

STATEMENTS OF POLICY

Title 49—PROFESSIONAL AND VOCATIONAL STANDARDS

DEPARTMENT OF STATE
 BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS
 [49 PA. CODE CH. 43a]

Schedule of Civil Penalties; Guidelines for Imposition of Civil Penalties; Procedures for Appeal

On October 21, 1995, a schedule of civil penalties, guidelines for their imposition and procedures for appeal

for persons operating without a current, registered, unsuspended and unrevoked license, was adopted as a policy statement in the *Pennsylvania Bulletin* at 25 Pa.B. 4527. Two civil penalties pertaining to the State Board of Cosmetology were inadvertently omitted on pages 4529 and 4530.

The Commissioner of the Bureau of Professional and Occupational Affairs herein notifies the public that civil penalties under 63 P.S. § 519(a) and 49 Pa. Code § 7.64(a) were inadvertently omitted from the previous publication and that the schedule of fees, as reflected in Annex A, will include provisions for collecting civil penalties when a cosmetology owner employs unlicensed employees and a cosmetology manager employs unlicensed persons. These corrections will have no fiscal impact on the agency.

Annex A

TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

PART I. DEPARTMENT OF STATE

Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

CHAPTER 43a. COMMISSIONER OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

§ 43a.7. Schedule of civil penalties—cosmetologists, manicurists, cosmeticians, shops.

STATE BOARD OF COSMETOLOGY

Violation under 63 P. S.	Title/Description	Civil Penalty
Section 514	Practice in place other than licensed shop	1st offense—\$500 2nd offense—formal action
Section 519(a)	Owner employing unlicensed employees	1st offense—\$500 for each unlicensed individual 2nd offense—formal action
Section 524	Availability of current licenses and permits on the premises	1st offense—\$100 2nd offense—\$250
Violation under 49 Pa. Code Chapter 7	Title/Description	Civil Penalty
§ 7.62	Operating without manager	1st offense—\$100 2nd offense—\$250
§ 7.64(a)	Manager employing unlicensed persons	1st offense—\$500 for each unlicensed individual 2nd offense—formal action
§ 7.71—7.71b, 7.75—7.79	Physical requirements for beauty shop	1st offense—\$50 for each violation 2nd offense—\$100 for each violation

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