

OCCUPATIONAL CODE (EXCERPT)
Act 299 of 1980

***** 339.1201 THIS SECTION IS AMENDED EFFECTIVE 91 DAYS AFTER ADJOURNMENT OF THE
2024 REGULAR SESSION SINE DIE: See 339.1201.amended *****

339.1201 Definitions.

Sec. 1201. As used in this article:

(a) "Apprentice" means an individual who is engaged in learning cosmetology in a cosmetology establishment.

(b) "Braiding" means providing or offering to the general public for compensation any of the following services solely for development or improvement of physical qualities of the natural hair structure:

(i) Intertwining in a systematic motion to create patterns in a 3-dimensional form.

(ii) Inversion or outversion flat against the scalp along the part of a straight or curved row.

(iii) Twisting in a systematic motion.

(iv) Extension with natural or synthetic fibers.

(c) "Cosmetologist" means an individual who performs or offers to perform 1 or more cosmetology services.

(d) "Cosmetology" means performing 1 or more cosmetology services.

(e) "Cosmetology establishment" means a place of business at which 1 or more cosmetology services are offered or provided. Cosmetology establishment includes a mobile salon and a cosmetology suite. Cosmetology establishment does not include a school of cosmetology.

(f) "Cosmetology services" means any of the following:

(i) Hair care services.

(ii) Skin care services.

(iii) Manicuring services.

(iv) Electrology.

(g) "Cosmetology suite" means a room or suite located inside a licensed cosmetology establishment that is leased or rented from the owner of the cosmetology establishment for the purposes of offering or providing 1 or more cosmetology services.

(h) "Electrologist" means an individual who performs or offers to perform electrology.

(i) "Electrology" means the permanent removal of hair from the body of an individual by the use of electricity.

(j) "Esthetician" means an individual who performs or offers to perform skin care services.

(k) "Hair care services" means arranging, cutting, dressing, curling, waving, cleansing, singeing, bleaching, coloring, tinting, trimming, styling, relaxing, perming, straightening, or similar work upon the hair of the head or a wig that an individual is wearing.

(l) "Instructor" means an individual who teaches or offers to teach 1 or more cosmetology services in a school of cosmetology.

(m) "Manicuring services" means the cleansing, filing, shaping, buffing, polishing, or beautifying of the nails of the hands or feet, and the cleansing, massaging, stimulating, exercising, or beautifying of the skin of the hands, arms, and feet, manually or with the use of tools, appliances, or cosmetic preparations, including the repair of nails, or the creation or decoration of artificial nails. Manicuring services do not include the practice of podiatric medicine and podiatric surgery as defined in section 18001 of the public health code, 1978 PA 368, MCL 333.18001.

(n) "Manicurist" means an individual who performs or offers to perform manicuring services.

(o) "Mobile salon" means either of the following:

(i) A self-contained vehicle or other device that is moved, towed, or transported from 1 location to another and in which equipment used to perform 1 or more cosmetology services is installed.

(ii) A business in which equipment used to perform 1 or more cosmetology services is transported to and used on a temporary basis at a location other than the premises of the owner, including, but not limited to, any of the following:

(A) A cosmetology establishment owned by another person.

(B) A client's home.

(p) "Natural hair cultivation" means techniques that result in tension on hair strands such as twisting, wrapping, weaving, extending, locking, or braiding of the hair by hand, if that work does not include the application of dyes, reactive chemicals, or other preparations to alter the color or to straighten, curl, or alter the structure of the hair.

(q) "Natural hair culturist" means an individual who is engaged in natural hair cultivation but does not include an individual who is engaged in natural hair cultivation if that activity is performed as part of the practice of a recognized religion.

(r) "Owner" means a person who owns and conducts a cosmetology establishment or a school of cosmetology.

(s) For a mobile salon, "premises" means 1 of the following, as applicable:

(i) For a mobile salon described in subdivision (o)(i), the vehicle or other device and the equipment installed in the vehicle or device.

(ii) For a mobile salon described in subdivision (o)(ii), the equipment used to perform the cosmetology services, and the temporary location at which the equipment is used, while the equipment is at that location.

(t) "School of cosmetology" means a school that teaches 1 or more cosmetology services at a premises designated in the license application.

(u) "Skin care services" includes the following services or combination of services:

(i) Beautifying the skin of the body of an individual by the use of cosmetic preparations, antiseptics, tonics, lotions, or creams, including body wrapping.

(ii) Cleansing or stimulating the skin of the body by the use of the hands, devices, apparatus, or appliances, with or without the use of cosmetic preparations, antiseptics, tonics, lotions, or creams.

(iii) The temporary removal of hair from the body of an individual by the use of depilatories, waxes, razors, scissors, clippers, or tweezers.

(iv) Giving facials, applying removable makeup, applying eyelashes, or any other application of a preparation or beauty enhancement to the body of an individual but does not include applying permanent makeup or the use of tanning equipment.

(v) "Student" means an individual who is engaged in learning cosmetology or 1 or more cosmetology services in a school of cosmetology.

History: 1980, Act 299, Imd. Eff. Oct. 21, 1980;—Am. 1997, Act 97, Imd. Eff. Aug. 7, 1997;—Am. 2020, Act 20, Eff. Apr. 26, 2020

Compiler's note: For transfer of powers and duties of certain occupational functions, boards, and commissions from the Department of Licensing and Regulation to the Department of Commerce, see E.R.O. No. 1991-9, compiled at MCL 338.3501 of the Michigan Compiled Laws.

Popular name: Act 299