

NOTICE PUBLICATION/REGULATIONS SUBMISSION

REGULAR

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-2013-0521-01	REGULATORY ACTION NUMBER 2014-0326-015	EMERGENCY NUMBER
For use by Office of Administrative Law (OAL) only			
NOTICE		REGULATIONS	

ENDORSED FILED
IN THE OFFICE OF

2014 APR 23 PM 2:31

Debra Bowen
DEBRA BOWEN
SECRETARY OF STATE

2014 MAR 26 PM 1:20

OFFICE OF
ADMINISTRATIVE LAW

AGENCY WITH RULEMAKING AUTHORITY
Board of Barbering and Cosmetology

AGENCY FILE NUMBER (if any)

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE	TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	ACTION ON PROPOSED NOTICE	NOTICE REGISTER NUMBER 2013, 222	PUBLICATION DATE 5/31/2013

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Equipment for Schools	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
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2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)	ACTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)
	ADOPT
	AMEND 940
TITLE(S) 16	REPEAL

3. TYPE OF FILING	<input checked="" type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
	<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
	<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<input type="checkbox"/> Other (Specify)	

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)	<input checked="" type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> \$100 Changes Without Regulatory Effect	<input type="checkbox"/> Effective other (Specify)
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6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY	<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal
	<input checked="" type="checkbox"/> Other (Specify) Denise Brown, Director, Department of Consumer Affairs		

7. CONTACT PERSON Kevin Flanagan	TELEPHONE NUMBER (916) 575-7104	FAX NUMBER (Optional) (916) 928-6810	E-MAIL ADDRESS (Optional) kevin.flanagan@dca.ca.gov
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8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE <i>Kristy Underwood</i>	DATE 11-1-13
TYPED NAME AND TITLE OF SIGNATORY Kristy Underwood, Executive Officer, Board of Barbering and Cosmetology	

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

APR 23 2014

Office of Administrative Law

BOARD OF BARBERING AND COSMETOLOGY
Division 9, Title 16, of the California Code of Regulations.

ORDER OF ADOPTION

The Board Hereby Amends Section 940, of Article 6, as follows:

§ 940. Equipment for School of Cosmetology.

(a) The minimum equipment for a school of cosmetology shall be as follows:

~~(a)(1)~~ Sufficient electrical Electrical equipment and ~~dermal lights~~ for giving instruction in skin care and electrical facials.

NOTE: Equipment shall not be used to stimulate so as to contract, or for the purpose of contracting, the muscles of the body or face.

~~(b)~~ (2) Mannequins, with full head of hair..... 10

~~(c)~~ (3) Time clocks or time scanner..... 1

~~(d)~~ (4) Shampoo bowls..... 5

~~(When the average daily attendance exceeds 50 students, additional shampoo bowls shall be added at the ratio of one for each 25 students in average daily attendance in excess of 50)~~

~~(e)~~ (5) Dryers..... 12 6

~~(When the average daily attendance exceeds 50 students, additional dryers shall be added at the ratio of one for each 10 students in average daily attendance in excess of 50)~~

~~(f)~~ (6) Facial chairs or facial couches..... 4 2

~~(When the average daily attendance excess 50 students, additional facial chairs or facial couches shall be added at the ratio of one for each 25 students in average daily attendance in excess of 50)~~

~~(g)~~ (7) Manicure stations..... 6

~~(When the average daily attendance exceeds 50 students, additional manicure tables shall be added at the ratio of one for each 10 students in average daily attendance in excess of 50)~~

~~(h)~~ Electrical cap..... 1

~~(When the average daily attendance exceeds 50 students, additional electrical caps shall be added at the ratio of one for each 25 students in average daily attendance in excess of 50)~~

~~(i)~~ (8) Thermal hair straighteners

~~(1)~~ Electric comb..... 1

(2) (A) Non-electric comb.....	3
(3) (B) Stove (for non-electric combs).....	1
(4) (C) Electric curling iron.....	1
(5) (D) Non-electric curling iron (at least two sizes).....	3
(6) (E) Stove (for non-electric curling irons).....	1
(9) Hairstyling or barber chairs.....	15

(b) The minimum equipment for a school of barbering shall be as follows:

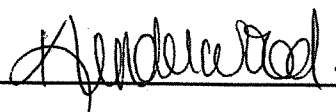
(1) Mannequins, with full head of hair.....	7
(2) Time clock or time scanner.....	1
(3) Shampoo bowls.....	3
(4) Dryers.....	4
(5) Hairstyling or barber chairs.....	8
(6) Electric curling iron.....	1
(7) Non-electric comb.....	1
(8) Non-electric curling irons (at least two sizes).....	2
(9) Stove (for non-electric combs).....	1
(10) Towel steamer.....	1

(c) The minimum equipment for a school of electrolysis shall be as follows:

(1) Time clock or time scanner.....	1
(2) Sinks for handwashing.....	2
(3) Service tables.....	3
(4) Electrolysis Epilators:	
(A) High frequency thermolysis.....	2
(B) Blend epilator.....	2
(C) Multiple Needle.....	1
(5) Magnifying lamp/loupes/binocular magnifier.....	3
(6) Stools with adjustable height.....	3
(7) Utility stands.....	3
(8) Sharps container.....	1 per table
(9) Dry heat sterilizer.....	1
(10) Autoclave sterilizer.....	1

LM
per agency
request
04/22/14

Note: Authority cited: Section 7312, Business and Professions Code. Reference: ~~Section~~ Sections 7362.1(a), 7362.2 and 7362.3, Business and Professions Code.



KRISTY UNDERWOOD
Executive Officer
Board of Barbering and Cosmetology