandatory for all students.

2. A student may, after completing 10 percent of the total hours of training, earn credit for up to 5 percent of the total hours of training by attending field trips that are approved by the school. A field trip must be conducted under the direct supervision of a licensed instructor. The instructor shall accompany the student and be available to provide assistance or instruction to the student at all times during the field trip. The student must submit to the school a time record, authenticated by the instructor, for each field trip.

Sec. 9. NAC 644A.634 is hereby amended to read as follows:

644A.634 1. Each school of cosmetology shall offer the following subjects for training students to be estheticians:

(a) Esthetic theory, with a minimum of 10 percent and a maximum of 13 percent of the total hours of training mandatory for all students.

(b) Facials.

(c) Facial machines and devices.

(d) Field trips and modeling, with a maximum of 5 percent of the total hours of training optional for all students.

(e) Hair removal.

(f) Infection control and prevention, with a minimum of 3 percent of the total hours of training mandatory for all students.

(g) Makeup and eyelash application.

(h) ~~Management of a cosmetological establishment.~~

~~(i)~~ The provisions of this chapter and chapter 644A of NRS, with a minimum of 2 percent of the total hours of training mandatory for all students.

~~(j)~~ (i) Superficial exfoliation.

2. A student may, after completing 10 percent of the total hours of training, earn credit for up to 5 percent of the total hours of training by attending field trips that are approved by the school. A field trip must be conducted under the direct supervision of a licensed instructor. The instructor shall accompany the student and be available to provide assistance or instruction to the student at all times during the field trip. The student must submit to the school a time record, authenticated by the instructor, for each field trip.

Sec. 10. NAC 644A.636 is hereby amended to read as follows:

644A.636 1. The following subjects constitute the curriculum for nail technologists:

(a) Field trips and modeling, with a maximum of 5 percent of the total hours of training optional for all students.

(b) Infection control and prevention, with a minimum of 3 percent of the total hours of training mandatory for all students.

(c) ~~Management of a cosmetological establishment.~~

~~(d)~~ Nail services.

~~(e)~~ (d) Nail theory, with a minimum of 10 percent and a maximum of 13 percent of the total hours of training mandatory for all students.

~~(f)~~ (e) The provisions of this chapter and chapter 644A of NRS, with a minimum of 2 percent of the total hours of training mandatory for all students.

2. A student may, after completing 10 percent of the total hours of training, earn credit for up to 5 percent of the total hours of training by attending field trips that are approved by the school. A field trip must be conducted under the direct supervision of a licensed instructor. The instructor shall accompany the student and be available to provide assistance or instruction to the student at all times during the field trip. The student must submit a time record, authenticated by the instructor, for each field trip.

Sec. 11. NAC 644A.637 is hereby amended to read as follows:

644A.637 Each school of cosmetology which provides instruction to prepare students for the examination for electrologists must offer to its students practical training and ~~technical instruction~~ *theory* in ~~the subjects and for the hours shown below:~~ *each subject set forth in this section, and may determine the distribution of hours among those subjects within the required hours for each area of training, as follows:*

1. Electrology and thermology, 650 hours ~~in~~, *which must include* the following subjects:
 - (a) Sanitation and sterilization;
 - (b) Protection of patrons, including draping;
 - (c) Use of equipment and instruments;

- (d) Insertion of instruments, single and multiple;
- (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 ~~+~~, *which must include* the following subjects:

- (a) Ethics;
- (b) Conduct;
- (c) Courtesy;
- (d) Telephone etiquette; and
- (e) Salesmanship.

3. Instruction in theory, 250 hours ~~+~~, *which must include* 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 644A of NRS which are pertinent to the practice of electrology.

4. In modeling for electrology and thermology, 80 hours.

Sec. 12. NAC 644A.715 is hereby amended to read as follows:

644A.715 1. Each cosmetological establishment or school of cosmetology must have fully operable toilets which are accessible to clients and employees. Each area in which a toilet is located must have a sink with an adequate and readily available supply of hot and cold running water at all times and a mechanical exhaust system for ventilation which completely circulates the air. If the restrooms for the cosmetological establishment are located outside of the cosmetological establishment, the restrooms must be:

- (a) In plain view or clearly marked with appropriate signs, and
- (b) Located within ~~100~~ 200 feet of the entrance of the cosmetological establishment and under the same roof as the cosmetological establishment.

2. The floor covering in each restroom located in a cosmetological establishment or school of cosmetology must be made of a material which is not porous or absorbent.

Sec. 13. NAC 644A.730 is hereby amended to read as follows:

644A.730 In each cosmetological establishment or school of cosmetology:

- 1. The headrest of each chair must be covered with a clean towel or paper sheet for each client.

2. The part of a shampoo bowl on which a client's neck rests must be covered with a clean towel during each shampoo. The bowls must be carefully washed and be disinfected with a disinfectant that is registered with the United States Environmental Protection Agency, and all loose hair must be removed from the drains after each use.

3. After a towel or linen has been used once, it must be deposited in a receptacle provided for soiled towels and linens, must not be stored in any restroom, and must not be used again until properly laundered. All towels must be washed with detergent on the hot wash cycle and dried until hot to the touch after each use. After being washed, towels must be kept in closed, dust-free cabinets.

4. Sanitary neck strips or towels must be used between the neck of the client and the cape to prevent all coverings from coming into direct contact with the client. Proper draping of towels must be used for all services, except that single-use paper neck strips made specifically for such use may be used for dry services.

5. Treatment tables must be disinfected after each use with a disinfectant.

6. All single-use instruments and supplies, including, without limitation, *nonporous items which are manufactured to be disposed of after a single use*, neck strips, nail files and buffers, that come into direct contact with a client ~~{and cannot subsequently be disinfected}~~ *or otherwise become soiled or contaminated* must be disposed of in a waste receptacle immediately following their use ~~{~~ *or becoming soiled or contaminated*.

7. All instruments, implements and other nonporous tools, including, without limitation, combs and brushes, used on a client must be maintained in a clean and disinfected condition.

8. All instruments, implements, tools and supplies, including, without limitation, nail files, buffers, combs, brushes, treatment tables and linens, must not be maintained for private or personal use.

Sec. 14. NAC 644A.860 is hereby amended to read as follows:

644A.860 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 an establishment without a license.....	\$1,000	\$1,500	\$2,000
Operating an establishment with an expired license.....	200	500	1,000
Allowing a licensee to work with an expired license (per person)	200	500	1,000
Failure to display license in place of business	200	500	1,000
Allowing an unlicensed person to work in an establishment.....	1,000	1,500	2,000
Operating an establishment without supervision by a licensed person.....	200	500	1,000
Operating an establishment with an animal on the premises.....	200	500	1,000
Refusal to allow staff of the Board to inspect any licensed			

Violation	First Offense	Second Offense	Third Offense
space.....	1,000	2,000	5,000
Failure to display a sign pursuant to NRS 644A.615 or NAC 644A.846.....	100	200	500
Having on the premises or using a cosmetic product in violation of NAC 644A.800.....	1,000	1,500	2,000
Having on the premises a prohibited device in violation of NAC 644A.805.....	1,000	1,500	2,000
 COSMETOLOGIST OR OTHER LICENSED OR REGISTERED NATURAL PERSON			
Practicing with an expired license or registration.....	200	500	1,000
Failure to display license or registration at a work station.....	200	500	1,000
Failure to practice in a cosmetological establishment, except as authorized by the provisions of this chapter.....	500	1,000	2,000
Failure to comply with NAC 644A.790.....	200	500	1,000
Using advertisements which contain knowingly false or deceptive statements or otherwise engaging in acts described in subsection 2 of NAC 644A.870.....	100	200	500

Violation	First Offense	Second Offense	Third Offense
For an advanced esthetician, performing a nonablative esthetic medical procedure without the proper supervision of a health care professional.....	1,000	1,500	2,000
 APPRENTICE			
Failure to display a certificate of registration in plain view	100	500	1,000
Failure to wear a badge while working.....	100	500	1,000
Working on the public without a supervising cosmetologist, hair designer, esthetician, nail technologist or electrologist, as appropriate, present.....	500	1,000	2,000
 SUPERVISOR OF AN APPRENTICE			
Allowing an apprentice to work if his or her certificate of registration is not displayed in plain view.....	100	500	1,000
Allowing an apprentice to work on the public without being present to supervise the apprentice	500	1,000	2,000
Failure to comply with NAC 644A.330.....	500	1,000	

Violation	First Offense	Second Offense	Third Offense
MAKEUP ARTIST			
Failure to meet a requirement to engage in the practice of makeup artistry in this State	200	500	1,000
SCHOOL OF COSMETOLOGY			
Failure to comply with NRS 644A.735, subsection 1 of NRS 644A.740, paragraph (b) of subsection 2 of NRS 644A.740 or NAC 644A.603	200	500	1,000
Failure to comply with NRS 644A.715 <i>or NAC 644A.615</i>	100		
Providing instruction in a branch of cosmetology for which the school does not hold the appropriate license issued pursuant to chapter 644A of NRS	1,000	1,500	2,000
Having on the premises or using a cosmetic product in violation of NAC 644A.800	1,000	1,500	2,000
ANY PERSON			
Practicing without a license or certificate	1,000	1,500	2,000
Copying or altering a license or certificate for purposes of fraud,			

Violation	First Offense	Second Offense	Third Offense
deception, misrepresentation or other illegal purpose.....	200	500	1,000
Using a copied or altered license or certificate for purposes of fraud, deception, misrepresentation or other illegal purpose	1,000	2,000	5,000
Providing instruction in a branch of cosmetology for which the person does not hold the appropriate license issued pursuant to chapter 644A of NRS	1,000	1,500	2,000

2. A licensee who violates a provision of NAC 644A.510, 644A.515 or 644A.705 to 644A.770, inclusive, will be fined \$100 for each violation unless, in the judgment of the Executive Director, the violation warrants a disciplinary hearing before the Board.

3. A person who violates a provision of this chapter or chapter 644A of NRS for which this section does not provide a specific fine, including, without limitation, a second or subsequent violation, may be ~~f~~:

~~(a) Ordered~~ *ordered* to appear at a disciplinary hearing before the Board ~~f~~; and

~~(b) Punished~~ *and:*

(a) Subject to disciplinary action by the Board as set forth in NRS 644A.850 ~~f~~; or

(b) Imposed an administrative fine in accordance with subsection 4 of NRS 644A.955.

Sec. 15. NAC 644A.875 is hereby amended to read as follows:

644A.875 A licensed cosmetologist, hair designer, esthetician , *electrologist* or nail technologist who is supervising and training an apprentice may be subject to discipline by the Board for any action or omission for which the apprentice is subject to discipline by the Board.