

I MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN  
2006 (SECOND) Regular Session

Bill No. 288 (LS)

Introduced by:

J. Won Pat *[Signature]*

**AN ACT TO AMEND SECTION 18119, DIVISION 1, CHAPTER 18,  
TITLE 10 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE  
ELIGIBILITY AND QUALIFICATIONS FOR ESTHETICIAN LICENSE.**

1           **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2           **Section 1. Legislative Intent.** *I Mina'Bente Ocho Na Liheslaturan*  
3 *Guåhan* finds that there are inconsistencies in the existing mandate related  
4 to the requirement and eligibility for esthetician's examination under the  
5 Board of Cosmetology. One such inconsistency is the current requirement  
6 pertaining to eligibility and qualifications for licensure of individuals that  
7 have practiced outside of Guam. Other concerns raised with the current  
8 law are the additional requirements applied to those individuals who plan  
9 to take the esthetician license exam which require that the individual must  
10 hold a valid Guam license to practice cosmetology. This means that if an  
11 individual wishes to take an exam for an esthetician's license, that  
12 individual must first have a cosmetology license. There are no other exams  
13 within cosmetology that requires this.

14           Therefore, it is the intent of *I Mina Bente Ocho Na Liheslaturan Guåhan*  
15 to make the necessary changes to the existing statutes that will allow

1 individuals who wish to apply for an esthetician license under the  
2 Cosmetology Board consistent with their practice.

3 **Section 2. Section 18119, Division 1, Chapter 18, Title 10, Guam**  
4 **Code Annotated is hereby *amended* to read as follows.**

5 **§18119. Eligibility and Qualifications for Esthetician License.**

6 (a) The Board shall administer examination for license as an  
7 esthetician during a Board meeting duly held for the purpose of  
8 administering examinations for applicants who have made the proper  
9 applications for such license and who have qualified as follows:

10 (1) who is not less than 18 years of age;

11 ~~(2) holds a valid Guam license to practice cosmetology;~~

12 ~~(3)~~(2) has done one of the following:

13 (i) completed a certified esthetician program of at least six  
14 hundred (600) hours extending over a school year of not  
15 less than four (4) months from a school of cosmetology  
16 approved by the Board; or

17 ~~(ii) completed not less than the equivalent of six hundred~~  
18 ~~(600) hours of practice as a teacher assistant or teacher~~  
19 ~~aide in a school approved by the Board; and~~

20 (ii) holds a current unrestricted valid esthetician's license  
21 issued by a state or territory of the United States in good  
22 standing, whose license requirements in the judgment of  
23 the Board are equal to or greater than Guam's.

1       ~~(4) who has actively engaged in at least three (3) years in the~~  
2           ~~occupation of a cosmetologist, or any branch thereof, in the~~  
3           ~~territory or in any jurisdiction having standards for registration~~  
4           ~~substantially equivalent to those of Guam."~~

5       **Section 3. Severability.**    *If* any provision of this Law or its  
6 application to any person or circumstance is found to be invalid or contrary  
7 to law, such invalidity shall *not* affect other provisions or applications of  
8 this Law, which can be given effect without the invalid provisions or  
9 application, and to this end the provisions of this Law are severable.