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HOUSE BILL 1063

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State of Washington

64th Legislature

2015 Regular Session

By Representatives Kirby, Blake, and Ryu

Prefiled 12/31/14. Read first time 01/12/15. Referred to Committee on Business & Financial Services.

1 AN ACT Relating to cosmetology, hair design, barbering,  
2 esthetics, and manicuring; amending RCW 18.16.030, 18.16.050,  
3 18.16.060, 18.16.130, 18.16.170, 18.16.175, 18.16.180, 18.16.190,  
4 18.16.200, 18.16.290, and 18.16.900; and reenacting and amending RCW  
5 18.16.020.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

7 **Sec. 1.** RCW 18.16.020 and 2013 c 187 s 1 are each reenacted and  
8 amended to read as follows:

9 As used in this chapter, the following terms have the meanings  
10 indicated unless the context clearly requires otherwise:

11 (1) "Apprentice" means a person who is engaged in a state-  
12 approved apprenticeship program and who must receive a wage or  
13 compensation while engaged in the program.

14 (2) "Apprentice monthly report" means the apprentice record of  
15 daily activities and the number of hours completed in each course of  
16 a curriculum that is prepared monthly by the approved apprenticeship  
17 program and provided to the apprentice, audited annually by the  
18 department, and kept on file by the approved apprenticeship program  
19 for three years.

1 (3) "Apprentice trainer" means a person who gives training to an  
2 apprentice in an approved apprenticeship program and who is approved  
3 under RCW 18.16.280.

4 (4) "Apprenticeship program" means a state-approved  
5 apprenticeship program pursuant to chapter 49.04 RCW and approved  
6 under RCW 18.16.280 for the training of cosmetology, hair design,  
7 barbering, esthetics, master esthetics, and manicuring.

8 (5) "Apprenticeship training committee" means a committee  
9 approved by the Washington apprenticeship and training council  
10 established in chapter 49.04 RCW.

11 (6) "Approved apprenticeship shop" means a salon/shop that has  
12 been approved under RCW 18.16.280 and chapter 49.04 RCW to  
13 participate in an apprenticeship program.

14 (7) "Approved security" means surety bond.

15 (8) "Barber" means a person licensed under this chapter to engage  
16 in the practice of barbering.

17 (9) "Board" means the cosmetology, hair design, barbering,  
18 esthetics, and manicuring advisory board.

19 (10) "Cosmetologist" means a person licensed under this chapter  
20 to engage in the practice of cosmetology.

21 (11) "Crossover training" means training approved by the director  
22 as training hours that may be credited to current licensees for  
23 similar training received in another profession licensed under this  
24 chapter.

25 (12) "Curriculum" means the courses of study taught at a school,  
26 (~~(or)~~) online by a school, in an approved apprenticeship program  
27 established by the Washington state apprenticeship and training  
28 council and conducted in an approved salon/shop, or online by an  
29 approved apprenticeship program, set by rule under this chapter, and  
30 approved by the department. After consulting with the board, the  
31 director may set by rule a percentage of hours in a curriculum, up to  
32 a maximum of ten percent, that could include hours a student receives  
33 while training in a salon/shop under a contract approved by the  
34 department. Each curriculum must include at least the following  
35 required hours:

36 (a) School curriculum:

37 (i) Cosmetologist, one thousand six hundred hours;

38 (ii) Hair design, one thousand four hundred hours;

39 (iii) Barber, one thousand hours;

40 (~~(iii)~~) (iv) Manicurist, six hundred hours;

1       (~~(iv)~~) (v) Esthetician, seven hundred fifty hours;  
2       (~~(v)~~) (vi) Master esthetician either:  
3       (A) One thousand two hundred hours; or  
4       (B) Esthetician licensure plus four hundred fifty hours of  
5 training;  
6       (vi) Instructor-trainee, five hundred hours.  
7       (b) Apprentice training curriculum:  
8       (i) Cosmetologist, two thousand hours;  
9       (ii) Hair design, one thousand seven hundred fifty hours;  
10       (iii) Barber, one thousand two hundred hours;  
11       (~~(iii)~~) (iv) Manicurist, eight hundred hours;  
12       (~~(iv)~~) (v) Esthetician, eight hundred hours;  
13       (~~(v)~~) (vi) Master esthetician, one thousand four hundred hours.  
14       (13) "Department" means the department of licensing.  
15       (14) "Director" means the director of the department of licensing  
16 or the director's designee.  
17       (15) "Distance or online learning" means theory training provided  
18 online, by a school licensed under this chapter or an approved  
19 apprenticeship program established by the Washington state  
20 apprenticeship and training council, in the areas of cosmetology,  
21 manicuring, barbering, esthetics, and instructor-training.  
22       (16) "Esthetician" means a person licensed under this chapter to  
23 engage in the practice of esthetics.  
24       (~~(16)~~) (17) "Hair design" means the practice of arranging,  
25 dressing, cutting, trimming, styling, shampooing, permanent waving,  
26 chemical relaxing, straightening, curling, bleaching, lightening,  
27 coloring, mustache and beard design, and superficial skin stimulation  
28 of the scalp.  
29       (18) "Hair designer" means a person licensed under this chapter  
30 to engage in the practice of hair design.  
31       (19) "Individual license" means a cosmetology, hair design,  
32 barber, manicurist, esthetician, master esthetician, or instructor  
33 license issued under this chapter.  
34       (~~(17)~~) (20) "Instructor" means a person who gives instruction  
35 in a school, or who provides classroom theory training to apprentices  
36 in locations other than in a school, in a curriculum in which he or  
37 she holds a license under this chapter, has completed at least five  
38 hundred hours of instruction in teaching techniques and lesson  
39 planning in a school, and has passed a licensing examination approved  
40 or administered by the director. An applicant who holds a degree in

1 education from an accredited postsecondary institution shall upon  
2 application be licensed as an instructor to give instruction in a  
3 school, or to provide classroom theory training to apprentices in  
4 locations other than in a school, in a curriculum in which he or she  
5 holds a license under this chapter. An applicant who holds an  
6 instructional credential from an accredited community or technical  
7 college and who has passed a licensing examination approved or  
8 administered by the director shall upon application be licensed as an  
9 instructor to give instruction in a school, or to provide classroom  
10 theory training to apprentices in locations other than in a school,  
11 in a curriculum in which he or she holds a license under this  
12 chapter. To be approved as an "instructor" in an approved  
13 apprenticeship program, the instructor must be a competent instructor  
14 as defined in rules adopted under chapter 49.04 RCW.

15 ~~((18))~~ (21) "Instructor-trainee" means a person who is  
16 currently licensed in this state as a cosmetologist, barber,  
17 manicurist, esthetician, or master esthetician, and is enrolled in an  
18 instructor- trainee curriculum in a school licensed under this  
19 chapter.

20 ~~((19))~~ (22) "Location license" means a license issued under  
21 this chapter for a salon/shop, school, personal services, or mobile  
22 unit.

23 ~~((20))~~ (23) "Manicurist" means a person licensed under this  
24 chapter to engage in the practice of manicuring.

25 ~~((21))~~ (24) "Master esthetician" means a person licensed under  
26 this chapter to engage in the practice of master esthetics.

27 ~~((22))~~ (25) "Mobile unit" is a location license under this  
28 chapter where the practice of cosmetology, barbering, esthetics,  
29 master esthetics, or manicuring is conducted in a mobile structure.  
30 Mobile units must conform to the health and safety standards set by  
31 rule under this chapter.

32 ~~((23))~~ (26) "Person" means any individual, partnership,  
33 professional service corporation, joint stock association, joint  
34 venture, or any other entity authorized to do business in this state.

35 ~~((24))~~ (27) "Personal services" means a location licensed under  
36 this chapter where the practice of cosmetology, barbering,  
37 manicuring, esthetics, or master esthetics is performed for clients  
38 in the client's home, office, or other location that is convenient  
39 for the client.

1        ~~((25))~~ (28) "~~The~~ Practice of barbering" means the cutting,  
2 trimming, arranging, dressing, curling, shampooing, shaving, and  
3 mustache and beard design of the hair of the face, neck, and scalp.

4        ~~((26))~~ (29) "~~The~~ Practice of cosmetology" means arranging,  
5 dressing, cutting, trimming, styling, shampooing, permanent waving,  
6 chemical relaxing, straightening, curling, bleaching, lightening,  
7 coloring, waxing, tweezing, shaving, and mustache and beard design of  
8 the hair of the face, neck, and scalp; temporary removal of  
9 superfluous hair by use of depilatories, waxing, or tweezing;  
10 manicuring and pedicuring, limited to cleaning, shaping, polishing,  
11 decorating, and caring for and treatment of the cuticles and nails of  
12 the hands and feet, excluding the application and removal of  
13 sculptured or otherwise artificial nails; esthetics limited to toning  
14 the skin of the scalp, stimulating the skin of the body by the use of  
15 preparations, tonics, lotions, or creams; and tinting eyelashes and  
16 eyebrows.

17        ~~((27))~~ (30) "Practice of esthetics" means the care of the skin  
18 for compensation by application, use of preparations, antiseptics,  
19 tonics, essential oils, exfoliants, superficial and light peels, or  
20 by any device, except laser, or equipment, electrical or otherwise,  
21 or by wraps, compresses, cleansing, conditioning, stimulation,  
22 superficial skin stimulation, pore extraction, or product application  
23 and removal; temporary removal of superfluous hair by means of  
24 lotions, creams, appliance, waxing, threading, tweezing, or  
25 depilatories, including chemical means; and application of product to  
26 the eyelashes and eyebrows, including extensions, design and  
27 treatment, tinting and lightening of the hair, excluding the scalp.  
28 Under no circumstances does the practice of esthetics include the  
29 administration of injections.

30        ~~((28))~~ (31) "Practice of manicuring" means the cleaning,  
31 shaping, polishing, decorating, and caring for and treatment of the  
32 cuticles and the nails of the hands or feet, and the application and  
33 removal of sculptured or otherwise artificial nails by hand or with  
34 mechanical or electrical apparatus or appliances.

35        ~~((29))~~ (32) "Practice of master esthetics" means the care of  
36 the skin for compensation including all of the methods allowed in the  
37 definition of the practice of esthetics. It also includes the  
38 performance of medium depth peels and the use of medical devices for  
39 care of the skin and permanent hair reduction. The medical devices  
40 include, but are not limited to, lasers, light, radio frequency,

1 plasma, intense pulsed light, and ultrasound. The use of a medical  
2 device must comply with state law and rules, including any laws or  
3 rules that require delegation or supervision by a licensed health  
4 professional acting within the scope of practice of that health  
5 profession.

6 ~~((30))~~ (33) "Salon/shop" means any building, structure, or any  
7 part thereof, other than a school, where the commercial practice of  
8 cosmetology, barbering, hair design, esthetics, master esthetics, or  
9 manicuring is conducted; provided that any person, except employees  
10 of a salon/shop, who operates from a salon/shop is required to meet  
11 all salon/shop licensing requirements and may participate in the  
12 apprenticeship program when certified as established by the  
13 Washington state apprenticeship and training council established in  
14 chapter 49.04 RCW.

15 ~~((31))~~ (34) "School" means any establishment that offers  
16 curriculum of instruction in the practice of cosmetology, barbering,  
17 esthetics, master esthetics, manicuring, or instructor-trainee to  
18 students and is licensed under this chapter.

19 ~~((32))~~ (35) "Student" means a person sixteen years of age or  
20 older who is enrolled in a school licensed under this chapter and  
21 receives instruction in any of the curricula of cosmetology,  
22 barbering, hair design, esthetics, master esthetics, manicuring, or  
23 instructor- training with or without tuition, fee, or cost, and who  
24 does not receive any wage or commission.

25 ~~((33))~~ (36) "Student monthly report" means the student record  
26 of daily activities and the number of hours completed in each course  
27 of a curriculum that is prepared monthly by the school and provided  
28 to the student, audited annually by the department, and kept on file  
29 by the school for three years.

30 **Sec. 2.** RCW 18.16.030 and 2013 c 187 s 2 are each amended to  
31 read as follows:

32 In addition to any other duties imposed by law, including RCW  
33 18.235.030 and 18.235.040, the director shall have the following  
34 powers and duties:

35 (1) To set all license, examination, and renewal fees in  
36 accordance with RCW 43.24.086;

37 (2) To adopt rules necessary to implement this chapter;

38 (3) To prepare and administer or approve the preparation and  
39 administration of licensing examinations;

1 (4) To establish minimum safety and sanitation standards for  
2 schools, instructors, cosmetologists, barbers, hair designers,  
3 manicurists, estheticians, master estheticians, salons/shops,  
4 personal services, and mobile units;

5 (5) To establish curricula for the training of students and  
6 apprentices under this chapter;

7 (6) To maintain the official department record of applicants and  
8 licensees;

9 (7) To establish by rule the procedures for an appeal of an  
10 examination failure;

11 (8) To set license expiration dates and renewal periods for all  
12 licenses consistent with this chapter;

13 (9) To ensure that all informational notices produced and mailed  
14 by the department regarding statutory and regulatory changes  
15 affecting any particular class of licensees are mailed to each  
16 licensee in good standing or on inactive status in the affected class  
17 whose mailing address on record with the department has not resulted  
18 in mail being returned as undeliverable for any reason; and

19 (10) To make information available to the department of revenue  
20 to assist in collecting taxes from persons required to be licensed  
21 under this chapter.

22 **Sec. 3.** RCW 18.16.050 and 2013 c 187 s 3 are each amended to  
23 read as follows:

24 (1) There is created a state cosmetology, hair design, barbering,  
25 esthetics, and manicuring advisory board consisting of a maximum of  
26 ten members appointed by the director. These members of the board  
27 shall include: A representative of private schools licensed under  
28 this chapter; a representative from an approved apprenticeship  
29 program conducted in an approved salon/shop; a representative of  
30 public vocational technical schools licensed under this chapter; a  
31 consumer who is unaffiliated with the cosmetology, hair design,  
32 barbering, esthetics, master esthetics, or manicuring industry; and  
33 six members who are currently practicing licensees who have been  
34 engaged in the practice of manicuring, esthetics, master esthetics,  
35 barbering, hair design, or cosmetology for at least three years.  
36 Members shall serve a term of three years. Any board member may be  
37 removed for just cause. The director may appoint a new member to fill  
38 any vacancy on the board for the remainder of the unexpired term.

1 (2) Board members shall be entitled to compensation pursuant to  
2 RCW 43.03.240 for each day spent conducting official business and to  
3 reimbursement for travel expenses as provided by RCW 43.03.050 and  
4 43.03.060.

5 (3) The board may seek the advice and input of officials from the  
6 following state agencies: (a) The workforce training and education  
7 coordinating board; (b) the employment security department; (c) the  
8 department of labor and industries; (d) the department of health; (e)  
9 the department of licensing; and (f) the department of revenue.

10 **Sec. 4.** RCW 18.16.060 and 2013 c 187 s 4 are each amended to  
11 read as follows:

12 (1) It is unlawful for any person to engage in a practice listed  
13 in subsection (2) of this section unless the person has a license in  
14 good standing as required by this chapter. A license issued under  
15 this chapter shall be considered to be "in good standing" except  
16 when:

17 (a) The license has expired or has been canceled and has not been  
18 renewed in accordance with RCW 18.16.110;

19 (b) The license has been denied, revoked, or suspended under RCW  
20 18.16.210, 18.16.230, or 18.16.240, and has not been reinstated;

21 (c) The license is held by a person who has not fully complied  
22 with an order of the director issued under RCW 18.16.210 requiring  
23 the licensee to pay restitution or a fine, or to acquire additional  
24 training; or

25 (d) The license has been placed on inactive status at the request  
26 of the licensee, and has not been reinstated in accordance with RCW  
27 18.16.110(3).

28 (2) The director may take action under RCW 18.235.150 and  
29 18.235.160 against any person who does any of the following without  
30 first obtaining, and maintaining in good standing, the license  
31 required by this chapter:

32 (a) Except as provided in subsections (3) and (4) of this  
33 section, engages in the commercial practice of cosmetology, hair  
34 design, barbering, esthetics, master esthetics, or manicuring;

35 (b) Instructs in a school;

36 (c) Operates a school; or

37 (d) Operates a salon/shop, personal services, or mobile unit.

38 (3) A person who receives a license as an instructor may engage  
39 in the commercial practice for which he or she held a license when

1 applying for the instructor license without also renewing the  
2 previously held license. However, a person licensed as an instructor  
3 whose license to engage in a commercial practice is not or at any  
4 time was not renewed may not engage in the commercial practice  
5 previously permitted under that license unless that person renews the  
6 previously held license.

7 (4) An apprentice actively enrolled in an apprenticeship program  
8 for cosmetology, barbering, hair design, esthetics, master esthetics,  
9 or manicuring may engage in the commercial practice as required for  
10 the apprenticeship program.

11 **Sec. 5.** RCW 18.16.130 and 2013 c 187 s 5 are each amended to  
12 read as follows:

13 (1) Any person who is properly licensed in any state, territory,  
14 or possession of the United States, or foreign country shall be  
15 eligible for examination if the applicant submits the approved  
16 application and fee and provides proof to the director that he or she  
17 is currently licensed in good standing as a cosmetologist, hair  
18 designer, barber, manicurist, esthetician, master esthetician,  
19 instructor, or the equivalent in that jurisdiction. Upon passage of  
20 the required examinations the appropriate license will be issued.

21 (2)(a) The director shall, upon passage of the required  
22 examinations, issue a license as master esthetician to an applicant  
23 who submits the approved application and fee and provides proof to  
24 the director that the applicant is currently licensed in good  
25 standing in esthetics in any state, territory, or possession of the  
26 United States, or foreign country and holds a diplomate of the comite  
27 international d'esthetique et de cosmetologie diploma, or an  
28 international therapy examination council diploma, or a certified  
29 credential awarded by the national coalition of estheticians,  
30 manufacturers/distributors & associations.

31 (b) The director may upon passage of the required examinations,  
32 issue a master esthetician license to an applicant that is currently  
33 licensed in esthetics in any other state, territory, or possession of  
34 the United States, or foreign country and submits an approved  
35 application and fee and provides proof to the director that he or she  
36 is licensed in good standing and:

37 (i) The licensing state, territory, or possession of the United  
38 States, or foreign country has licensure requirements that the

1 director determines are substantially equivalent to a master  
2 esthetician license in this state; or

3 (ii) The applicant has certification or a diploma or other  
4 credentials that the director determines has licensure requirements  
5 that are substantially equivalent to the degree listed in (a) of this  
6 subsection.

7 **Sec. 6.** RCW 18.16.170 and 2013 c 187 s 6 are each amended to  
8 read as follows:

9 (1) Subject to subsection (2) of this section, licenses issued  
10 under this chapter expire as follows:

11 (a) A salon/shop, personal services, or mobile unit license  
12 expires one year from issuance or when the insurance required by RCW  
13 18.16.175(1)(g) expires, whichever occurs first;

14 (b) A school license expires one year from issuance; and

15 (c) Cosmetologist, hair designer, barber, manicurist,  
16 esthetician, master esthetician, and instructor licenses expire two  
17 years from issuance.

18 (2) The director may provide for expiration dates other than  
19 those set forth in subsection (1) of this section for the purpose of  
20 establishing staggered renewal periods.

21 **Sec. 7.** RCW 18.16.175 and 2013 c 187 s 7 are each amended to  
22 read as follows:

23 (1) A salon/shop or mobile unit shall meet the following minimum  
24 requirements:

25 (a) Maintain an outside entrance separate from any rooms used for  
26 sleeping or residential purposes;

27 (b) Provide and maintain for the use of its customers adequate  
28 toilet facilities located within or adjacent to the salon/shop or  
29 mobile unit;

30 (c) Any room used wholly or in part as a salon/shop or mobile  
31 unit shall not be used for residential purposes, except that toilet  
32 facilities may be used for both residential and business purposes;

33 (d) Meet the zoning requirements of the county, city, or town, as  
34 appropriate;

35 (e) Provide for safe storage and labeling of chemicals used in  
36 the practices under this chapter;

37 (f) Meet all applicable local and state fire codes; and

1 (g) Certify that the salon/shop or mobile unit is covered by a  
2 public liability insurance policy in an amount not less than one  
3 hundred thousand dollars for combined bodily injury and property  
4 damage liability.

5 (2) The director may by rule determine other requirements that  
6 are necessary for safety and sanitation of salons/shops, personal  
7 services, or mobile units. The director may consult with the state  
8 board of health and the department of labor and industries in  
9 establishing minimum salon/shop, personal services, and mobile unit  
10 safety requirements.

11 (3) Personal services license holders shall certify coverage of a  
12 public liability insurance policy in an amount not less than one  
13 hundred thousand dollars for combined bodily injury and property  
14 damage liability.

15 (4) Upon receipt of a written complaint that a salon/shop or  
16 mobile unit has violated any provisions of this chapter, chapter  
17 18.235 RCW, or the rules adopted under either chapter, or at least  
18 once every two years for an existing salon/shop or mobile unit, the  
19 director or the director's designee shall inspect each salon/shop or  
20 mobile unit. If the director determines that any salon/shop or mobile  
21 unit is not in compliance with this chapter, the director shall send  
22 written notice to the salon/shop or mobile unit. A salon/shop or  
23 mobile unit which fails to correct the conditions to the satisfaction  
24 of the director within a reasonable time shall, upon due notice, be  
25 subject to the penalties imposed by the director under RCW  
26 18.235.110. The director may enter any salon/shop or mobile unit  
27 during business hours for the purpose of inspection. The director may  
28 contract with health authorities of local governments to conduct the  
29 inspections under this subsection.

30 (5) A salon/shop, personal services, or mobile unit shall obtain  
31 a certificate of registration from the department of revenue.

32 (6) This section does not prohibit the use of motor homes as  
33 mobile units if the motor home meets the health and safety standards  
34 of this section.

35 (7) Salon/shop or mobile unit licenses issued by the department  
36 must be posted in the salon/shop or mobile unit's reception area.

37 (8) Cosmetology, hair design, barbering, esthetics, master  
38 esthetics, and manicuring licenses issued by the department must be  
39 posted at the licensed person's work station.

1       **Sec. 8.** RCW 18.16.180 and 2013 c 187 s 8 are each amended to  
2 read as follows:

3       (1) The director shall prepare and provide to all licensed  
4 salons/shops a notice to consumers. At a minimum, the notice shall  
5 state that cosmetology, hair design, barber, esthetics, master  
6 esthetics, and manicure salons/shops are required to be licensed,  
7 that salons/shops are required to maintain minimum safety and  
8 sanitation standards, that customer complaints regarding salons/shops  
9 may be reported to the department, and a telephone number and address  
10 where complaints may be made.

11       (2) An approved apprenticeship shop must post a notice to  
12 consumers in the reception area of the salon/shop stating that  
13 services may be provided by an apprentice. At a minimum, the notice  
14 must state: "This shop is a participant in a state-approved  
15 apprenticeship program. Apprentices in this program are in training  
16 and have not yet received a license."

17       **Sec. 9.** RCW 18.16.190 and 2013 c 187 s 9 are each amended to  
18 read as follows:

19       It is a violation of this chapter for any person to engage in the  
20 commercial practice of cosmetology, hair design, barbering,  
21 esthetics, master esthetics, or manicuring, except in a licensed  
22 salon/shop or the home, office, or other location selected by the  
23 client for obtaining the services of a personal service operator, or  
24 with the appropriate individual license when delivering services to  
25 placebound clients. Placebound clients are defined as persons who are  
26 ill, disabled, or otherwise unable to travel to a salon/shop.

27       **Sec. 10.** RCW 18.16.200 and 2013 c 187 s 10 are each amended to  
28 read as follows:

29       In addition to the unprofessional conduct described in RCW  
30 18.235.130, the director may take disciplinary action against any  
31 applicant or licensee under this chapter if the licensee or  
32 applicant:

33       (1) Has been found to have violated any provisions of chapter  
34 19.86 RCW;

35       (2) Has engaged in a practice prohibited under RCW 18.16.060  
36 without first obtaining, and maintaining in good standing, the  
37 license required by this chapter;

1 (3) Has engaged in the commercial practice of cosmetology, hair  
2 design, barbering, manicuring, esthetics, or master esthetics in a  
3 school;

4 (4) Has not provided a safe, sanitary, and good moral environment  
5 for students in a school or the public;

6 (5) Has failed to display licenses required in this chapter; or

7 (6) Has violated any provision of this chapter or any rule  
8 adopted under it.

9 **Sec. 11.** RCW 18.16.290 and 2013 c 187 s 12 are each amended to  
10 read as follows:

11 (1) If the holder of an individual license in good standing  
12 submits a written and notarized request that the licensee's  
13 cosmetology, hair design, barber, manicurist, esthetician and master  
14 esthetician, or instructor license be placed on inactive status,  
15 together with a fee equivalent to that established by rule for a  
16 duplicate license, the department shall place the license on inactive  
17 status until the expiration date of the license. If the date of the  
18 request is no more than six months before the expiration date of the  
19 license, a request for a two-year extension of the inactive status,  
20 as provided under subsection (2) of this section, may be submitted at  
21 the same time as the request under this subsection.

22 (2) If the holder of a license placed on inactive status under  
23 this section submits, by the expiration date of the license, a  
24 written and notarized request to extend that status for an additional  
25 two years, the department shall, without additional fee, extend the  
26 expiration date of: (a) The licensee's individual license; and (b)  
27 the inactive status for two years from the expiration date of the  
28 license.

29 (3) A license placed on inactive status under this section may  
30 not be extended more frequently than once in any twenty-four month  
31 period or for more than six consecutive years.

32 (4) If, by the expiration date of a license placed on inactive  
33 status under this section, a licensee is unable, or fails, to request  
34 that the status be extended and the license is not renewed, the  
35 license shall be canceled.

36 **Sec. 12.** RCW 18.16.900 and 2002 c 111 s 17 are each amended to  
37 read as follows:

1        This ((æet)) chapter shall be known and may be cited as the  
2 "Washington cosmetologists, hair designers, barbers, manicurists, and  
3 estheticians act".

--- END ---