

**MEMORANDUM**

TO: Christopher Logsdon, Ohio State Cosmetology and Barber Board

FROM: Jacob Ritzenthaler, Regulatory Policy Advocate

DATE: October 3, 2018

RE: **CSI Review – Cosmetology and Barber Schools (OAC 4713-3-01, 4713-3-02, 4713-3-03, 4713-3-05, 4713-3-08, 4713-3-12, and 4713-3-13)**

On behalf of Lt. Governor Mary Taylor, and pursuant to the authority granted to the Common Sense Initiative (CSI) Office under Ohio Revised Code (ORC) section 107.54, the CSI Office has reviewed the abovementioned administrative rule package and associated Business Impact Analysis (BIA). This memo represents the CSI Office's comments to the Agency as provided for in ORC 107.54.

Analysis

This rule package consists of seven amended rules proposed by the Ohio State Cosmetology and Barber Board (Board). The rule package was submitted to the CSI Office on June 13, 2018 and the public comment period was held open through June 29, 2018. No comments were received during the CSI public comment period.

The rules in this package set forth the requirements for cosmetology and barber schools. The rules include regulations that address school licensure, floor plans and layouts, catalogues, advertisements, and contracts. The rules are primarily being amended to add provisions that include barber schools in the scope of the rules. Ohio Administrative Code (OAC) 4713-3-02 sets forth requirements for school floor plans and is being amended to include language that requires cosmetology and barber schools to maintain sufficient facilities to train 20 students and make minor adjustments to terminology.

During early stakeholder outreach, the Board sent the rules to interested parties via an online email

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list. The Board received no stakeholder comments during this time or during the CSI public comment period.

The business community impacted by the rules includes all cosmetology and barber schools in Ohio. The adverse impact created by the rules includes the time and effort spent maintaining the requirements of the rules, which includes reporting and applying for licensure. The rule also requires that certain areas and training stations within the schools maintain certain standards and layouts. While the rules are being amended to include barber schools, the Board states in the BIA that barber schools already meet the provisions that are being added. After reviewing the proposed rules and the BIA, the CSI Office has determined that the rules satisfactorily meet the standards espoused by the CSI Office, and the purpose of the rule package is justified.

Recommendations

For the reasons described above, the CSI Office has no recommendations on this rule package.

Conclusion

Based on its review of the proposed rule package, the CSI Office recommends the Ohio State Cosmetology and Barber Board should proceed in filing the proposed rules with the Joint Committee on Agency Rule Review.