Minnesota Board of Cosmetologist Examiners

NOTICE OF SUBMISSION OF EXEMPT PERMANENT RULES PROPOSED FOR ADOPTION WITHOUT A PUBLIC HEARING TO THE OFFICE OF ADMINISTRATIVE HEARINGS

Proposed Amendments to Rules Governing Threading and the Practice of Cosmetology, Minnesota Rules, 2105.0010; 2105.0100, 2110.0010, and 2110.0100; Revisor's ID Number 4263

PLEASE NOTE that the Board will submit the above-named proposed rules to the Office of Administrative Hearings on the date of this notice, August 6, 2014.

During the 2014 Minnesota legislative session, new legislation exempting threading from the practice of cosmetology was enacted. Minnesota Session Law 2014, Chapter 169, Section 1 enacted on April 25, 2014 contains the definition of threading, and Section 2 exempts threading from the practice of cosmetology. Further, Section 4 of Minnesota Session Law 2014, Chapter 169 directs the Board to amend the rules to reflect the changes, and provides a good cause exemption under Minnesota Statutes, Section 14.388, Subdivision 1, Clause (3) to adopt rules.

The Session Law with the text of the legislative changes can be found at https://www.revisor.mn.gov/laws/?id=169&doctype=Chapter&year=2014&type=0#laws.0.1.0

A copy of the proposed exempt rules amendments is attached to this Notice. The proposed rules amendments add threading to the list of unregulated services in *Minnesota Rules,* part 2105.0010 and part 2110.0010, and clarify that unregulated services listed in those rule parts are subject to the posting requirements for salons offering unregulated services in *Minnesota Rules,* part 2105.0100 and part 2110.0100.

The Board is using the good cause exempt rulemaking process under Minnesota Statutes, section 14.388, subdivision 1, clause (3) because the proposed rules amendments incorporate a specific statutory change that needs no further interpretation, i.e., the exemption of threading from the practice of cosmetology. The Board is also using this process because the Session Law authorized the Board to use it.

Interested parties have five (5) business days after the date of this notice to submit comments to the Office of Administrative Hearings by electronic mail to rulescomments@state.mn.us or by United States Mail to OAH, 600 North Robert Street, P.O. Box 64620, Saint Paul, Minnesota, 55164-0620. Comments are encouraged. Your comments should identify the part of the proposed rules amendment you are addressing, any change proposed, and the reason for the suggested change.

Rebecca Gaspard
Rules and Compliance Analyst

Date: August 6, 2014