



Common Sense Initiative

Mike DeWine, Governor
Jon Husted, Lt. Governor

Carrie Kuruc, Director

MEMORANDUM

TO: Charley Yaniko, State Cosmetology and Barber Board

FROM: Emily Groseclose, Senior Policy and Business Advocate

DATE: March 13, 2020

RE: **CSI Review – Continuing Education Requirements (OAC 4713-21-03)**

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

Analysis

This rule package contains one amended rule proposed by the State Cosmetology and Barber Board (Board). The rule package was submitted to CSI on January 14, 2020, and the public comment period was held open through January 29, 2020. No comments were received during that time. Unless otherwise noted below, this recommendation reflects the version of the proposed rule filed with CSI on January 14, 2020.

The rule prescribes continuing education requirements for Board licensees. Updates to the rule include applying the requirements to barbers, adding an hour of required continued education on personal wellness, adding an additional hour to the requirement for safety and infection control education, and reducing by two hours subjects relating to licensee scope of practice.

The Board solicited feedback from interested parties by placing the rules on its website and requesting input, as well as emailing notification of the proposed changes to everyone on its interested parties list. The Board received one response from the Ohio Barber and Beauty Alliance expressing support for the proposed changes. No comments were received during the CSI public comment period.

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This rule impacts all individuals licensed by the Board. Adverse impacts to business include the expenditure of time and money (costs can vary) to complete continuing education courses, and potential disciplinary actions for failing to comply with the rule, which could be a fine of up to \$1,000. The Board stated that continuing education is necessary to keep licensees updated on the latest techniques and safety and infection control procedures to ensure that the public receives competent, safe, and sanitary services.

Recommendations

Based on the information above, CSI has no recommendations on this rule package.

Conclusion

The CSI office concludes that the State Cosmetology and Barber Board should proceed in filing the proposed rules with the Joint Committee on Agency Rule Review.