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| SUBJECT:     | Prohibiting certain barbering and cosmetology practices  |
| COMMITTEE:   | Licensing & Administrative Procedures — favorable, without amendment   |
| VOTE:        | 6 ayes — K. King, Goldman, Harless, Patterson, Schaefer, S. Thompson<br><br>0 nays<br><br>5 absent — Walle, Hernandez, Herrero, T. King, Shaheen   |
| SENATE VOTE: | On final passage (April 20) — 28 - 3   |
| WITNESSES:   | None ( <i>considered in a formal meeting on May 2</i> )  |
| BACKGROUND:  | Some have suggested prohibiting certain barbering and cosmetology license holders from performing certain services would ensure that only qualified medical professionals are providing injection treatments and could prevent potential harm.   |
| DIGEST:      | <p>SB 1120 would provide that a person performing a barbering or cosmetology service that was within the scope of such a license or permit could not:</p> <ul style="list-style-type: none"><li>• make an incision into the dermis layer of a person’s skin, including for purposes of injecting a medication or other substance; or</li><li>• use a prescription medical device approved by the United States Food and Drug Administration.</li></ul> <p>A barbering or cosmetology license holder could perform an act described above as part of a barbering or cosmetology service if the person was also licensed to perform that act in this state or was otherwise authorized by law to perform that act. In a disciplinary action by the Texas Commission of Licensing and Regulation related to a violation of the prohibited actions under the bill, the license or permit holder would have the burden of proving by a preponderance of the evidence that the person was licensed or otherwise authorized to perform the act.</p> |

The bill would not affect the authority of another state agency regulating a profession to enforce any law related to that profession.

The bill would take effect September 1, 2023, and would apply only to conduct that occurred on or after that date.