

# STATE OF NEW YORK

2548

2023-2024 Regular Sessions

## IN ASSEMBLY

January 26, 2023

Introduced by M. of A. HYNDMAN -- read once and referred to the Committee on Economic Development

AN ACT to amend the general business law, in relation to allowing licensed estheticians and licensed cosmetologists to practice microneedling

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

1 Section 1. Subdivision 6 of section 400 of the general business law,  
2 as added by chapter 509 of the laws of 1992, is amended and three new  
3 subdivisions 6-a, 7-a and 12 are added to read as follows:

4 6. The practice of "esthetics" means providing for a fee, or any  
5 consideration or exchange, whether direct or indirect, services to  
6 enhance the appearance of the face, neck, arms, legs, and shoulders of a  
7 human being by the use of compounds or procedures including makeup,  
8 eyelashes, depilatories, tonics, lotions, waxes, microneedling, sanding  
9 and tweezing, whether performed by manual, mechanical, chemical or elec-  
10 trical means and instruments but shall not include the practice of elec-  
11 trology.

12 6-a. "Esthetician" means a person licensed to practice esthetics.

13 7-a. "Cosmetologist" means a person licensed to practice cosmetology.

14 12. "Microneedling" means the use of a roller covered in very small  
15 needles to insert very small needles into the skin.

16 § 2. The general business law is amended by adding a new section 404-d  
17 to read as follows:

18 § 404-d. Microneedling five hour course. 1. All licensed estheticians  
19 and licensed cosmetologists shall in order to practice microneedling  
20 complete a five hour microneedling approved course offered by a New York  
21 state licensed appearance enhancement school whose curriculum for such  
22 course was approved by the bureau of proprietary school supervision.  
23 Upon completion of such course, all licensed estheticians and licensed

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

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1 cosmetologists who complete the course shall receive a certificate of  
2 completion in theory and practical proficiency in microneedling.

3 2. The five hour microneedling course curriculum shall include prac-  
4 ticing microneedling and universal precautions including, but not limit-  
5 ed to, proper handling, sanitizing, disinfecting, and disposing of mate-  
6 rials that encounter blood or bodily fluids to ensure both the safety of  
7 the esthetician and the consumer.

8 3. In order to enroll in the five hour microneedling course, the  
9 licensed estheticians or licensed cosmetologists shall show proof of  
10 completion and passing of occupational safety and health administration  
11 bloodborne pathogen training certification.

12 § 3. This act shall take effect immediately.