

# SB0675



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

SB0675

Introduced 2/25/2021, by Sen. Ram Villivalam

#### SYNOPSIS AS INTRODUCED:

225 ILCS 410/3-6

from Ch. 111, par. 1703-6

Amends the Barber, Cosmetology, Esthetics, Hair Braiding, and Nail Technology Act of 1985. Provides that the Department of Financial and Professional Regulation shall, upon the request of an applicant, provide for the administration of any written examination in the Chinese, Korean, Spanish, or Vietnamese languages. Further provides that the Department shall adopt rules to ensure that the examinations are properly translated and that the examinations are consistent in terms of knowledge tested and difficulty. Provides that the Department is not required to administer a written examination in Chinese, Korean, Spanish, or Vietnamese if it determines that knowledge of the English language is a necessary qualification for the license that the applicant is seeking.

LRB102 16416 SPS 21807 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Barber, Cosmetology, Esthetics, Hair  
5 Braiding, and Nail Technology Act of 1985 is amended by  
6 changing Section 3-6 as follows:

7 (225 ILCS 410/3-6) (from Ch. 111, par. 1703-6)

8 (Section scheduled to be repealed on January 1, 2026)

9 Sec. 3-6. Examination. The Department shall authorize  
10 examinations of applicants for licensure as cosmetologists and  
11 teachers of cosmetology at the times and places it may  
12 determine. The Department may provide by rule for the  
13 administration of the examination prior to the completion of  
14 the applicant's program of training as required in Section  
15 3-2, 3-3, or 3-4. Notwithstanding Section 3-2, 3-3, or 3-4, an  
16 applicant for licensure as a cosmetologist who has completed  
17 1,200 hours in the study of cosmetology may take the  
18 examination. If an applicant for licensure as a cosmetologist  
19 fails to pass 3 examinations conducted by the Department, the  
20 applicant shall, before taking a subsequent examination,  
21 furnish evidence of not less than 250 hours of additional  
22 study of cosmetology in an approved school of cosmetology  
23 since the applicant last took the examination. If an applicant

1 for licensure as a cosmetology teacher fails to pass 3  
2 examinations conducted by the Department, the applicant shall,  
3 before taking a subsequent examination, furnish evidence of  
4 not less than 80 hours of additional study in teaching  
5 methodology and educational psychology in an approved school  
6 of cosmetology since the applicant last took the examination.  
7 An applicant who fails to pass the fourth examination shall  
8 not again be admitted to an examination unless: (i) in the case  
9 of an applicant for licensure as a cosmetologist, the  
10 applicant again takes and completes a program of 1500 hours in  
11 the study of cosmetology in an approved school of cosmetology  
12 extending over a period that commences after the applicant  
13 fails to pass the fourth examination and that is not less than  
14 8 months nor more than 7 consecutive years in duration; (ii) in  
15 the case of an applicant for licensure as a cosmetology  
16 teacher, the applicant again takes and completes a program of  
17 1000 hours of teacher training in an approved school of  
18 cosmetology, except that if the applicant had 2 years of  
19 practical experience as a licensed cosmetologist within the 5  
20 years preceding the initial examination taken by the  
21 applicant, the applicant must again take and complete a  
22 program of 500 hours of teacher training in an approved school  
23 of cosmetology, esthetics, or nail technology; or (iii) in the  
24 case of an applicant for licensure as a cosmetology clinic  
25 teacher, the applicant again takes and completes a program of  
26 250 hours of clinic teacher training in a licensed school of

1 cosmetology or an instructor's institute of 20 hours. The  
2 requirements for remedial training set forth in this Section  
3 may be waived in whole or in part by the Department upon proof  
4 to the Department that the applicant has demonstrated  
5 competence to again sit for the examination. The Department  
6 shall adopt rules establishing the standards by which this  
7 determination shall be made. Each cosmetology applicant shall  
8 be given a written examination testing both theoretical and  
9 practical knowledge, which shall include, but not be limited  
10 to, questions that determine the applicant's knowledge of  
11 product chemistry, sanitary rules, sanitary procedures,  
12 chemical service procedures, hazardous chemicals and exposure  
13 minimization, knowledge of the anatomy of the skin, scalp,  
14 hair, and nails as they relate to applicable services under  
15 this Act and labor and compensation laws.

16 The examination of applicants for licensure as a  
17 cosmetology, esthetics, or nail technology teacher may include  
18 all of the elements of the exam for licensure as a  
19 cosmetologist, esthetician, or nail technician and also  
20 include teaching methodology, classroom management, record  
21 keeping, and any other related subjects that the Department in  
22 its discretion may deem necessary to insure competent  
23 performance. The Department shall, upon the request of an  
24 applicant, provide for the administration of any written  
25 examination in the Chinese, Korean, Spanish, or Vietnamese  
26 languages. Prior to making written examinations in Chinese,

1 Korean, Spanish, and Vietnamese available to applicants, the  
2 Department shall adopt rules to ensure that the examinations  
3 are properly translated and that the examinations are  
4 consistent in terms of knowledge tested and difficulty. The  
5 Department is not required to administer a written examination  
6 in Chinese, Korean, Spanish, or Vietnamese if it determines  
7 that knowledge of the English language is a necessary  
8 qualification for the license that the applicant is seeking.

9 This Act does not prohibit the practice of cosmetology by  
10 one who has applied in writing to the Department, in form and  
11 substance satisfactory to the Department, for a license as a  
12 cosmetologist, or the teaching of cosmetology by one who has  
13 applied in writing to the Department, in form and substance  
14 satisfactory to the Department, for a license as a cosmetology  
15 teacher or cosmetology clinic teacher, if the person has  
16 complied with all the provisions of this Act in order to  
17 qualify for a license, except the passing of an examination to  
18 be eligible to receive a license, until: (a) the expiration of  
19 6 months after the filing of the written application, (b) the  
20 decision of the Department that the applicant has failed to  
21 pass an examination within 6 months or failed without an  
22 approved excuse to take an examination conducted within 6  
23 months by the Department, or (c) the withdrawal of the  
24 application.

25 (Source: P.A. 99-427, eff. 8-21-15; 100-642, eff. 1-1-19;  
26 100-934, eff. 1-1-19.)