

HB 2380 -4 STAFF MEASURE SUMMARY

House Committee On Commerce and Consumer Protection

Prepared By: Andrew Hendrie, LPRO Analyst

Sub-Referral To: Joint Committee On Ways and Means

Meeting Dates: 2/25, 4/8

WHAT THE MEASURE DOES:

The measure creates a provisional certificate to be offered by the Board of Cosmetology (board) so that a provisional certificate holder can work under the supervision of a certificate holder. The board must adopt a process for the Health Licensing Office to issue a provisional certificate. Must adopt a process to enable a practitioner to supervise the holder of a provisional certificate. A provisional certificate must not be renewed, a holder must only practice in the field they have a provisional certificate for, and may hold multiple provisional certificates. Supervised hours must be credited equally to educational hours applied to the requirement for the issuance of a certificate. Supervisors of provisional certificate holders can't be required to pay a fee to supervise. The board may adopt other rules to carry out this section. Allows the Health Licensing Office to authorize provisional certificates. Defines provisional certificate as a written authorization to perform in a field under the supervision of someone with an active certificate. The bill becomes operative date of January 1, 2026. Enables the board to take action to be ready to for the bill to be operative. Takes effect on 91st day following adjournment sine die.

ISSUES DISCUSSED:

- Provisions of the measure

EFFECT OF AMENDMENT:

-4 The amendment adds requirements for a practitioner that is going to supervise a holder of a provisional certificate. Requires a practitioner to have five years of experience with the active certificate that they hold and no pending disciplinary action. Requires an applicant for a provisional certificate to pay a fee. Requires applicant to live at least 50 miles from a school that offers a program in the field of practice. Specifies the Operative date of January 1, 2027. The amendment declares an emergency, the measure is effective on passage.

Fiscal Statement: Minimal Impact

Revenue Statement: No Revenue Impact

BACKGROUND:

Board of Cosmetology regulates barbers, estheticians, hair designers, nail technologists, and natural hair care. The Board of Cosmetology consists of seven members appointed by the governor: six certified practitioners with valid certificates and one public member who is not a practitioner

The Health Licensing Office (HLO) protects the health, safety and rights of Oregon consumers by ensuring only qualified applicants are authorized to practice. HLO establishes, communicates and ensures compliance of regulatory standards for multiple health and related professions. HLO conducts inspections of licensed facilities, responds to and investigates consumer complaints, and disciplines practitioners found in violation of state law and administrative rule. The Office oversees licensing and regulation of multiple health and related professions represented by 16 volunteer citizen boards, councils and programs.