



2025 South Dakota Legislature

Senate Bill 27

Introduced by: The Chair of the Committee on Commerce and Energy at the request of the Cosmetology Commission

1 **An Act to revise provisions relating to licensing fees for cosmetology, esthetics, and**
 2 **nail technology.**

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 **Section 1. That § 36-15-13 be AMENDED:**

5 **36-15-13.** The commission may ~~adopt~~ promulgate rules ~~pursuant to,~~ in
 6 accordance with chapter 1-26, pertaining to the following:

- 7 (1) Application requirements for any license or permit ~~issued pursuant to,~~ as provided
 8 for in this chapter;
- 9 (2) ~~Examinations~~ Examination and associated fees;
- 10 (3) Reports of ~~students'~~ a student's education and work performed;
- 11 (4) Minimum standards and requirements for a cosmetology, nail technology, and
 12 esthetics ~~salons~~ salon and ~~schools~~ school;
- 13 (5) Minimum standards for plumbing, electrical, physical, and sanitary conditions for
 14 the health and safety of ~~persons~~ an individual utilizing a cosmetology, nail
 15 technology, or esthetics ~~salons~~ salon or ~~schools~~ school;
- 16 (6) The professional conduct of ~~licensees~~ a licensee;
- 17 (7) The reinstatement of a lapsed ~~licenses~~ license and lapsed renewal ~~pursuant to,~~ as
 18 provided for in § 36-15-20.1;
- 19 (8) The fee for a lapsed license and lapsed renewal ~~pursuant to,~~ as provided for in
 20 § 36-15-20.1;
- 21 (9) The course and education requirements received by a transfer ~~students~~ pursuant
 22 to student, as provided for in § 36-15-34;
- 23 (10) The textbooks, educational material, and the general course of study for ~~schools~~ a
 24 school and for a cosmetology ~~salons~~ salon and nail ~~salons~~ salon having apprentices
 25 ~~pursuant to~~ an apprentice, as provided for in § 36-15-46;

- 1 (11) The progress and education received by an apprentice ~~pursuant to, as provided for~~
2 in § 36-15-48;
- 3 (12) The fees for all inspections, licenses, permits, and renewals;
- 4 (13) Minimum standards for the use of chemicals or any mechanical or electrical
5 apparatus or appliance;
- 6 (14) Amount of work experience of an out-of-state licensed applicant that may be used
7 as a substitute for the education requirement ~~pursuant to §§, as provided for in §§~~
8 36-15-2.3, 36-15-17, and 36-15-17.1, and 36-15-2.3;
- 9 (15) Inspection and reinspection of an individual licensees licensee, salons salon, and
10 schools school;
- 11 (16) Inspection requested by a prospective salon or booth;
- 12 (17) Administration and duties of the commission; and
- 13 ~~(17)~~(18) Minimum hours of education for esthetics licensing.

14 **Section 2. That § 36-15-20 be AMENDED:**

15 **36-15-20.** The following fees promulgated in rules by the commission pursuant to
16 chapter 1-26 for all examinations, licenses, permits, and renewals required by this chapter
17 may not exceed the following maximums amounts specified below:

- 18 (1) Examination ~~fee which includes the and~~ initial license fee, one hundred one
19 hundred twenty-five dollars;
- 20 (2) Examination retake fee, ~~one test, sixty dollars; two tests, seventy dollars; three~~
21 tests, eighty ninety dollars per examination;
- 22 (3) Cosmetologist, nail technician, or esthetician license renewal fee, ~~twenty five~~ fifty
23 dollars;
- 24 (4) Temporary cosmetologist, nail technician, or esthetician license fee, six dollars;
- 25 (5) Instructor initial license fee and license renewal fee, ~~thirty five~~ fifty dollars;
- 26 (6) Reciprocity, initial license, and waiver of examination fee, one hundred twenty-five
27 dollars;
- 28 (7) ~~For certification~~ Fee for a certification of a license issued under this chapter for a
29 South Dakota licensee to obtain licensure in another state, or furnishing of other
30 papers to another state or school, ~~twenty~~ forty dollars;
- 31 (8) Apprentice license fee, ~~twenty five~~ thirty dollars;
- 32 (9) Apprentice salon initial license and renewal fee, ~~two hundred fifty~~ three hundred
33 dollars;
- 34 (10) School initial license fee and renewal fee, three hundred fifty dollars;

- 1 (11) Student license fee, ~~six~~ fifteen dollars;
- 2 (12) Salon or booth initial permit license fee, ~~sixty~~ eighty dollars;
- 3 (13) Salon or booth license renewal fee, ~~forty~~ sixty dollars;
- 4 (14) Reinspection fee for failed salon, ~~fifty~~ seventy-five dollars for each reinspection;
- 5 (15) License duplicate or replacement fee, ~~five~~ fifteen dollars; and
- 6 (16) Fee for the inspection of a prospective salon or booth at the request of the
- 7 prospective applicant, seventy-five dollars per inspection.

8 Any license, permit, or renewal fee ~~which is~~ collected by the commission ~~shall be~~

9 is the same for each respective license, permit, or renewal, regardless of the time

10 remaining before the expiration date.

11 **Section 3. That § 36-15-20.1 be AMENDED:**

12 **36-15-20.1.** The commission shall promulgate ~~reasonable~~ rules ~~pursuant to, in~~

13 accordance with chapter 1-26, concerning the reinstatement of a lapsed ~~licenses~~ license

14 and a lapsed ~~renewals required by~~ renewal, as provided for in this chapter. The

15 commission shall ~~by rules promulgated pursuant to~~ promulgate rules, in accordance with

16 chapter 1-26, to establish ~~the a~~ a fee, ~~which that~~ that may ~~not~~ not be ~~no~~ no greater than ~~twenty-five~~

17 forty dollars for each year ~~that~~ the license or renewal has lapsed. The commission shall

18 also collect the fee for the license and renewal, ~~as otherwise required by~~ provided for in

19 this chapter.