

TITLE 16. BOARD OF BARBERING AND COSMETOLOGY

FINAL STATEMENT OF REASONS

Hearing Date: No hearing was originally scheduled or requested.

Subject Matter of Proposed Regulations: SB 1451 Hairstylist Licensing Fees

Section Affected: Amend Title 16, Division 9, Article 12, Section 998, California Code of Regulations (16 CCR)

Updated Information

The Initial Statement of Reasons is included in the file; the information contained therein is updated as follows:

During the course of this rulemaking, the Board of Barbering and Cosmetology (Board) did not make revisions to the proposed language. No public hearing was originally set for this proposal, and none was requested. Board staff noticed the proposed rulemaking on April 25, 2025 with a 45-day public comment period ending on June 9, 2025. The Board received no comments on this rulemaking package.

There were no comments or amendments to the proposed text during the course of this rulemaking. At the November 4, 2024 Board meeting, the Board directed staff to take all steps necessary to complete the rulemaking process including the filing of the final rulemaking package with the Office of Administrative Law, authorizing the Executive Officer to make any non-substantive changes to the proposed regulation and the rulemaking documents, and adopting the proposed regulations as noticed for 16 CCR section 998. As a result, the text has been adopted as originally noticed and directed by the Board at its November 4, 2024 Board meeting.

Local Mandate

A mandate is not imposed on local agencies or school districts.

Small Business Impact

The Board has determined that the proposed regulations may affect small businesses. However, the Board has determined that the proposed regulation will not have any significant statewide adverse economic impact directly affecting business including the ability of California businesses to compete with businesses in other states. This determination is based on the following facts:

This proposal will establish an application and exam fee of \$75, plus initial and renewal license fees of \$50 per individual, which are considered minor compared to the income of most applicants and licensees in this profession. Fees collected for the proposed functions are collected from individual applicants for the examination and initial license. The license renewal and license renewal delinquency fee are collected from individual licensees according to current law. This proposal does not require any significant new expense or reporting, recordkeeping, or compliance measures on the part of businesses or licensees. For additional factual bases, please see the Board's Initial Statement of Reasons "Business Impact Estimates" section.

Anticipated Benefits

The Board has determined that the regulatory proposal will provide greater notice and transparency in how the Board will administer the hairstylist licensing fees. Specifically, this proposal would list the application and examination fee, the initial license fee, license renewal fee and license renewal delinquency fee in CCR section 998.

This proposal also ensures the Board is able to set fees in amounts necessary to cover the expenses of the Board including the actual costs of developing, purchasing, grading, and administering the exam and processing initial licenses and renewals. Setting these fees ensures the Board's regulated public is aware of the fees and creates a consistency among the Board's other licensing fee structures that allows the Board to fully fund regulation of its licensees for the protection of the public.

This regulatory proposal does not affect worker safety or the state's environment as this proposal is not related to either of those issues.

Consideration of Alternatives

No reasonable alternative which was considered or that has otherwise been identified and brought to the attention of the Board as part of public comments received or at the Board's meetings would be more effective in carrying out the purpose for which the regulation is proposed, or would be as effective and less burdensome to affected private persons than the adopted regulations, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law. The Board received no public comments related to this rulemaking. Therefore, no reasonable alternatives were presented or considered by the Board.