

I MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN
2005 (FIRST) Regular Session

Bill No. 289 (LS)

Introduced by:

J.T. Won Pat *JT*

AN ACT TO REPEAL SECTION 18119(a)(2) AND (4) AND TO AMEND (3)(ii) AND TO ADD A NEW SUB-SECTION (3)(iii), 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. Chapter 18, Title 10, Guam Code Annotated, Section**
4 **18119(a)(2) is hereby repealed in its entirety.**

5 **Section 3. Chapter 18, Title 10, Guam Code Annotated, Section**
6 **18119(4) is hereby repealed in its entirety.**

7 **Section 4. Chapter 18, Title 10, Guam Code Annotated, Sectio**
8 **18119(4) is hereby amended to read as follows:**

9 (3)(ii) ~~completed not less than the equivalent of six hundred~~
10 ~~(600) hours of practice as a teacher assistant or teacher aide in a school~~
11 ~~approved by the Board~~ practiced as an esthetician as defined in this
12 Chapter, outside of this territory for a period of time equivalent to the
13 study and training of a qualified person who has completed a course in
14 esthetics from a school curriculum of which complied with requirements
15 adopted by the Board; and"

16 **Section 5. Chapter 18, Title 10, Guam Code Annotated, Section**
17 **18119(3)(iii) is hereby added to read as follows:**

18 "(3)(iii) holds a valid esthetician's license issued by a state whose
19 license requirements in the judgment of the Board are equal to or are
20 greater than Guam's."

21 **Section 6. Severability.** *If any provision of this Law or its*
22 *application to any person or circumstance is found to be invalid or contrary*
23 *to law, such invalidity shall not affect other provisions or applications of*

1 this Law, which can be given effect without the invalid provisions or
2 application, and to this end the provisions of this Law are severable.