

*See State Gov. 3/16 No. 3/23 (p. 1252)*

Senate File 2203

State Government: Buhr, Chair; Tofte and Woods.

**FILED FEB 22 1984**

SENATE FILE 2203

BY COMMITTEE ON STATE GOVERNMENT

*Approved 2/22 (p. 565)*

Passed Senate, Date 3-12-84 (p. 765) Passed House, Date \_\_\_\_\_

Vote: Ayes 30 Nays 17 Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

*Motion to reconsider (p. 766) 3/12 (p. 80-)  
w/ 3/5*

# A BILL FOR

1 An Act to allow a person who is an instructor or proprietor  
2 at a licensed school of cosmetology to serve on the board  
3 of cosmetology examiners.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S. 2203

1 Section 1. Section 147.14, subsection 1, Code 1983, is  
2 amended to read as follows:

3 1. For podiatry, ~~cosmetology~~, barbering, and mortuary  
4 science, three members each, who are licensed to practice  
5 the profession for which the board conducts examinations,  
6 and two members who are not licensed to practice the profession  
7 for which the board conducts examinations and who shall  
8 represent the general public. A quorum ~~shall consist~~ consists  
9 of a majority of the members of the board.

10 Sec. 2. Section 147.14, Code 1983, is amended by adding  
11 the following new subsection:

12 NEW SUBSECTION. 11. For cosmetology, three members who  
13 are licensed to practice the profession for which the board  
14 conducts examinations, one of which may have a financial in-  
15 terest in or be a proprietor or an instructor at a licensed  
16 school of cosmetology, and two members who are not licensed  
17 to practice the profession for which the board conducts exam-  
18 inations and who shall represent the general public. A quorum  
19 consists of a majority of the members of the board.

20 Sec. 3. Section 147.18, Code 1983, is amended to read  
21 as follows:

22 147.18 DISQUALIFICATIONS. ~~No~~ An examiner shall not be  
23 connected in any manner with any a wholesale or jobbing house  
24 dealing in supplies or have a financial interest in or be  
25 an instructor at a proprietary school except as provided for  
26 the board of cosmetology examiners in section 147.14,  
27 subsection 11.

28 EXPLANATION

29 This bill allows one person who is an instructor or  
30 proprietor at or has a financial interest in a licensed school  
31 of cosmetology, as regulated under chapter 157, to serve on  
32 the board of cosmetology examiners. The bill takes effect  
33 July 1 following its enactment.

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SENATE FILE 2203

H-5978

1 Amend Senate File 2203 as passed by the Senate  
 2 as follows:  
 3 1. Page 1, line 16, by striking the word "and".  
 4 2. Page 1, line 18, by inserting after the word  
 5 "public" the following: ", and one member who is  
 6 a proprietor or an instructor at a licensed school  
 7 of cosmetology with the power to provide input and  
 8 suggestion to the board but shall not be allowed to  
 9 vote on matters before the board or be involved in  
 10 any part of the examination process".

H-5978 FILED MARCH 29, 1984 BY RENAUD of Polk HERMANN of Scott  
 RENKEN of Grundy COREY of Louisa  
 RUNNING of Linn ANDERSON of Audubon  
 VARN of Johnson PARKER of Jasper  
 HANSON of Delaware GRONSTAL of Pottawattamie

SENATE FILE 2203

H-5991

1 Amend Senate File 2203 as passed by the Senate  
 2 as follows:  
 3 1. Page 1, by inserting after line 27 the  
 4 following:  
 5 "Sec. 4. Section 157.11, Code Supplement 1983,  
 6 is amended by adding the following new unnumbered  
 7 paragraphs:  
 8 NEW UNNUMBERED PARAGRAPHS. An owner or operator  
 9 for profit of a school of cosmetology licensed by  
 10 the state to train students in the profession of  
 11 cosmetology shall not own or operate a business or  
 12 other enterprise engaging in the profession for which  
 13 the students are trained. This section does not  
 14 prohibit a school from serving the general public  
 15 on the premises of the school as an incident to the  
 16 supervised practical instruction of its students.  
 17 An owner or operator for profit of a school of  
 18 cosmetology licensed by the state to provide training  
 19 for the profession of cosmetology who, immediately  
 20 prior to the effective date of this Act, owned or  
 21 operated a business or other enterprise engaging in  
 22 the profession for which the students are trained  
 23 in violation of the Act shall, within one year from  
 24 the effective date of this Act, discontinue the  
 25 ownership or operation of the business or other  
 26 enterprise engaging in the profession of cosmetology.  
 27 Violation of this section is a simple misdemeanor  
 28 and is a ground for suspension of the school's license  
 29 to operate."

BY RUNNING of Linn  
 RENAUD of Polk  
 H-5991 FILED MARCH 29, 1984 VARN of Johnson  
 SENATE FILE 2203

H-5993

1 Amend Senate File 2203 as passed by the Senate  
 2 as follows:  
 3 1. Page 1, line 12, by striking the word "three"  
 4 and inserting in lieu thereof the word "five".

H-5993 FILED MARCH 29, 1984 BY RUNNING of Linn

*Leg. 3/30 (p. 1522)*

SENATE FILE 2203

H-5975

1 Amend Senate File 2203 as passed by the Senate  
2 as follows:  
3 1. Page 1, line 27, by inserting after the figure  
4 "11." the following: "An examiner shall not have  
5 a financial interest in or be a proprietor or an  
6 instructor at a licensed school of cosmetology which  
7 solicits from or performs services of the profession  
8 for the public in an attempt to gain a profit."

BY RUNNING of Linn  
VARN of Johnson  
RENAUD of Polk  
DIEMER of Black Hawk

H-5975 FILED MARCH 29, 1984

*Last 3/30 (p. 1532)*

SENATE FILE 2203

H-5976

1 Amend Senate File 2203 as passed by the Senate  
2 as follows:  
3 1. Page 1, line 27, by inserting after the figure  
4 "11." the following: "An examiner who is a member  
5 of the board of cosmetology examiners and is a  
6 proprietor or instructor at a licensed school of  
7 cosmetology shall not have knowledge of specific  
8 question content or possess a copy of an examination  
9 given by the examining board or be allowed to test  
10 or grade one of that examiner's own students who is  
11 participating in or has taken an examining board  
12 examination."

BY RENAUD of Polk  
RUNNING of Linn

H-5976 FILED MARCH 29, 1984

SENATE FILE 2203

H-5977

1 Amend Senate File 2203 as passed by the Senate  
2 as follows:  
3 1. Page 1, line 27, by inserting after the figure  
4 "11." the following: "An examiner who is a member  
5 of the board of cosmetology examiners and is a  
6 proprietor or instructor at a licensed school of  
7 cosmetology shall not have knowledge or possess a  
8 copy of an examination given by the examining board  
9 or be allowed to test or grade one of that examiner's  
10 own students who is participating in or has taken  
11 an examining board examination."

BY RENAUD of Polk  
RUNNING of Linn  
RENKEN of Grundy  
VARN of Johnson  
HANSON of Delaware  
HERMANN of Scott  
COREY of Louisa  
ANDERSON of Audubon  
PARKER of Jasper  
GRONSTAL of Pottawattamie

H-5977 FILED MARCH 29, 1984

SENATE FILE 2203

H-6391

1 Amend Senate File 2203 as passed by the Senate  
2 as follows:  
3 1. Page 1, by inserting after line 27 the follow-  
4 ing:  
5 "Sec. 4. Section 157.5, Code 1983, is amended  
6 by adding the following new unnumbered paragraph:  
7 NEW UNNUMBERED PARAGRAPH. A person who obtains  
8 a license to practice electrolysis from any school  
9 in another state which is recognized by the board  
10 does not have to become licensed as a cosmetologist  
11 in this state in order to practice electrolysis."

H-6391 FILED APRIL 17, 1984 BY JAY of Appanoose

SENATE FILE 2203

H-6010

1 Amend amendment H-5976 to Senate File 2203 as  
2 passed by the Senate as follows:  
3 1. Page 1, by striking lines 3 through 12 and  
4 inserting in lieu thereof the following:  
5 "1. Page 1, by striking lines 1 through 19.  
6 2. Page 1, by striking lines 24 through 27 and  
7 inserting in lieu thereof the following: "dealing  
8 in supplies ~~or have a financial interest in or be~~  
9 ~~an instructor at a proprietary school.~~ An examiner  
10 who is a proprietor or instructor at a proprietary  
11 school shall not have knowledge of specific question  
12 content or possess a copy of an examination given  
13 by the examining board of which the examiner is a  
14 member or be allowed to test or grade one of that  
15 examiner's own students who is participating in or  
16 has taken an examining board examination."

BY RENAUD of Polk

H-6010 FILED MARCH 30, 1984

RUNNING of Linn

SENATE FILE 2203

H-6059

1 Amend Senate File 2203 as passed by the Senate  
2 as follows:  
3 1. Page 1, line 27, by inserting after the figure  
4 "11." the following: "Should an instructor at a  
5 licensed school of cosmetology become a member of  
6 the board of cosmetology examiners, then any licensure  
7 examinations given by the board shall be formulated  
8 by and obtained from an independent source outside  
9 of the board's realm of influence and persuasion."

BY RUNNING of Linn

H-6059 FILED APRIL 3, 1984

RENAUD of Polk

SENATE FILE 2203

H-6060

1 Amend Senate File 2203 as passed by the Senate  
2 as follows:  
3 1. Page 1, line 27, by inserting after the figure  
4 "11." the following: "An examiner who is an instructor  
5 at a licensed school of cosmetology shall not be  
6 allowed to compose, make suggestions for, or have  
7 knowledge of content of specific licensing examination  
8 questions which are to appear on an examination given  
9 to any person seeking licensure who is a student of  
10 that instructor. An examiner who is an instructor  
11 at a licensed school of cosmetology shall not be  
12 allowed to give, monitor, observe, or grade the  
13 practical examination given to any person seeking  
14 licensure who is a student of the instructor."

BY RUNNING of Linn

H-6060 FILED APRIL 3, 1984

RENAUD of Polk