

**BOARD FOR BARBERS AND COSMETOLOGY**

**REGULATORY REVIEW COMMITTEE**

**MINUTES OF MEETING**

The Board for Barbers and Cosmetology, Regulatory Review Committee met on Wednesday, June 28, 2023, at the Offices of the Department of Professional and Occupational Regulation, 9960 Mayland Drive, 2<sup>nd</sup> Floor, Training Room 1, Richmond, Virginia.

The following board members were present:

Emmanuel Gayot  
Gregory Edwards  
Marques Blackmon

The following board members were not present:

Renee Gilanshah  
Margaret LaPierre  
Tina Dang  
Matthew Roberts

DPOR staff present for all, or part of the meeting included:

Kelley Smith, Executive Director  
Tamika Rodriguez, Regulatory Operations Administrator  
Joseph Haughwout, Regulatory Affairs Manager  
Heather Garnett, Administrative Coordinator

A representative from the Office of the Attorney General was not present for the meeting.

Mr. Gayot, Board Member, called the Board for Barbers and Cosmetology, Regulatory Review Committee meeting to order at 9:12 a.m.

**Call to Order**

Upon a motion by Mr. Edwards and second by Mr. Blackmon, the Board voted to adopt the agenda.

**Approval of Agenda**

The members voting "yes" were Mr. Gayot, Mr. Edwards, and Mr. Blackmon. There were no negative votes. The motion passed unanimously.

Mr. Gayot opened the Public Comment period of the Regulatory Review Committee Meeting.

**Public Comment**

Xhanta Georgio addressed the Board with concerns about online theory instruction in esthetics training.

Elena Buckner addressed the Board with concerns about online theory instruction in esthetics training.

Perrie Gardner addressed the Board with concerns about online theory instruction in esthetics training.

Laurel Burroughs addressed the Board with concerns about online theory instruction and hour reduction of the esthetics and master esthetics training.

Amanda Miller addressed the Board with concerns about online theory instruction and hour reduction of the esthetics and master esthetics training.

Hannah Meyer addressed the Board with concerns about online theory instruction in esthetics training.

Laura Todd addressed the Board with concerns about online theory instruction in esthetics training.

Matthew England addressed the Board with concerns about online theory instruction in esthetics training.

Mr. Gayot concluded the Public Comment Period at 9:44 am.

Mr. Gayot began the Barber and Cosmetology Regulatory review. The Board continued the review of the Barber and Cosmetology Regulations to determine if the regulation is necessary to protect the health, welfare, and safety of the public. The regulation was amended or removed if it does not currently meet those requirements.

**Review of the  
Barbers and  
Cosmetology  
Regulations**

Mr. Gayot called a recess from 10:35-10:51 am.

**Recess**


The next scheduled Regulatory Review Committee meetings will be held on June 29, 2023, and July 10, 2023.

**Schedule Next  
Regulatory Review  
Committee Meeting**

There being no further business, the meeting adjourned at 2:12 p.m.

**Adjourn**

  
Margaret LaPierre, Board Vice-Chair

  
Demetrios J. Melis, Board Secretary

Name:	Profession:		
	Theory	Practical	Hours
<b>Barber 750 hours</b>			
School policies;	X		
State law, regulations, and professional ethics;	X		
Business and shop management;	X		
Client consultation;	X	X	
Personal hygiene;	X		
Cutting the hair with a razor, clippers, and shears;	X	X	
Tapering the hair;		X	
Thinning the hair;		X	
Shampooing the hair;		X	
Shaving;	X	X	
Trimming a moustache or beard;	X	X	
Applying hair color;	X	X	
Analyzing skin or scalp conditions;	X		
Giving scalp treatments;	X	X	
Giving basic facial massage or treatment;	X	X	
Sanitizing and maintaining implements and equipment; and	X	X	
Styling the hair with a hand hair dryer;	X	X	
Honing and stropping a razor.	X		
<b>Master Barber 200 hours</b>	<b>Theory</b>	<b>Practical</b>	<b>Hours</b>
Thermal waving;	X	X	
Permanent waving with chemicals;	X	X	
Relaxing the hair;	X	X	
Lightening or toning the hair;	X	X	
Hairpieces and wigs; and	X	X	
Waxing limited to the scalp.	X	X	
<b>Dual Barber/Master Barber 1,000 Hours</b>	<b>Theory</b>	<b>Practical</b>	<b>Hours</b>
School policies;	X		
State law, regulations, and professional ethics;	X		
Business and shop management;	X		
Client consultation;	X	X	
Personal hygiene;	X	X	
Cutting the hair with a razor, clippers, and shears;		X	
Tapering the hair;		X	
Thinning the hair;		X	
Shampooing the hair;		X	
Styling the hair with a hand hair dryer;	X	X	
Thermal waving;	X	X	
Permanent waving with chemicals;	X	X	
Relaxing the hair;	X	X	
Shaving;	X	X	
Trimming a moustache or beard;	X	X	
Applying hair color;	X	X	
Lightening or toning the hair;	X	X	
Analyzing skin or scalp conditions;	X		

Giving scalp treatments;	X	X	
Waxing limited to the scalp;	X	X	
Giving basic facial massage or treatment;	X	X	
Hair pieces;	X	X	
Sanitizing and maintaining implements and equipment; and	X	X	
Honing and stropping a razor.	X		
<b>Cosmetology 1500 Hours</b>	<b>Theory</b>	<b>Practical</b>	<b>Hours</b>
Orientation:			N/A
a. School policies;	X		N/A
b. State law, regulations, and professional ethics;	X		N/A
c. Personal hygiene; and	X		N/A
d. Bacteriology, sterilization, and sanitation.	X		N/A
Manicuring and pedicuring:			N/A
a. Anatomy and physiology;	X		N/A
b. Diseases and disorders;	X		N/A
c. Procedures to include both natural and artificial application; and	X	X	N/A
d. Sterilization.	X	X	N/A
Shampooing and rinsing:			N/A
a. Fundamentals;	X	X	N/A
b. Safety rules;	X	X	N/A
c. Procedures; and	X	X	N/A
d. Chemistry, anatomy, and physiology.	X		N/A
Scalp treatments:			N/A
a. Analysis;	X	X	N/A
b. Disorders and diseases;	X		N/A
c. Manipulations; and	X	X	N/A
d. Treatments.	X	X	N/A
Hair styling:			N/A
a. Anatomy and facial shapes;	X		N/A
b. Finger waving, molding, and pin curling;	X	X	N/A
c. Roller curling, combing, and brushing; and	X	X	N/A
d. Heat curling, waving, and pressing.	X	X	N/A
Hair cutting:			N/A
a. Anatomy and physiology;	X		N/A
b. Fundamentals, materials, and equipment;	X	X	N/A
c. Procedures; and	X	X	N/A
d. Safety practices.	X	X	N/A
Permanent waving-chemical relaxing:			N/A
a. Analysis;	X	X	N/A
b. Supplies and equipment;	X	X	N/A
c. Procedures and practical application;	X	X	N/A
d. Chemistry;	X		N/A
e. Recordkeeping; and	X		N/A
f. Safety.	X	X	N/A
Hair coloring and bleaching:			N/A
a. Analysis and basic color theory;	X	X	N/A

b. Supplies and equipment;	X	X	N/A
c. Procedures and practical application;	X	X	N/A
d. Chemistry and classifications;	X		N/A
e. Recordkeeping; and	X		N/A
f. Safety.	X	X	N/A
Skin care and make-up:			N/A
a. Analysis;	X	X	N/A
b. Anatomy;	X		N/A
c. Health, safety, and sanitary rules;	X		N/A
d. Procedures;	X	X	N/A
e. Chemistry and light therapy;	X	X	N/A
f. Temporary removal of hair; and	X	X	N/A
g. Lash and brow tinting.	X	X	N/A
Wigs, hair pieces, and related theory.			N/A
a. Sanitation and sterilization;	X	X	N/A
b. Types; and	X		N/A
c. Procedures.	X	X	N/A
Salon management:			N/A
a. Business ethics; and	X		N/A
b. Care of equipment.	X		N/A
<b>Cosmetology-1000 Hours</b>	<b>Theory</b>	<b>Practical</b>	<b>Hours</b>
Orientation	X		<b>45</b>
a. School policies	X		See above
b. salon management	X		See above
c. Sales, inventory and retailing	X		See above
d Taxes and payroll	X		See above
e. Insurance	X		See above
f. Client records and Confidentiality	X		See above
g. Professional ethics and practices.	X		See above
Laws and regulations	X		<b>10</b>
General Sciences:			<b>55</b>
a. Principles and Practices of Infection Control	X	X	See above
b. Material Safety Data Sheet (MSDS)	X		See above
c. Chemical Usage and Safety	X	X	See above
Applied Sciences:			<b>40</b>
a. Anatomy, physiology, histology	X		See above
Manicuring and Pedicuring:			<b>75</b>
a. Nail theory, nail structure and composition	X	X	See above
b. Nail Procedures (manicuring, peduring, and nail extensions)	X	X	See above
c. Electric Filing	X	X	See above
Skin Care:			<b>160</b>
a. Client skin analysis and consultation	X	X	See above
b. Effleurage and related movements and manipulations of the face and body;	X	X	See above
c. Cleansings procedures;	X	X	See above

b. Procedures	X	X	See above
Straight Razor Use and Shaving	X	X	20
<b>Nail Technician-150 Hours</b>	<b>Theory</b>	<b>Practical</b>	<b>Hours</b>
Orientation	X		
a. School policies; and	X		
b. State law, regulations, and professional ethics	X		
Sterilization, sanitation, bacteriology, and safety	X	X	
Anatomy and physiology	X		
Diseases and disorders of the nail	X		
Nail procedures (i.e., manicuring, pedicuring, and nail extensions); and	X	X	
Nail theory and nail structure and composition	X	X	
<b>Wax Technician-115 Hours</b>	<b>Theory</b>	<b>Practical</b>	<b>Hours</b>
Orientation			
a. School policies	X		
b. State law, regulations, and professional ethics; and	X		
c. Personal hygiene	X		
Skin care and treatment			
a. Analysis	X	X	
b. Anatomy and physiology	X		
c. Diseases and disorders of the skin	X		
d. Health sterilization, sanitation, bacteriology, and safety including infectious disease control measures; and	X	X	
e. Temporary removal of hair	X	X	
Skin theory, skin structure, and composition	X		
Client consultation			
a. Health conditions;	X		
b. Skin analysis;	X	X	
c. Treatments;	X	X	
d. Client expectations; and	X		
e. Health forms and questionnaires.	X		
Waxing			
a. Fundamentals;	X	X	
b. Safety rules; and	X		
c. Procedures.	X	X	
Wax treatments:			
a. Analysis;	X	X	
b. Disorders and diseases;	X		
c. Manipulations; and	X	X	
d. Treatments.	X	X	
Salon management:			
a. Business ethics; and	X		
b. Care of equipment.	X	X	
<b>Tattooing-1000 Hours</b>	<b>Theory</b>	<b>Practical</b>	<b>Hours</b>
Microbiology.			
a. Microorganisms, viruses, bacteria, fungus;			
b. Transmission cycle of infectious diseases; and			
c. Characteristics of antimicrobial agents.			

d. Masks;	X	X	See above
e. Extraction techniques;	X	X	See above
f. Machines, equipment and electricity;	X	X	See above
g. Manual facials and treatments;	X	X	See above
h. Machine, electrical facials and treatments; and	X	X	See above
i. General procedures and safety measures.	X	X	See above
Makeup:			<b>35</b>
a. Setup, supplies and implements;	X	X	See above
b. Color theory;	X	X	See above
c. Consultation;	X	X	See above
d. General and special occasion application;	X	X	See above
e. Camouflage;	X	X	See above
f. Application of false lashes and lash extensions;	X	X	See above
g. Lash perming;	X	X	See above
h. Lightning of the hair on body except scalp; and	X	X	See above
i. General procedures and safety measures.	X	X	See above
Body and other treatments:			<b>20</b>
a. body treatments;	X	X	See above
b. Aromatherapy; and	X	X	See above
c. General procedures and safety measures.	X	X	See above
Hair Removal:			<b>35</b>
a. Client consultation and analysis;	X	X	See above
b. Waxing	X	X	See above
c. Mechanical hair removal;	X	X	See above
d. Tweezing and Threading;	X	X	See above
e. Chemical hair removal.	X	X	See above
Shampooing, rinsing, and scalp treatments, for all hair types, including textured hair			<b>25</b>
a. Client Consultation and Analysis	X	X	See above
b. Procedures, Manipulations, and treatments	X	X	See above
Hair styling, for all hair types, including textured hair			<b>65</b>
a. Finger waving, molding and pin curling	X	X	See above
b. Roller curling, combing, and brushing; and	X	X	See above
c. Heat curling, waving, and pressing.	X	X	See above
Hair cutting, for all hair types, including textured hair:			<b>125</b>
a. Fundamentals, materials, and equipment	X		See above
b. Procedures		X	See above
Permanent waving-chemical relaxing, for all hair types, including textured hair:			<b>115</b>
a. Chemistry	X		See above
b. Supplies and equipment	X	X	See above
c. Procedures and practical application	X	X	See above
Hair coloring and bleaching, for all hair types, including textured hair:			<b>160</b>
a. basic color theory	X		See above
b. Supplies and equipment	X	X	See above
c. Procedures and practical application	X	X	See above
Wigs, hair pieces, and related theory:			<b>15</b>
a. Types; and	X		See above

(1) Maintaining professional appearance, notifying clients of schedule changes; and			
(2) Promoting services of the parlor and establishing clientele.			
e. Parlor management.			
(1) Licensing requirements; and			
(2) Taxes.			
f. Supplies.			
(1) Usages;			
(2) Ordering; and			
(3) Storage.			
Tattooing.			
a. Client consultation;			
b. Client health form;			
c. Client disclosure form;			
d. Client preparation;			
e. Sanitation and safety precautions;			
f. Implement selection and use;			
g. Proper use of equipment;			
h. Material selection and use;			
i. Needles;			
(1) Groupings;			
(2) Properties; and			
(3) Making;			
j. Ink;			
k. Machine:			
(1) Construction;			
(2) Adjustment; and			
(3) Power supply;			
l. Art, drawing; and			
m. Portfolio.			
Anatomy.			
a. Understanding of skin; and			
b. Parts and functions of skin.			
Virginia tattooing laws and regulations			
<b>Permanent Cosmetic Tattooing - 200 Hours</b>	<b>Theory</b>	<b>Practical</b>	<b>Hours</b>
Virginia tattooing laws and regulations.			
Machines and devices.			
a. Coil machine;			
b. Hand device; and			
c. Others devices.			
Needles.			
a. Types;			
b. Uses; and			
c. Application.			
Anatomy.			
a. Layers of skin;			



Immunization.			
a. Types of immunizations;			
b. Hepatitis - A through G transmission and immunization;			
c. HIV/AIDS;			
d. Tetanus, streptococcal, zoonotic, tuberculosis, pneumococcal, and influenza;			
e. Measles, mumps, and rubella;			
f. Vaccines and immunization; and			
g. General preventative measures to be taken to protect the tattooer and client.			
Sanitation and disinfection.			
a. Definition of terms:			
(1) Sterilization;			
(2) Disinfection and disinfectant;			
(3) Sterilizer or sterilant;			
(4) Antiseptic;			
(5) Germicide;			
(6) Decontamination; and			
(7) Sanitation.			
b. The use of steam sterilization equipment and techniques;			
c. The use of chemical agents, antiseptics, disinfectants, and fumigants;			
d. The use of sanitation equipment;			
e. Preservice sanitation procedure; and			
f. Postservice sanitation procedure.			
Safety.			
a. Proper needle handling and disposal;			
b. How to avoid overexposure to chemicals;			
c. The use of Material Safety Data Sheets;			
d. Blood spill procedures;			
e. Equipment and instrument storage; and			
f. First aid and CPR.			
Bloodborne pathogen standards.			
a. OSHA and CDC bloodborne pathogen standards;			
b. Control plan for bloodborne pathogens;			
c. Exposure control plan for tattooers;			
d. Overview of compliance requirements; and			
e. Disorders and when not to service a client.			
Professional standards.			
a. History of tattooing;			
b. Ethics;			
c. Recordkeeping:			
(1) Client health history;			
(2) Consent forms; and			
(3) HIPAA (Health Insurance Portability and Accountability Act of 1996 Privacy Rule) Standards.			
d. Preparing station, making appointments, parlor ethics:			

b. Ethics			
c. Recordkeeping:			
(1) Client health history; and			
(2) Consent forms.			
d. Preparing station, making appointments, salon ethics:			
(1) Maintaining professional appearance, notifying clients of schedule changes; and			
(2) Promoting services of the salon and establishing clientele.			
e. Salon management:			
(1) Licensing requirements; and			
(2) Taxes.			
Permanent cosmetic tattooing.			
a. Client consultation;			
b. Client health form;			
c. Client disclosure form;			
d. Client preparation;			
e. Drawing and mapping;			
f. Sanitation and safety precautions;			
g. Implement selection and use;			
h. Proper use of equipment;			
i. Material selection and use.			
j. Eyebrows;			
l. Eyeliner;			
m. Lip coloring;			
n. Lip liners; and			
o. Scalp Micropigmentation.			
<b>Master Permanent Cosmetic Tattooing - 200 Hours</b>	<b>Theory</b>	<b>Practical</b>	<b>Hours</b>
Virginia tattooing laws and regulations			
Machines and devices.			
a. Coil machine;			
b. Hand device; and			
c. Others devices.			
Needles.			
a. Types;			
b. Uses; and			
c. Application.			
Advanced Practical Clinical Anatomy.			
a. Eyelid Anatomy;			
b. Lip Anatomy; and			
c. Breast Anatomy.			
Advanced Color theory.			
Organic and Inorganic Pigment.			
Understanding the Surgical Process.			
a. The Latissimus Dorsi Flap Procedure;			
b. Abdominoplasty and Breast Reconstruction;			
c. Other Reconstruction Procedures;			

b. Parts and functions of skin; and			
c. Diseases.			
Color theory.			
a. Skin and pigment color; and			
b. Handling and storage of pigments.			
Transmission cycle of infectious diseases.			
Immunization.			
a. Types of immunizations; and			
b. General preventative measures to be taken to protect the tattooer and client.			
Sanitation and disinfection.			
a. Definition of terms:			
(1) Sterilization;			
(2) Disinfection and disinfectant;			
(3) Sterilizer or sterilant;			
(4) Antiseptic;			
(5) Germicide;			
(6) Decontamination; and			
(7) Sanitation-;			
b. The use of steam sterilization equipment and techniques;			
c. The use of chemical agents, antiseptics, and disinfectants;			
d. The use of sanitation equipment;			
e. Preservice sanitation procedure; and			
f. Postservice sanitation procedure.			
Safety.			
a. Proper needle handling and disposal;			
b. Blood spill procedures;			
c. Equipment and instrument storage; and			
d. First aid.			
Bloodborne pathogen standards.			
a. OSHA and CDC bloodborne pathogen standards;			
b. Overview of compliance requirements; and			
c. Disorders and when not to service a client.			
Anesthetics.			
a. Use;			
b. Types;			
c. Application; and			
d. Removal.			
Equipment.			
a. Gloves;			
b. Masks;			
c. Apron;			
d. Chair;			
e. Lighting; and			
f. Work table.			
Professional standards.			
a. History of permanent cosmetic tattooing;			

Master Permanent Cosmetic Tattooing Procedures.			
a. Lip;			
b. Areola;			
c. Blush;			
d. Camouflage;			
e. Eyeshadow.			
<b>Esthetics - 600 Hours</b>	<b>Theory</b>	<b>Practical</b>	<b>Hours</b>
Orientation and business topics - minimum of 25 hours of instruction.			<b>25</b>
a. School policies;			See above
b. Management;			See above
c. Sales, inventory, and retailing;			See above
d. Taxes and payroll;			See above
e. Insurance;			See above
f. Client records and confidentiality; and			See above
g. Professional ethics and practices.			See above
Laws and regulations - minimum of 10 hours of instruction.			<b>10</b>
General sciences - minimum of 80 hours of instruction.			<b>80</b>
a. Bacteriology;			See above
b. Microorganisms;			See above
c. Infection control, disinfection, sterilization;			See above
d. Occupational Safety and Health Administration (OSHA) requirements;			See above
e. Material Safety Data Sheet (MSDS);			See above
f. General procedures and safety measures;			See above
g. Cosmetic chemistry;			See above
h. Products and ingredients; and			See above
i. Nutrition.			See above
Applied sciences - minimum of 95 hours of instruction.			<b>95</b>
a. Anatomy and physiology;			See above
b. Skin structure and function;			See above
c. Skin types;			See above
d. Skin conditions; and			See above
e. Diseases and disorders of the skin.			See above
Skin care - minimum of 255 hours of instruction.			<b>255</b>
a. Health screening;			See above
b. Skin analysis and consultation;			See above
c. Effleurage and related movements and manipulations of the face and body;			See above
d. Cleansings procedures;			See above
e. Masks;			See above
f. Extraction techniques;			See above
g. Machines, equipment, and electricity;			See above
h. Manual facials and treatments;			See above
i. Machine, electrical facials, and treatments; and			See above
j. General procedures and safety measures.			See above
Makeup - minimum of 65 hours of instruction.			<b>65</b>

(1) Deep Inferior Epigastric Artery Perforator (DIEP) Flap; and			
(2) Superior Gluteal Artery Perforator (SGAP) Flap;			
d. Flap size vs. Areola size; and			
e. Implant Reconstruction;			
(1) Tissue Expansion;			
(2) Placing the Implant;			
(3) Implant vs. Flap Reconstruction;			
(4) Saline vs. Silicone;			
(5) Radiation Therapy; and			
(6) Lymphedema.			
Client Consultation.			
Breast Areolar Pigmentation.			
a. Chart Notes;			
b. Health Insurance Portability and Accountability Act (HIPAA);			
c. Room Setup;			
d. Anesthetic for Breast Procedures;			
e. Color Selection;			
f. Needle Selection;			
g. Design and Placement;			
(1) Position of the Areola/ Nipple Complex;			
(2) The Penn Triangle;			
(3) Diameter of the Areola; and			
(4) Nipple Reconstruction;			
h. Creating 3-dimensional Nipple/Areola;			
(1) Understanding and creating a reflection of light; and			
(2) The Value of Color;			
i. Covering scar tissue and Periareolar scar blending;			
j. Aftercare;			
(1) Tegaderm Aftercare Instructions; and			
(2) Follow up; and			
k. Precautions and Contraindications.			
Skin Cancer.			
a. Basal Cell Carcinomas;			
b. Squamous Cell Carcinomas;			
c. Melanoma.			
The Art of Camouflage.			
a. Client/Patient Selection and Handling;			
b. Contraindications and When Not to Perform Services;			
c. Skin Tones;			
d. Color Selection and Skin Tone Matching;			
e. Scars;			
f. Burn Scar; and			
g. Common Needle Configurations Used for Camouflage.			
Side Effects.			
Insurance.			

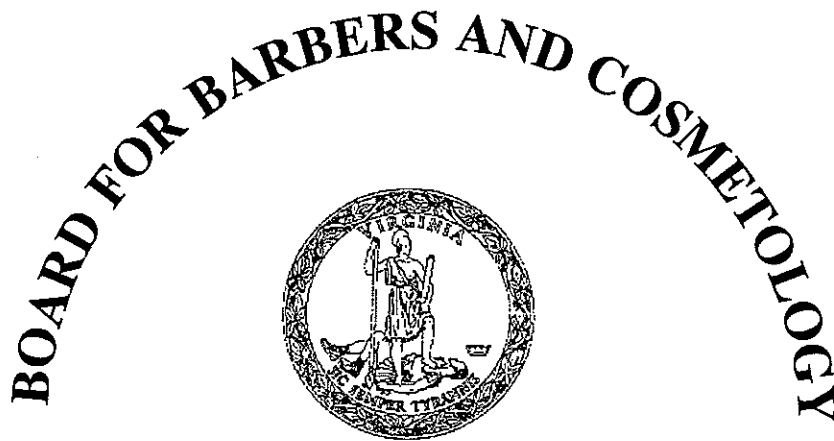
c. Advanced skin typing and conditions;			See above
d. Advanced disease and disorders;			See above
e. Advanced cosmetic ingredients;			See above
f. Pharmacology; and			See above
g. Advanced homecare.			See above
Advanced skin care and advanced modalities - minimum of 90 hours of instruction.			90
a. Introduction to microdermabrasion and dermaplaning;			See above
b. Indications and contraindications for crystal microdermabrasion;			See above
c. General procedures and safety measures for crystal microdermabrasion;			See above
d. Indications and contraindications for crystal-free microdermabrasion and dermaplaning;			See above
e. General procedures and safety measures for crystal-free microdermabrasion and dermaplaning;			See above
f. Equipment safety: crystal and crystal-free microdermabrasion and dermaplaning;			See above
g. Waste disposal, Occupational Safety and Health Administration (OSHA);			See above
h. Introduction to microdermabrasion techniques and proper protocols;			See above
i. Machine parts, operation, protocols, care, waste disposal, and safety;			See above
j. Practical application and consultation for crystal microdermabrasion;			See above
k. Practical application and consultation for crystal-free microdermabrasion and dermaplaning; and			See above
l. Pretreatment and posttreatment for microdermabrasion.			See above
Advanced procedures and chemical exfoliation - minimum of 270 hours of instruction.			270
a. Advanced skin analysis and consultation and health screening and documentation;			See above
b. Advanced procedures, light treatments, light-emitting diode (LED), intense pulsed light device (IPL);			See above
c. Advanced manual, machine, and electric treatments, microcurrent, and ultrasound;			See above
d. Introduction to chemical exfoliation and peels of the epidermis;			See above
e. Fundamentals of skin care associated with chemical exfoliation and peels and wound healing;			See above
f. Pretreatment and posttreatment for chemical exfoliation and peels;			See above
g. Assessing suitability and predicting chemical exfoliation efficacy;			See above
h. General practical application and consultation protocols;			See above

a. Setup, supplies, and implaments;			See above
b. Color theory;			See above
c. Consultation;			See above
d. General and special occasion application;			See above
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## **REGULATIONS**

Last Updated March 27, 2023

## **STATUTES**

Title 54.1, Chapter 7



Department of Professional and Occupational Regulation

Perimeter Center, Suite 400  
9960 Mayland Drive  
Richmond, Virginia 23233  
(804) 367-8500  
[www.dpor.virginia.gov](http://www.dpor.virginia.gov)

**STATEMENT OF PURPOSE**

This booklet contains the information you will need to obtain your license. The law that governs your profession is found in the *Code of Virginia*, 1950, as amended, in Title 54.1, Chapter 7. That law permits the Department of Professional and Occupational Regulation to Issue regulations that tell you more about what is expected of you in your profession. This booklet contains a copy of the regulations that you will need to know and obey to get and keep your license.

**BE SURE YOU READ AND UNDERSTAND THE STANDARDS OF PRACTICE AND CONDUCT. YOUR FAILURE TO OBEY THESE STANDARDS COULD RESULT IN A MONETARY PENALTY OR LOSS OF YOUR LICENSE.**

It is the goal of the Department of Professional and Occupational Regulation to provide you with the information you need to comply with the law and regulations. If you have a question and cannot find the answer to it in this booklet, please write to:

Board for Barbers and Cosmetology  
Perimeter Center, Suite 400  
9960 Mayland Drive  
Richmond, VA 23233

Or call the Agency at (804) 367-8509

Or e-mail at [barbercosmo@dpor.virginia.gov](mailto:barbercosmo@dpor.virginia.gov)

Information is also available on the Department of Professional and Occupational Regulation website:

[www.dpor.virginia.gov](http://www.dpor.virginia.gov)

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CHAPTER 20.

REGULATIONS – BARBERING AND COSMETOLOGY

PART I.

GENERAL.

18 VAC 41-20-10. Definitions.

The following words and terms when used in this chapter shall have the following meanings, unless the context clearly indicates otherwise. All terms defined in Chapter 7 (§ ~~54.1-700~~ et seq.) of Title 54.1 of the Code of Virginia are incorporated in this chapter.

"Barber school" means a place or establishment licensed by the board to accept and train students and that offers a barber, master barber, or dual barber/master barber curriculum approved by the board.

"Business entity" means a sole proprietorship, partnership, corporation, limited liability company, limited liability partnership, or any other form of organization permitted by law.

"Direct supervision" means that a Virginia licensed barber, cosmetologist, nail technician, or wax technician shall be present in the barbershop, cosmetology salon, nail salon, or waxing salon at all times when services are being performed by a temporary permit holder or registered apprentice.

"Endorsement" means a method of obtaining a license by a person who is currently licensed in another state.

"Firm" means any business entity recognized under the laws of the Commonwealth of Virginia.

"Licensee" means any person, sole proprietorship, partnership, corporation, limited liability company, limited liability partnership, or any other form of organization permitted by law holding a license issued by the Board for Barbers and Cosmetology, as defined in § ~~54.1-700~~ of the Code of Virginia.

"Post-secondary educational level" means an accredited college or university that is approved or accredited by the Southern Association of Colleges and Schools Commission on Colleges or by an accrediting agency that is recognized by the U.S. Secretary of Education.

"Reasonable hours" means the hours between 9 a.m. and 5 p.m.; however, if the licensee generally is not open to the public substantially during the same hours, "reasonable hours" shall mean the business hours when the licensee is open to the public.

"Reciprocity" means a conditional agreement between two or more states that will recognize one another's regulations and laws for equal privileges for mutual benefit.

"Reinstatement" means having a license or certificate restored to effectiveness after the expiration date has passed.

"Renewal" means continuing the effectiveness of a license or certificate for another period of time.

"Responsible management" means the following individuals:

1. The sole proprietor of a sole proprietorship;
2. The partners of a general partnership;
3. The managing partners of a limited partnership;

4. The officers of a corporation;
5. The managers of a limited liability company;
6. The officers or directors of an association or both; and
7. Individuals in other business entities recognized under the laws of the Commonwealth as having a fiduciary responsibility to the firm.

"Sole proprietor" means any individual, not a corporation, who is trading under his own name, or under an assumed or fictitious name pursuant to the provisions of §§ ~~59.1-69~~ through ~~59.1-76~~ of the Code of Virginia

"Substantially equivalent exam" means an examination administered by the licensing entity which covers Virginia's scope of practice for that profession.

"Substantially equivalent training" means at least 80% of the required hours in Virginia and curriculum content covering Virginia's scope of practice for that profession.

"Virginia state institution" for the purposes of this chapter means any institution approved by the Virginia Department of Education or the Virginia Department of Corrections.

"Wet disinfection unit" is a container large enough to hold a disinfectant solution in which the objects to be disinfected are completely immersed. A wet disinfection unit must have a cover to prevent contamination of the solution. The solution must be an Environmental Protection Agency (EPA) registered disinfectant that is bactericidal, virucidal, and fungicidal. Disinfectant solutions shall be used according to manufacturer's directions

#### Historical Notes

Derived from Volume 19, Issue 18, eff. July 1, 2003; amended, Virginia Register Volume 33, Issue 09, eff. February 1, 2017; Volume 35, Issue 12, eff. April 1, 2019. Volume 37, Issue 26, eff. October 1, 2021.

## PART II.

### ENTRY.

#### 18 VAC 41-20-20. General requirements for a Barber, Cosmetologist, Nail Technician, or Wax Technician License.

A. Any individual wishing to engage in barbering, cosmetology, nail care, or waxing shall obtain a license in compliance with § ~~54.1-703~~ of the Code of Virginia and shall meet the following qualifications:

1. The applicant shall be in good standing as a licensed barber, master barber, cosmetologist, nail technician, or wax technician in Virginia and all other jurisdictions where licensed. The applicant shall disclose to the board at the time of application for licensure, any disciplinary action taken in Virginia and all other jurisdictions in connection with the applicant's practice as a barber, master barber, cosmetologist, nail technician, or wax technician. This includes monetary penalties, fines, suspensions, revocations, surrender of a license in connection with a disciplinary action pertaining to services within the respective scope of practice, or voluntary termination of a license. ~~The applicant shall disclose to the board at the time of application for licensure if he has been previously licensed in Virginia as a barber, master barber, cosmetologist, nail technician, or wax technician.~~

Upon review of the applicant's prior disciplinary action, the board, in its discretion, may deny licensure to any applicant wherein the board deems the applicant is unfit or unsuited to engage in barbering, cosmetology, nail care, or waxing. ~~The board will decide each case by taking into account the totality of the circumstances. Any plea of nolo contendere or comparable plea shall be considered a disciplinary action for the purposes of this section.~~ The applicant shall provide a certified copy of a final order, decree, or case decision by a court, regulatory agency, or board with the lawful authority to issue such

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order, decree, or case decision, and such copy shall be admissible as prima facie evidence of such disciplinary action.

2. The applicant shall disclose the applicant's physical address. A post office box ~~may be provided as a secondary address, is not acceptable.~~

3. The applicant shall sign, as part of the application, a statement certifying that the applicant has read and understands the Virginia barber and cosmetology license laws and this chapter.

4. In accordance with § 54.1-204 of the Code of Virginia, each applicant shall disclose the following information regarding criminal convictions in Virginia and all other jurisdictions:

a. All misdemeanor convictions ~~within two years of the date of application~~ involving moral turpitude, sexual offense, non-marijuana drug distribution, or physical injury ~~within two years of the date of the application~~; and

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b. All felony convictions within ~~10-20~~ years of the date of application.

Any plea of nolo contendere shall be considered a conviction for purposes of this subsection. The record of a conviction received from a court shall be accepted as prima facie evidence of a conviction or finding of guilt. The board, in its discretion, may deny licensure to any applicant in accordance with § ~~54.1-204~~ of the Code of Virginia.

5. The applicant shall provide evidence satisfactory to the board that the applicant has passed the board-approved examination, administered either by the board or by independent examiners.

~~6. Any changes in the name or address of the licensee shall be reported to the board in writing within 30 days of such changes~~

B. Eligibility to sit for board-approved examination.

1. Training in the Commonwealth of Virginia- ~~Any person completing one of the following programs can be approved for the examinations.~~

~~A. Any person completing an approved barber, master barber, cosmetology, nail technician, or wax technician training program in a Virginia licensed barber, cosmetology, nail technician, or wax technician school, respectively. or a~~

~~B. Virginia public school's barber, master barber, cosmetology, nail technician, or wax technician program approved by the Virginia Department of Education shall be eligible for examination.~~

~~C. Completing a registered apprenticeship.~~

~~D. Any barber, master barber, cosmetologist, nail technician, or wax technician applicant having a minimum of two years experience in barbering, master barbering, cosmetology, nail care, or waxing in the United States armed forces and having provided documentation satisfactory to the board of that experience shall be eligible for the respective examination.~~

~~E. Virginia licensed cosmetologists with a minimum of two years of work experience shall be eligible for the master barber examination; likewise, a Virginia licensed master barber with a minimum of two years of work experience shall be eligible for the cosmetology examination.~~

~~F. Any barber, master barber, cosmetologist, nail technician, or wax technician applicant having been trained as a barber, master barber, cosmetologist, nail technician, or wax technician in any Virginia state institution shall be eligible for the respective examination.~~

2. Training outside of the Commonwealth of Virginia, but within the United States and its territories.

A. Any person completing a barber, master barber, cosmetology, nail care, or waxing training program that is substantially equivalent to the Virginia program but is outside of the Commonwealth of Virginia must submit to the board documentation of the substantially equivalent training to be eligible for examination.

B. Applicants who completed a training program that is not substantially equivalent to Virginia's training, including out of country training, may substitute three years of work experience for training. Applicants should provide their work history demonstrating three five years of experience as a licensed barber, master barber, cosmetologist, nail technician, or wax technician in any other state or jurisdiction of the United States on a form provided by the board. Applicants who have earned a degree from an institution outside the United States must have their degree translated, authenticated and evaluated by an education evaluation service if credit is sought for the education. The Board reserves the right to reject an evaluation submitted by an applicant.

**Statutory Authority**

§ 54.1-201 of the Code of Virginia.

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003; amended, Virginia Register Volume 33, Issue 09, eff. February 1, 2017; Volume 35, Issue 12, eff. April 1, 2019; Volume 37, Issue 26, eff. October 1, 2021; Volume 38, Issue 4, eff. December 1, 2021; Errata, 38:6 VA.R. 752 November 8, 2021.

**18 VAC 41-20-30. License by Endorsement.**

A. Upon proper application to the board, any person currently licensed to practice as a barber, master barber, cosmetologist, nail technician, or wax technician or who is a licensed instructor in the respective profession in any other state or jurisdiction of the United States and who has completed both a training program and a written and practical examination that is substantially equivalent to that required by this chapter, may be issued a barber, master barber, cosmetologist, nail technician, or wax technician license or the respective instructor certificate without an examination. The applicant must also meet the requirements set forth in 18VAC41-20-20 A and 18VAC41-20-100.

B. Applicants for licensure by endorsement who completed a training program that is not substantially equivalent to Virginia's training but otherwise meet all the requirements listed in subsection A of this section, may substitute three five years of work experience for training. Applicants should provide their work history demonstrating three five-years of licensed experience in any other state or jurisdiction of the United States on a form provided by the board.

**Statutory Authority**

§ 54.1-201 of the Code of Virginia.

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003; amended, Virginia Register Volume 33, Issue 09, eff. February 1, 2017; Volume 35, Issue 12, eff. April 1, 2019; Volume 37, Issue 26, eff. October 1, 2021.

**18 VAC 41-20-40. Apprenticeship Training.**

A. Licensed barbers, master barbers, cosmetologists, and nail technicians who train apprentices shall comply with the standards for apprenticeship training established by the Division of

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~~Apprenticeship Training of the Virginia Department of Labor and Industry and the Virginia Board for Barbers and Cosmetology~~

- ~~A. ...~~
- B. Responsible management Owners of barbershops, cosmetology salons, and nail salons who train apprentices shall comply with the standards for apprenticeship training established by the Division of Apprenticeship Training of the Virginia Department of Labor and Industry.

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~~B. Any person completing the Virginia apprenticeship program in barbering, master barbering, cosmetology, or nail care shall be eligible for examination.~~

**Statutory Authority**

§ 54.1-201 of the Code of Virginia.

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003; Volume 35, Issue 12, eff. April 1, 2019.

~~42 VAC 44-20-60. Exceptions to Training Requirements.~~

~~A. Virginia licensed cosmetologists with a minimum of two years of work experience shall be eligible for the master barber examination; likewise, a Virginia licensed master barber with a minimum of two years of work experience shall be eligible for the cosmetology examination.~~

~~B. Any barber, master barber, cosmetologist, nail technician, or wax technician applicant having been trained as a barber, master barber, cosmetologist, nail technician, or wax technician in any Virginia state institution shall be eligible for the respective examination.~~

~~C. Any barber, master barber, cosmetologist, nail technician, or wax technician applicant having a minimum of two years experience in barbering, master barbering, cosmetology, nail care, or waxing in the United States armed forces and having provided documentation satisfactory to the board of that experience shall be eligible for the respective examination.~~

~~D. Any licensed barber or barber student enrolling in a master barber training program in a licensed barber school shall be given educational credit for the training and performances completed in a barbering program at a licensed barber school.~~

**Statutory Authority**

§ 54.1-201 of the Code of Virginia.

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003; amended, Virginia Register Volume 33, Issue 09, eff. February 1, 2017; Volume 35, Issue 12, eff. April 1, 2019. Volume 38, Issue 11, eff. March 7, 2022.

**18 VAC 41-20-60. Examination Requirements and Fees.**

~~A. Applicants for initial licensure shall pass both a practical examination and a written portion of the examination approved by the board. The examinations may be administered by the board or by a designated testing service.~~

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~~B. Any applicant who passes one part of the examination shall not be required to take that part again provided both parts are passed within one year of the initial examination date.~~

~~C. Any candidate failing to appear as scheduled for examination shall forfeit the examination fee.~~

D. The fee for examination or reexamination is subject to contracted charges to the board by an outside vendor. These contracts are competitively negotiated and bargained for in compliance with the Virginia Public Procurement Act (§ ~~2.2-4300~~ et seq. of the Code of Virginia). Fees may be adjusted and charged to the candidate in accordance with these contracts. The fee shall not exceed \$225 per candidate.

~~E. Any candidate failing to apply for initial licensure within five years of passing both a practical examination and a written portion of an examination shall be required to retake both portions of examinations. Records of examinations shall be maintained for a maximum of five years.~~

**Statutory Authority**

§ ~~54.1-201~~ of the Code of Virginia.

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003; amended, Virginia Register Volume 33, Issue 09, eff. February 1, 2017.

**18 VAC 41-20-70. Reexamination Requirements.**

Any applicant who does not pass a reexamination within one year of the initial examination date shall be required to submit a new application and examination fee.

**Statutory Authority**

§ ~~54.1-201~~ of the Code of Virginia.

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003.

**18 VAC 41-20-80. Examination Administration.**

A. The examinations shall be administered by the board or the designated testing service. The practical examination shall be supervised by a chief examiner.

B. Every barber, master barber, cosmetology, nail technician, or wax technician examiner shall hold a current Virginia license in his respective profession, have three or more years of active experience as a licensed professional, and be currently practicing in that profession. Examiners shall attend training workshops sponsored by the board or by a testing service acting on behalf of the board.

C. No certified barber, master barber, cosmetology, nail technician, or wax technician instructor who is currently teaching or is a school owner or is an apprentice sponsor shall be an examiner.

D. Each barber, master barber, cosmetology, nail technician, and wax technician chief examiner shall hold a current Virginia license in his respective profession, have five or more years of active experience in that profession, have three years of active experience as an examiner, and be currently practicing in his respective profession. Chief examiners shall attend training workshops sponsored by the board or by a testing service acting on behalf of the board.

E. The applicant shall follow all procedures established by the board with regard to conduct at the examination. Such procedures shall include written instructions communicated prior to the examination date and instructions communicated at the site, ~~either written or oral~~, on the date of the examination.



Failure to comply with all procedures established by the board and the testing service with regard to conduct at the examination may be grounds for denial of application.

**Statutory Authority**

§ 54.1-201 of the Code of Virginia.

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003; amended, Virginia Register Volume 33, Issue 09, eff. February 1, 2017; Volume 35, Issue 12, eff. April 1, 2019.

**18 VAC 41 20 90. Barber, Master Barber, Cosmetology, Nail Technician, and Wax Technician Temporary Permits.**

A. A temporary permit to work under the supervision of a currently licensed barber, master barber, cosmetologist, nail technician, or wax technician may be issued only to applicants for initial licensure who the board finds eligible for examination. There shall be no fee for a temporary permit.

B. The temporary permit shall remain in force for 45-90 days ~~and no subsequent temporary permit shall be issued following the examination date. The examination date shall be the first test date after the applicant has successfully submitted an application to the board that an examination is offered to the applicant by the board.~~

C. Any person continuing to practice barbering, master barbering, cosmetology, nail care, or waxing services after a temporary permit has expired may be prosecuted and fined by the Commonwealth under §§ 54.1-111 A 1 and 54.1-202 of the Code of Virginia.

~~D. No applicant for examination shall be issued more than one temporary permit.~~

E. Temporary permits shall not be issued where grounds may exist to deny a license pursuant to § 54.1-204 of the Code of Virginia or 18 VAC 41-20-20

**Statutory Authority**

§ 54.1-201 of the Code of Virginia.

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003; amended, Virginia Register Volume 33, Issue 09, eff. February 1, 2017; Volume 35, Issue 12, eff. April 1, 2019.

**18 VAC 41-20-100. General Requirements for a ~~an Barber Instructor Certificate, Cosmetology Instructor Certificate, Nail Technician Instructor Certificate, or Wax Technician Instructor Certificate~~ instructor certificate.**

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A. Any individual wishing to engage in ~~barbering instruction, master barbering instruction, cosmetology instruction, nail care instruction, or waxing instruction~~ in barbering, master barbering, cosmetology, nail care, or waxing shall meet the following qualifications:

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1. The applicant shall be in good standing as a licensed barber, master barber, cosmetologist, nail technician, or wax technician, and instructor, respectively, in Virginia and all other jurisdictions where licensed. The applicant shall disclose to the board at the time of application for licensure any disciplinary action taken in Virginia and all other jurisdictions in connection with the applicant's practice as a barber, master barber, cosmetologist, nail technician, or wax technician, or in the practice of teaching any of those professions. This includes monetary penalties, fines, suspensions, revocations,

§ 54.1-201 of the Code of Virginia.

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003; amended, Virginia Register Volume 33, Issue 09, eff. February 1, 2017; Volume 35, Issue 12, eff. April 1, 2019; Volume 38, Issue 4, eff. December 1, 2021.

**18 VAC 41-20-110. Student Instructor Temporary Permit.**

A. A licensed barber, master barber, cosmetologist, nail technician, or wax technician may be granted a twelve (12) month student instructor temporary permit to function under the direct supervision of a barber instructor, master barber instructor, cosmetology instructor, nail technician instructor, or wax technician instructor respectively a certified instructor in a licensed school. A licensed nail technician or wax technician may also be granted a student instructor permit to function under the direct supervision of a cosmetology instructor. ~~No subsequent student instructor temporary permit shall be issued.~~

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~~B. The student instructor temporary permit shall remain in force for not more than 12 months after the date of issuance and shall be nontransferable and nonrenewable.~~

~~C. No applicant for examination shall be issued more than one student instructor temporary permit.~~

~~D. B. Student instructors may teach in any profession in which they hold the underlying license. Failure to maintain a barber, master barber, cosmetology, nail technician, or wax technician license shall disqualify an individual from holding a student instructor temporary permit.~~

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~~E. C. Temporary permits shall not be issued where grounds may exist to deny a license pursuant to § 54.1-204 of the Code of Virginia or 18 VAC 41-20-100.~~

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**Statutory Authority**

§ 54.1-201 of the Code of Virginia.

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003; amended, Virginia Register Volume 33, Issue 09, eff. February 1, 2017; Volume 35, Issue 12, eff. April 1, 2019.

**18 VAC 41-20-120. General Requirements for a Shop or Salon License.**

A. Any firm wishing to operate a barbershop, cosmetology salon, nail salon, or waxing salon shall obtain a shop or salon license in compliance with § 54.1-704.1 of the Code of Virginia and shall meet the following qualifications in order to receive a license:

1. The applicant and all members of the responsible management shall be in good standing as a licensed shop or salon in Virginia and all other jurisdictions where licensed. The applicant and all members of the responsible management shall disclose to the board at the time of application for licensure any disciplinary action taken in Virginia and all other jurisdictions in connection with the applicant's operation of any barbershop, cosmetology salon, nail salon, or waxing salon or practice of the profession. This includes monetary penalties, fines, suspensions, revocations, surrender of a license in connection with a disciplinary action, pertaining to services within the respective scope of practice or voluntary termination of a license. ~~The applicant shall disclose to the board at the time of application for licensure if the applicant or any member of the responsible management has been previously licensed in Virginia as a barbershop, cosmetology salon, nail salon, or waxing salon.~~

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Upon review of the applicant's and all members of the responsible management's prior disciplinary action, the board, in its discretion, may deny licensure to any applicant wherein it deems the applicant is unfit or unsuited to engage in the operation of a barbershop, cosmetology salon, nail salon, or waxing salon. ~~The board will decide each case by taking into account the totality of the circumstances. Any plea of nolo contendere or comparable plea shall be considered a disciplinary action for the purposes of this section.~~ The applicant shall provide a certified copy of a final order, decree, or case decision by a court, regulatory agency, or board with the lawful authority to issue such order, decree, or case decision, and such copy shall be admissible as prima facie evidence of such disciplinary action.

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2. The applicant shall disclose the applicant's physical address. A post office box ~~is not acceptable~~ may be provided as secondary address.

3. The applicant shall sign, as part of the application, a statement certifying that the applicant has read and understands the Virginia barber and cosmetology license laws and this chapter.

4. In accordance with § 54.1-204 of the Code of Virginia, each applicant shall disclose the following information about the firm and all members of the responsible management regarding criminal convictions in Virginia and all other jurisdictions:

a. All misdemeanor convictions ~~within two years of the date of application~~; involving moral turpitude, sexual offense, non-marijuana drug distribution, or physical injury ~~within two years of the date of the application~~; and

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b. All felony convictions within ~~20~~ 10 years of the date of application.

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Any plea of nolo contendere shall be considered a conviction for purposes of this subsection. The record of a conviction received from a court shall be accepted as prima facie evidence of a conviction or finding of guilt. The board, in its discretion, may deny licensure to any applicant in accordance with § 54.1-204 of the Code of Virginia.

5. The applicant shall disclose the firm's responsible management.

B. Shop or salon licenses are issued to firms as defined in this chapter and shall not be transferable and shall bear the same name and address of the business. Any changes in the name or address of the shop or salon shall be reported to the board in writing within 30 days of such changes. The board shall not be responsible for the licensee's, certificate holder's, or permit holder's failure to receive notices, communications, and correspondence caused by the licensee's, certificate holder's, or permit holder's failure to promptly notify the board in writing of any change of name or address or for any other reason beyond the control of the board.

C. Whenever the legal business entity holding the license is dissolved or altered to form a new business entity, the original license becomes void and shall be returned to the board within 30 days of the change. Additionally, the firm shall apply for a new license, within 30 days of the change in the business entity. Such changes include:

1. Death of a sole proprietor;
2. Death or withdrawal of a general partner in a general partnership or the managing partner in a limited partnership; and
3. Conversion, formation, or dissolution of a corporation, a limited liability company, an association, or any other business entity recognized under the laws of the Commonwealth of Virginia.

D. Any change in the officers of a corporation, managers of a limited liability company, or officers or directors of an association shall be reported to the board in writing within 30 days of the change.

E. Mobile salons must have a shop or salon license and provide a physical address.

~~EF. The board or any of its agents shall be allowed to inspect during reasonable hours any licensed shop or salon for compliance with provisions of Chapter 7 (§ 54.1-700 et seq.) of Title 54.1 of the Code of Virginia or this chapter. For purposes of a board inspection, "reasonable hours" means the hours between 9 a.m. and 5 p.m.; however, if the licensee generally is not open to the public substantially during the same hours, "reasonable hours" shall mean the business hours when the licensee is open to the public.~~

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**Statutory Authority**

§ 54.1-201 of the Code of Virginia.

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003; amended, Virginia Register Volume 33, Issue 09, eff. February 1, 2017. Volume 38, Issue 4, eff. December 1, 2021.

**18 VAC 41-20-130. General Requirements for a School License.**

A. Any firm wishing to operate a barber, cosmetology, nail technician, or wax technician school shall submit an application to the board at least 60 days prior to the date for which approval is sought, obtain a school license in compliance with § 54.1-704.2 of the Code of Virginia, and meet the following qualifications in order to receive a license:

1. The applicant and all members of the responsible management shall be in good standing as a licensed school in Virginia and all other jurisdiction where licensed. The applicant and all members of the responsible management shall disclose to the board at the time of application for licensure any disciplinary action taken in Virginia and all other jurisdictions in connection with the applicant's operation of any barbering, cosmetology, nail, or waxing school or practice of the profession. This includes to monetary penalties, fines, suspensions, revocations, surrender of a license in connection with a disciplinary action ~~pertaining to services in the respective scope of practice~~, or voluntary termination of a license. The applicant shall disclose to the board at the time of application for licensure if the applicant or any member of the responsible management has been previously licensed in Virginia as a barbering, cosmetology, nail, or waxing school.

Upon review of the applicant's and all members of the responsible management's prior disciplinary action, the board, in its discretion, may deny licensure to any applicant wherein the board deems the applicant is unfit or unsuited to engage in the operation of a barbering, cosmetology, nail, or waxing school. ~~The board will decide each case by taking into account the totality of the circumstances. Any plea of nolo contendere or comparable plea shall be considered a disciplinary action for the purposes of this section. The applicant shall provide a certified copy of a final order, decree, or case decision by a court, regulatory agency, or board with the lawful authority to issue such order, decree, or case decision, and such copy shall be admissible as prima facie evidence of such disciplinary action.~~

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2. The applicant shall disclose the applicant's physical address. A post office box ~~is not~~ acceptable may be provided as secondary address.

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3. The applicant shall sign, as part of the application, a statement certifying that the applicant has read and understands the Virginia barber and cosmetology license laws and this chapter.

4. In accordance with § 54.1-204 of the Code of Virginia, each applicant shall disclose the following information about the firm and all members of the responsible management regarding criminal convictions in Virginia and all other jurisdictions:

a. All misdemeanor convictions ~~within two years of the date of application~~ involving moral turpitude, sexual offense, non-marijuana drug distribution, or physical ~~injury within two years of the date of the application~~; and

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b. All felony convictions within ~~20~~ 10 years of the date of application.

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Any plea of nolo contendere shall be considered a conviction for purposes of this subsection. The record of a conviction received from a court shall be accepted as prima facie evidence of a conviction or finding of guilt. The board, in its discretion, may deny licensure to any applicant in accordance with § 54 1-204 of the Code of Virginia.

5 The applicant shall disclose the firm's responsible management.

B. Barber, cosmetology, nail technician, and wax technician school licenses are issued to firms as defined in this chapter, shall not be transferable, and shall bear the same name and address as the school. Any changes in the name or the address of record or principal place of business of the school shall be reported to the board in writing within 30 days of such change. The board shall not be responsible for the licensee's, certificate holder's, or permit holder's failure to receive notices, communications, and correspondence caused by the licensee's, certificate holder's, or permit holder's failure to promptly notify the board in writing of any change of name or address or for any other reason beyond the control of the board. The name of the school must indicate that it is an educational institution. All signs, or other advertisements, must reflect the name as indicated on the license issued by the board and contain language indicating it is an educational institution.

C. Whenever the legal business entity holding the license is dissolved or altered to form a new business entity, the original license becomes void and shall be returned to the board within 30 days of the change. Additionally, the firm shall apply for a new license within 30 days of the change in business entity. Such changes include:

1. Death of a sole proprietor;
2. Death or withdrawal of a general partner in a general partnership or the managing partner in a limited partnership; and
3. Conversion, formation, or dissolution of a corporation, a limited liability company, an association, or any other business entity recognized under the laws of the Commonwealth of Virginia.

D. Any change in the officers of a corporation, managers of a limited liability company, or officers or directors of an association shall be reported to the board in writing within 30 days of the change.

E. Barber schools, cosmetology schools, nail schools, or waxing schools under the Virginia Department of Education shall be exempted from licensure requirements.

F. The board or any of its agents shall be allowed to inspect during reasonable hours any licensed school for compliance with provisions of Chapter 7 (§ 54 1-700 et seq.) of Title 54.1 of the Code of Virginia or this chapter. ~~For purposes of a board inspection, "reasonable hours" means the hours between 9 a.m. and 5 p.m.; however, if the licensee generally is not open to the public substantially during the same hours, "reasonable hours" shall mean the business hours when the licensee is open to the public.~~

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#### Statutory Authority

§ 54.1-201 of the Code of Virginia.

#### Historical Notes



Derived from Volume 19, Issue 18, eff. July 1, 2003; amended, Virginia Register Volume 33, Issue 09, eff. February 1, 2017. Volume 38, Issue 4, eff. December 1, 2021.

Part III  
Fees

18VAC41-20-140. Fees.

The following fees are nonrefundable and shall not be prorated apply:

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FFF TYPE	AMOUNT DUE September 1, 2022, through August 31, 2024	AMOUNT DUE September 1, 2024, and after	WHEN DUE
<b>Individuals:</b>			
Application	\$90	\$105	With application
License by Endorsement	\$90	\$105	With application
<b>Renewal:</b>			
Barber	\$90	\$105	With renewal card prior to expiration date
Master Barber	\$90	\$105	With renewal card prior to expiration date
Cosmetologist	\$90	\$105	With renewal card prior to expiration date
Nail Technician	\$90	\$105	With renewal card prior to expiration date
Wax Technician	\$90	\$105	With renewal card prior to expiration date
Reinstatement	\$180* *includes \$90 renewal fee and \$90 reinstatement fee	\$210* *includes \$105 renewal fee and \$105 reinstatement fee	With reinstatement application
<b>Instructors:</b>			
Application	\$110	\$125	With application
License by Endorsement	\$110	\$125	With application
Renewal	\$110	\$150	With renewal card prior to expiration date
Reinstatement	\$220* *includes \$110 renewal	\$300* *includes \$150 renewal	With reinstatement application

Board for Barbers and Cosmetology Regulations and Statutes

	fee and \$110 reinstatement fee	fee and \$150 reinstatement fee	
<b>Facilities:</b>			
Application	\$165	\$190	With application
Renewal	\$165	\$190	With renewal card prior to expiration date
Reinstatement	\$330* *includes \$165 renewal fee and \$165 reinstatement fee	\$380* *includes \$190 renewal fee and \$190 reinstatement fee	With reinstatement application
<b>Schools:</b>			
Application	\$185	\$220	With application
Add Program	\$100	\$100	With application
Renewal	\$185	\$220	With renewal card prior to expiration date
Reinstatement	\$370* *includes \$185 renewal fee and \$185 reinstatement fee	\$440* *includes \$220 renewal fee and \$220 reinstatement fee	With reinstatement application

**Statutory Authority**

§ 54.1-201 of the Code of Virginia.

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003; amended, Virginia Register Volume 27, Issue 23, eff. September 1, 2011; Volume 30, Issue 10, eff. March 1, 2014; Volume 32, Issue 24, eff. September 1, 2016; Volume 33, Issue 09, eff. February 1, 2017; Volume 34, Issue 22, eff. August 1, 2018; Volume 35, Issue 12, eff. April 1, 2019; Volume 36, Issue 21, eff. September 1, 2020. Volume 38, Issue 25, eff. September 1, 2022.

~~18 VAC 41-20-150. Refunds.~~

~~All fees are nonrefundable and shall not be prorated.~~

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**Statutory Authority**

§ 54.1-201 of the Code of Virginia.

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003.

**PART IV.**

**RENEWAL/REINSTATEMENT.**

18 VAC 41-20-160. License Renewal Required.

A license or certificate issued under this chapter shall expire two years from the last day of the month in which it was issued.

**Statutory Authority**

§ 54.1-201 of the Code of Virginia.

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003; amended, Virginia Register Volume 33, Issue 09, eff. February 1, 2017.

**18 VAC 41-20-170. Notice of Renewal.**

The Department of Professional and Occupational Regulation will mail a renewal notice to the licensee or certificate holder outlining the procedures for renewal. Failure to receive this notice, however, shall not relieve the licensee or certificate holder of the obligation to renew. If the licensee or certificate holder fails to receive the renewal notice, a copy of the old license or certificate may be submitted as evidence of intent to renew, along with the required fee.

**Statutory Authority**

§ 54.1-201 of the Code of Virginia.

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003.

**18 VAC 41-20-180. Failure to Renew.**

A. When a licensed or certified individual or business entity fails to renew its license or certificate within 30 days following its expiration date, the licensee or certificate holder shall apply for reinstatement of the license or certificate by submitting to the Department of Professional and Occupational Regulation a reinstatement application and renewal fee and reinstatement fee.

B. When a licensed or certified individual or business entity fails to renew its license within two years following the expiration date, reinstatement is no longer possible. To resume practice, ~~the former licensee or certificate holder shall apply for licensure or certification as a new applicant and shall meet all current entry requirements for each respective license or certificate.~~

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1. The former licensee or certificate holder shall apply for licensure or certification as a new applicant and shall meet all current entry requirements for each respective license or certificate.

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2. An individual previously licensed in Virginia for a minimum of three years initially granted licensure under or any of the following examination or training waiver provisions, known as grandfathering, shall submit a new application showing the individual met the requirements of the applicable examination or training waiver provision, demonstrate five years of licensed experience, and pass the required examination;

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~~a. Any person who was exempted from examination for licensure as a barber, as such person was engaged in the practice of barbering on or before July 1, 1966, in any establishment or place of business within which the practice of barbering was carried on by only one barber, and such person filed an application with the board on or before January 1, 1967.~~

~~b. Any person exempted from examination as a registered professional hair dresser, as such person was substantially engaged as a hairdresser in Virginia for at least nine months prior to June 29, 1962, and such person filed an application satisfactory to the board on or before July 1, 1963.~~

~~c. Any person exempted from training requirements for licensure as a nail technician, as such person had experience or training as a nail technician, and such person applied to the board for examination by October 1, 1994.~~

~~d. Any person exempted from examination as a wax technician pursuant to § 54.1-703.1 of the Code of Virginia~~

C. The application for reinstatement for a school shall provide (i) the reasons for failing to renew prior to the expiration date and (ii) a notarized statement that all students currently enrolled or seeking to enroll at the school have been notified in writing that the school's license has expired. All of these materials shall be called the application package. Reinstatement will be considered by the board if the school consents to and satisfactorily passes an inspection of the school and if the school's records are maintained in accordance with ~~18 VAC 41-20-240~~ and ~~18 VAC 41-20-250~~ by the Department of Professional and Occupational Regulation. Pursuant to ~~18 VAC 41-20-130~~, upon receipt of the reinstatement fee, application package, and inspection results, the board may reinstate the school's license or require requalification or both. If the reinstatement application package and reinstatement fee are not received by the board within six months following the expiration date of the school's license, the board will notify the testing service that prospective graduates of the unlicensed school are not acceptable candidates for the examination. Such notification will be sent to the school and must be displayed in a conspicuous manner by the school in an area that is accessible to the public. No student shall be disqualified from taking the examination because the school was not licensed for a portion of the time the student attended if the school license is reinstated by the board.

D. The date a renewal fee is received by the Department of Professional and Occupational Regulation, or its agent, will be used to determine whether the requirement for reinstatement of a license or certificate is applicable.

E. When a license or certificate is reinstated, the licensee or certificate holder shall be assigned an expiration date two years from the date of the last day of the month of reinstatement.

F. A licensee or certificate holder that reinstates its license or certificate shall be regarded as having been continuously licensed or certified without interruption. Therefore, a licensee or certificate holder shall be subject to the authority of the board for activities performed prior to reinstatement.

G. A licensee or certificate holder that fails to reinstate its license or certificate shall be regarded as unlicensed or uncertified from the expiration date of the license or certificate forward. Nothing in this chapter shall divest the board of its authority to discipline a licensee or certificate holder for a violation of the law or regulations during the period of time for which the individual was licensed or certified.

**Statutory Authority**

§ ~~54.1-201~~ of the Code of Virginia.

Historical Notes

Derived from Volume 19, Issue 18, eff. July 1, 2003; amended, Virginia Register Volume 33, Issue 09, eff. February 1, 2017.

PART V.

BARBER AND COSMETOLOGY SCHOOLS.

18 VAC 41-20-190. Applicants for State Approval (Repealed.)

Historical Notes

Derived from Volume 19, Issue 18, eff. July 1, 2003; repealed, Virginia Register Volume 33, Issue 09, eff. February 1, 2017.

18 VAC 41-20-200. General Requirements.

A barber, cosmetology, nail, or waxing school shall:

1. Hold a school license for each and every location.
2. Hold a salon license if the school receives compensation for services provided in its clinic.
3. Employ a staff of and ensure all training is conducted by licensed and certified barber, master barber, cosmetology, nail technician, or wax technician instructors, respectively.
  - a. Licensed and certified cosmetology instructors may also instruct in nail and waxing programs.
  - b. Licensed and certified esthetics instructors and master esthetics instructors may also instruct in waxing programs.
  - c. Instructor programs must be taught by a certified instructor.
4. Develop individuals for entry level competency in barbering, master barbering, cosmetology, nail care, or waxing.
5. Submit its curricula for board approval. All changes to curricula must be resubmitted and approved by the board.
  - a. Barber curricula shall be based on a minimum of ~~4,400~~ 750 clock hours and shall include performances in accordance with 18 VAC 41-20-220.
  - b. Master barber curricula shall be based on a minimum of ~~400~~ 250 clock hours and shall include performances in accordance with 18 VAC 41-20-220.
  - c. Dual barber/master barber program curricula shall be based on a minimum of ~~4,500~~ 1,000 clock hours and shall include performances in accordance with 18 VAC 41-20-220.
  - d. Cosmetology curricula shall be based on a minimum of ~~1,500~~ 1,000 clock hours and shall include performances in accordance with 18 VAC 41-20-220.
  - e. Nail technician curricula shall be based on a minimum of 150 clock hours and shall include performances in accordance with 18 VAC 41-20-220.
  - f. Wax technician curricula shall be based on a minimum of 115 clock hours and shall include performances in accordance with 18 VAC 41-20-220.

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- 6. Inform the public that all services are performed by students if the school receives compensation for services provided in its clinic by posting a notice in the reception area of the shop or salon in plain view of the public.
- 7. Conduct classroom instruction in an area separate from the clinic area where practical instruction is conducted and services are provided.
- 8. Possess the necessary equipment and implements to teach the respective curriculum. If any such equipment or implement is not owned by the school, then a copy of all agreements associated with the use of such property by the school shall be provided to the board.

**Statutory Authority**

§ 54 1-201 of the Code of Virginia.

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003; amended, Virginia Register Volume 33, Issue 09, eff. February 1, 2017; Volume 34, Issue 06, eff. January 1, 2018; Volume 35, Issue 12, eff. April 1, 2019.

**18 VAC 41-20-210. Curriculum Requirements.**

A. Each barber school shall submit with its application a curriculum including a course syllabus, a detailed course content outline, a sample of five lesson plans, a sample of evaluation methods to be used, and a breakdown of hours and performances for all courses to be taught that will lead to licensure. The outline for barbering shall include the following:

- 1. School policies-Orientation and business topics- minimum of 25 hours of instruction.
  - a. School policies.
  - b. Business and shop management, and
  - c. Professional ethics and personal hygiene.

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- 2. State law, and regulations, and professional ethics;- minimum of 10 hours of instruction.

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- 3. Shampooing, cutting, thinning,tapering the hair with razor, clippers, and shears-- minimum of 270 hours of instruction.
  - a. Client Consultation, and
  - b. Styling hair with a hand hair dryer.

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- 4. Shaving and trimming a mustache or beard- minimum of 100 hours of instruction.
  - a. Client Consultation.

- 5. Applying hair color- minimum of 50 hours of instruction.
  - a. Client Consultation

- 6. Applied sciences - minimum of 100 hours of instruction.
  - a. Anatomy and physiology;
  - b. Skin structure and function;
  - c. Skin types;
  - d. Skin conditions, and
  - e. Diseases and disorders of the skin-;
  - f. Analyzing skin or scalp conditions, and
  - g. Giving scalp treatments.

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- 7. General sciences - minimum of 80 hours of instruction.
  - a. Bacteriology;

- ~~b. Microorganisms;~~
- ~~c. Infection control, sanitation, disinfection, sterilization;~~
- ~~d. Occupational Safety and Health Administration (OSHA) requirements;~~
- ~~e. Material Safety Data Sheet (MSDS);~~
- ~~f. General procedures and safety measures;~~
- ~~g. Cosmetic chemistry; and~~
- ~~h. Products and ingredients; and.~~

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6. Facial Hair and Skin Care Services— minimum of 100 hours of instruction:
- a. Client skin analysis and consultation;
  - b. Effleurage and related movements and manipulations of the face and body;
  - c. Cleansing procedures;
  - d. Masks;
  - e. Extraction techniques;
  - f. Machines, equipment, and electricity;
  - g. Manual facials and treatments;
  - h. Machine, electrical facials, and treatments; and
  - i. General procedures and safety measures.

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9. Understanding and maintaining implements and equipment (tools)- minimum of 15 hours of instruction.

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- 4.
- ~~2. Business and shop management;~~
  - ~~3. Client consultation;~~
  - ~~4. Personal hygiene;~~
  - ~~5. Cutting the hair with a razor, clippers, and shears;~~
  - ~~6. Tapering the hair;~~
  - ~~7. Thinning the hair;~~
  - ~~8. Shampooing the hair;~~
  - ~~9. Shaving;~~
  - ~~10. Trimming a moustache or beard;~~
  - ~~11. Applying hair color;~~
  - ~~12. Analyzing skin or scalp conditions;~~
  - ~~13. Giving scalp treatments;~~
  - ~~14. Giving basic facial massage or treatment;~~
  - ~~15. Sanitizing and maintaining implements and equipment; and~~
  - ~~16. Honing and stropping a razor.~~

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B. Each barber school seeking to add a master barber program shall submit with its application a curriculum including a course syllabus, a detailed course content outline, a sample of five lesson plans, a sample of evaluation methods to be used, and a breakdown of hours and performances for all courses to be taught that will lead to licensure. The outline for master barbering shall include the following:

- ~~1. Styling the hair with a hand hair dryer;~~
- ~~2. 1. Thermal waving - minimum of 20 hours of instruction;~~
- ~~3. 2. Permanent waving and relaxing the hair with chemicals - minimum of 110 hours of instruction;~~
- ~~4. Relaxing the hair;~~
- ~~5. 3. Lightening or toning the hair - minimum of 100 hours of instruction;~~
- ~~6. 4. Hairpieces and wigs; and - minimum of 15 hours of instruction.~~
- ~~7. 5. Waxing limited to the scalp - minimum of 5 hours of instruction.~~

C. Each school seeking to add a dual barber/master barber program shall submit with its application a curriculum including a course syllabus, a detailed course content outline, a sample of five lesson plans, a

sample of evaluation methods to be used, and a breakdown of hours and performances for all courses to be taught that will lead to licensure. The outline for dual barber/master barber program shall include the following:

1. Orientation and business topics – minimum of 25 hours of instruction:-

- a. School policies;
- b. Business and Shop Management, and
- c. Professional Ethics and personal hygiene.

1. School policies;

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2. State law and regulations, and professional ethics;- minimum of 10 hours of instruction.

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3. Shampooing, Cutting, thinning, tapering the hair with razor, clippers, and shears- minimum of 270 hours of instruction.

- a. Client Consultation, and
- b. styling hair with a hand hair dryer.

4. Shaving and trimming a mustache or beard- minimum of 100 hours of instruction.

- a. Client Consultation.

5. Applying hair color- minimum of 50 hours of instruction.

- a. Client Consultation.

6. Applied sciences - minimum of 100 hours of instruction.

- a. Anatomy and physiology;
- b. Skin structure and function;
- c. Skin types;
- d. Skin conditions; and
- e. Diseases and disorders of the skin;
- f. Analyzing skin or scalp conditions; and
- g. Giving scalp treatments.

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7. General sciences - minimum of 80 hours of instruction.

- a. Bacteriology;
- b. Microorganisms;
- c. Infection control, sanitation, disinfection, sterilization;
- d. Occupational Safety and Health Administration (OSHA) requirements;
- e. Material Safety Data Sheet (MSDS);
- f. General procedures and safety measures;
- g. Cosmetic chemistry; and
- h. Products and ingredients; and.

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8. Facial Hair and Skin Care Services- minimum of 100 hours of instruction:

- a. Client skin analysis and consultation;
- b. Effleurage and related movements and manipulations of the face and body;
- c. Cleansing procedures;
- d. Masks;
- e. Extraction techniques;
- f. Machines, equipment, and electricity;
- g. Manual facials and treatments;
- h. Machine, electrical facials, and treatments, and

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i. General procedures and safety measures.

9. Understanding and maintaining implements and equipment (tools)- minimum of 15 hours of instruction

- 3. ~~Business and shop management;~~
- 4. ~~Client consultation;~~
- 5. ~~Personal hygiene;~~
- 6. ~~Cutting the hair with a razor, clippers, and shears;~~
- 7. ~~Tapering the hair;~~
- 8. ~~Thinning the hair;~~
- 9. ~~Shampooing the hair;~~
- 10. ~~Styling the hair with a hand hair dryer;~~

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10. Thermal waving;- minimum of 20 hours of instruction.

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11. Permanent waving and relazing the hair with chemicals;- minimum of 110 hours of instruction.

- 12. ~~Relaxing the hair;~~
- 13. ~~Shaving;~~
- 14. ~~Trimming a moustache or beard;~~
- 15. ~~Applying hair color;~~

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12. Lightening or toning the hair;- minimum of 100 hours of instruction.

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13. Hairpieces and wigs, minimum of 15 hours of instruction.

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14. Waxing limited to the scalp - minimum of 5 hours of instruction.

- 17. ~~Analyzing skin or scalp conditions;~~
- 18. ~~Giving scalp treatments;~~
- 19. ~~Waxing limited to the scalp;~~
- 20. ~~Giving basic facial massage or treatment;~~
- 21. ~~Hair pieces;~~
- 22. ~~Sanitizing and maintaining implements and equipment; and~~
- 23. ~~Honing and stropping a razor.~~

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D. Each cosmetology school shall submit with its application a curriculum including a course syllabus, a detailed course content outline, a sample of five lesson plans, a sample of evaluation methods to be used, and a breakdown of hours and performances for all courses to be taught that will lead to licensure. The outline for cosmetology shall include the following:

1. Orientation and business topics – minimum of 45 hours of instruction;

- a. School policies;
- b. State law, regulations, and professional ethicsManagement;
- c. Personal hygiene; and Sales, inventory, and retailing;
- d. Bacteriology, sterilization, and sanitationTaxes and payroll;
- e. Insurance;
- f. Client records and confidentiality; and
- g. Professional ethics and practices.

2. Manicuring and pedicuringLaws and regulations – minimum of 10 hours of instruction;

Board for Barbers and Cosmetology Regulations and Statutes

- a. Anatomy and physiology;
  - b. Diseases and disorders;
  - c. Procedures to include both natural and artificial application; and
  - d. Sterilization.
3. Shampooing and rinsing General sciences – minimum of 55 hours of instruction:
- a. Fundamentals Principles and practices of infection control;
  - b. Safety rules Material Safety Data Sheet (MSDS); and
  - c. Procedures Chemical usage and safety; and
  - d. Chemistry, anatomy, and physiology.
4. Scalp treatments Applied sciences – minimum of 40 hours of instruction:
- a. Analysis Anatomy, physiology, and histology;
  - b. Disorders and diseases;
  - c. Manipulations; and
  - d. Treatments.
5. Hair styling Shampooing, rinsing, and scalp treatments for all hair types, including textured hair – minimum of 25 hours of instruction:
- a. Anatomy and facial shapes Client consultation and analysis; and
  - b. Finger-waving, molding, and pin curling Procedures, manipulations, and treatments;
  - c. Roller curling, combing, and brushing; and
  - d. Heat curling, waving, and pressing.
6. Hair cutting Hair styling for all hair types, including textured hair – minimum of 65 hours:
- a. Anatomy and physiology Fingerwaving, molding, and pin curling;
  - b. Fundamentals, materials, and equipment Roller curling, combing, and brushing; and
  - c. Procedures; and Heat curling, waving, and pressing.
  - d. Safety practices.
7. Permanent waving-chemical-relaxing Hair cutting for all hair types, including textured hair – minimum of 125 hours:
- a. Analysis Fundamentals, materials, and equipment; and
  - b. Supplies and equipment;
  - c. Procedures and practical application;
  - d. Chemistry;
  - e. Recordkeeping; and
  - f. Safety b. Procedures.
8. Hair coloring and bleaching Permanent waving and chemical relaxing for all hair types, including textured hair – minimum of 115 hours:
- a. Analysis and basic color theory Chemistry;
  - b. Supplies and equipment; and
  - c. Procedures and practical application;
  - d. Chemistry and classifications;
  - e. Recordkeeping; and
  - f. Safety.
9. Skin care and make-up Hair coloring and bleaching for all hair types, including textured hair – minimum of 160 hours:
- a. Analysis Basic color theory;
  - b. Anatomy, Supplies and equipment, and
  - c. Health, safety, and sanitary rules; Procedures and practical application
  - d. Procedures;
  - e. Chemistry and light therapy;
  - f. Temporary removal of hair; and

~~g. Lash and brow tinting.~~

10. ~~Wigs, hair pieces, and related theory – minimum of 15 hours:~~

- ~~a. Sanitation and sterilization;~~
- ~~b.g. Types; and~~
- ~~eb. Procedures.~~

11. ~~Salon management~~Straight razor use and shaving – minimum of 20 hours:

- ~~a. Business ethics; and~~
- ~~b. Care of equipment.~~

12. ~~Manicuring and pedicuring – minimum of 75 hours:~~

- ~~a. Nail theory, nail structure, and composition;~~
- ~~b. Nail procedures, including manicuring, pedicuring, and nail extensions; and~~
- ~~c. Electric filing.~~

13. ~~Skin care – minimum of 160 hours of instruction:~~

- ~~a. Client skin analysis and consultation;~~
- ~~b. Effleurage and related movements and manipulations of the face and body;~~
- ~~c. Cleansing procedures;~~
- ~~d. Masks;~~
- ~~e. Extraction techniques;~~
- ~~f. Machines, equipment, and electricity;~~
- ~~g. Manual facials and treatments;~~
- ~~h. Machine, electrical facials, and treatments; and~~
- ~~i. General procedures and safety measures.~~

14. ~~Makeup – minimum of 35 hours of instruction:~~

- ~~a. Setup, supplies, and implements;~~
- ~~b. Color theory;~~
- ~~c. Consultation;~~
- ~~d. General and special occasion application;~~
- ~~e. Camouflage;~~
- ~~f. Application of false lashes and lash extension;~~
- ~~g. Lash and tinting;~~
- ~~h. Lash perming;~~
- ~~i. Lightening of the hair on the body except scalp; and~~
- ~~j. General procedures and safety measures.~~

15. ~~Body and other treatments – minimum of 20 hours of instruction:~~

- ~~a. Body treatments;~~
- ~~b. Aromatherapy, and~~
- ~~c. General procedures and safety measures.~~

16. ~~Hair removal – minimum of 35 hours of instruction:~~

- ~~a. Client consultation and analysis;~~
- ~~b. Waxing;~~
- ~~c. Mechanical hair removal;~~
- ~~d. Tweezing and threading; and~~
- ~~e. Chemical hair removal.~~

E. Each nail school shall submit with its application a curriculum including a course syllabus, a detailed course content outline, a sample of five lesson plans, a sample of evaluation methods to be used, and a breakdown of hours and performances for all courses to be taught that will lead to licensure. The outline for nail care shall include the following:

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1. Orientation: - minimum of 5 hours of instruction.
  - a. School policies; and
  - b. State law, regulations, and professional ethics;
2. Sterilization, sanitation, bacteriology, and safety; - minimum of 35 hours of instruction.
3. Anatomy and physiology; - minimum of 15 hours of instruction.
4. Diseases and disorders of the nail; - minimum of 10 hours of instruction.
5. Nail procedures (i.e., manicuring, pedicuring, and nail extensions); and - minimum of 75 hours of instruction.
6. Nail theory and nail structure and composition. - minimum of 10 hours of instruction.

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F. Each waxing school shall submit with its application a curriculum including a course syllabus, a detailed course content outline, a sample of five lesson plans, a sample of evaluation methods to be used, and a breakdown of hours and performances for all courses to be taught that will lead to licensure. The outline for waxing shall include the following:

1. Orientation; - minimum of 10 hours of instruction.
  - a. School policies;
  - b. State law, regulations, and professional ethics; and
  - c. Personal hygiene;
  - d. Salon management; and
  - e. Care of equipment
2. Skin-care theory, structure, composition, and treatment; - minimum of 30 hours of instruction
  - a. Analysis;
  - b. Anatomy and physiology;
  - c. Diseases and disorders of the skin;
  - d. Health sterilization, sanitation, bacteriology, and safety including infectious disease control measures; and
  - e. Temporary removal of hair.
3. ~~Skin theory, skin structure, and composition.~~
- 3.4. Client consultation; - minimum of 10 hours of instruction.
  - a. Health conditions;
  - b. Skin analysis;
  - c. Treatments;
  - d. Client expectations; and
  - e. Health forms and questionnaires.
- 4.5. Waxing procedures - minimum of 35 hours of instruction; for brow, lip, facial, legs, arms, underarm, chest, back, and bikini areas;
  - a. Fundamentals;
  - b. Safety rules; and
  - c. Procedures.
6. Wax treatments; - minimum of 30 hours of instruction.
  - a. Analysis;
  - b. Disorders and diseases;
  - c. Manipulations; and
  - d. Treatments.

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- ~~7. Salon management:~~
  - ~~a. Business ethics; and~~
  - ~~b. Care of equipment.~~

~~G. The instructor curriculum and hours of instruction shall consist of 400 hours or equivalent credit hours and shall include, but not be limited to, the following:~~

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- ~~1. Orientation, introduction to teaching, and professional ethics;~~
- ~~2. Curriculum;~~
- ~~3. Course outline and development;~~
- ~~4. Lesson planning;~~
- ~~5. Classroom management;~~
- ~~6. Teaching techniques;~~
- ~~7. Methods of instruction (including theory and practical instruction\*);~~
- ~~8. Learning styles;~~
- ~~9. Learning disabilities;~~
- ~~10. Teaching aids;~~
- ~~11. Developing, administering and grading examinations;~~
- ~~12. School administration;~~
- ~~13. Recordkeeping;~~
- ~~14. Laws and regulations;~~
- ~~15. Supervision of clinic floor; and~~
- ~~16. Practicum teaching.~~

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~~G. H. A licensed school with an approved barber, master barber, dual barber/master barber, cosmetology, nail technician, or wax technician program may conduct an assessment of a student's competence in the respective profession and, based on the assessment, give credit toward the hours requirements specified in the respective subsection of this section and 18VAC41-20-229.~~

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~~The school shall may make the assessment based on a review of the student's transcript and/or the successful completion of a board-approved competency examination administered by the school. The school may also request a copy of a catalog or bulletin giving the full course description when making the evaluation. The number of credit hours awarded shall not exceed the actual hours of instruction verified on the transcript or the number of hours specified in the board-approved curriculum for a specific topic.~~

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**Statutory Authority**

§ 54.1-201 of the Code of Virginia.

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003; amended, Virginia Register Volume 33, Issue 09, eff. February 1, 2017; Volume 35, Issue 12, eff. April 1, 2019. Volume 38, Issue 11, eff. March 7, 2022.

~~18 VAC 41-20-220. Hours of Instruction and Performances Practical Performance Requirements.~~

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~~A. Curriculum and performance requirements shall be offered over a minimum of 1,100 clock hours for barbering, 400 clock hours for master barbering, 1,500 hours for dual barber/master barber program and cosmetology, 150 clock hours for nail care, and 115 clock hours for waxing.~~

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B. A. The curriculum requirements for barbering must include the following minimum performances:

Board for Barbers and Cosmetology Regulations and Statutes

Hair and scalp treatments	10
Hair services	320
Hair coloring (including tinting, temporary rinses, and semi-permanent color)	35
Basic facials	5
TOTAL	370

E.B. The curriculum requirements for master barbering must include the following minimum performances:

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Bleaching and frosting	10
Cold permanent waving or chemical relaxing	25
Hair shaping	50
Wig care, styling, placing on model	5
Finger waving and thermal waving	30
TOTAL	120

D.C. The curriculum requirements for dual barber/master barber program must include the following minimum performances:

Hair and scalp treatments	10
Hair styling services	320
Bleaching and frosting	10
Hair coloring (including tinting, temporary rinses, and semi-permanent color)	35
Cold permanent waving or chemical relaxing	25
Hair shaping	50
Wig care, styling, placing on model	5
Finger waving and thermal waving	30
Basic facials and waxings	5
TOTAL	490

E-D. The curriculum requirements for cosmetology must include the following minimum performances:

<del>Hair and scalp treatments</del> <u>Shampooing, rinsing, and scalp treatments for all hair types, including textured hair</u>	<del>10</del> <u>20</u>
<del>Hair styling, for all hair types, including textured hair</del>	<del>320</del> <u>60</u>
<del>Tinting</del> <u>Hair cutting, for all hair types, including textured hair</u>	<del>45</del> <u>60</u>

<del>Bleaching and frosting</del> <u>Permanent waving and chemical relaxing, for all hair types, including textured hair</u>	4060
<del>Temporary rinses</del> <u>Hair coloring and bleaching, for all hair types, including textured hair</u>	4050
<del>Semi-permanent color</del> <u>Wigs, hair pieces, and related theory</u>	405
<del>Cold permanent waving or chemical relaxing</del> <u>Straight razor use and shaving</u>	2512
<del>Hair shaping</del> <u>Manicuring and pedicuring</u>	5015
	<u>procedures</u>
<del>Wig care, styling, placing on model</del> <u>Sculptured nails, nail tips, and wraps</u>	53 full sets
<del>Finger waving and thermal waving</del> <u>Body and other treatments</u>	3010
<del>Manicures and pedicures</del> <u>Makeup</u>	4530
<del>Basic facials and waxings</del> <u>Skin care</u>	520
<del>Sculptured nails, nail tips, and wraps</del> <u>Hair removal</u>	2015
TOTAL	525360e

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F. E. The curriculum requirements for nail care must include the following minimum performances:

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Manicures	30
Pedicures	15
Individual sculptured nails and nail tips	200
Individual removals	10
Individual nail wraps	20
TOTAL	275

G. F. The curriculum requirements for waxing must include the following minimum performances:

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Arms	4
Back	2
Bikini area	6
Brows	12
Chest	1
Facial (i.e., face, chin, and cheek and lip)	6
Leg	3
Underarm	2

TOTAL

36

**Statutory Authority**

§ ~~54.1-201~~ of the Code of Virginia.

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003; amended, Virginia Register Volume 33, Issue 09, eff. February 1, 2017; Volume 35, Issue 12, eff. April 1, 2019.

**18 VAC 41-20-230. School Identification (Repealed.)**

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003; repealed, Virginia Register Volume 33, Issue 09, eff. February 1, 2017.

**18 VAC 41-20-240. Records.**

A. Schools shall maintain on the premises of each school and available for inspection by the board or any of its agents the following records for the period of a student's enrollment through five years after the student's completion of the curriculum, termination, or withdrawal:

1. Enrollment application containing student's signature and a two-inch by two-inch color head and shoulders photograph;
2. Daily record of attendance containing student's signature;
3. Student clock hours containing student's signature and method of calculation;
4. Practical performance completion sheets containing student's signature;
5. Final transcript; and
6. All other relevant documents that account for a student's accrued clock hours and practical applications.

B. Schools shall produce to the board or any of its agents within 10 days of the request any document, book, or record concerning any student, or for which the licensee is required to maintain records, for inspection and copying by the board or its agents. The board may extend such timeframe upon a showing of extenuating circumstances prohibiting delivery within such 10-day period.

C. Schools shall, within 21 days upon receipt of a written request from a student, provide documentation of hours and performances completed by the student as required to be maintained by subsection A of this section.

D. Prior to a school changing ownership or a school closing, the school is required to provide to current students documentation of hours and performances completed.

~~E. For a period of one year after a school changes ownership, the school shall provide, within 21 days upon receipt of a written request from a student, documentation of hours and performances completed by a current student.~~

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**Statutory Authority**



§ 54.1-201 of the Code of Virginia.

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003; amended, Virginia Register Volume 33, Issue 09, eff. February 1, 2017.

18 VAC 41-20-250. Reporting.

A. Schools shall provide, in a manner, format, and frequency prescribed by the board, a roster of all current students and a roster of students who attended in the preceding six months prior to the reporting deadline.

B. Within 30 days of ceasing to operate, whether through dissolution or alteration of the business entity, the school shall provide a written report to the board on performances and hours of each of its students who have not completed the program.

**Statutory Authority**

§ ~~54.1-201~~ of the Code of Virginia.

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003; amended, Virginia Register Volume 33, Issue 09, eff. February 1, 2017.

**PART VI.**

**STANDARDS OF PRACTICE.**

18 VAC 41-20-260. Display of License.

A. Each shop, salon, or school shall ensure that all current licenses, certificates or permits issued by the board shall be displayed in plain view of the public either in the reception area or at individual work stations of the shop, salon, or school. Duplicate licenses, certificates, or permits shall be posted in a like manner in every shop, salon, or school location where the regulant provides services.

B. Each shop, salon, or school shall ensure that no employee, licensee, student, or apprentice performs any service beyond the scope of practice for the applicable license.

C. All licensees, certificate holders, and permit holders shall operate under the name in which the license, certificate, or permit is issued.

D. Unless also licensed as a cosmetologist, a barber or master barber is required to hold a separate nail technician or wax technician license if performing nail care or waxing.

~~E. Proof of apprenticeship issued by the Department of Labor and Industry shall be displayed in plain view of the public either in the reception area or at individual work stations of the shop or salon.~~

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E. Proof of apprenticeship registration issued by the Department of Labor and Industry (DOLI) shall be displayed in plain view of the public either in the reception area or at individual work stations of the shop or salon. The apprentice sponsor shall require each apprentice to wear a badge clearly indicating his status as a DOLI registered apprentice.

**Statutory Authority**

§ ~~54.1-201~~ of the Code of Virginia.

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003; amended, Virginia Register Volume 33, Issue 09, eff. February 1, 2017; Volume 35, Issue 12, eff. April 1, 2019.

**18 VAC 41-20-270. Sanitation and Safety Standards for Shops, Salons, and Schools.**

A. Sanitation and safety standards. Any shop, salon, school, or facility where barber, master barber, cosmetology, or nail or waxing services are delivered to the public must be clean and sanitary at all times. Compliance with these rules does not confer compliance with other requirements set forth by federal, state, and local laws, codes, ordinances, and regulations as they apply to business operation, physical construction and maintenance, safety, and public health. Licensees shall take sufficient measures to prevent the transmission of communicable and infectious diseases and comply with the sanitation standards identified in this section and shall ensure that all employees likewise comply.

B. Disinfection and storage of implements.

~~1. A wet disinfection unit is a container large enough to hold a disinfectant solution in which the objects to be disinfected are completely immersed. A wet disinfection unit must have a cover to prevent contamination of the solution. The solution must be an Environmental Protection Agency (EPA) registered disinfectant that is bactericidal, virucidal, and fungicidal. Disinfectant solutions shall be used according to manufacturer's directions. Each barber, master barber, cosmetologist, nail technician, and wax technician must have a wet disinfection unit at his station and must meet the standards in the definition of wet disinfection requirements.~~

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2. Disinfection of multiuse items constructed of hard, nonporous materials such as metal, glass, or plastic that the manufacturer designed for use on more than one client, including clippers, scissors, combs, and nippers is to be carried out in the following manner prior to servicing a client:

- a. Remove all foreign matter from the object, utilizing a brush if needed. Drill bits are to be soaked in acetone and scrubbed with a wire brush to remove all foreign matter;
- b. Wash thoroughly with hot water and soap;
- c. Rinse thoroughly with clean water and dry thoroughly with a clean paper towel;
- d. Fully immerse implements into solution for a minimum of 10 minutes; and
- e. After immersion, rinse articles, dry thoroughly with a clean paper towel, and store in a clean, pre-disinfected, and dry cabinet, drawer, or ~~an airtight-sealed covered container, or leave instruments in an EPA-registered wet disinfection unit storage solution used according to manufacturer's directions.~~

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3. Single-use items designed by the manufacturer for use on no more than one client should be discarded immediately after use on each individual client, including ~~but not limited to powder puffs, lip color, cheek color, sponges, styptic pencils, or nail care implements, or disposable razors~~. The disinfection and reuse of these items is not permitted and the use of single-use items on more than one client is prohibited.

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4. For the purpose of recharging, rechargeable clippers may be stored in an area other than in a closed cabinet or container. This area shall be clean and the cutting edges of any clippers are to be disinfected.

5. Electrical clipper blades shall be disinfected before and after each use.

If the clipper blade cannot be removed, the use of a spray or foam used according to the manufacturer's instructions will be acceptable provided that the disinfectant is an EPA-registered disinfectant that is bactericidal, virucidal, and fungicidal, and that the entire handle is also disinfected by wiping with the disinfectant solution.

6. All wax pots shall be cleaned and disinfected with an EPA-registered disinfectant that is bactericidal, virucidal, and fungicidal with no sticks left standing in the wax at any time. The area immediately surrounding the wax pot shall be clean and free of clutter, waste materials, spills, and any other items that may pose a hazard.

~~7. Each barber, master barber, cosmetologist, nail technician, and wax technician must have a wet disinfection unit at his station.~~

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~~7.8. Sinks and bowls, tubs, whirlpool units, air-jetted basins, pipe-less units, and non-whirlpool basins used in the performance of nail care shall be maintained in accordance with manufacturer's recommendations. They shall be cleaned and disinfected immediately after each client in the following manner:~~

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- a. Drain all water and remove all debris;
- b. Clean the surfaces and walls with soap or detergent to remove all visible debris, oils, and product residue and then rinse with water;
- c. Disinfect by spraying or wiping the surface with an EPA-registered disinfectant that is bactericidal, virucidal, and fungicidal in accordance with manufacturer directions; and
- d. Wipe dry with a clean towel.

~~8. Foot tubs, whirlpool units, air-jetted basins, pipe-less units, and non-whirlpool basins used in the performance of nail care shall be maintained in accordance with manufacturer's recommendations. They shall be cleaned and disinfected immediately after each client in the following manner:~~

- a. Drain all water and remove all debris;
- b. Clean the surfaces and walls with soap or detergent to remove all visible debris, oils, and product residue and then rinse with water;
- c. Disinfect with an EPA-registered disinfectant that is bactericidal, virucidal, and fungicidal in accordance with manufacturer directions for pedicure units; and
- d. Wipe dry with a clean towel.

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### C. General sanitation and safety requirements.

1. Service chairs, wash basins, shampoo sinks, workstations and workstands, and back bars shall be clean;
2. The floor surface in all work areas must be of a washable surface other than carpet. The floor must be kept clean and free of hair, nail clippings, dropped articles, spills, clutter, trash, electrical cords, other waste materials, and any other items that may pose a hazard;
3. All furniture, fixtures, walls, floors, windows, and ceilings shall be clean and in good repair and free of water seepage and dirt. Any mats shall be secured or shall lie flat;

4. A fully functional bathroom in the same building with a working toilet and sink must be available for clients. There must be hot and cold running water. Fixtures must be in good condition. The bathroom must be lighted and sufficiently ventilated. If there is a window, it must have a screen. There must be soap and clean single-use towels or hand air-drying device for the client's use. Laundering of towels is allowed, space permitting. The bathroom must not be used as a work area or for the open storage of chemicals. For facilities newly occupied after January 1, 2017, the bathroom shall be maintained exclusively for client use or shared with other businesses in the same building. If the bathroom is shared, the bathroom shall be available for client use and within 200 feet of the entrance and must adhere to all sanitation requirements of this chapter;

5. General areas for client use must be neat and clean with a waste receptacle for common trash;

6. Electrical cords shall be placed to prevent entanglement by the client or licensee, and electrical outlets shall be covered by plates;

7. All sharp tools, implements, and heat-producing appliances shall be in safe working order at all times, safely stored, and placed so as to prevent any accidental injury to the client or licensee;

8. The salon area shall be sufficiently ventilated to exhaust hazardous or objectionable airborne chemicals, and to allow the free flow of air; and

9. Adequate lighting shall be provided.

D. Articles, tools, and products:

1. Clean towels, robes, or other linens shall be used for each patron. Clean towels, robes, or other linens shall be stored in a clean, pre-disinfected, and dry cabinet, drawer, or nonairtight covered container. Soiled towels, robes, or other linens shall be stored in a container enclosed on all sides including the top, except if stored in a separate laundry room;

**Commented [A5]:** Natural hair and neck dusters should not be used on more than one client. Check to see if this can go in the single use category. Non porous dusters are the best to use

2. Whenever a haircloth is used, a clean towel or neck strip shall be placed around the neck of the patron to prevent the haircloth from touching the skin;

3. Soiled implements must be removed from the tops of work stations immediately after use;

4. Lotions, ointments, creams, and powders shall be accurately labeled and kept in closed containers. A clean spatula, other clean tools, or clean disposable gloves shall be used to remove bulk substances such as creams or ointments from jars. Sterile cotton or sponges shall be used to apply creams, lotions, and powders. Cosmetic containers shall be covered after each use;

5. For nail care, if a sanitary container is provided for a client, the sanitary container shall be labeled and implements shall be used solely for that specific client. Disinfection shall be carried out in accordance with subdivisions B 1 and B 2 of this section;

6. No substance other than a sterile styptic powder or sterile liquid astringent approved for homeostasis and applied with a sterile single-use applicator shall be used to check bleeding; and

7. Any disposable material making contact with blood or other body fluid shall be disposed of in a sealed plastic bag and removed from the shop, salon, school, or facility in accordance with the guidelines of the Virginia Department of Health.

**Commented [A6]:** What is the guideline

E. Chemical storage and emergency information.

1. Shops, salons, schools, and facilities shall have in the immediate working area a binder with all Safety Data Sheets (SDS) provided by manufacturers for any chemical products used;

2. Shop, salons, schools, and facilities shall have a blood spill clean-up kit in the work area that contains at minimum latex gloves, two 12-inch by 12-inch towels, one disposable trash bag, bleach, one empty spray bottle, and one mask with face shield or any Occupational Safety and Health Administration (OSHA) approved blood spill clean-up kit;
3. Flammable chemicals shall be labeled and stored in a nonflammable storage cabinet or a properly ventilated room; and
4. Chemicals that could interact in a hazardous manner (e.g., oxidizers, catalysts, and solvents) shall be labeled and separated in storage.

F. Client health guidelines.

1. All employees providing client services shall cleanse their hands with a soap product prior to providing services to each client. Licensees shall require that clients for nail care services shall cleanse their hands immediately prior to the requested nail care service;
2. An artificial nail shall only be applied to a healthy natural nail;
3. A nail drill or motorized instrument shall be used only on the free edge of the nail;
4. No shop, salon, school, or facility providing cosmetology or nail care services shall have on the premises cosmetic products containing hazardous substances that have been banned by the U.S. Food and Drug Administration (FDA) for use in cosmetic products;
5. No product shall be used in a manner that is disapproved by the FDA; and
6. All regulated services must be performed in a facility that is in compliance with current local building and zoning codes.

Commented [A7]: Mr Roberts will provide language on this

G. In addition to any requirements set forth in this section, all licensees and temporary permit holders shall adhere to regulations and guidelines established by the Virginia Department of Health and the Occupational Safety and Health Compliance Division of the Virginia Department of Labor and Industry.

H. All shops, salons, schools, and facilities shall immediately report the results of any inspection of the shop, salon, or school by the Virginia Department of Health as required by § 54.1-705 of the Code of Virginia.

I. All shops, salons, schools, and facilities shall maintain a self-inspection form on file to be updated on an annual basis, and kept for five years, so that it may be requested and reviewed by the board at its discretion.

**Statutory Authority**

§ 54.1-201 of the Code of Virginia.

**Historical Notes**

Derived from Volume 19, Issue 18, eff. July 1, 2003; amended, Virginia Register Volume 33, Issue 09, eff. February 1, 2017; Volume 35, Issue 12, eff. April 1, 2019; Volume 36, Issue 9, eff. February 10, 2020; Volume 39, Issue 4, eff. December 1, 2022.

**18 VAC 41-20-280. Grounds for License Revocation or Suspension; Denial of Application, Renewal or Reinstatement; or Imposition of a Monetary Penalty.**

The board may, in considering the totality of the circumstances, fine any licensee, certificate holder, or permit holder; suspend or revoke or refuse to renew or reinstate any license, certificate, or permit; or deny any application issued under the provisions of Chapter 7 (§ 54.1-700 et seq.) of Title 54.1 of the Code of Virginia and this chapter if it finds that the licensee, certificate holder, permit holder, or applicant:

1. Is incompetent, or negligent in practice, or incapable mentally or physically, as those terms are generally understood in the profession, to practice as a barber, master barber, cosmetologist, nail technician, or wax technician, or to operate a shop, salon, or school;
2. Is convicted of fraud or deceit in the practice or teaching of barbering, master barbering, cosmetology, nail care, or waxing or fails to teach the curriculum as provided for in this chapter;
3. Attempts to obtain, obtained, renewed or reinstated a license, certificate, or temporary license by false or fraudulent representation;
4. Violates or induces others to violate, or cooperates with others in violating, any of the provisions of this chapter or Chapter 7 (§ 54.1-700 et seq.) of Title 54.1 of the Code of Virginia or any local ordinance or regulation governing standards of health and sanitation of the establishment in which any barber, master barber, cosmetologist, nail technician, or wax technician may practice or offer to practice;
5. Offers, gives, or promises anything of value or benefit to any federal, state, or local employee for the purpose of influencing that employee to circumvent, in the performance of his duties, any federal, state, or local law, regulation, or ordinance governing barbering, master barbering, cosmetology, nail care, or waxing as defined in § 54.1-700 of the Code of Virginia;
6. Fails to respond to the board or any of its agents or provides false, misleading, or incomplete information to an inquiry by the board or any of its agents;
7. Fails or refuses to allow the board or any of its agents to inspect during reasonable hours any licensed shop, salon, or school for compliance with provisions of Chapter 7 (§ 54.1-700 et seq.) or this chapter;
8. Fails to produce, upon request or demand of the board or any of its agents, any document, book, record, or copy thereof in a licensee's or owner's possession or maintained in accordance with these regulations;
9. Fails to notify the board of a change of name or address in writing within 30 days of the change for each and every license, certificate, or permit;
10. Makes any misrepresentation or publishes or causes to be published any advertisement that is false, deceptive, or misleading;
11. Fails to notify the board in writing within 30 days of the suspension, revocation, or surrender of a license, certificate, or permit in connection with a disciplinary action in any jurisdiction or of any license, certificate, or permit that has been the subject of disciplinary action in any jurisdiction;
12. Has been convicted or found guilty, regardless of the manner of adjudication in Virginia or any other jurisdiction of the United States, of a misdemeanor involving moral turpitude, sexual offense, non-marijuana drug distribution, or physical injury or any felony, there being no appeal pending therefrom or the time for appeal having elapsed. Review of convictions shall be subject to the requirements of § 54.1-204 of the Code of Virginia. Any plea of *nolo contendere* shall be considered a conviction for purposes of this subdivision. The record of a conviction certified or authenticated in such form as to be

admissible in evidence under the laws of the jurisdiction where convicted shall be admissible as prima facie evidence of such conviction or guilt;

13. Fails to inform the board in writing within 30 days of pleading guilty or nolo contendere or being convicted or found guilty regardless of adjudication of any convictions as stated in subdivision 12 of this section;

14. Allows, as responsible management of a shop, salon, or school, a person who has not obtained a license or a temporary permit to practice as a barber, master barber, cosmetologist, nail technician, or wax technician unless the person is duly enrolled as a registered apprentice;

15. Allows, as responsible management of a school, a person who has not obtained an instructor certificate or a temporary permit to practice as a barber, master barber, cosmetologist, nail technician, or wax technician instructor;

16. Fails to take sufficient measures to prevent transmission of communicable or infectious diseases or fails to comply with sanitary requirements provided for in this chapter or any local, state, or federal law or regulation governing the standards of health and sanitation for the practices of barbering, master barbering, cosmetology, nail care, or waxing, or the operation of barbershops, cosmetology salons, nail salons, or waxing salons; or

17. Fails to comply with all procedures established by the board and the testing service with regard to conduct at any board examination.

#### Statutory Authority

§ 54.1-201 of the Code of Virginia.

#### Historical Notes

Derived from Volume 19, Issue 18, eff. July 1, 2003; amended, Virginia Register Volume 29, Issue 26, eff. November 1, 2013; Volume 33, Issue 09, eff. February 1, 2017; Volume 35, Issue 12, eff. April 1, 2019. Volume 38, Issue 4, eff. December 1, 2021.

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Included in this booklet for your convenience are relevant excerpts from the Code of Virginia. Please note that the Virginia General Assembly, not the Board for Barbers and Cosmetology, is responsible for creating and amending the statutes contained in the Code of Virginia. It is your responsibility to stay informed of revisions to the regulations and the statutes governing your profession or occupation. Please consult the General Assembly or your local library for annual changes.

### Code of Virginia

#### Title 54.1 - PROFESSIONS AND OCCUPATIONS.

#### Chapter 7 - Barbers and Cosmetologists

#### § 54.1-700. Definitions.

As used in this chapter, unless the context requires a different meaning:

"Barber" means any person who shaves, shapes or trims the beard; cuts, singes, or dyes the hair or applies lotions thereto; applies, treats or massages the face, neck or scalp with oils, creams, lotions, cosmetics, antiseptics, powders, clays or other preparations in connection with shaving, cutting or

trimming the hair or beard, and practices barbering for compensation and when such services are not performed for the treatment of disease.

"Barbering" means any one or any combination of the following acts, when done on the human body for compensation and not for the treatment of disease, shaving, shaping and trimming the beard; cutting, singeing, or dyeing the hair or applying lotions thereto; applications, treatment or massages of the face, neck or scalp with oils, creams, lotions, cosmetics, antiseptics, powders, clays, or other preparations in connection with shaving, cutting or trimming the hair or a beard. The term "barbering" shall not apply to the acts described hereinabove when performed by any person in his home if such service is not offered to the public.

"Barber instructor" means any person who has been certified by the Board as having completed an approved curriculum and who meets the competency standards of the Board as an instructor of barbering.

"Barbershop" means any establishment or place of business within which the practice of barbering is engaged in or carried on by one or more barbers.

"Board" means the Board for Barbers and Cosmetology.

"Body-piercer" means any person who for remuneration penetrates the skin of a person to make a hole, mark, or scar, generally permanent in nature.

"Body-piercing" means the act of penetrating the skin of a person to make a hole, mark, or scar, generally permanent in nature.

"Body-piercing salon" means any place in which a fee is charged for the act of penetrating the skin of a person to make a hole, mark, or scar, generally permanent in nature.

"Body-piercing school" means a place or establishment licensed by the Board to accept and train students in body-piercing.

"Cosmetologist" means any person who administers cosmetic treatments; manicures or pedicures the nails of any person; arranges, dresses, curls, waves, cuts, shapes, singes, waxes, tweezes, shaves, bleaches, colors, relaxes, straightens, or performs similar work, upon human hair, or a wig or hairpiece, by any means, including hands or mechanical or electrical apparatus or appliances unless such acts as adjusting, combing, or brushing prestyled wigs or hairpieces do not alter the prestyled nature of the wig or hairpiece, and practices cosmetology for compensation. The term "cosmetologist" shall not include hair braiding upon human hair, or a wig or hairpiece.

"Cosmetology" includes, but is not limited to, the following practices: administering cosmetic treatments; manicuring or pedicuring the nails of any person; arranging, dressing, curling, waving, cutting, shaping, singeing, waxing, tweezing, shaving, bleaching, coloring, relaxing, straightening, or similar work, upon human hair, or a wig or hairpiece, by any means, including hands or mechanical or electrical apparatus or appliances, but shall not include hair braiding upon human hair, or a wig or hairpiece, or such acts as adjusting, combing, or brushing prestyled wigs or hairpieces when such acts do not alter the prestyled nature of the wig or hairpiece.

"Cosmetology instructor" means a person who has been certified by the Board as having completed an approved curriculum and who meets the competency standards of the Board as an instructor of cosmetology.

"Cosmetology salon" means any commercial establishment, residence, vehicle or other establishment, place or event wherein cosmetology is offered or practiced on a regular basis for compensation and may include the training of apprentices under regulations of the Board.



"Esthetician" means a person who engages in the practice of esthetics for compensation.

"Esthetics" includes, but is not limited to, the following practices of administering cosmetic treatments to enhance or improve the appearance of the skin: cleansing, toning, performing effleurage or other related movements, stimulating, exfoliating, or performing any other similar procedure on the skin of the human body or scalp by means of cosmetic preparations, treatments, or any nonlaser device, whether by electrical, mechanical, or manual means, for care of the skin; applying make-up or eyelashes to any person, tinting or perming eyelashes and eyebrows, and lightening hair on the body except the scalp; and removing unwanted hair from the body of any person by the use of any nonlaser device, by tweezing, or by use of chemical or mechanical means. However, "esthetics" is not a healing art and shall not include any practice, activity, or treatment that constitutes the practice of medicine, osteopathic medicine, or chiropractic. The terms "healing arts," "practice of medicine," "practice of osteopathic medicine," and "practice of chiropractic" shall mean the same as those terms are defined in § 54.1-2900.

"Esthetics instructor" means a licensed esthetician who has been certified by the Board as having completed an approved curriculum and who meets the competency standards of the Board as an instructor of esthetics.

"Esthetics spa" means any commercial establishment, residence, vehicle, or other establishment, place, or event wherein esthetics is offered or practiced on a regular basis for compensation under regulations of the Board.

"Master barber" means a licensed barber who, in addition to the practice of barbering, performs waving, shaping, bleaching, relaxing, or straightening upon human hair; performs similar work on a wig or hairpiece; or performs waxing limited to the scalp.

"Master esthetician" means a licensed esthetician who, in addition to the practice of esthetics, offers to the public for compensation, without the use of laser technology, lymphatic drainage, chemical exfoliation, or microdermabrasion, and who has met such additional requirements as determined by the Board to practice lymphatic drainage, chemical exfoliation with products other than Schedules II through VI controlled substances as defined in the Drug Control Act (§ 54.1-3400 et seq.), and microdermabrasion of the epidermis.

"Nail care" means manicuring or pedicuring natural nails or performing artificial nail services.

"Nail salon" means any commercial establishment, residence, vehicle or other establishment, place or event wherein nail care is offered or practiced on a regular basis for compensation and may include the training of apprentices under regulations of the Board.

"Nail school" means a place or establishment licensed by the board to accept and train students in nail care.

"Nail technician" means any person who for compensation manicures or pedicures natural nails, or who performs artificial nail services for compensation, or any combination thereof.

"Nail technician instructor" means a licensed nail technician who has been certified by the Board as having completed an approved curriculum and who meets the competency standards of the Board as an instructor of nail care.

"Physical (wax) depilatory" means the wax depilatory product or substance used to remove superfluous hair.

"School of cosmetology" means a place or establishment licensed by the Board to accept and train students and which offers a cosmetology curriculum approved by the Board.

"School of esthetics" means a place or establishment licensed by the Board to accept and train students and which offers an esthetics curriculum approved by the Board.

"Tattoo parlor" means any place in which tattooing is offered or practiced.

"Tattoo school" means a place or establishment licensed by the Board to accept and train students in tattooing.

"Tattooer" means any person who for remuneration practices tattooing.

"Tattooing" means the placing of designs, letters, scrolls, figures, symbols or any other marks upon or under the skin of any person with ink or any other substance, resulting in the permanent coloration of the skin, including permanent make-up or permanent jewelry, by the aid of needles or any other instrument designed to touch or puncture the skin.

"Wax technician" means any person licensed by the Board who removes hair from the hair follicle using a physical (wax) depilatory or by tweezing.

"Wax technician instructor" means a licensed wax technician who has been certified by the Board as having completed an approved curriculum and who meets the competency standards of the Board as an instructor of waxing.

"Waxing" means the temporary removal of superfluous hair from the hair follicle on any area of the human body through the use of a physical (wax) depilatory or by tweezing.

"Waxing salon" means any commercial establishment, residence, vehicle or other establishment, place or event wherein waxing is offered or practiced on a regular basis for compensation and may include the training of apprentices under regulations of the Board.

"Waxing school" means a place or establishment licensed by the Board to accept and train students in waxing.

1962, c. 639, § 1, § 54-83.2; 1966, c. 610; 1973, c. 86; 1974, c. 534; 1988, c. 765; 2000, c. 726; 2002, cc. 797, 869; 2003, c. 600; 2005, c. 829; 2012, cc. 803, 835; 2017, c. 390; 2018, cc. 219, 231, 237, 404.

The chapters of the acts of assembly referenced in the historical citation at the end of this section may not constitute a comprehensive list of such chapters and may exclude chapters whose provisions have expired.

**§ 54.1-701. Exemptions.**

The provisions of this chapter shall not apply to:

1. Persons authorized by the laws of the Commonwealth to practice medicine and surgery or osteopathy or chiropractic;
2. Registered nurses licensed to practice in the Commonwealth;
3. Persons employed in state or local penal or correctional institutions, rehabilitation centers, sanatoria, or institutions for care and treatment of individuals with mental illness or intellectual disability, or for care and treatment of geriatric patients, as barbers, cosmetologists, wax technicians, nail technicians, estheticians, barber instructors, cosmetology instructors, wax technician instructors, nail technician instructors, or esthetics instructors who practice only on inmates of or patients in such sanatoria or institutions;
4. Persons licensed as funeral directors or embalmers in the Commonwealth;
5. Gratuitous services as a barber, nail technician, cosmetologist, wax technician, tattooer, body-piercer, or esthetician;

6. Students enrolled in an approved school taking a course in barbering, nail care, cosmetology, waxing, tattooing, body-piercing, or esthetics;

7. Persons working in a cosmetology salon whose duties are expressly confined to the blow drying, arranging, dressing, curling, or cleansing of human hair;

8. Apprentices serving in a barbershop, nail salon, waxing salon, cosmetology salon, or esthetics spa licensed by the Board in accordance with the Board's regulations;

9. Schools of barbering, nail care, waxing, or cosmetology in public schools; and

10. Persons whose activities are confined solely to applying make-up, including such activities that are ancillary to applying make-up.

1962, c. 639, § 4, § 54-83.5; 1968, c. 622; 1988, c. 765; 2000, c. 726; 2002, cc. 797, 869; 2003, c. 600; 2005, c. 829; 2012, cc. 476, 507, 803, 835; 2018, c. 404.

The chapters of the acts of assembly referenced in the historical citation at the end of this section may not constitute a comprehensive list of such chapters and may exclude chapters whose provisions have expired.

**§ 54.1-702. Board for Barbers and Cosmetology; membership; officers; quorum.**

The Board for Barbers and Cosmetology shall be composed of 10 members as follows: two members shall be licensed barbers, one of whom may be an owner or operator of a barber school; two members shall be licensed cosmetologists, at least one of whom shall be a salon owner and one of whom may be an owner or operator of a cosmetology school; one member shall be a licensed nail technician or a licensed cosmetologist engaged primarily in the practice of nail care, each of whom shall have been licensed in their respective professions for at least three years immediately prior to appointment; one member shall be either a licensed tattooer or a licensed body-piercer; two members shall be licensed estheticians, at least one of whom shall be an esthetics salon owner and one of whom may be an owner, operator, or designated representative of a licensed esthetics school; and two citizen members. The terms of Board members shall be four years. No member shall serve for more than two full successive terms. The Board shall elect a chairman and a vice-chairman. A majority of the Board shall constitute a quorum.

1962, c. 639, § 21, § 54-83.22; 1974, c. 534; 1979, c. 327; 1981, c. 447; 1988, cc. 42, 765; 2000, c. 726; 2002, c. 869; 2004, c. 945; 2005, c. 829; 2010, c. 91.

The chapters of the acts of assembly referenced in the historical citation at the end of this section may not constitute a comprehensive list of such chapters and may exclude chapters whose provisions have expired.

**§ 54.1-703. License required.**

No person shall offer to engage in or engage in barbering, cosmetology, nail care, waxing, tattooing, body-piercing, or esthetics without a valid license issued by the Board, except as provided in § 54.1-701.

1979, c. 408, § 54-83.22:1; 1988, c. 765; 2000, c. 728; 2002, cc. 797, 869; 2003, c. 600; 2005, c. 829; 2012, cc. 803, 835.

The chapters of the acts of assembly referenced in the historical citation at the end of this section may not constitute a comprehensive list of such chapters and may exclude chapters whose provisions have expired.

**§ 54.1-703.1. Waiver of examination; wax technicians.**

The Board shall waive the examination requirements for licensure as a wax technician for any individual who (i) makes application for licensure between July 1, 2002, and July 1, 2003; (ii) otherwise complies with Board regulations relating to moral turpitude; and (iii) meets any of the following conditions:

1. Has at least three years of documented work experience as a wax technician that is deemed satisfactory by the Board;
2. Has completed a training program that is deemed satisfactory by the Board; or
3. Holds an unexpired certificate of registration, certification, or license as a wax technician issued to him on the basis of comparable requirements by a proper authority of a state, territory, or possession of the United States or the District of Columbia. 2002, c. 797.

The chapters of the acts of assembly referenced in the historical citation at the end of this section may not constitute a comprehensive list of such chapters and may exclude chapters whose provisions have expired.

**§ 54.1-703.2. Repealed.**

Repealed by Acts 2012, cc. 803 and 835, cl. 54.

The chapters of the acts of assembly referenced in the historical citation at the end of this section may not constitute a comprehensive list of such chapters and may exclude chapters whose provisions have expired.

**§ 54.1-703.3. Waiver of examination; estheticians.**

The Board shall waive the examination requirements for licensure as an esthetician or master esthetician for any individual who (i) makes application for licensure by July 31, 2009; (ii) otherwise complies with Board regulations relating to moral turpitude; and (iii) meets any of the following conditions:

1. Has at least three years of documented work experience as an esthetician or a master esthetician completed prior to July 1, 2008, that is deemed satisfactory by the Board;
2. Has completed a training program prior to July 1, 2008, that is deemed satisfactory by the Board; or
3. Holds an unexpired certificate of registration, certification, or license as an esthetician or a master esthetician issued to him prior to July 1, 2008, on the basis of comparable requirements by a proper authority of a state, territory, or possession of the United States, or the District of Columbia.

2005, c. 829; 2009, cc. 166, 328.

The chapters of the acts of assembly referenced in the historical citation at the end of this section may not constitute a comprehensive list of such chapters and may exclude chapters whose provisions have expired.

**§ 54.1-704. Temporary licenses.**

The Board may issue a temporary license to any person who is eligible for examination. Persons issued a temporary license shall be subject to the regulations of the Board.

The Board shall promulgate regulations consistent with this section to permit individuals to be granted temporary licenses for a specified period of time.

1984, c. 220, § 54-83.22:2; 1988, c. 765; 2000, c. 726.

The chapters of the acts of assembly referenced in the historical citation at the end of this section may not constitute a comprehensive list of such chapters and may exclude chapters whose provisions have expired.

**§ 54.1-704.1. License required for barbershop, cosmetology salon, nail care salon, waxing salon, tattoo parlor, body-piercing salon, and esthetics spa.**

No individual or entity shall operate a barbershop, cosmetology salon, nail care salon, waxing salon, tattoo parlor, body-piercing salon, or esthetics spa without a valid license issued by the Board.

The provisions of this section shall not apply to a licensed barber, cosmetologist, nail technician, waxing technician, tattooer, body-piercer, or esthetician who does not have an ownership interest in a licensed barbershop, cosmetology salon, nail care salon, waxing salon, tattoo parlor, body-piercing salon, or esthetics spa in which he is employed.

2000, c. 720; 2002, c. 797, 809; 2003, c. 600; 2005, c. 829; 2012, cc. 803, 835.

The chapters of the acts of assembly referenced in the historical citation at the end of this section may not constitute a comprehensive list of such chapters and may exclude chapters whose provisions have expired.

**§ 54.1-704.2. License required for schools of barbering, cosmetology, nail care, waxing, tattooing, body-piercing, or esthetics.**

Except as provided in § 54.1-701, no person, firm or corporation shall operate or attempt to operate a school of barbering, cosmetology, nail care, waxing, tattooing, body-piercing, or esthetics unless licensed by the Board pursuant to its regulations.

2000, c. 726; 2002, cc. 797, 859; 2003, c. 600; 2005, c. 829; 2012, cc. 803, 835.

The chapters of the acts of assembly referenced in the historical citation at the end of this section may not constitute a comprehensive list of such chapters and may exclude chapters whose provisions have expired.

**§ 54.1-705. Inspections.**

A. Inspectors and sanitarians of the State Department of Health, or an affiliated local health department, may inspect each barbershop, cosmetology salon, waxing salon, nail care salon, tattoo parlor, body-piercing salon, and esthetics spa in the Commonwealth regularly. Any infractions shall be immediately reported to the Health Department and the Director of the Department of Professional and Occupational Regulation for disciplinary action.

B. The Board may inspect barbershops, barber schools, cosmetology salons and schools, waxing salons and schools, nail care salons and schools, tattoo parlors and schools, body-piercing salons and schools, and esthetics spas and schools for compliance with regulations promulgated by the Board.

C. The Board shall specify procedures for enforcement of compliance with the disease control and disclosure requirements of § 18.2-371.3, including unannounced inspections by appropriate personnel.

D. The Board or the Virginia Department of Health, or an affiliated local health department, may regulate the sanitary condition of the personnel, equipment and premises of tattoo parlors and body-piercing salons.

1962, c. 639, § 26, § 54-83.27; 1974, c. 534; 1988, c. 765; 1993, c. 499; 2000, c. 726; 2002, cc. 797, 869; 2003, c. 600; 2005, c. 829; 2012, cc. 803, 835.

The chapters of the acts of assembly referenced in the historical citation at the end of this section may not constitute a comprehensive list of such chapters and may exclude chapters whose provisions have expired.

**§ 54.1-706. Different requirements for licensure.**

A. The Board shall have the discretion to impose different requirements for licensure for the practice of barbering, cosmetology, nail care, waxing, tattooing, body-piercing, and esthetics.