



House Professional Licensure Committee

Meeting Agenda

Tuesday, March 24, 2026

9:30 a.m.

B-31 Main Capitol Building

Call to Order

Roll call

SENATE BILL 331 (Argall) – Authorizes Pennsylvania to join the Cosmetology Licensure Compact.

Any other business

Adjournment

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 331 Session of 2025

INTRODUCED BY ARGALL, ROTHMAN, CULVER, VOGEL, FONTANA, COSTA, SCHWANK AND BROWN, FEBRUARY 28, 2025

SENATOR STEFANO, CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, AS AMENDED, FEBRUARY 4, 2026

AN ACT

1 Authorizing the Commonwealth of Pennsylvania to join the
2 Cosmetology Licensure Compact; and providing for the form of
3 the compact.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Short title.

7 This act shall be known and may be cited as the Cosmetology
8 Licensure Compact Act.

9 Section 2. Authority to execute compact.

10 The Governor, on behalf of the Commonwealth, is hereby
11 authorized to execute a compact in substantially the following
12 form with any one or more of the states of the United States and
13 the General Assembly hereby signifies in advance its approval
14 and ratification of the compact:

COSMETOLOGY LICENSURE COMPACT

16 SECTION 1. PURPOSE

17 The purpose of this Compact is to facilitate the interstate
18 practice and regulation of Cosmetology with the goal of

1 improving public access to, and the safety of, Cosmetology
2 Services and reducing unnecessary burdens related to Cosmetology
3 licensure. Through this Compact, the Member States seek to
4 establish a regulatory framework which provides for a new
5 multistate licensing program. Through this new licensing
6 program, the Member States seek to provide increased value and
7 mobility to licensed Cosmetologists in the Member States, while
8 ensuring the provision of safe, effective, and reliable services
9 to the public.

10 This Compact is designed to achieve the following objectives,
11 and the Member States hereby ratify the same intentions by
12 subscribing hereto:

13 A. Provide opportunities for interstate practice by
14 Cosmetologists who meet uniform requirements for multistate
15 licensure;

16 B. Enhance the abilities of Member States to protect public
17 health and safety, and prevent fraud and unlicensed activity
18 within the profession;

19 C. Ensure and encourage cooperation between Member States in
20 the licensure and regulation of the Practice of Cosmetology;

21 D. Support relocating military members and their spouses;

22 E. Facilitate the exchange of information between Member
23 States related to the licensure, investigation, and discipline
24 of the Practice of Cosmetology;

25 F. Provide for the licensure and mobility of the workforce in
26 the profession, while addressing the shortage of workers and
27 lessening the associated burdens on the Member States.

28 SECTION 2. DEFINITIONS

29 As used in this Compact, and except as otherwise provided,
30 the following definitions shall govern the terms herein:

1 A. "Active Military Member" means any person with full-time
2 duty status in the armed forces of the United States, including
3 members of the National Guard and Reserve.

4 B. "Adverse Action" means any administrative, civil,
5 equitable, or criminal action permitted by a Member State's laws
6 which is imposed by a State Licensing Authority or other
7 regulatory body against a Cosmetologist, including actions
8 against an individual's license or Authorization to Practice
9 such as revocation, suspension, probation, monitoring of the
10 Licensee, limitation of the Licensee's practice, or any other
11 Encumbrance on a license affecting an individual's ability to
12 participate in the Cosmetology industry, including the issuance
13 of a cease and desist order.

14 C. "Authorization to Practice" means a legal authorization
15 associated with a Multistate License permitting the Practice of
16 Cosmetology in that Remote State, which shall be subject to the
17 enforcement jurisdiction of the State Licensing Authority in
18 that Remote State.

19 D. "Alternative Program" means a non-disciplinary monitoring
20 or prosecutorial diversion program approved by a Member State's
21 State Licensing Authority.

22 E. "Background Check" means the submission of information for
23 an applicant for the purpose of obtaining that applicant's
24 criminal history record information, as further defined in 28
25 C.F.R. § 20.3(d), from the Federal Bureau of Investigation and
26 the agency responsible for retaining State criminal or
27 disciplinary history in the applicant's Home State.

28 F. "Charter Member State" means Member States who have
29 enacted legislation to adopt this Compact where such legislation
30 predates the effective date of this Compact as defined in

1 Article 13.

2 G. "Commission" means the government agency whose membership
3 consists of all States that have enacted this Compact, which is
4 known as the Cosmetology Licensure Compact Commission, as
5 defined in Article 9, and which shall operate as an
6 instrumentality of the Member States.

7 H. "Cosmetologist" means an individual licensed in their Home
8 State to practice Cosmetology.

9 I. "Cosmetology", "Cosmetology Services", and the "Practice
10 of Cosmetology" mean the care and services provided by a
11 Cosmetologist as set forth in the Member State's statutes and
12 regulations in the State where the services are being provided.

13 J. "Current Significant Investigative Information" means:

14 1. Investigative Information that a State Licensing
15 Authority, after an inquiry or investigation that complies with
16 a Member State's due process requirements, has reason to believe
17 is not groundless and, if proved true, would indicate a
18 violation of that State's laws regarding fraud or the Practice
19 of Cosmetology; or

20 2. Investigative Information that indicates that a Licensee
21 has engaged in fraud or represents an immediate threat to public
22 health and safety, regardless of whether the Licensee has been
23 notified and had an opportunity to respond.

24 K. "Data System" means a repository of information about
25 Licensees, including, but not limited to, license status,
26 Investigative Information, and Adverse Actions.

27 L. "Disqualifying Event" means any event which shall
28 disqualify an individual from holding a Multistate License under
29 this Compact, which the Commission may by Rule or order specify.

30 M. "Encumbered License" means a license in which an Adverse

1 Action restricts the Practice of Cosmetology by a Licensee, or
2 where said Adverse Action has been reported to the Commission.

3 N. "Encumbrance" means a revocation or suspension of, or any
4 limitation on, the full and unrestricted Practice of Cosmetology
5 by a State Licensing Authority.

6 O. "Executive Committee" means a group of delegates elected
7 or appointed to act on behalf of, and within the powers granted
8 to them by, the Commission.

9 P. "Home State" means the Member State which is a Licensee's
10 primary State of residence, and where that Licensee holds an
11 active and unencumbered license to practice Cosmetology.

12 Q. "Investigative Information" means information, records, or
13 documents received or generated by a State Licensing Authority
14 pursuant to an investigation or other inquiry.

15 R. "Jurisprudence Requirement" means the assessment of an
16 individual's knowledge of the laws and rules governing the
17 Practice of Cosmetology in a State.

18 S. "Licensee" means an individual who currently holds a
19 license from a Member State to practice as a Cosmetologist.

20 T. "Member State" means any State that has adopted this
21 Compact.

22 U. "Multistate License" means a license issued by and subject
23 to the enforcement jurisdiction of the State Licensing Authority
24 in a Licensee's Home State, which authorizes the Practice of
25 Cosmetology in Member States and includes Authorizations to
26 Practice Cosmetology in all Remote States pursuant to this
27 Compact.

28 V. "Remote State" means any Member State, other than the
29 Licensee's Home State.

30 W. "Rule" means any rule or regulation promulgated by the

1 Commission under this Compact which has the force of law.

2 X. "Single-State License" means a Cosmetology license issued
3 by a Member State that authorizes practice of Cosmetology only
4 within the issuing State and does not include any authorization
5 outside of the issuing State.

6 Y. "State" means a State, territory, or possession of the
7 United States and the District of Columbia.

8 Z. "State Licensing Authority" means a Member State's
9 regulatory body responsible for issuing Cosmetology licenses or
10 otherwise overseeing the Practice of Cosmetology in that State.

11 SECTION 3. MEMBER STATE REQUIREMENTS

12 A. To be eligible to join this Compact, and to maintain
13 eligibility as a Member State, a State must:

14 1. License and regulate Cosmetology;

15 2. Have a mechanism or entity in place to receive and
16 investigate complaints about Licensees practicing in that State;

17 3. Require that Licensees within the State pass a Cosmetology
18 competency examination prior to being licensed to provide
19 Cosmetology Services to the public in that State;

20 4. Require that Licensees satisfy educational or training
21 requirements in Cosmetology prior to being licensed to provide
22 Cosmetology Services to the public in that State;

23 5. Implement procedures for considering one or more of the
24 following categories of information from applicants for
25 licensure: criminal history; disciplinary history; or Background
26 Check. Such procedures may include the submission of information
27 by applicants for the purpose of obtaining an applicant's
28 Background Check as defined herein;

29 6. Participate in the Data System, including through the use
30 of unique identifying numbers;

1 7. Share information related to Adverse Actions with the
2 Commission and other Member States, both through the Data System
3 and otherwise;

4 8. Notify the Commission and other Member States, in
5 compliance with the terms of this Compact and Rules of the
6 Commission, of the existence of Investigative Information or
7 Current Significant Investigative Information in the State's
8 possession regarding a Licensee practicing in that State;

9 9. Comply with such Rules as may be enacted by the Commission
10 to administer this Compact; and

11 10. Accept Licensees from other Member States as established
12 herein.

13 B. Member States may charge a fee for granting a license to
14 practice Cosmetology.

15 C. Individuals not residing in a Member State shall continue
16 to be able to apply for a Member State's Single-State License as
17 provided under the laws of each Member State. However, the
18 Single-State License granted to these individuals shall not be
19 recognized as granting a Multistate License to provide services
20 in any other Member State.

21 D. Nothing in this Compact shall affect the requirements
22 established by a Member State for the issuance of a Single-State
23 License.

24 E. A Multistate License issued to a Licensee by a Home State
25 to a resident of that State shall be recognized by each Member
26 State as authorizing a Licensee to practice Cosmetology in each
27 Member State.

28 F. At no point shall the Commission have the power to define
29 the educational or professional requirements for a license to
30 practice Cosmetology. The Member States shall retain sole

1 jurisdiction over the provision of these requirements.

2 SECTION 4. MULTISTATE LICENSE

3 A. To be eligible to apply to their Home State's State
4 Licensing Authority for an initial Multistate License under this
5 Compact, a Licensee must hold an active and unencumbered Single-
6 State License to practice Cosmetology in their Home State.

7 B. Upon the receipt of an application for a Multistate
8 License, according to the Rules of the Commission, a Member
9 State's State Licensing Authority shall ascertain whether the
10 applicant meets the requirements for a Multistate License under
11 this Compact.

12 C. If an applicant meets the requirements for a Multistate
13 License under this Compact and any applicable Rules of the
14 Commission, the State Licensing Authority in receipt of the
15 application shall, within a reasonable time, grant a Multistate
16 License to that applicant, and inform all Member States of the
17 grant of said Multistate License.

18 D. A Multistate License to practice Cosmetology issued by a
19 Member State's State Licensing Authority shall be recognized by
20 each Member State as authorizing the practice thereof as though
21 that Licensee held a Single-State License to do so in each
22 Member State, subject to the restrictions herein.

23 E. A Multistate License granted pursuant to this Compact may
24 be effective for a definite period of time, concurrent with the
25 licensure renewal period in the Home State.

26 F. To maintain a Multistate License under this Compact, a
27 Licensee must:

28 1. Agree to abide by the rules of the State Licensing
29 Authority, and the State scope of practice laws governing the
30 Practice of Cosmetology, of any Member State in which the

1 Licensee provides services;

2 2. Pay all required fees related to the application and
3 process, and any other fees which the Commission may by Rule
4 require; and

5 3. Comply with any and all other requirements regarding
6 Multistate Licenses which the Commission may by Rule provide.

7 G. A Licensee practicing in a Member State is subject to all
8 scope of practice laws governing Cosmetology Services in that
9 State.

10 H. The Practice of Cosmetology under a Multistate License
11 granted pursuant to this Compact will subject the Licensee to
12 the jurisdiction of the State Licensing Authority, the courts,
13 and the laws of the Member State in which the Cosmetology
14 Services are provided.

15 SECTION 5. REISSUANCE OF A MULTISTATE LICENSE BY A NEW HOME
16 STATE

17 A. A Licensee may hold a Multistate License, issued by their
18 Home State, in only one Member State at any given time.

19 B. If a Licensee changes their Home State by moving between
20 two Member States:

21 1. The Licensee shall immediately apply for the reissuance of
22 their Multistate License in their new Home State. The Licensee
23 shall pay all applicable fees and notify the prior Home State in
24 accordance with the Rules of the Commission.

25 2. Upon receipt of an application to reissue a Multistate
26 License, the new Home State shall verify that the Multistate
27 License is active, unencumbered and eligible for reissuance
28 under the terms of this Compact and the Rules of the Commission.
29 The Multistate License issued by the prior Home State will be
30 deactivated and all Member States notified in accordance with

1 the applicable Rules adopted by the Commission.

2 3. If required for initial licensure, the new Home State may
3 require a Background Check as specified in the laws of that
4 State, or the compliance with any Jurisprudence Requirements of
5 the new Home State.

6 4. Notwithstanding any other provision of this Compact, if a
7 Licensee does not meet the requirements set forth in this
8 Compact for the reissuance of a Multistate License by the new
9 Home State, then the Licensee shall be subject to the new Home
10 State requirements for the issuance of a Single-State License in
11 that State.

12 C. If a Licensee changes their primary state of residence by
13 moving from a Member State to a non-Member State, or from a non-
14 Member State to a Member State, then the Licensee shall be
15 subject to the State requirements for the issuance of a Single-
16 State License in the new Home State.

17 D. Nothing in this Compact shall interfere with a Licensee's
18 ability to hold a Single-State License in multiple States;
19 however, for the purposes of this Compact, a Licensee shall have
20 only one Home State, and only one Multistate License.

21 E. Nothing in this Compact shall interfere with the
22 requirements established by a Member State for the issuance of a
23 Single-State License.

24 SECTION 6. AUTHORITY OF THE COMMISSION AND MEMBER STATE
25 LICENSING AUTHORITIES

26 A. Nothing in this Compact, nor any Rule or regulation of the
27 Commission, shall be construed to limit, restrict, or in any way
28 reduce the ability of a Member State to enact and enforce laws,
29 regulations, or other rules related to the Practice of
30 Cosmetology in that State, where those laws, regulations, or

1 other rules are not inconsistent with the provisions of this
2 Compact.

3 B. Insofar as practical, a Member State's State Licensing
4 Authority shall cooperate with the Commission and with each
5 entity exercising independent regulatory authority over the
6 Practice of Cosmetology according to the provisions of this
7 Compact.

8 C. Discipline shall be the sole responsibility of the State
9 in which Cosmetology Services are provided. Accordingly, each
10 Member State's State Licensing Authority shall be responsible
11 for receiving complaints about individuals practicing
12 Cosmetology in that State, and for communicating all relevant
13 Investigative Information about any such Adverse Action to the
14 other Member States through the Data System in addition to any
15 other methods the Commission may by Rule require.

16 SECTION 7. ADVERSE ACTIONS

17 A. A Licensee's Home State shall have exclusive power to
18 impose an Adverse Action against a Licensee's Multistate License
19 issued by the Home State.

20 B. A Home State may take Adverse Action on a Multistate
21 License based on the Investigative Information, Current
22 Significant Investigative Information, or Adverse Action of a
23 Remote State.

24 C. In addition to the powers conferred by State law, each
25 Remote State's State Licensing Authority shall have the power
26 to:

27 1. Take Adverse Action against a Licensee's Authorization to
28 Practice Cosmetology through the Multistate License in that
29 Member State, provided that:

30 a. Only the Licensee's Home State shall have the power to

1 take Adverse Action against the Multistate License issued by the
2 Home State; and

3 b. For the purposes of taking Adverse Action, the Home
4 State's State Licensing Authority shall give the same priority
5 and effect to reported conduct received from a Remote State as
6 it would if such conduct had occurred within the Home State. In
7 so doing, the Home State shall apply its own State laws to
8 determine the appropriate action.

9 2. Issue cease and desist orders or impose an Encumbrance on
10 a Licensee's Authorization to Practice within that Member State.

11 3. Complete any pending investigations of a Licensee who
12 changes their primary state of residence during the course of
13 such an investigation. The State Licensing Authority shall also
14 be empowered to report the results of such an investigation to
15 the Commission through the Data System as described herein.

16 4. Issue subpoenas for both hearings and investigations that
17 require the attendance and testimony of witnesses, as well as
18 the production of evidence. Subpoenas issued by a State
19 Licensing Authority in a Member State for the attendance and
20 testimony of witnesses or the production of evidence from
21 another Member State shall be enforced in the latter State by
22 any court of competent jurisdiction, according to the practice
23 and procedure of that court applicable to subpoenas issued in
24 proceedings before it. The issuing State Licensing Authority
25 shall pay any witness fees, travel expenses, mileage, and other
26 fees required by the service statutes of the State in which the
27 witnesses or evidence are located.

28 5. If otherwise permitted by State law, recover from the
29 affected Licensee the costs of investigations and disposition of
30 cases resulting from any Adverse Action taken against that

1 Licensee.

2 6. Take Adverse Action against the Licensee's Authorization
3 to Practice in that State based on the factual findings of
4 another Remote State.

5 D. A Licensee's Home State shall complete any pending
6 investigation(s) of a Cosmetologist who changes their primary
7 state of residence during the course of the investigation(s).
8 The Home State shall also have the authority to take appropriate
9 action(s) and shall promptly report the conclusions of the
10 investigations to the Data System.

11 E. If an Adverse Action is taken by the Home State against a
12 Licensee's Multistate License, the Licensee's Authorization to
13 Practice in all other Member States shall be deactivated until
14 all Encumbrances have been removed from the Home State license.
15 All Home State disciplinary orders that impose an Adverse Action
16 against a Licensee's Multistate License shall include a
17 statement that the Cosmetologist's Authorization to Practice is
18 deactivated in all Member States during the pendency of the
19 order.

20 F. Nothing in this Compact shall override a Member State's
21 authority to accept a Licensee's participation in an Alternative
22 Program in lieu of Adverse Action. A Licensee's Multistate
23 License shall be suspended for the duration of the Licensee's
24 participation in any Alternative Program.

25 G. Joint Investigations

26 1. In addition to the authority granted to a Member State by
27 its respective scope of practice laws or other applicable State
28 law, a Member State may participate with other Member States in
29 joint investigations of Licensees.

30 2. Member States shall share any investigative, litigation,

1 or compliance materials in furtherance of any joint or
2 individual investigation initiated under this Compact.

3 SECTION 8. ACTIVE MILITARY MEMBERS AND THEIR SPOUSES

4 Active Military Members, or their spouses, shall designate a
5 Home State where the individual has a current license to
6 practice Cosmetology in good standing. The individual may retain
7 their Home State designation during any period of service when
8 that individual or their spouse is on active duty assignment.

9 SECTION 9. ESTABLISHMENT AND OPERATION OF THE COSMETOLOGY

10 LICENSURE COMPACT COMMISSION

11 A. The Member States hereby create and establish a joint
12 government agency whose membership consists of all Member States
13 that have enacted this Compact known as the Cosmetology
14 Licensure Compact Commission. The Commission is an
15 instrumentality of the Member States acting jointly and not an
16 instrumentality of any one State. The Commission shall come into
17 existence on or after the effective date of this Compact as set
18 forth in Article 13.

19 B. Membership, Voting, and Meetings

20 1. Each Member State shall have and be limited to one (1)
21 delegate selected by that Member State's State Licensing
22 Authority.

23 2. The delegate shall be an administrator of the State
24 Licensing Authority of the Member State or their designee.

25 3. The Commission shall by Rule or bylaw establish a term of
26 office for delegates and may by Rule or bylaw establish term
27 limits.

28 4. The Commission may recommend removal or suspension of any
29 delegate from office.

30 5. A Member State's State Licensing Authority shall fill any

1 vacancy of its delegate occurring on the Commission within 60
2 days of the vacancy.

3 6. Each delegate shall be entitled to one vote on all matters
4 that are voted on by the Commission.

5 7. The Commission shall meet at least once during each
6 calendar year. Additional meetings may be held as set forth in
7 the bylaws. The Commission may meet by telecommunication, video
8 conference or other similar electronic means.

9 C. The Commission shall have the following powers:

10 1. Establish the fiscal year of the Commission;

11 2. Establish code of conduct and conflict of interest
12 policies;

13 3. Adopt Rules and bylaws;

14 4. Maintain its financial records in accordance with the
15 bylaws;

16 5. Meet and take such actions as are consistent with the
17 provisions of this Compact, the Commission's Rules, and the
18 bylaws;

19 6. Initiate and conclude legal proceedings or actions in the
20 name of the Commission, provided that the standing of any State
21 Licensing Authority to sue or be sued under applicable law shall
22 not be affected;

23 7. Maintain and certify records and information provided to a
24 Member State as the authenticated business records of the
25 Commission, and designate an agent to do so on the Commission's
26 behalf;

27 8. Purchase and maintain insurance and bonds;

28 9. Borrow, accept, or contract for services of personnel,
29 including, but not limited to, employees of a Member State;

30 10. Conduct an annual financial review;

1 11. Hire employees, elect or appoint officers, fix
2 compensation, define duties, grant such individuals appropriate
3 authority to carry out the purposes of this Compact, and
4 establish the Commission's personnel policies and programs
5 relating to conflicts of interest, qualifications of personnel,
6 and other related personnel matters;

7 12. As set forth in the Commission Rules, charge a fee to a
8 Licensee for the grant of a Multistate License and thereafter,
9 as may be established by Commission Rule, charge the Licensee a
10 Multistate License renewal fee for each renewal period. Nothing
11 herein shall be construed to prevent a Home State from charging
12 a Licensee a fee for a Multistate License or renewals of a
13 Multistate License, or a fee for the jurisprudence requirement
14 if the Member State imposes such a requirement for the grant of
15 a Multistate License;

16 13. Assess and collect fees;

17 14. Accept any and all appropriate gifts, donations, grants
18 of money, other sources of revenue, equipment, supplies,
19 materials, and services, and receive, utilize, and dispose of
20 the same; provided that at all times the Commission shall avoid
21 any appearance of impropriety or conflict of interest;

22 15. Lease, purchase, retain, own, hold, improve, or use any
23 property, real, personal, or mixed, or any undivided interest
24 therein;

25 16. Sell, convey, mortgage, pledge, lease, exchange, abandon,
26 or otherwise dispose of any property real, personal, or mixed;

27 17. Establish a budget and make expenditures;

28 18. Borrow money;

29 19. Appoint committees, including standing committees,
30 composed of members, State regulators, State legislators or

1 their representatives, and consumer representatives, and such
2 other interested persons as may be designated in this Compact
3 and the bylaws;

4 20. Provide and receive information from, and cooperate with,
5 law enforcement agencies;

6 21. Elect a Chair, Vice Chair, Secretary and Treasurer and
7 such other officers of the Commission as provided in the
8 Commission's bylaws;

9 22. Establish and elect an Executive Committee, including a
10 chair and a vice chair;

11 23. Adopt and provide to the Member States an annual report;

12 24. Determine whether a State's adopted language is
13 materially different from the model Compact language such that
14 the State would not qualify for participation in this Compact;
15 and

16 25. Perform such other functions as may be necessary or
17 appropriate to achieve the purposes of this Compact.

18 D. The Executive Committee

19 1. The Executive Committee shall have the power to act on
20 behalf of the Commission according to the terms of this Compact.
21 The powers, duties, and responsibilities of the Executive
22 Committee shall include:

23 a. Overseeing the day-to-day activities of the administration
24 of this Compact including compliance with the provisions of this
25 Compact, the Commission's Rules and bylaws, and other such
26 duties as deemed necessary;

27 b. Recommending to the Commission changes to the Rules or
28 bylaws, changes to this Compact legislation, fees charged to
29 Compact Member States, fees charged to Licensees, and other
30 fees;

- 1 c. Ensuring Compact administration services are appropriately
- 2 provided, including by contract;
- 3 d. Preparing and recommending the budget;
- 4 e. Maintaining financial records on behalf of the Commission;
- 5 f. Monitoring Compact compliance of Member States and
- 6 providing compliance reports to the Commission;
- 7 g. Establishing additional committees as necessary;
- 8 h. Exercising the powers and duties of the Commission during
- 9 the interim between Commission meetings, except for adopting or
- 10 amending Rules, adopting or amending bylaws, and exercising any
- 11 other powers and duties expressly reserved to the Commission by
- 12 Rule or bylaw; and
- 13 i. Other duties as provided in the Rules or bylaws of the
- 14 Commission.

15 2. The Executive Committee shall be composed of up to seven
16 voting members:

17 a. The chair and vice chair of the Commission and any other
18 members of the Commission who serve on the Executive Committee
19 shall be voting members of the Executive Committee; and

20 b. Other than the chair, vice-chair, secretary and treasurer,
21 the Commission shall elect three voting members from the current
22 membership of the Commission.

23 c. The Commission may elect ex-officio, nonvoting members
24 from a recognized national Cosmetology professional association
25 as approved by the Commission. The Commission's bylaws shall
26 identify qualifying organizations and the manner of appointment
27 if the number of organizations seeking to appoint an ex officio
28 member exceeds the number of members specified in this Article.

29 3. The Commission may remove any member of the Executive
30 Committee as provided in the Commission's bylaws.

1 4. The Executive Committee shall meet at least annually.

2 a. Annual Executive Committee meetings, as well as any
3 Executive Committee meeting at which it does not take or intend
4 to take formal action on a matter for which a Commission vote
5 would otherwise be required, shall be open to the public, except
6 that the Executive Committee may meet in a closed, non-public
7 session of a public meeting when dealing with any of the matters
8 covered under Article 9.F.4.

9 b. The Executive Committee shall give five business days
10 advance notice of its public meetings, posted on its website and
11 as determined to provide notice to persons with an interest in
12 the public matters the Executive Committee intends to address at
13 those meetings.

14 5. The Executive Committee may hold an emergency meeting when
15 acting for the Commission to:

16 a. Meet an imminent threat to public health, safety, or
17 welfare;

18 b. Prevent a loss of Commission or Member State funds; or

19 c. Protect public health and safety.

20 E. The Commission shall adopt and provide to the Member
21 States an annual report.

22 F. Meetings of the Commission

23 1. All meetings of the Commission that are not closed
24 pursuant to Article 9.F.4 shall be open to the public. Notice of
25 public meetings shall be posted on the Commission's website at
26 least thirty (30) days prior to the public meeting.

27 2. Notwithstanding Article 9.F.1, the Commission may convene
28 an emergency public meeting by providing at least twenty-four
29 (24) hours prior notice on the Commission's website, and any
30 other means as provided in the Commission's Rules, for any of

1 the reasons it may dispense with notice of proposed rulemaking
2 under Article 11.L. The Commission's legal counsel shall certify
3 that one of the reasons justifying an emergency public meeting
4 has been met.

5 3. Notice of all Commission meetings shall provide the time,
6 date, and location of the meeting, and if the meeting is to be
7 held or accessible via telecommunication, video conference, or
8 other electronic means, the notice shall include the mechanism
9 for access to the meeting.

10 4. The Commission may convene in a closed, non-public meeting
11 for the Commission to discuss:

12 a. Non-compliance of a Member State with its obligations
13 under this Compact;

14 b. The employment, compensation, discipline or other matters,
15 practices or procedures related to specific employees or other
16 matters related to the Commission's internal personnel practices
17 and procedures;

18 c. Current or threatened discipline of a Licensee by the
19 Commission or by a Member State's Licensing Authority;

20 d. Current, threatened, or reasonably anticipated litigation;

21 e. Negotiation of contracts for the purchase, lease, or sale
22 of goods, services, or real estate;

23 f. Accusing any person of a crime or formally censuring any
24 person;

25 g. Trade secrets or commercial or financial information that
26 is privileged or confidential;

27 h. Information of a personal nature where disclosure would
28 constitute a clearly unwarranted invasion of personal privacy;

29 i. Investigative records compiled for law enforcement
30 purposes;

1 j. Information related to any investigative reports prepared
2 by or on behalf of or for use of the Commission or other
3 committee charged with responsibility of investigation or
4 determination of compliance issues pursuant to this Compact;

5 k. Legal advice;

6 l. Matters specifically exempted from disclosure to the
7 public by federal or Member State law; or

8 m. Other matters as promulgated by the Commission by Rule.

9 5. If a meeting, or portion of a meeting, is closed, the
10 presiding officer shall state that the meeting will be closed
11 and reference each relevant exempting provision, and such
12 reference shall be recorded in the minutes.

13 6. The Commission shall keep minutes that fully and clearly
14 describe all matters discussed in a meeting and shall provide a
15 full and accurate summary of actions taken, and the reasons
16 therefore, including a description of the views expressed. All
17 documents considered in connection with an action shall be
18 identified in such minutes. All minutes and documents of a
19 closed meeting shall remain under seal, subject to release only
20 by a majority vote of the Commission or order of a court of
21 competent jurisdiction.

22 G. Financing of the Commission

23 1. The Commission shall pay, or provide for the payment of,
24 the reasonable expenses of its establishment, organization, and
25 ongoing activities.

26 2. The Commission may accept any and all appropriate sources
27 of revenue, donations, and grants of money, equipment, supplies,
28 materials, and services.

29 3. The Commission may levy on and collect an annual
30 assessment from each Member State and impose fees on Licensees

1 of Member States to whom it grants a Multistate License to cover
2 the cost of the operations and activities of the Commission and
3 its staff, which must be in a total amount sufficient to cover
4 its annual budget as approved each year for which revenue is not
5 provided by other sources. The aggregate annual assessment
6 amount for Member States shall be allocated based upon a formula
7 that the Commission shall promulgate by Rule.

8 4. The Commission shall not incur obligations of any kind
9 prior to securing the funds adequate to meet the same; nor shall
10 the Commission pledge the credit of any Member States, except by
11 and with the authority of the Member State.

12 5. The Commission shall keep accurate accounts of all
13 receipts and disbursements. The receipts and disbursements of
14 the Commission shall be subject to the financial review and
15 accounting procedures established under its bylaws. All receipts
16 and disbursements of funds handled by the Commission shall be
17 subject to an annual financial review by a certified or licensed
18 public accountant, and the report of the financial review shall
19 be included in and become part of the annual report of the
20 Commission.

21 H. Qualified Immunity, Defense, and Indemnification

22 1. The members, officers, executive director, employees and
23 representatives of the Commission shall be immune from suit and
24 liability, both personally and in their official capacity, for
25 any claim for damage to or loss of property or personal injury
26 or other civil liability caused by or arising out of any actual
27 or alleged act, error, or omission that occurred, or that the
28 person against whom the claim is made had a reasonable basis for
29 believing occurred within the scope of Commission employment,
30 duties or responsibilities; provided that nothing in this

1 paragraph shall be construed to protect any such person from
2 suit or liability for any damage, loss, injury, or liability
3 caused by the intentional or willful or wanton misconduct of
4 that person. The procurement of insurance of any type by the
5 Commission shall not in any way compromise or limit the immunity
6 granted hereunder.

7 2. The Commission shall defend any member, officer, executive
8 director, employee, and representative of the Commission in any
9 civil action seeking to impose liability arising out of any
10 actual or alleged act, error, or omission that occurred within
11 the scope of Commission employment, duties, or responsibilities,
12 or as determined by the Commission that the person against whom
13 the claim is made had a reasonable basis for believing occurred
14 within the scope of Commission employment, duties, or
15 responsibilities; provided that nothing herein shall be
16 construed to prohibit that person from retaining their own
17 counsel at their own expense; and provided further, that the
18 actual or alleged act, error, or omission did not result from
19 that person's intentional or willful or wanton misconduct.

20 3. The Commission shall indemnify and hold harmless any
21 member, officer, executive director, employee, and
22 representative of the Commission for the amount of any
23 settlement or judgment obtained against that person arising out
24 of any actual or alleged act, error, or omission that occurred
25 within the scope of Commission employment, duties, or
26 responsibilities, or that such person had a reasonable basis for
27 believing occurred within the scope of Commission employment,
28 duties, or responsibilities, provided that the actual or alleged
29 act, error, or omission did not result from the intentional or
30 willful or wanton misconduct of that person.

1 4. Nothing herein shall be construed as a limitation on the
2 liability of any Licensee for professional malpractice or
3 misconduct, which shall be governed solely by any other
4 applicable State laws.

5 5. Nothing in this Compact shall be interpreted to waive or
6 otherwise abrogate a Member State's State action immunity or
7 State action affirmative defense with respect to antitrust
8 claims under the Sherman Act, Clayton Act, or any other State or
9 federal antitrust or anticompetitive law or regulation.

10 6. Nothing in this Compact shall be construed to be a waiver
11 of sovereign immunity by the Member States or by the Commission.

12 SECTION 10. DATA SYSTEM

13 A. The Commission shall provide for the development,
14 maintenance, operation, and utilization of a coordinated
15 database and reporting system.

16 B. The Commission shall assign each applicant for a
17 Multistate License a unique identifier, as determined by the
18 Rules of the Commission.

19 C. Notwithstanding any other provision of State law to the
20 contrary, a Member State shall submit a uniform data set to the
21 Data System on all individuals to whom this Compact is
22 applicable as required by the Rules of the Commission,
23 including:

24 1. Identifying information;

25 2. Licensure data;

26 3. Adverse Actions against a license and information related
27 thereto;

28 4. Non-confidential information related to Alternative
29 Program participation, the beginning and ending dates of such
30 participation, and other information related to such

1 participation;

2 5. Any denial of application for licensure, and the reason(s)
3 for such denial (excluding the reporting of any criminal history
4 record information where prohibited by law);

5 6. The existence of Investigative Information;

6 7. The existence of Current Significant Investigative
7 Information; and

8 8. Other information that may facilitate the administration
9 of this Compact or the protection of the public, as determined
10 by the Rules of the Commission.

11 D. The records and information provided to a Member State
12 pursuant to this Compact or through the Data System, when
13 certified by the Commission or an agent thereof, shall
14 constitute the authenticated business records of the Commission,
15 and shall be entitled to any associated hearsay exception in any
16 relevant judicial, quasi-judicial or administrative proceedings
17 in a Member State.

18 E. The existence of Current Significant Investigative
19 Information and the existence of Investigative Information
20 pertaining to a Licensee in any Member State will only be
21 available to other Member States.

22 F. It is the responsibility of the Member States to monitor
23 the database to determine whether Adverse Action has been taken
24 against such a Licensee or License applicant. Adverse Action
25 information pertaining to a Licensee or License applicant in any
26 Member State will be available to any other Member State.

27 G. Member States contributing information to the Data System
28 may designate information that may not be shared with the public
29 without the express permission of the contributing State.

30 H. Any information submitted to the Data System that is

1 subsequently expunged pursuant to federal law or the laws of the
2 Member State contributing the information shall be removed from
3 the Data System.

4 SECTION 11. RULEMAKING

5 A. The Commission shall promulgate reasonable Rules in order
6 to effectively and efficiently implement and administer the
7 purposes and provisions of this Compact. A Rule shall be invalid
8 and have no force or effect only if a court of competent
9 jurisdiction holds that the Rule is invalid because the
10 Commission exercised its rulemaking authority in a manner that
11 is beyond the scope and purposes of this Compact, or the powers
12 granted hereunder, or based upon another applicable standard of
13 review.

14 B. The Rules of the Commission shall have the force of law in
15 each Member State, provided however that where the Rules of the
16 Commission conflict with the laws of the Member State that
17 establish the Member State's scope of practice laws governing
18 the Practice of Cosmetology as held by a court of competent
19 jurisdiction, the Rules of the Commission shall be ineffective
20 in that State to the extent of the conflict.

21 C. The Commission shall exercise its rulemaking powers
22 pursuant to the criteria set forth in this Article and the Rules
23 adopted thereunder. Rules shall become binding as of the date
24 specified by the Commission for each Rule.

25 D. If a majority of the legislatures of the Member States
26 rejects a Rule or portion of a Rule, by enactment of a statute
27 or resolution in the same manner used to adopt this Compact
28 within four (4) years of the date of adoption of the Rule, then
29 such Rule shall have no further force and effect in any Member
30 State or to any State applying to participate in this Compact.

1 E. Rules shall be adopted at a regular or special meeting of
2 the Commission.

3 F. Prior to adoption of a proposed Rule, the Commission shall
4 hold a public hearing and allow persons to provide oral and
5 written comments, data, facts, opinions, and arguments.

6 G. Prior to adoption of a proposed Rule by the Commission,
7 and at least thirty (30) days in advance of the meeting at which
8 the Commission will hold a public hearing on the proposed Rule,
9 the Commission shall provide a notice of proposed rulemaking:

10 1. On the website of the Commission or other publicly
11 accessible platform;

12 2. To persons who have requested notice of the Commission's
13 notices of proposed rulemaking; and

14 3. In such other way(s) as the Commission may by Rule
15 specify.

16 H. The notice of proposed rulemaking shall include:

17 1. The time, date, and location of the public hearing at
18 which the Commission will hear public comments on the proposed
19 Rule and, if different, the time, date, and location of the
20 meeting where the Commission will consider and vote on the
21 proposed Rule;

22 2. If the hearing is held via telecommunication, video
23 conference, or other electronic means, the Commission shall
24 include the mechanism for access to the hearing in the notice of
25 proposed rulemaking;

26 3. The text of the proposed Rule and the reason therefor;

27 4. A request for comments on the proposed Rule from any
28 interested person; and

29 5. The manner in which interested persons may submit written
30 comments.

1 I. All hearings will be recorded. A copy of the recording and
2 all written comments and documents received by the Commission in
3 response to the proposed Rule shall be available to the public.

4 J. Nothing in this Article shall be construed as requiring a
5 separate hearing on each Rule. Rules may be grouped for the
6 convenience of the Commission at hearings required by this
7 Article.

8 K. The Commission shall, by majority vote of all members,
9 take final action on the proposed Rule based on the rulemaking
10 record and the full text of the Rule.

11 1. The Commission may adopt changes to the proposed Rule
12 provided the changes do not enlarge the original purpose of the
13 proposed Rule.

14 2. The Commission shall provide an explanation of the reasons
15 for substantive changes made to the proposed Rule as well as
16 reasons for substantive changes not made that were recommended
17 by commenters.

18 3. The Commission shall determine a reasonable effective date
19 for the Rule. Except for an emergency as provided in Article
20 11.L, the effective date of the Rule shall be no sooner than
21 forty-five (45) days after the Commission issuing the notice
22 that it adopted or amended the Rule.

23 L. Upon determination that an emergency exists, the
24 Commission may consider and adopt an emergency Rule with five
25 (5) days' notice, with opportunity to comment, provided that the
26 usual rulemaking procedures provided in this Compact and in this
27 Article shall be retroactively applied to the Rule as soon as
28 reasonably possible, in no event later than ninety (90) days
29 after the effective date of the Rule. For the purposes of this
30 provision, an emergency Rule is one that must be adopted

1 immediately to:

2 1. Meet an imminent threat to public health, safety, or
3 welfare;

4 2. Prevent a loss of Commission or Member State funds;

5 3. Meet a deadline for the promulgation of a Rule that is
6 established by federal law or rule; or

7 4. Protect public health and safety.

8 M. The Commission or an authorized committee of the

9 Commission may direct revisions to a previously adopted Rule for
10 purposes of correcting typographical errors, errors in format,
11 errors in consistency, or grammatical errors. Public notice of
12 any revisions shall be posted on the website of the Commission.

13 The revision shall be subject to challenge by any person for a
14 period of thirty (30) days after posting. The revision may be
15 challenged only on grounds that the revision results in a
16 material change to a Rule. A challenge shall be made in writing
17 and delivered to the Commission prior to the end of the notice
18 period. If no challenge is made, the revision will take effect
19 without further action. If the revision is challenged, the
20 revision may not take effect without the approval of the
21 Commission.

22 N. No Member State's rulemaking requirements shall apply
23 under this Compact.

24 SECTION 12. OVERSIGHT, DISPUTE RESOLUTION, AND ENFORCEMENT

25 A. Oversight

26 1. The executive and judicial branches of State government in
27 each Member State shall enforce this Compact and take all
28 actions necessary and appropriate to implement this Compact.

29 2. Venue is proper and judicial proceedings by or against the
30 Commission shall be brought solely and exclusively in a court of

1 competent jurisdiction where the principal office of the
2 Commission is located. The Commission may waive venue and
3 jurisdictional defenses to the extent it adopts or consents to
4 participate in alternative dispute resolution proceedings.
5 Nothing herein shall affect or limit the selection or propriety
6 of venue in any action against a Licensee for professional
7 malpractice, misconduct or any such similar matter.

8 3. The Commission shall be entitled to receive service of
9 process in any proceeding regarding the enforcement or
10 interpretation of this Compact and shall have standing to
11 intervene in such a proceeding for all purposes. Failure to
12 provide the Commission service of process shall render a
13 judgment or order void as to the Commission, this Compact, or
14 promulgated Rules.

15 B. Default, Technical Assistance, and Termination

16 1. If the Commission determines that a Member State has
17 defaulted in the performance of its obligations or
18 responsibilities under this Compact or the promulgated Rules,
19 the Commission shall provide written notice to the defaulting
20 State. The notice of default shall describe the default, the
21 proposed means of curing the default, and any other action that
22 the Commission may take, and shall offer training and specific
23 technical assistance regarding the default.

24 2. The Commission shall provide a copy of the notice of
25 default to the other Member States.

26 3. If a State in default fails to cure the default, the
27 defaulting State may be terminated from this Compact upon an
28 affirmative vote of a majority of the delegates of the Member
29 States, and all rights, privileges and benefits conferred on
30 that State by this Compact may be terminated on the effective

1 date of termination. A cure of the default does not relieve the
2 offending State of obligations or liabilities incurred during
3 the period of default.

4 4. Termination of membership in this Compact shall be imposed
5 only after all other means of securing compliance have been
6 exhausted. Notice of intent to suspend or terminate shall be
7 given by the Commission to the governor, the majority and
8 minority leaders of the defaulting State's legislature, the
9 defaulting State's State Licensing Authority and each of the
10 Member States' State Licensing Authority.

11 5. A State that has been terminated is responsible for all
12 assessments, obligations, and liabilities incurred through the
13 effective date of termination, including obligations that extend
14 beyond the effective date of termination.

15 6. Upon the termination of a State's membership from this
16 Compact, that State shall immediately provide notice to all
17 Licensees who hold a Multistate License within that State of
18 such termination. The terminated State shall continue to
19 recognize all licenses granted pursuant to this Compact for a
20 minimum of one hundred eighty (180) days after the date of said
21 notice of termination.

22 7. The Commission shall not bear any costs related to a State
23 that is found to be in default or that has been terminated from
24 this Compact, unless agreed upon in writing between the
25 Commission and the defaulting State.

26 8. The defaulting State may appeal the action of the
27 Commission by petitioning the United States District Court for
28 the District of Columbia or the federal district where the
29 Commission has its principal offices. The prevailing party shall
30 be awarded all costs of such litigation, including reasonable

1 attorney's fees.

2 C. Dispute Resolution

3 1. Upon request by a Member State, the Commission shall
4 attempt to resolve disputes related to this Compact that arise
5 among Member States and between Member and non-Member States.

6 2. The Commission shall promulgate a Rule providing for both
7 mediation and binding dispute resolution for disputes as
8 appropriate.

9 D. Enforcement

10 1. The Commission, in the reasonable exercise of its
11 discretion, shall enforce the provisions of this Compact and the
12 Commission's Rules.

13 2. By majority vote as provided by Commission Rule, the
14 Commission may initiate legal action against a Member State in
15 default in the United States District Court for the District of
16 Columbia or the federal district where the Commission has its
17 principal offices to enforce compliance with the provisions of
18 this Compact and its promulgated Rules. The relief sought may
19 include both injunctive relief and damages. In the event
20 judicial enforcement is necessary, the prevailing party shall be
21 awarded all costs of such litigation, including reasonable
22 attorney's fees. The remedies herein shall not be the exclusive
23 remedies of the Commission. The Commission may pursue any other
24 remedies available under federal or the defaulting Member
25 State's law.

26 3. A Member State may initiate legal action against the
27 Commission in the United States District Court for the District
28 of Columbia or the federal district where the Commission has its
29 principal offices to enforce compliance with the provisions of
30 this Compact and its promulgated Rules. The relief sought may

1 include both injunctive relief and damages. In the event
2 judicial enforcement is necessary, the prevailing party shall be
3 awarded all costs of such litigation, including reasonable
4 attorney's fees.

5 4. No individual or entity other than a Member State may
6 enforce this Compact against the Commission.

7 SECTION 13. EFFECTIVE DATE, WITHDRAWAL, AND AMENDMENT

8 A. This Compact shall come into effect on the date on which
9 this Compact statute is enacted into law in the seventh Member
10 State.

11 1. On or after the effective date of this Compact, the
12 Commission shall convene and review the enactment of each of the
13 Charter Member States to determine if the statute enacted by
14 each such Charter Member State is materially different than the
15 model Compact statute.

16 a. A Charter Member State whose enactment is found to be
17 materially different from the model Compact statute shall be
18 entitled to the default process set forth in Article 12.

19 b. If any Member State is later found to be in default, or is
20 terminated or withdraws from this Compact, the Commission shall
21 remain in existence and this Compact shall remain in effect even
22 if the number of Member States should be less than seven (7).

23 2. Member States enacting this Compact subsequent to the
24 Charter Member States shall be subject to the process set forth
25 in Article 9.C.24 to determine if their enactments are
26 materially different from the model Compact statute and whether
27 they qualify for participation in this Compact.

28 3. All actions taken for the benefit of the Commission or in
29 furtherance of the purposes of the administration of this
30 Compact prior to the effective date of this Compact or the

1 Commission coming into existence shall be considered to be
2 actions of the Commission unless specifically repudiated by the
3 Commission.

4 4. Any State that joins this Compact shall be subject to the
5 Commission's Rules and bylaws as they exist on the date on which
6 this Compact becomes law in that State. Any Rule that has been
7 previously adopted by the Commission shall have the full force
8 and effect of law on the day this Compact becomes law in that
9 State.

10 B. Any Member State may withdraw from this Compact by
11 enacting a statute repealing that State's enactment of this
12 Compact.

13 1. A Member State's withdrawal shall not take effect until
14 one hundred eighty (180) days after enactment of the repealing
15 statute.

16 2. Withdrawal shall not affect the continuing requirement of
17 the withdrawing State's State Licensing Authority to comply with
18 the investigative and Adverse Action reporting requirements of
19 this Compact prior to the effective date of withdrawal.

20 3. Upon the enactment of a statute withdrawing from this
21 Compact, a State shall immediately provide notice of such
22 withdrawal to all Licensees within that State. Notwithstanding
23 any subsequent statutory enactment to the contrary, such
24 withdrawing State shall continue to recognize all licenses
25 granted pursuant to this Compact for a minimum of one hundred
26 eighty (180) days after the date of such notice of withdrawal.

27 C. Nothing contained in this Compact shall be construed to
28 invalidate or prevent any licensure agreement or other
29 cooperative arrangement between a Member State and a non-Member
30 State that does not conflict with the provisions of this

1 Compact.

2 D. This Compact may be amended by the Member States. No
3 amendment to this Compact shall become effective and binding
4 upon any Member State until it is enacted into the laws of all
5 Member States.

6 SECTION 14. CONSTRUCTION AND SEVERABILITY

7 A. This Compact and the Commission's rulemaking authority
8 shall be liberally construed so as to effectuate the purposes,
9 and the implementation and administration of this Compact.
10 Provisions of this Compact expressly authorizing or requiring
11 the promulgation of Rules shall not be construed to limit the
12 Commission's rulemaking authority solely for those purposes.

13 B. The provisions of this Compact shall be severable and if
14 any phrase, clause, sentence or provision of this Compact is
15 held by a court of competent jurisdiction to be contrary to the
16 constitution of any Member State, a State seeking participation
17 in this Compact, or of the United States, or the applicability
18 thereof to any government, agency, person or circumstance is
19 held to be unconstitutional by a court of competent
20 jurisdiction, the validity of the remainder of this Compact and
21 the applicability thereof to any other government, agency,
22 person or circumstance shall not be affected thereby.

23 C. Notwithstanding Article 14.B, the Commission may deny a
24 State's participation in this Compact or, in accordance with the
25 requirements of Article 12, terminate a Member State's
26 participation in this Compact, if it determines that a
27 constitutional requirement of a Member State is a material
28 departure from this Compact. Otherwise, if this Compact shall be
29 held to be contrary to the constitution of any Member State,
30 this Compact shall remain in full force and effect as to the

1 remaining Member States and in full force and effect as to the
2 Member State affected as to all severable matters.

3 SECTION 15. CONSISTENT EFFECT AND CONFLICT WITH OTHER STATE LAWS

4 A. Nothing herein shall prevent or inhibit the enforcement of
5 any other law of a Member State that is not inconsistent with
6 this Compact.

7 B. Any laws, statutes, regulations, or other legal
8 requirements in a Member State in conflict with this Compact are
9 superseded to the extent of the conflict.

10 C. All permissible agreements between the Commission and the
11 Member States are binding in accordance with their terms.

12 Section 3. Operation.

13 (a) When compact effective.--When the Governor executes the
14 compact on behalf of the Commonwealth and files a verified copy
15 thereof with the Secretary of the Commonwealth and when the
16 compact is ratified by one or more other states, the compact
17 shall become effective between the Commonwealth and such other
18 state or states. The Governor is hereby authorized and directed
19 to take such action as may be necessary to complete the exchange
20 of official documents between the Commonwealth and any other
21 state ratifying the compact.

22 (b) Notice in Pennsylvania Bulletin.--The Secretary of the
23 Commonwealth shall transmit a notice to the Legislative
24 Reference Bureau for publication in the next available issue of
25 the Pennsylvania Bulletin when the conditions specified in
26 subsection (a) are satisfied and shall include in the notice the
27 date on which the compact became effective between the
28 Commonwealth and any other state or states in accordance with
29 this act.

30 (C) IMPLEMENTATION.--THE STATE BOARD OF COSMETOLOGY SHALL <--

1 HAVE THE FOLLOWING DUTIES:

2 (1) PROMULGATE TEMPORARY REGULATIONS NECESSARY TO
3 IMPLEMENT THIS ACT UNDER 63 PA.C.S. § 3120 (RELATING TO
4 TEMPORARY RULEMAKING AUTHORITY) WITHIN ONE YEAR OF THE
5 EFFECTIVE DATE OF THIS PARAGRAPH.

6 (2) ACCEPT COMPACT PRIVILEGE APPLICATIONS AND ISSUE
7 COMPACT PRIVILEGES UNDER THIS ACT WITHIN ONE YEAR OF THE
8 EFFECTIVE DATE OF THIS PARAGRAPH.

9 Section 4. Compensation and expenses of compact administrator.

10 The compact administrator who represents the Commonwealth, as
11 provided for in the compact, shall not be entitled to any
12 additional compensation for the duties and responsibilities as
13 compact administrator but shall be entitled to reimbursement for
14 reasonable expenses actually incurred in connection with the
15 duties and responsibilities as compact administrator in the same
16 manner as for expenses incurred in connection with other duties
17 and responsibilities of the office or employment.

18 Section 5. Effective date.

19 This act shall take effect ~~in 60 days~~ IMMEDIATELY.

<--

HOUSE OF REPRESENTATIVES

DEMOCRATIC COMMITTEE BILL ANALYSIS

Bill No:	SB0331 PN1426	Prepared By:	Kari Orchard
Committee:	Professional Licensure		(717) 787-6882, ext. 6241
Sponsor:	Argall, David	Executive	Kari Orchard
Date:	3/19/2026	Director:	

A. Brief Concept

Authorizes Pennsylvania to join the Cosmetology Licensure Compact.

C. Analysis of the Bill

SB 331 creates a free-standing act to authorize Pennsylvania to join and implement the interstate provisions of the Cosmetology Licensure Compact. A multistate license issued by a home state resident of a participating state shall be recognized by all member states as authorizing a cosmetologist to practice in each member state.

Key Definitions

"Adverse Action" means any administrative, civil, equitable, or criminal action permitted by a Member State's laws which is imposed by a State Licensing Authority or other regulatory body against a Cosmetologist, including actions against an individual's license or Authorization to Practice such as revocation, suspension, probation, monitoring of the Licensee, limitation of the Licensee's practice, or any other Encumbrance on a license affecting an individual's ability to participate in the Cosmetology industry, including the issuance of a cease and desist order.

"Authorization to Practice" means a legal authorization associated with a Multistate License permitting the Practice of Cosmetology in that Remote State, which shall be subject to the enforcement jurisdiction of the State Licensing Authority in that Remote State.

"Alternative Program" means a non-disciplinary monitoring or prosecutorial diversion program approved by a Member State's State Licensing Authority.

"Background Check" means the submission of information for an applicant for the purpose of obtaining that applicant's criminal history record information, as further defined in 28 C.F.R. § 20.3(d), from the Federal Bureau of Investigation and the agency responsible for retaining State criminal or disciplinary history in the applicant's Home State.

"Data System" means a repository of information about Licensees, including, but not limited to, license status, Investigative Information, and Adverse Actions.

"Encumbered License" means a license in which an Adverse Action restricts the Practice of Cosmetology by a Licensee, or where said Adverse Action has been reported to the Commission.

"Home State" means the Member State which is a Licensee's primary State of residence, and where that Licensee holds an active and unencumbered license to practice Cosmetology.

"Member State" means any State that has adopted this Compact.

"Multistate License" means a license issued by and subject to the enforcement jurisdiction of the State Licensing Authority in a Licensee's Home State, which authorizes the Practice of Cosmetology in Member States and includes Authorizations to Practice Cosmetology in all Remote States pursuant to this Compact.

"Remote State" means any Member State, other than the Licensee's Home State.

Compact Rules

In order to participate in the compact, Pennsylvania must:

- License and regulate cosmetology
- Have a mechanism in place to receive and investigate complaints about licensees practicing in the state
- Require licensees to pass a cosmetology exam prior to being licensed in the state
- Require licensees to meet education and training requirements prior to licensure
- Implement procedures for considering criminal history, disciplinary history, background checks
- Participate in the compact data system
- Share information on adverse actions with the commission and other member states through the data system and otherwise
- Notify the commission and member states of investigations regarding a licensee's practice
- Accept licensees from other member states in the compact

Cosmetologists who do not live in a member state may apply for a single-state license under that state's laws. Obtaining a single-state license in a compact state does not grant the holder compact privileges if they do not live in the state. The compact does not affect the requirements established by member states for their licenses, nor can the compact commission define the educational or professional requirements for a license to practice cosmetology.

Multistate Licenses

In order to obtain and retain a compact license, an applicant must:

- Hold an active, unencumbered single-state license to practice cosmetology in their home state.
- Meet the requirements of a multistate license under the compact
- Agree to abide by the rules of the state licensing authority and state scope of practice laws governing cosmetology of any member state in which they provide services.
- Pay all required fees
- Comply with all requirements and rules of the commission for multistate licensees

A state licensing authority must grant, within a reasonable time, a multistate license to an applicant who meets the requirements for multistate licensure under this compact and any rules of the commission and inform all member states of the granting of the license.

A multistate license may be effective for a defined period of time, concurrent with the licensure renewal period in the home state.

A licensee may only hold one multistate license, issued by their home state, at one time. Nothing in the compact prohibits individuals from holding multiple single-state licenses at one time.

If a licensee moves between member states, they must immediately apply for the reissuance of their compact license in the new home state and pay all applicable fees and notify their prior home state of the move. If they move to a nonmember state, the licensee must apply for a single-state license.

Upon reissuance of a compact license, the new home state must verify that the multistate license was active and unencumbered. The old license will be deactivated and all member states notified. The new home state may require a background check if one is required for initial licensure.

A licensee is subject to the jurisdiction of the member state's licensing authority, courts and laws in the state in which services are provided.

Military Families

Active military members or their spouses shall designate a home state where the individual has a current license to practice cosmetology in good standing. They may retain that home state during any period of service while the licensee or spouse is on active-duty assignment.

Authority of Interstate Compact Commission and Member State Licensing Boards

Nothing in the compact or commission rules/regulations shall limit or restrict the ability of a member state to enact and enforce laws, regulations or other rules related to the practice of cosmetology in that state. State licensing authorities and the compact commission should work collaboratively to regulate licensees.

Discipline will be handled solely by the state in which services are provided, via each member state's licensing authority. The home state shall have exclusive power to impose adverse action against a multistate license issued by the home state. They may take action based on investigations they conduct or those done by a remote state.

Each remote state shall have the power to take adverse action against the licensee's authorization to practice under the multistate license in that state, issue cease and desist orders or impose an encumbrance, complete investigations of a licensee, issue subpoenas for hearings and investigations, and recover fees for investigations if permitted by that state's laws.

If an adverse action is taken by a home state against a compact license, the licensee's authorization to practice in all member states will be deactivated until all encumbrances have been removed from the home state license. If accepted to an alternative program, the compact license will be suspended for the duration of that participation.

Oversight, Dispute Resolution and Enforcement

The executive and judicial branches of government in each member state shall enforce the compact and take actions necessary to implement the compact.

If the commission determines a member state has defaulted in its obligations under the compact or its rules, the commission shall serve written notice to the state and other member states. If the affected state fails to cure the default, it may be terminated from the compact upon an affirmative vote of a majority of member state delegates.

Termination of membership in the compact shall be imposed only after exhausting all other means to secure compliance. A terminated state must recognize multistate licenses for at least six months.

Dispute resolution: The commission shall attempt to resolve disputes related to the compact among member states and between member and non-member states.

Enforcement: By a majority vote, the commission can initiate legal action against a member state in default in the U.S. District Court for the District of Columbia or the federal district where the commission has its principal offices. No individual or entity other than a member state may enforce the compact against the commission.

Cosmetology Licensure Compact Commission

Member states will create a joint governance agency consisting of membership of all member states that have enacted the compact. Each state will have one delegate to the commission selected by the state's licensing authority who is an administrator of the licensing board or their designee.

The commission can establish rules, bylaws, fiscal year dates, codes of conduct and conflict of interest policies, terms of office for delegates, processes for suspension/removal of delegates, and other administrative guidelines. It can accept gifts, grants, donations and other sources of revenue or equipment; lease or purchase property, sell, exchange, mortgage property; establish a budget and make expenditures.

The commission shall meet and take actions consistent with the provisions of the compact and its rules and bylaws. It may initiate and conclude legal proceedings, maintain and certify records, purchase insurance, borrow/accept/contract for services, conduct annual financial reviews, hire employees and set duties/pay/authority.

The body must meet at least once per calendar year. Meetings are generally open to the public and must be advertised on the commission's website at least 30 days in advance. An emergency meeting may be held under set circumstances with 24 hours' notice. Nonpublic meetings may be held to discuss non-compliance of a member state, employment/compensation/discipline, litigation, contract negotiation, trade secrets, investigative topics, legal advice and other matters exempted by federal or member state law.

The commission can appoint committees, including standing committees as well as an executive committee and elected officers. The executive committee shall have the power to act on behalf of the commission according to the terms in the compact. The executive committee must give five business days' notice of its public meetings and may hold emergency meetings for designated purposes.

The body may set a fee for multistate licenses charged to licensees each renewal period. A home state may still charge a fee for the multistate license issuance or renewal.

The compact commission must adopt and provide an annual report to all member states.

The commission has rule-making powers. A majority vote of all members is needed for final action on a proposed rule. The compact may be amended by member states, but no amendment is effective and binding until it is enacted into the laws of all member states.

Data System

The commission shall develop, maintain and operate a coordinated database and reporting system. Member states are responsible for monitoring the database for adverse actions against a licensee or applicant.

Each applicant for a multistate license must have a unique identifier.

Member states must submit uniform data to the system on all individuals under the compact, including:

- Identifying information
- Licensure data
- Adverse actions and related information
- Non-confidential information on alternative program participation
- Any denial of licensure and the reasons
- Existence of investigative information or current significant investigative information (only shared with member states)
- Other items that may facilitate the administration of the compact as determined by the commission

Withdrawal from Compact

Any member state may withdraw from the compact by enacting a state law repealing the enactment of the compact. The withdrawal shall not take effect for at least 180 days after repeal and compact licenses must continue to be recognized during that time.

Effective Date:

This act shall take effect immediately.

Implementation must occur as follows: The State Board of Cosmetology must promulgate temporary regulations and accept compact applications/issue compact privileges within a year of the effective date.

G. Relevant Existing Laws

Cosmetologists in Pennsylvania are licensed under the State Board of Cosmetology, which is housed under the Department of State. Additional regulations are found in 49 PA Code Chapter 7 (State Board of Cosmetology).

The practice of cosmetology as well as the education and training requirements for the profession are outlined in The Cosmetology Law, Act 86 of 1933.

E. Prior Session (Previous Bill Numbers & House/Senate Votes)

This bill is identical to House Bill 365 (Solomon) for the 2025-2026 Legislative Session. It was introduced as HB 1930 (Solomon) in the 2023-2024 Legislative Session but did not receive a vote.

This document is a summary of proposed legislation and is prepared only as general information for use by the Democratic Members and Staff of the Pennsylvania House of Representatives. The document does not represent the legislative intent of the Pennsylvania House of Representatives and may not be utilized as such.