

STATE OF NEW YORK

9028--A

IN SENATE

June 14, 2018

Introduced by Sen. PHILLIPS -- read twice and ordered printed, and when printed to be committed to the Committee on Rules -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general business law, in relation to requiring domestic violence and sexual assault awareness education for persons engaged in the practice of nail specialty, waxing, natural hair styling, esthetics and cosmetology

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivision 3 of section 403 of the general business law,
2 as amended by chapter 339 of the laws of 2017, is amended to read as
3 follows:

4 3. The advisory committee shall advise the secretary on all matters
5 relating to this article, and on such other matters as the secretary
6 shall request. In advising the secretary on matters concerning profes-
7 sional education or curriculum, inclusive of the maintenance of cultural
8 and ethnic awareness within the prescribed curriculum in regard to hair
9 types, including, but not limited to, curl pattern, hair strand thick-
10 ness, and volume of hair, the advisory committee shall, to the extent
11 practicable, consult with the state education department. The advisory
12 committee is directed, in consultation with the department of state, the
13 New York state office for the prevention of domestic violence and an
14 advocacy group recognized by the federal department of health and human
15 services, which has the ability to coordinate statewide and with local
16 communities on programming and educational materials related to the
17 prevention and intervention of domestic violence in New York state, to
18 develop, provide for and integrate awareness training on domestic
19 violence and sexual assault for all prospective students seeking to be
20 licensed under this article. Further, on a voluntary basis for those
21 seeking to renew their license as provided for in this article to devel-
22 op and provide access to educational material for domestic violence and
23 sexual assault awareness.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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1 § 2. Subdivision 6 of section 408 of the general business law, as
2 amended by section 1 of part Y of chapter 60 of the laws of 2011, is
3 amended to read as follows:

4 6. Any license, which has not been suspended or revoked, may, upon the
5 payment of the renewal fee, be renewed for additional periods of four
6 years from its application, without further examination, upon the filing
7 of an application for such renewal, on a form to be prescribed by the
8 secretary. When an applicant seeks to renew their license, the depart-
9 ment shall notify applicants of voluntary domestic violence and sexual
10 assault awareness education courses that can be accessed through the
11 department's website.

12 § 3. The general business law is amended by adding a new section 408-b
13 to read as follows:

14 § 408-b. Domestic violence and sexual assault awareness education. The
15 department shall ensure that domestic violence and sexual assault aware-
16 ness education courses are made available to all licensees and appli-
17 cants for a license or renewal pursuant to this article and that such
18 courses are offered through the department's website. The department, in
19 consultation with the office for the prevention of domestic violence and
20 an advocacy group recognized by the federal department of health and
21 human services, which has the ability to coordinate statewide and with
22 local communities on programming and educational materials related to
23 the prevention and intervention of domestic violence in New York state,
24 shall develop and provide access to domestic violence and sexual assault
25 awareness education courses appropriate for those licensed under this
26 article.

27 § 4. This act shall take effect on the one hundred eightieth day after
28 it shall have become a law; provided, however, that effective immediate-
29 ly, the addition and/or repeal of any rule or regulation necessary for
30 the implementation of this act on its effective date are authorized and
31 directed to be made and completed on or before such effective date.