

A Public Hearing was conducted by the Georgia State Board of Cosmetology on Wednesday October 24, 2007 at the Professional Licensing Boards Division office site.

Those present were:

From the Board

Martha Harris

Kay Kendrick

John Siggers

Evelyn Reid

Betty Carlisle

Cynthia Stein

From the Staff

Eleanor Surrency, Executive Director

Annie Plummer, Business Regulations & Inspection Supervisor

Annette Wimberly, Board Secretary

Martha Harris called the meeting to order at 10:00 am.

No comments were received from the public.

Martha Harris called for votes on the adoption of the rules.

Kay Kendrick moved, John Siggers seconded, and the Board voted unanimously to adopt Chapters 130-2, 130-3, 130-4, 130-5 and 130-7 Administrative rule revisions as follows:

130-2-.01 Application for School License. Amended.

Any person desiring to operate a school of cosmetology, school of hair design, school of esthetics, or school of nail care in the State of Georgia is required to make application for a license to operate the school, using the form furnished by the Georgia State Board of Cosmetology, and show by such application that applicant has met all the requirements of the laws and rules of the Board. When such application is properly filled out and returned to the Board, it shall be accompanied by the following:

- (a) character references for the persons interested in operating such school;
- (b) a floor plan of the proposed premises drawn to approximate scale, showing the arrangement of the classrooms, locker space, separate rest room facilities for male and female students, approximate placing of equipment, the entrances and exits, ventilation and lighting, and adequacy of floor spaces;
- (c) list of all items of equipment required by laws and rules;
- (d) satisfactory evidence of proper provisions for duly - licensed teachers;
- (e) Each student enrolled shall be supplied with a basic kit for appropriate level of instruction as required by rule (see Administrative Rules 130-3-.01, 130-3-.04, 130-3-.07, 130-3-.10);
- (f) Required fee

Authority O.C.G.A. §§ 43-10-2, 43-10-08, 43-10-11 and 43-10-12.

130-2-.04 Instructor Requirements. Amended.

(1) ` nail technology, seeking renewal of licenses, must submit, with renewal of application to the Board, proof of completion of fifteen (15) hours of continuing education in the cosmetology profession approved by the Board since the last renewal of the instructor's license.

(a) The following has been approved by the Board for continuing education:

1. At least half of the fifteen (15) total hours shall be in teaching techniques, lesson planning, or other advanced teacher training. Each course or program requires prior Board approval. Any school, group, or association may present its course of training program to the Board for approval. A course or program developed and offered through a college, university department, or division of continuing education of the Department of Education, the Georgia Department of Technical and Adult Education, or the Board of Regents is exempt from the prior approval requirement.

Authority O.C.G.A. §§ 43-10-2 and 43-10-12.

130-2-.05 Application for Instructor License. Amended.

(1) Any person desiring to teach or instruct in a school of cosmetology, school of hair design, school of esthetics, or school of nail care in the State of Georgia, is required to make application for a license using the form furnished by the Georgia State Board of Cosmetology and show by such application that applicant has met all the requirements of the law and rules of the Board. When such application is properly filled out and returned to the Board, it shall be accompanied by the following:

(a) a photo static copy of a current Georgia cosmetology license at the appropriate level;

(b) proof of (1) year work experience as a licensee at the appropriate level;

(c) proof of a high school diploma or GED Certificate;

(d) an official certification of required credit hours of instructor training from a Board approved school of cosmetology (obtained within four (4) months), school of hair design (obtained within four (4) months), school of esthetics (obtained within nine (9) months), or school of nail care (obtained within four (4) months).

(e) required fee.

(f) proof of passing a written and practical examination to become an instructor.

(2) Any person desiring to obtain a license to teach or instruct in a school of cosmetology, hair design, esthetics, or nail technology in the State of Georgia, who is certified by the State Department of Education to teach cosmetology, hair design, esthetics, or nail technology in the state's public schools, may make application for a license by using the form furnished by the Georgia State Board of Cosmetology and show by such application that applicant has met all the requirements of the laws and rules of the Board.. When such application is completed and returned to the Board, it shall be accompanied by the following:

(a) a photo static copy of a current Georgia cosmetology license at appropriate level;

- (b) certification from the Georgia State Department of Education of completion of the three-year teacher's training program required by the State Department of Education;
- (c) proof of a high school diploma or GED certificate;
- (d) proof of passing a written and practical examination to become an Instructor;
- (e) required fee.

Authority O.C.G.A. §§ 43-10-2 and 43-10-12.

130-3-.01 Cosmetology School Equipment. Amended.

- (1) Each school desiring to teach cosmetology must provide the following minimum equipment:
 - (a) secured metal filing cabinets for school and student records;
 - (b) sufficient chalkboards;
 - (c) one (1) wet disinfectant container for each work station;
 - (d) a minimum of four (4) shampoo basins for enrollment up to fifteen (15) students, and one (1) additional shampoo basin for each additional fifteen (15) students or fraction thereof;
 - (e) three (3) facial chairs or cushioned massage tables;
 - (f) a minimum of seven (7) hair dryers for enrollment up to fifteen (15) students and one (1) additional dryer for each additional five (5) students;
 - (g) work stations with mirrors for each individual student;
 - (h) sufficient covered containers for soiled or disposable towels and covered/washable containers for garbage;
 - (i) one mannequin per student
 - (j) one closed container per station for clean implements only;
 - (k) closed containers to adequately store clean towels/ linens;
 - (l) locker space for personal items must be furnished for each student;
 - (m) paraffin wax machine and paraffin wax;
 - (n) school minimum floor space 3, 000 sq. ft.
 - (o) four(4) manicuring tables with two (2) chairs at each table, and implements as specified on nail care equipment rules of the Board;
 - (p) (1) whirlpool pedicure spa (with fixed plumbing) and three (3) footbaths;
 - (q) autoclave is an acceptable method of sterilization
 - (r) four (4) manicuring tables with two (2) chairs at each table;
 - (s) audio visual aids.
 - (t) a current copy of the Laws and Rules of the Georgia State Board of Cosmetology;
 - (u) The basic kit for cosmetology students shall contain the following:
 1. mannequin with hair at least 6-7 inches long
 2. basic combs
 3. scissors/shears/ and thinning shears
 4. razor with guard and disposable blades
 5. brushes

6. rollers
7. clips
8. protective capes
9. disposable neck strips
10. perm rods and end papers
11. marcel iron and flat iron
12. blow dryer
13. consumable supplies for esthetics
14. basic nail care kit; and consumable supplies for nail care
15. standard textbook
16. one (1) workbook

(2) All of the above equipment must be standard beauty equipment and maintained in good and safe working condition at all times.

(3) Any cosmetology school desiring to teach a separate course in hair design, esthetics or nail technology and having more than fifteen (15) students in a hair design, esthetics, or nail technology course shall provide all necessary equipment and supplies for each such school course.

(4) Schools licensed by the Board prior to March 17, 1986 are exempt from the square footage requirements of this rule, but such schools are not exempt from all other requirements of this rule.

Authority: O.C.G.A. §§ 43-10-2, 43-10-12 and 43-10-13.

130-3-.06 Esthetician School Curriculum Credit Hours. Amended.

(1) Credits will be allowed to students as listed below:

Work Performed by Students

- (a) one facial — 1 credit hour;
- (b) one body treatment — 1 credit hour;
- (c) one make-up — 1 credit hour;
- (d) one hair removal or waxing (lip, chin, face) — ½ credit hour;
- (e) one hair removal (legs) - 2 credit hours;
- (f) one hair removal (bikini)- ½ credit hour
- (g) one arching – ½ credit hour;
- (h) brow and lash tinting - 1 credit hour.

(2) A weekly work sheet, signed in black ink and/or electronic signature by the student and the instructor, shall be kept on each student which shows the number of hours or training in each subject, this work sheet will be sub-totaled in January, April, June, and September and will be subject to review by the inspector at any time.

(3) Any student shall have the right to refuse to attend classes for more than eight (8) hours in one day.

Authority O.C.G.A. §§ 43-10-2, 43-10-9, 43-10-12 and 43-10-13.

130-3-.14 Curriculum for Hair Designer Instructor Training. Amended.

(1) Persons receiving instructor training in a hair design school shall spend all of their training time under the direct supervision of a licensed instructor and shall not be left in charge of students or school at any time without the direct supervision of a licensed instructor.

(2) Persons receiving instructor training are not permitted to perform clinical services on a patron for compensation, either by appointment or otherwise.

(a) Persons receiving instructor training shall be furnished an instructor training manual.

(3) The curriculum in a school of hair design for an instructor training course shall be completed within one (1) year and 750 hours of training as stated below. For purposes of this Rule, one (1) credit hour equals one (1) clock hour.

(a) General Education = (225) — (225 credit/225 clock hours):

All practice teaching must be supervised by a licensed instructor.

(1) Cosmetology Laws and rules = (25) - (25 credit/25 clock hours.)

(2) Principles of teaching hair design = (200) — (200 credit/200 clock hours);

(b) Teaching techniques and audio visual aids = (225) — (225 credit/225 clock hours):

1. Curriculum development;
2. Lesson plans and presentations;
3. Classroom management and discipline;
4. Demonstrations and Theory lectures;
5. various methods of evaluation.

(c) Practice teaching = (300) — (300credit/300clock hours).

Total Hair Designer Instructor Hours: 750

Authority O.C.G.A. §§ 43-10-2, 43-10-12 and 43-10-13.

130-3-.17 Posting of Licenses, Rules, Reports and Inspections. Amended.

(1) Each School shall post in an open area, the current school license issued to them by The Georgia State Board of Cosmetology.

(2) Each school shall post in an open area, available for public view, the Georgia State Board of Cosmetology Laws and rules, the sanitation regulations, and the most recent inspection report.

(3) A complete current copy of the law, O.C.G.A. §§43-10-1 through 43-10-20, and the Laws and rules of the Board, Chapters 130-1 through 130-11, shall be available upon request.

(4) All Instructor(s) licenses issued to licensees by the Georgia State Board of Cosmetology must be posted in an open area for public view on school premises.

(5) The following signs shall be posted at the school's front entrance:

(a) A sign which indicates type of school and exit signs

(b) A sign reading: "Service by Students Only".

(c) A sign prohibiting pets, except guide and assistance dogs as permitted by Title 30 of the Georgia Code.

(6) The following signs shall be posted in an open area of each school and shall be available for public view at all times:

- (a) All cosmetology services shall only be performed on intact, healthy scalp, skin, and nails.
 - (b) Customers should not shave their legs the same day as receiving pedicure services to reduce the risk of infection.
 - (c) Any razor-like implement, such as credo blades, shall not be used to prevent the risk of injury or infection.
 - (d) Pumice stones shall not be reused from one customer to another to prevent the spread of bacteria.
- (7) The following signs shall be posted in the pedicure service area of a school and shall be available for public view at all times:
- (a) Customers should not shave their legs the same day as receiving pedicure services to reduce the risk of infection.
 - (b) Any razor-like implement, such as credo blades, shall not be used to prevent the risk of injury or infection.
 - (c) Pumice stones shall not be reused from one customer to another to prevent the spread of bacteria.

Authority O.C.G.A. §§ 43-10-2, 43-10-6 and 43-10-12.

130-4-.03 Facilities (salon/shop/school). Amended.

Space used for a cosmetology facility must be separated by tight, ceiling high partitions from other commercial facilities.

Authority O.C.G.A. §§ 43-10-2, 43-10-6, 43-10-8 and 43-10-11.

130-4-.04 Cleanliness. Amended.

Walls, ceiling, floors, furniture and equipment must be kept free from excessive dust, dirt and debris. All equipment must be kept in good and safe working condition.

Authority O.C.G.A. §§ 43-10-2, 43-10-6, 43-10-8 and 43-10-11.

130-4-.06 Apprentices. Amended.

No cosmetology salon/shop shall have in training more than one apprentice for each person licensed at the master cosmetologist, hair designer esthetician or nail technician level. More than one apprentice is permissible if affirmatively shown to the Georgia State Board of Cosmetology that the apprentice will be denied the opportunity of learning the profession of cosmetology, hair design, esthetics, or nail technology provided that the burden of proof shall be upon the person or persons seeking to show that the opportunity to learn the profession has been denied.

- (1) Each apprentice shall be trained and supervised by one master cosmetologist as shown on the apprentice's registration filed with the Board by the salon/shop owner/manager.
- (2) The salon/shop owner/manager may temporarily designate a qualified master to train and supervise the apprentice in the absence of the master licensee who is registered with the Board as being the master responsible for training the apprentice. The temporarily designated master shall have at least 36 months experience and shall have held a certificate of a master for at least 36 months as required by O.C.G.A. §43-10-14(a). The burden of proof for establishing that circumstances exist which require assigning an apprentice to another licensed and qualified master on a temporary basis shall be deemed to have been met if the training master is absent from the salon/shop for a limited duration of time. Such time periods include, but are not limited to, illness, jury duty, military leave, absences for personal business or travel, vacation, temporary leave of absence from work, or a leave under the federal "Family and Medical Leave Act".
- (3) Any apprentice training hours obtained at a location other than the salon/shop registered with the Board as the apprentice's training salon/shop shall not be counted toward the number of hours required for examination and licensing.

Authority O.C.G.A. §§ 43-10-2, 43-10-9 and 43-10-14.

130-5-.03 Sterilization. Amended.

The use of any article that is not properly cleansed and disinfected on any patron is prohibited. Hands must be properly cleansed and sanitized prior to servicing each client.

Authority O.C.G.A. §§ 43-10-2 and 43-10-6.

130-5-.04 Waste and Garbage. Amended.

All waste material must be removed daily. Garbage shall be stored in a covered, washable container and shall not be left in the establishment overnight. Each facility must be free from stale food and soiled dishes.

Authority O.C.G.A. §§ 43-10-2 and 43-10-6.

Rule 130-5-.08 Protective Clothing and Footwear for Patrons.

130-5-.08 Protective Clothing and Footwear for Patrons
Patrons in all Georgia schools/salons/shops shall wear appropriate clothing and footwear to prevent exposure to potential infectious materials.

Authority O.C.G.A. §§ 43-10-2 and 43-10-6.

130-5-.09 Protective Clothing. Amended.

Cosmetologists, hair designers, nail technicians, and estheticians in Georgia are required to abide by all state laws for cosmetology, hair design, nail care, and esthetics. The professions of cosmetology, hair design, nail technology and esthetics are subject to the guidelines and rules promulgated by the Georgia State Board of Cosmetology. Cosmetologists, hair designers, nail technicians, estheticians are also subject to the provisions of O.C.G.A. §43-1-19. Practitioners of the cosmetology profession in Georgia shall wear appropriate protective clothing for clinical services to prevent occupational exposure to potential infectious materials. Appropriate clothing and footwear may include, but not be limited to, clinical jackets, gloves and/or similar outer garments for the protection from infectious or harmful materials.

Authority O.C.G.A. §§ 43-10-2, 43-10-6 and 43-10-9.

RULE 130-7-.03 ANNUAL LICENSE RENEWAL FEE OF SHAMPOO LICENSE.
REPEALED.

130-7-.04 Fining Schedule. Amended.

Any person licensed by the Georgia State Board of Cosmetology shall be required to pay to the Georgia State Board of Cosmetology a fine for each of the violations listed under this section. A citation shall be issued by an inspector or representative of the board for violation of the Laws and/or rules and regulations, and shall be given to the licensee to pay within 30 days of the issuance of the citation unless the licensee requests in writing a hearing before the board. Such request for a hearing must be received by the board within 30 days after receiving the citation. Failure either to pay the fine or request a hearing shall result in immediate suspension of the license pending a hearing to determine whether other disciplinary or revocation action should be imposed on the licensee. Repeated violations of the laws and/or rule and regulations shall result in the suspension or revoking of the certificate of registration to practice cosmetology.

(a) Violation Fines for Cosmetology Salons/Shops.

1. Failure to have all persons working currently licensed and/or registered shall result in the following fine: Unlicensed — \$500.00 Expired License —\$300.00 (O.C.G.A. 43-10-.14, 43-10-.10)
2. Failure to post individual practitioners license or current copy of online verification in an open area shall result in a fine of: \$150.00. (Rule 130-4-.08)
3. Failure to post current salon/shop license or current copy of online verification in an open area shall result in a fine of: \$100.00. (Rule 130-2-.11(3))

4. Failure to have apprentice reports and/or records current shall result in a fine of: \$200.00. (Rule130-2-.06 (2) (a) (b) (c))
5. Failure of apprentice to be under direct supervision of their registered master license holder or temporarily designated master license holder shall result in a fine of: \$500.00.(Rule 130-2-.06(a)(c), 130-2-.09, 130-4-.06)
6. Failure to have sanitary regulations posted in an open area shall result in a fine of: \$150.00. (Rule130-4-.08(4))
7. Failure to post most recent inspection report in an open area shall result in a fine of: \$100.00. (Rule 130-4-.08(3))
8. Failure to have salon/shop separated by tight, ceiling high partition from residence rooms or other commercial facilities shall result in a fine of: \$500.00. (Rule 130-4-.02, 130-4-.03)
9. Failure to have walls, ceiling, floors, furniture, and equipment free from excessive dust, dirt, and debris and all equipment in good/safe/working condition shall result in a fine of: \$300.00. (Rule 130-4-.04)
10. Failure to have proper toilet and plumbing facilities shall result in a fine of: \$500.00. (Rule 130-4-.05)
11. Failure to have operating hot and cold running water shall result in a fine of: \$500.00. (Rule 130-4-.05)
12. Failure to have shampoo bowls thoroughly cleansed and sanitized shall result in a fine of: \$500.00. (Rule 130-5-.01)
13. Failure to have all cosmetology implements cleansed and disinfected shall result in a fine of: \$500.00. (Rule 130-5-.05)
14. Failure to have all nail care implements cleansed and disinfected shall result in a fine of: \$500.00. (Rule 130-5-.05)
15. Failure to have all esthetics implements cleansed and disinfected shall result in fine of: \$500.00. (Rule 130-5-.05)
16. Failure to comply with wet disinfection standards and dry storage standards for all cosmetology professional implements shall result in a fine of: \$500.00. (Rule 130-5-.05)
17. Failure to have soiled towels/linens in a closed container shall result in a fine of: \$200.00. (Rule130-5-.02)

18. Failure to have clean towels/linens in closed container or closed cabinet except towels/linens designated for use on current patrons shall result in a fine of: \$200.00. (Rule 130-5-.02)
19. Failure to have creams, lotions, other cosmetics for use on patrons in sanitary, closed container shall result in a fine of: \$200.00. (Rule 130-5-.06)
20. Failure to have establishment free from stale food and soiled dishes shall result in a fine of: \$200.00. (Rule 130-5-.04)
21. Failure to have garbage stored in covered, washable container shall result in a fine of: \$200.00. (Rule 130-5-.04)
22. Failure to have waste and garbage removed daily shall result in a fine of: \$200.00. (Rule 130-5-.04)
23. Failure to have a separate outside entrance to salon if in residence shall result in a fine of: \$500.00. (Rule 130-4-.02)
24. Failure to wear appropriate clothing and footwear for clinical services to prevent occupational exposure to potential infectious materials shall result in a fine of: \$100.00. (Rule 130-5-.09)
25. Failure to have all patrons wear appropriate clothing and footwear to prevent exposure to potential infectious materials shall result in a fine of: \$100.00. (Rule 130-5-.08)
26. Failure of master cosmetologist, hair designer, esthetician or nail technician to provide apprentice with textbook and necessary equipment in salon to study the occupation of cosmetology, hair design, esthetics or nail care shall result in a fine of: \$300.00. (Rule 130-2-.09)
27. Failure to have the following signs posted in an open area and available for public view at all times: All Cosmetology services shall be performed on intact, healthy scalp, skin, and nails shall result in a fine of: \$100.00. (Rule 130-5-.05(6)(a))
28. Failure to post the following signs in the pedicure service area available for public view at all times:

Customers should not shave their legs the same day as receiving pedicure services to reduce the risk of infection; any razor-like implement, such as credo blades, shall not be used to prevent the risk of injury or infection; pumice stones shall not be reused from one customer to another to prevent the spread of bacteria shall result in a fine of: \$100.00. (Rule 130-5-.05(7) (a) (b) (c) (d))

(b) Violation Fines for Cosmetology School(s).

1. Failure to have all persons working currently licensed with each license or current copy of online verification posted in an open area shall result in the following fine:
Unlicensed — \$500.00; Expired License — \$300.00.
(O.C.G.A. 43-10-8, 43-10-12, 43-10-14)(Rule 130-3-.17(4))
2. Failure to have all instructor trainees properly identified as such shall result in a fine of: \$150.00 (Rule 130-3-.13, 130-3-.17)
3. Failure to have current school license or current copy of online verification posted in an open area shall result in a fine of: \$500.00. (Rule 130-3-.17(1))
4. Failure to have current copy of master license or current copy of online verification for all instructors and instructor trainees posted in an open area shall result in a fine of: \$100.00. (OCGA 43-10-12)
5. Failure to have front entrance sign which indicates type of school and exit signs shall result in a fine of: \$100.00. (Rule 130-3-.17(a))
6. Failure to have sign showing “SERVICE BY STUDENTS ONLY” shall result in a fine of: \$100.00. (Rule 130-3-.17(b))
7. Failure to have sign prohibiting pets (except seeing eye dogs) shall result in a fine of: \$100.00. (Rule 130-3-.17(c))
8. Failure to have laws and rules available in an open area on school premises shall result in a fine of: \$100.00. (Rule 130-2-.03)(9), 130-3-.01(t), 130-3-17(2))
9. Failure to have most recent inspection report posted in an open area shall result in a fine of: \$100.00. (Rule 130-3-.17(2))
10. Failure to have the following sign posted in an open area and available for public view at all times:
All Cosmetology services shall be performed on intact, healthy scalp, skin, and nails shall result in a fine of: \$100.00. (Rule 130-3-.17(7) (a))
11. Failure to have students’ weekly work sheets of credit hours current and signed by the student and the instructor shall result in a fine of: \$500.00. (Rule 130-2-.06(2))
12. Failure to have secured, metal filing cabinets for school and student records shall result in a fine of: \$100.00. (Rule 130-3-.01(1) (a))
13. Failure of students who are performing clinical services on patrons to have completed their initial required 250 hours shall result in a fine of: \$500.00.
(Rule 130-3-.02(a))
14. Failure to have one (1) wet sanitizer/sterilizer for each workstation shall result in a fine of: \$500.00. (Rule 130-3-.01(1) (c))

15. Failure to have sufficient chalkboards shall result in a fine of: \$100.00.
(Rule 130-3-.01(1) (b))
16. Failure to comply with dry storage standards for all cosmetology professional implements: \$500.00. (Rule 130-5-.05(3))
17. Failure to have locker space for personal items for each student shall result in a fine of: \$100.00. (Rule 130-3-.01(1)(l))
18. Failure to have audio visual aids shall result in a fine of: \$200.00. (Rule 130-3-.01(1)(s))
19. Failure to have proper lighting shall result in a fine of: \$200.00. (Rule 130-2-.03(7))
20. Failure to have proper ventilation shall result in a fine of: \$200.00.
(Rule 130-2-.03(7))
21. Failure to have supply of clean, sanitary drinking water shall result in a fine of: \$200.00. (Rule 130-2-.03(8))
22. Failure to have walls, ceilings, floors, furniture, and equipment free from excessive dust, dirt, and debris and all equipment in good/ safe/ working condition shall result in a fine of: \$200.00. (Rule 130-4-.04)
23. Failure to have separate restrooms for males and females in proper working condition shall result in a fine of: \$200.00. (Rule 130-2-.01(b))
24. Failure to have operating hot and cold running water shall result in a fine of: \$500.0.
(Rule 130-4-.05)
25. Failure to have clean towels/linens in closed container or closed cabinet except towels/linens designated for use on current patrons shall result in a fine of: \$200.00.
(Rule 130-5-.02)
26. Failure to have garbage stored in a covered, washable container shall result in a fine of: \$200.00. (Rule 130-5-.04)
27. Failure to remove waste/garbage daily shall result in a fine of: \$200.00.
(Rule 130-5-.04)
28. Failure to have soiled towels/linens in a closed container shall result in a fine of: \$200.00. (Rule 130-5-.02)
29. Failure to have establishment free from stale food and soiled dishes shall result in a fine of: \$200.00. (Rule 130-5-.04)

30. Failure to have creams, lotions, other cosmetics for use on patrons in sanitary closed containers shall result in a fine of: \$200.00. (Rule 130-5-.06)

31. Failure to comply with wet disinfection standards and dry storage standards for all cosmetology professional implements shall result in a fine of: \$500.00. (Rule 130-5-.05)

32. Failure to wear appropriate clothing and footwear for clinical services to prevent occupational exposure to potential infectious materials shall result in a fine of: \$100.00. (Rule 130-5-.08, 130-5-.09)

33. Failure to have all patrons wear appropriate clothing and footwear to prevent occupational exposure to potential infectious materials shall result in a fine of: \$100.00. (Rule 130-5-08, 130-5-.09)

34. Failure to provide all students the complete student kit shall result in a fine of: \$300.00 per kit (Rule130-2-.03(5))

35. Failure to have separate course of study and required supplies/equipment in hair design, esthetics, and nail technology where enrollment is more than fifteen (15) students in each specialized course of study shall result in a fine of: \$500.00. (Rule 130-3-.01(3))

36. Failure to have one (1) licensed instructor for every twenty (20) students or fraction thereof onsite and present with students shall result in a fine of: \$500.00. (O.C.G.A.43-10-12)

37. Failure to maintain library with required books shall result in a fine of: \$200.00. (Rule 130-2-.03(6))

38. Failure to have one mannequin per student shall result in a fine of: \$200.00. (Rule130-3-.01(1))

39. Failure to post the following signs in the pedicure service area available for public view at all times:

Customers should not shave their legs the same day as receiving pedicure services to reduce the risk of infection; any razor-like implement, such as credo blades, shall not be used to prevent the risk of injury or infection; pumice stones shall not be reused from one customer to another to prevent the spread of bacteria shall result in a fine of: \$100.00. (Rule 130-3-.17(7) (a, b, c, d))

40. Failure to have one (1) whirlpool pedicure spa with fixed plumbing, (3) footbaths, and current cleaning and disinfection log shall result in a fine of: \$300.00. (Rule 130-3-.01(1) (p))

41. Failure to have four (4) shampoo basins for enrollment of 15 students, one additional shampoo basin for each additional 15 students or fraction thereof shall result in a fine of: \$300.00. (Rule 130- 3-.01(1) (d))

42. Failure to have a minimum of seven (7) chair hair dryers for students and one (1) additional chair hair dryer for each additional five (5) students shall result in a fine of: \$300.00. (Rule 130-3-.01(1) (f))

43. Failure to have work stations with mirrors for each individual student shall result in a fine of: \$300.00. (Rule 130-3-.01(1) (g))

44. Failure to have four (4) manicure tables with two (2) chairs each shall result in a fine of: \$300.00. (Rule 130-3-.01(1) (o))

45. Failure to have three (3) facial chairs or cushioned massage tables shall result in a fine of: \$300.00. (Rule 130-3-.01(1) (e))

46. Failure to have shampoo bowls thoroughly cleansed and disinfected shall result in a fine of: \$500.00. (Rule 130-5-.01)

(c) Violation Fines for Esthetics Schools.

1. Failure to have all persons working currently licensed with each license or current copy of online verification posted in an open area shall result in the following fine:

Unlicensed — \$500.00; Expired License — \$300.00.

(O.C.G.A. 43-10-8, 43-10-12, 43-10-14) (Rule 130-3-.17(4))

2. Failure to have all instructor trainees properly identified as such shall result in a fine of: \$150.00. (Rule 130-3-13, 130-3-.17)

3. Failure to have current school license or current copy of online verification posted in an open area shall result in a fine of: \$500.00. (Rule 130-3-.17(1))

4. Failure to have current copy of master license or current copy of online verification for all instructors and instructor trainees posted in an open area shall result in a fine of: \$100.00. (OCGA 43-10-12)

5. Failure to have front entrance sign which indicates type of school and exit signs shall result in a fine of: \$100.00. (Rule 130-3-.17(a))

6. Failure to have sign showing “SERVICE BY STUDENTS ONLY” shall result in a fine of: \$100.00. (Rule 130-3-.17(b))

7. Failure to have sign prohibiting pets (except seeing eye dogs) shall result in a fine of: \$100.00. (Rule 130-3-.17(c))

8. Failure to have laws and rules available in an open area on school premises shall result in a fine of: \$100.00. (Rule 130-2-.03)(9), 130-3-.01(t), 130-3-17(2))

9. Failure to have most recent inspection report posted in an open area shall result in a fine of: \$100.00. (Rule 130-3-.17(2))
10. Failure to have the following signs posted in an open area and available for public view at all times:
All Cosmetology services shall be performed on intact, healthy scalp, skin, and nails shall result in a fine of: \$100.00. (Rule 130-3-.17(6) (a))
11. Failure to have students' weekly work sheets of credit hours current and signed by the student and the instructor shall result in a fine of: \$500.00. (Rule 130-2-.06)(2)
12. Failure to have secured, metal filing cabinets for school and student records shall result in a fine of: \$100.00. (Rule 130-3-.04(1)(a))
13. Failure of students who are performing clinical services on patrons to have completed their initial required 250 hours shall result in a fine of: \$500.00. (Rule 130-3-.05(a))
14. Failure to have one (1) wet sanitizer/sterilizer for each workstation shall result in a fine of: \$500.00. (Rule 130-3-.04(1)(n))
15. Failure to have sufficient chalkboards shall result in a fine of: \$100.00. (Rule 130-3-.04(1)(b))
16. Failure to comply with dry storage standards for all esthetic professional implements shall result in a fine of: \$500.00. (Rule 130-3-.05(3))
17. Failure to have locker space for personal items for each student shall result in a fine of: \$100.00. (Rule 130-3-.04(1) (i))
18. Failure to have audio visual aids shall result in a fine of: \$200.00. (Rule 130-3-.04(1) (q))
19. Failure to have proper lighting shall result in a fine of: \$200.00. (Rule 130-3-.04(1) (v))
20. Failure to have proper ventilation shall result in a fine of: \$200.00. (Rule 130-3-.04(1)(u))
21. Failure to have supply of clean, sanitary drinking water shall result in a fine of: \$200.00 (Rule 130-2-.03(1)(x))
22. Failure to have walls, ceilings, floors, furniture, and equipment free from excessive dust, dirt, and debris and all equipment in good/ safe/working condition shall result in a fine of: \$200.00. (Rule 130-4-.04)

23. Failure to have separate restrooms for males and females in proper working condition shall result in a fine of: \$200.00. (Rule 130-3-.04(1)(t))
24. Failure to have operating hot and cold running water shall result in a fine of: \$500.00. (Rule 130-3-.04(1)(w))
25. Failure to have clean towels/linens in closed container or closed cabinet except towels/linens designated for use on current patrons shall result in a fine of: \$200.00. (Rule 130-3-.04(1)(s))
26. Failure to have rules and regulations posted in a conspicuous place shall result in a fine of: \$150.00.(Rule 130-2-.03(9)) Failure to have garbage stored in a covered, washable container shall result in a fine of: \$200.00. (130-5-.04)
27. Failure to remove waste/garbage daily shall result in a fine of: \$200.00. (Rule 130-5-.04)
28. Failure to have soiled towels/linens in a closed container shall result in a fine of: \$200.00. (Rule 130-3-.04(1)(b))
29. Failure to have establishment free from stale food and soiled dishes shall result in a fine of: \$200.00. (Rule 130-5-.04)
30. Failure to have creams, lotions, other cosmetics for use on patrons in sanitary closed containers shall result in a fine of: \$200.00 (Rule 130-5-.06)
31. Failure to comply with wet disinfection standards and dry storage standards for all cosmetology professional implements shall result in a fine of: \$500.00. (Rule 130-5-.05)
32. Failure to wear appropriate clothing and footwear for clinical services to prevent occupational exposure to potential infectious materials shall result in a fine of: \$100.00. (Rule 130-5-.08, 130-5-.09)
33. Failure to have all patrons wear appropriate clothing and footwear to prevent occupational exposure to potential infectious materials shall result in a fine of: \$100.00. (Rule130-5-.08, 130-5-.09)
34. Failure to provide all students the complete student kit shall result in a fine of: \$300.00. per kit (Rule130-3-.04)
35. Failure to have separate course of study and required supplies/equipment in cosmetology, hair design, and nail technology where enrollment is more than fifteen (15) students in each specialized course of study shall result in a fine of: \$500.00. (Rule 130-3-.01(3))

36. Failure to have one (1) licensed instructor for every twenty (20) students or fraction thereof onsite and present with students shall result in a fine of: \$500.00.
(O.C.G.A.43-10-12)

37. Failure to maintain library with required books shall result in a fine of: \$200.00.
(Rule 130-2-.03(6))

38. Failure to have one mannequin per student shall result in a fine of: \$200.00.
(Rule130-3-.04(1)(l))

39. Failure to provide one (1) head form or chart per class shall result in a fine of: \$200.00. (Rule 130-3-.04(1)(k))

40. Failure to have one (1) set of facial equipment per each two (2) work stations or positions to include steamer, one magnification lamp shall result in a fine of: \$200.00.
(Rule 130-3-.04(1)(g))

41. Failure to have one (1) set of facial equipment per each four (4) workstations or positions to include, brushing, vacuum ionization, glass electrode, or high frequency galvanic or cathodic current, disinfection machine, spray or mister shall result in a fine of: \$300.00. (Rule 130-3-.04(f))

42. Failure to have one (1) workstation or position with mirrors per two (2) students shall result in a fine of: \$300.00. (Rule 130-3-.04(1)(e))

43. Failure to have eight (8) facial chairs or cushioned massage tables shall result in a fine of: \$300.00. (Rule 130-3-.04(1)(d))

44. Failure to provide one (1) lavatory bowl for up to fifteen (15) students shall result in a fine of: \$300.00. (Rule 130-3-.4(1)(c))

45. Failure to have one (1) properly lighted make-up area shall result in a fine of: \$300.00. (Rule 130-3-.04(1) (j))

(d) Violation Fines for Nail Schools.

1. Failure to have all persons working currently licensed with each license or current copy of online verification posted in an open area shall result in a fine of: Unlicensed — \$500.00; Expired License — \$300.00.

O.C.G.A. 43-10-8, 43-10-12, 43-10-14) (Rule 130-3-.17(14))

2. Failure to have all instructor trainees properly identified as such shall result in a fine of: \$150.00. (Rule 130-3-.17)

3. Failure to have current school license or current copy of online verification posted in an open area shall result in a fine of: \$500.00. (Rule 130-3-.17)(1))

4. Failure to have current copy of master license or current copy of online verification for all instructors and instructor trainees posted in an open area shall result in a fine of: \$100.00. (OCGA 43-10-12)
5. Failure to have front entrance sign which indicates type of school and exit signs shall result in a fine of: \$100.00. (Rule 130-3-.17(1)(b))
6. Failure to have sign showing “SERVICE BY STUDENTS ONLY” shall result in a fine of: \$100.00. (Rule 130-3-.17(1)(b))
7. Failure to have sign prohibiting pets (except seeing eye dogs) shall result in a fine of: \$100.00. (Rule 130-3-.17(1)(c))
8. Failure to have laws and rules available in an open area on school premises shall result in a fine of: \$100.00. (Rule 130-2-.03)(9), 130-3-.01(t), 130-3-17(2))
9. Failure to have most recent inspection report posted in an open area shall result in a fine of: \$100.00. (Rule 130-3-.17(2))
10. Failure to have the following signs posted in an open area and available for public view at all times:
All Cosmetology services shall be performed on intact, healthy scalp, skin, and nails shall result in a fine of: \$100.00. (Rule 130-3-.17(6) (a))
11. Failure to have students’ weekly work sheets of credit hours current and signed by the student and the instructor shall result in a fine of: \$500.00. (Rule 130-2-.06(2))
12. Failure to have secured, metal filing cabinets for school and student records shall result in a fine of: \$100.00. (Rule 130-3-.01(1) (a))
13. Failure of students who are performing clinical services on patrons to have completed their initial required 140 hours shall result in a fine of: \$500.00. (Rule 130-3-.08(a))
14. Failure to have one (1) wet sanitizer/sterilizer for each workstation shall result in a fine of: \$500.00. (Rule 130-3-.01(1) (c))
15. Failure to have sufficient chalkboards shall result in a fine of: \$100.00. (Rule 130-3-.07(1)(b))
16. Failure to comply with dry storage standards for all nail technology professional implements shall result in a fine of: \$500.00. (Rule 130-3-.05(3))
17. Failure to have locker space for personal items for each student shall result in a fine of: \$100.00. (Rule 130-3-.07(1) (d))
18. Failure to have audio visual aids shall result in a fine of: \$200.00.

(Rule 130-3-.07(1)(c))

19. Failure to have proper lighting shall result in a fine of: \$200.00. (Rule 130-2-.03(7))

20. Failure to have proper ventilation shall result in a fine of: \$200.00. (Rule 130-2-.03(7), 130-3-07(1) (g))

21. Failure to have supply of clean, sanitary drinking water shall result in a fine of: \$200.00. (Rule 130-2-.03(8))

22. Failure to have walls, ceilings, floors, furniture, and equipment free from excessive dust, dirt, and debris and all equipment in good/ safe/ working condition shall result in a fine of: \$200.00. (Rule 130-4-.04)

23. Failure to have separate restrooms for males and females in proper working condition shall result in a fine of: \$200.00. (Rule 130-2-.01(b))

24. Failure to have operating hot and cold running water shall result in a fine of: \$500.00. (Rule 130-4-.05)

25. Failure to have clean towels/linens in closed container or closed cabinet except towels/linens designated for use on current patrons shall result in a fine of: \$200.00. (Rule 130-5-.02, 130-3-.07(1) (k))

26. Failure to have garbage stored in a covered, washable container shall result in a fine of: \$200.00. (130-5-.04, 130-3-.07(1) (j))

27. Failure to remove waste/garbage daily shall result in a fine of: \$200.00. (Rule 130-5-.04)

28. Failure to have soiled towels/linens in a closed container shall result in a fine of: \$200.00. (Rule 130-5-.02, 130-3-.07(1) (l))

29. Failure to have establishment free from stale food and soiled dishes shall result in a fine of: \$200.00. (Rule 130-5-.04)

30. Failure to have creams, lotions, other cosmetics for use on patrons in sanitary closed containers shall result in a fine of: \$200.00. (Rule 130-5-.06)

31. Failure to comply with wet disinfection standards and dry storage standards for all cosmetology professional implements shall result in a fine of: \$500.00. (Rule 130-5-.05)

32. Failure to wear appropriate clothing and footwear for clinical services to prevent occupational exposure to potential infectious materials shall result in a fine of: \$100.00. (Rule 130-3-.08, 130-5-.09)

33. Failure to have all patrons wear appropriate clothing and footwear to prevent occupational exposure to potential infectious materials shall result in a fine of: \$100.00. (Rule 130-5-.08, 130-5-.09)

34. Failure to provide all students the complete student kit shall result in a fine of: \$300.00 per kit (Rule130-2-.03(5))

35. Failure to have separate course of study and required supplies/equipment in cosmetology, hair design, and esthetics where enrollment is more than fifteen (15) students in each specialized course of study shall result in a fine of: \$500.00. (Rule 130-3-.01(3))

36. Failure to have one (1) licensed instructor for every twenty (20) students or fraction thereof onsite and present with students shall result in a fine of: \$500.00. (O.C.G.A.43-10-12)

37. Failure to maintain library with required books shall result in a fine of: \$200.00. (Rule 130-2-.03(6))

38. Failure to have one set of mannequin hands per student shall result in a fine of: \$200.00. (Rule130-3-.01(1) (9))

39. Failure to post the following signs in the pedicure service area available for public view at all times:

Customers should not shave their legs the same day as receiving pedicure services to reduce the risk of infection; any razor-like implement, such as credo blades, shall not be used to prevent the risk of injury or infection; pumice stones shall not be reused from one customer to another to prevent the spread of bacteria shall result in a fine of: \$100.00. (Rule 130-3-.17(7) (a, b, c, d))

40. Failure to have one (1) whirlpool pedicure spa with fixed plumbing, (3) footbaths, and current cleaning and disinfection log shall result in a fine of: \$300.00. (Rule 130-3-.07(r))

41. Failure to have a minimum of four (4) lavatory bowls separate from restrooms for manicuring students and one (1) additional sink for each fifteen (15) students or fraction thereof shall result in a fine of: \$300.00. (Rule 130-3-.07(1) (f))

42. Failure to have fifteen (15) manicuring tables or one (1) work space with adequate light for every student shall result in a fine of: \$300.00. (Rule 130-3-.07(1) (g))

43. Failure to have manicuring bowl and nail brushes for each student shall result in a fine of: \$300.00. (Rule 130-3-.07(1) (p))

44. Failure to have sufficient trays for nail care supplies shall result in a fine of: \$300.00. (Rule 130-3-.07(1) (n))

45. Failure to provide implements for the application of artificial nails, nail wraps and nail tips shall result in a fine of: \$300.00.(Rule 130-3-.07(7))

(e) Violation Fines for Hair Designer School(s).

1. Failure to have all persons working currently licensed with each license or current copy of online verification posted in an open area shall result in the following fine:
Unlicensed — \$500.00.; Expired License — \$300.00.

(O.C.G.A. 43-10-8, 43-10-12, 43-10-14)(Rule 130-3-.17(4))

2. Failure to have all instructor trainees properly identified as such shall result in a fine of: \$150.00. (Rule 130-3-.13, 130-3-.17(4))

3. Failure to have current school license or current copy of online verification posted in an open area shall result in a fine of: \$500.00. (Rule 130-3-.17(1))

4. Failure to have current copy of master license or current copy of online verification for all instructors and instructor trainees posted in an open area shall result in a fine of: \$100.00 (OCGA 43-10-12)

5. Failure to have front entrance sign which indicates type of school and exit signs shall result in a fine of: \$100.00. (Rule 130-3-.17(1) (a))

6. Failure to have sign showing “SERVICE BY STUDENTS ONLY” shall result in a fine of: \$100.00. (Rule 130-3-.17(1) (b))

7. Failure to have sign prohibiting pets (except seeing eye dogs) shall result in a fine of: \$100.00. (Rule 130-3-.17(1) (c))

8. Failure to have laws and rules available in an open area on school premises shall result in a fine of: \$100.00. (Rule130-2-.03)(9), 130-3-.01(t), 130-3-17(2)

9. Failure to have most recent inspection report posted in an open area shall result in a fine of: \$100.00. (Rule 130-3-.17(2))

10. Failure to have the following signs posted in an open area and available for public view at all times:

All Cosmetology services shall be performed on intact, healthy scalp, skin, and nails shall result in a fine of: \$100.00. (Rule 130-3-.17(6) (a))

11. Failure to have students’ weekly work sheets of credit hours current and signed by the student and the instructor shall result in a fine of: \$500.00. (Rule 130-2-.06(2))

12. Failure to have secured, metal filing cabinets for school and student records shall result in a fine of: \$100.00. (Rule 130-3-.10(1) (a))

13. Failure of students who are performing clinical services on patrons to have completed their initial required 250 hours shall result in a fine of: \$500.00.
(Rule 130-3-.11(a))
14. Failure to have one (1) wet sanitizer/sterilizer for each workstation shall result in a fine of: \$500.00. (Rule 130-3-.10(1) (c))
15. Failure to have sufficient chalkboards shall result in a fine of: \$100.00.
(Rule 130-5-.10(1) (b))
16. Failure to comply with dry storage standards for all Hair Design professional implements shall result in a fine of: \$500.00. (Rule 130-5-.05(3))
17. Failure to have locker space for personal items for each student shall result in a fine of: \$100.00. (Rule 130-3-.10(1) (k))
18. Failure to have audio visual aids shall result in a fine of: \$200.00.
(Rule 130-3-.10(1) (m))
19. Failure to have proper lighting shall result in a fine of: \$200.00. (Rule 130-2-.03(7))
20. Failure to have proper ventilation shall result in a fine of: \$200.00.
(Rule 130-2-.03(7))
21. Failure to have supply of clean, sanitary drinking water shall result in a fine of: \$200.00. (Rule 130-2-.03(8))
22. Failure to have walls, ceilings, floors, furniture, and equipment free from excessive dust, dirt, and debris and all equipment in good/ safe/ working condition shall result in a fine of: \$200.00. (Rule 130-4-.04)
23. Failure to have separate restrooms for males and females in proper working condition shall result in a fine of: \$200.00. (Rule 130-2-.01(b))
24. Failure to have operating hot and cold running water shall result in a fine of: \$500.00. (Rule 130-4-.05)
25. Failure to have clean towels/linens in closed container or closed cabinet except towels/linens designated for use on current patrons shall result in a fine of: \$200.00.
(Rule 130-5-.02)
26. Failure to have garbage stored in a covered, washable container shall result in a fine of: \$200.00. (130-5-.04)
27. Failure to remove waste/garbage daily shall result in a fine of: \$200.00.
(Rule 130-5-.04)

28. Failure to have soiled towels/linens in a closed container shall result in a fine of: \$200.00. (Rule 130-5-.02)
29. Failure to have establishment free from stale food and soiled dishes shall result in a fine of: \$200.00. (Rule 130-5-.04)
30. Failure to have creams, lotions, other cosmetics for use on patrons in sanitary closed containers shall result in a fine of: \$200.00. (Rule 130-5-.06)
31. Failure to comply with wet disinfection standards and dry storage standards for all cosmetology professional implements shall result in a fine of: \$500.00. (Rule 130-5-.05)
32. Failure to wear appropriate clothing and footwear for clinical services to prevent occupational exposure to potential infectious materials shall result in a fine of: \$100.00 (Rule 130-5-.08, 130-5-.09)
33. Failure to have all patrons wear appropriate clothing and footwear to prevent occupational exposure to potential infectious materials shall result in a fine of: \$100.00 (Rule 130-5-.08, 130-5-.09)
34. Failure to provide all students the complete student kit shall result in a fine of: \$300.00 per kit (Rule 130-3-.10(1) (p))
35. Failure to have separate course of study and required supplies/equipment in cosmetology, esthetics, and nail technology where enrollment is more than fifteen (15) students in each specialized course of study shall result in a fine of: \$500.00. (Rule 130-3-.01(3))
36. Failure to have one (1) licensed instructor for every twenty (20) students or fraction thereof onsite and present with students shall result in a fine of: \$500.00. (O.C.G.A. 43-10-12)
37. Failure to maintain library with required books shall result in a fine of: \$200.00. (Rule 130-2-.03(6))
38. Failure to have one mannequin per student shall result in a fine of: \$200.00. (Rule 130-3-.10(1) (h))
39. Failure to have four (4) shampoo basins for enrollment of 15 students, one additional shampoo basin for each additional 15 students or fraction thereof shall result in a fine of: \$300.00. (Rule 130- 3-.10(1) (d))
40. Failure to have a minimum of seven (7) chair hair dryers for students and one (1) additional chair hair dryer for each additional five (5) students shall result in a fine of: \$300.00. (Rule 130-3-.10(1) (e))

41. Failure to have work stations with mirrors for each individual student shall result in a fine of: \$300.00. (Rule 130-3-.1001(1) (f))

42. Failure to have shampoo bowls thoroughly cleansed and disinfected shall result in a fine of: \$500.00. (Rule 130-5-.01)

Authority O.C.G.A. §§ 43-10-17, 43-1-7, 43-10-2, 43-10-6 and 43-10-15.

Betty Carlisle moved, Evelyn Reid seconded, and the Board voted unanimously that the formulation and adoption of these rules does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. §43-10-1, 43-10-2 and 43-10-9(a) and that it is not legal or feasible to meet the objectives of O.C.G.A. §43-10-1, 43-10-2 and 43-10-9(a) to adopt or implement differing actions for business as listed at O.C.G.A. §50-13-4(3) (A), (B), (C), & (D) and that the formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed, owned, and operated in the field of Cosmetology, Nail Technology, and Esthetics, and Hair Design.

Martha Harris, Chairman
The Georgia State Board of Cosmetology

Date

Eleanor Surrency, Executive Director
The Georgia State Board of Cosmetology

Date