

**First Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 19-0999.01 Kristen Forrestal x4217

HOUSE BILL 19-1290

HOUSE SPONSORSHIP

Arndt, Humphrey, Snyder

SENATE SPONSORSHIP

Priola, Gonzales, Hill, Moreno, Rankin, Smallwood, Sonnenberg, Tate

House Committees
Business Affairs & Labor

Senate Committees
Business, Labor, & Technology

A BILL FOR AN ACT

101 **CONCERNING THE SUBSTITUTION OF FOREIGN WORK EXPERIENCE FOR**
102 **THE REQUIRED CONTACT HOURS BY AN APPLICANT FOR**
103 **EXAMINATION PURSUANT TO THE "BARBER AND**
104 **COSMETOLOGIST ACT".**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill allows an applicant for a barber, cosmetologist, esthetician, nail technician, or hairstylist examination to substitute foreign work experience for the required contact hours. The bill authorizes the

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

SENATE
3rd Reading Unamended
April 25, 2019

SENATE
2nd Reading Unamended
April 24, 2019

HOUSE
3rd Reading Unamended
April 16, 2019

HOUSE
2nd Reading Unamended
April 12, 2019

director of the division of professions and occupations in the department of regulatory agencies to promulgate rules to determine the manner in which an applicant must submit proof of foreign work experience and when an attestation of work experience may replace employment records as proof of experience.

The bill makes a conforming amendment to harmonize the bill with the title 12 recodification bill, House Bill 19-1172.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 12-8-114, **add** (3.5)
3 as follows:

4 **12-8-114. Qualifications of applicants - requirements - rules.**

5 (3.5) (a) FOR THE PURPOSES OF FULFILLING THE APPLICABLE CONTACT
6 HOUR REQUIREMENTS IN SUBSECTIONS (3)(a)(II), (3)(b)(II), (3)(c), (3)(d),
7 AND (3)(e) OF THIS SECTION, AN APPLICANT FOR EXAMINATION MAY
8 SUBSTITUTE WORK EXPERIENCE OBTAINED IN A FOREIGN COUNTRY AS A
9 BARBER, COSMETOLOGIST, ESTHETICIAN, NAIL TECHNICIAN, OR
10 HAIRSTYLIST USING A RATIO OF THREE MONTHS OF WORK EXPERIENCE FOR
11 EVERY ONE HUNDRED CONTACT HOURS; EXCEPT THAT AN APPLICANT
12 SHALL NOT SUBSTITUTE WORK EXPERIENCE FOR ANY OF THE CONTACT
13 HOURS REQUIRED FOR DISINFECTION, CLEANING, AND SAFE WORK
14 PRACTICES OR FOR THE HOURS REQUIRED TO REVIEW LAWS AND RULES, AS
15 DETERMINED BY RULE OF THE DIRECTOR.

16 (b) THE DIRECTOR MAY, BY RULE, DETERMINE THE MANNER IN
17 WHICH AN APPLICANT SHALL PROVIDE PROOF OF THE WORK EXPERIENCE.
18 AN APPLICANT FOR EXAMINATION WHO SUBSTITUTES WORK EXPERIENCE
19 FOR CONTACT HOURS REQUIRED PURSUANT TO SUBSECTION (3) OF THIS
20 SECTION MAY SUBMIT AS PROOF OF WORK EXPERIENCE A SIGNED AND
21 NOTARIZED ATTESTATION OF WORK EXPERIENCE THAT INCLUDES THE
22 PLACE OR PLACES OF EMPLOYMENT IF THE DIRECTOR DETERMINES THAT

1 RECORDS ARE NOT GENERALLY AVAILABLE IN THE LOCATION WHERE THE
2 WORK EXPERIENCE WAS GAINED.

3 **SECTION 2.** In Colorado Revised Statutes, 12-105-111, **add as**
4 **relocated by House Bill 19-1172 (3.5)** as follows:

5 **12-105-111. Qualifications of applicants - requirements - rules.**

6 (3.5) (a) FOR THE PURPOSES OF FULFILLING THE APPLICABLE CONTACT
7 HOUR REQUIREMENTS IN SUBSECTIONS (3)(a)(II), (3)(b)(II), (3)(c), (3)(d),
8 AND (3)(e) OF THIS SECTION, AN APPLICANT FOR EXAMINATION MAY
9 SUBSTITUTE WORK EXPERIENCE OBTAINED IN A FOREIGN COUNTRY AS A
10 BARBER, COSMETOLOGIST, ESTHETICIAN, NAIL TECHNICIAN, OR
11 HAIRSTYLIST USING A RATIO OF THREE MONTHS OF WORK EXPERIENCE FOR
12 EVERY ONE HUNDRED CONTACT HOURS; EXCEPT THAT AN APPLICANT
13 SHALL NOT SUBSTITUTE WORK EXPERIENCE FOR ANY OF THE CONTACT
14 HOURS REQUIRED FOR DISINFECTION, CLEANING, AND SAFE WORK
15 PRACTICES OR FOR THE HOURS REQUIRED TO REVIEW LAWS AND RULES, AS
16 DETERMINED BY RULE OF THE DIRECTOR.

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19 AN APPLICANT FOR EXAMINATION WHO SUBSTITUTES WORK EXPERIENCE
20 FOR CONTACT HOURS REQUIRED PURSUANT TO SUBSECTION (3) OF THIS
21 SECTION MAY SUBMIT AS PROOF OF WORK EXPERIENCE A SIGNED AND
22 NOTARIZED ATTESTATION OF WORK EXPERIENCE THAT INCLUDES THE
23 PLACE OR PLACES OF EMPLOYMENT IF THE DIRECTOR DETERMINES THAT
24 RECORDS ARE NOT GENERALLY AVAILABLE IN THE LOCATION WHERE THE
25 WORK EXPERIENCE WAS GAINED.

26 **SECTION 3. Act subject to petition - effective date.** (1) Except
27 as otherwise provided in subsection (2) of this section, this act takes

1 effect at 12:01 a.m. on the day following the expiration of the ninety-day
2 period after final adjournment of the general assembly (August 2, 2019,
3 if adjournment sine die is on May 3, 2019); except that, if a referendum
4 petition is filed pursuant to section 1 (3) of article V of the state
5 constitution against this act or an item, section, or part of this act within
6 such period, then the act, item, section, or part will not take effect unless
7 approved by the people at the general election to be held in November
8 2020 and, in such case, will take effect on the date of the official
9 declaration of the vote thereon by the governor.

10 (2) Section 2 of this act takes effect only if House Bill 19-1172
11 becomes law, in which case section 2 takes effect October 1, 2019.