

CHAPTER 187

PROFESSIONS AND OCCUPATIONS

HOUSE BILL 19-1290

BY REPRESENTATIVE(S) Arndt, Humphrey, Snyder;
also SENATOR(S) Priola, Gonzales, Hill, Moreno, Rankin, Smallwood, Sonnenberg, Tate.

AN ACT

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

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

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

12-8-114. Qualifications of applicants - requirements - rules. (3.5) (a) FOR THE PURPOSES OF FULFILLING THE APPLICABLE CONTACT HOUR REQUIREMENTS IN SUBSECTIONS (3)(a)(II), (3)(b)(II), (3)(c), (3)(d), AND (3)(e) OF THIS SECTION, AN APPLICANT FOR EXAMINATION MAY SUBSTITUTE WORK EXPERIENCE OBTAINED IN A FOREIGN COUNTRY AS A BARBER, COSMETOLOGIST, ESTHETICIAN, NAIL TECHNICIAN, OR HAIRSTYLIST USING A RATIO OF THREE MONTHS OF WORK EXPERIENCE FOR EVERY ONE HUNDRED CONTACT HOURS; EXCEPT THAT AN APPLICANT SHALL NOT SUBSTITUTE WORK EXPERIENCE FOR ANY OF THE CONTACT HOURS REQUIRED FOR DISINFECTION, CLEANING, AND SAFE WORK PRACTICES OR FOR THE HOURS REQUIRED TO REVIEW LAWS AND RULES, AS DETERMINED BY RULE OF THE DIRECTOR.

(b) THE DIRECTOR MAY, BY RULE, DETERMINE THE MANNER IN WHICH AN APPLICANT SHALL PROVIDE PROOF OF THE WORK EXPERIENCE. AN APPLICANT FOR EXAMINATION WHO SUBSTITUTES WORK EXPERIENCE FOR CONTACT HOURS REQUIRED PURSUANT TO SUBSECTION (3) OF THIS SECTION MAY SUBMIT AS PROOF OF WORK EXPERIENCE A SIGNED AND NOTARIZED ATTESTATION OF WORK EXPERIENCE THAT INCLUDES THE PLACE OR PLACES OF EMPLOYMENT IF THE DIRECTOR DETERMINES THAT RECORDS ARE NOT GENERALLY AVAILABLE IN THE LOCATION WHERE THE WORK EXPERIENCE WAS GAINED.

SECTION 2. In Colorado Revised Statutes, 12-105-111, **add as relocated by**

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

House Bill 19-1172 (3.5) as follows:

12-105-111. Qualifications of applicants - requirements - rules. (3.5) (a) FOR THE PURPOSES OF FULFILLING THE APPLICABLE CONTACT HOUR REQUIREMENTS IN SUBSECTIONS (3)(a)(II), (3)(b)(II), (3)(c), (3)(d), AND (3)(e) OF THIS SECTION, AN APPLICANT FOR EXAMINATION MAY SUBSTITUTE WORK EXPERIENCE OBTAINED IN A FOREIGN COUNTRY AS A BARBER, COSMETOLOGIST, ESTHETICIAN, NAIL TECHNICIAN, OR HAIRSTYLIST USING A RATIO OF THREE MONTHS OF WORK EXPERIENCE FOR EVERY ONE HUNDRED CONTACT HOURS; EXCEPT THAT AN APPLICANT SHALL NOT SUBSTITUTE WORK EXPERIENCE FOR ANY OF THE CONTACT HOURS REQUIRED FOR DISINFECTION, CLEANING, AND SAFE WORK PRACTICES OR FOR THE HOURS REQUIRED TO REVIEW LAWS AND RULES, AS DETERMINED BY RULE OF THE DIRECTOR.

(b) THE DIRECTOR MAY, BY RULE, DETERMINE THE MANNER IN WHICH AN APPLICANT SHALL PROVIDE PROOF OF THE WORK EXPERIENCE. AN APPLICANT FOR EXAMINATION WHO SUBSTITUTES WORK EXPERIENCE FOR CONTACT HOURS REQUIRED PURSUANT TO SUBSECTION (3) OF THIS SECTION MAY SUBMIT AS PROOF (3) OF WORK EXPERIENCE A SIGNED AND NOTARIZED ATTESTATION OF WORK EXPERIENCE THAT INCLUDES THE PLACE OR PLACES OF EMPLOYMENT IF THE DIRECTOR DETERMINES THAT RECORDS ARE NOT GENERALLY AVAILABLE IN THE LOCATION WHERE THE WORK EXPERIENCE WAS GAINED.

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

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

Approved: May 16, 2019