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:

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

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

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

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

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

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

§ 404-d. Microneedling five hour course. 1. All licensed estheticians and licensed cosmetologists shall in order to practice microneedling complete a five hour microneedling approved course offered by a New York state licensed appearance enhancement school whose curriculum for such course was approved by the bureau of proprietary school supervision. 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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cosmetologists who complete the course shall receive a certificate of completion in theory and practical proficiency in microneedling.

2. The five hour microneedling course curriculum shall include practicing microneedling and universal precautions including, but not limited to, proper handling, sanitizing, disinfecting, and disposing of materials that encounter blood or bodily fluids to ensure both the safety of the esthetician and the consumer.

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

§ 3. This act shall take effect immediately.