

TITLE 09
DEPARTMENT OF LABOR
SUBTITLE 22 BOARD OF COSMETOLOGISTS

09.22.01 General Regulations

AUTHORITY BUSINESS REGULATION ARTICLE §5-205
ANNOTATED CODE OF MARYLAND

.04 Esthetician License.

A. An esthetician license authorizes the licensee to engage in providing esthetic services as defined in Business Occupations and Professions Article, [§5-101(l)] §5-101(o), Annotated Code of Maryland.

B. The term "massaging", as used in Business Occupation and Professions Article, [§5-101(l)] §5-101(o), Annotated Code of Maryland, means contact with the skin limited to the beautification, cleansing, and embellishment of the skin during the application and removal of skin care products.

C. The term "exfoliating" as used in Business Occupation and Professions Article, §5-101(o), Annotated Code of Maryland, means to remove dead skin cells, dirt, bacteria, and excess oil from the skin.

D. The term "cosmetic microneedling" as used in Business Occupation and Professions Article, §5-101(o), Annotated Code of Maryland, means the use of cosmetic, non-medical devices that pierce the skin with needles no longer than .5 mm.

E. The term "toning" as used in Business Occupation and Professions Article, §5-101(o), Annotated Code of Maryland, means the cleaning, manipulating and stimulating of skin by use of facials, face masks, and wraps.

.15 Citations to Licensees.

Unless otherwise indicated, the following civil penalties are applicable to the following violations of the laws and regulations of the Board of Cosmetologists discovered by a Board inspector during an inspection of a beauty salon:

A.—C. (text unchanged)

D. Unauthorized services:

(1)—(3) (text unchanged)

[(4) Glycolic acid —formal hearing;]

[(5)] (4) Chemical peels by the use of acids comprised of greater than 20% concentration with a pH value of less than or equal to 3.0, or unbuffered —formal hearing;

[(6)] (5) Practice causing tissue destruction or penetration to the blood fluid barrier —formal hearing;

[(7)] (6) Credo blade —\$300;

E.—F. (text unchanged)

09.22.02 Beauty Salons

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.03 Prohibitions.

The following activities are prohibited in any full service or limited practice salon or in regard to any salon-sponsored services:

A.—I. (text unchanged)

J. Unless an individual possesses a valid and appropriate health occupation license issued by the Maryland Department of Health:

(1) The use of lasers, microdermabrasion equipment, or any other mechanical device used to remove one or more layers of skin; [and]

(2) The use of any product or method that causes tissue destruction or penetrates the blood fluid barrier [, including:];

[(a) Chemical peels; and

(b) Glycolic acids.]

(3) Chemical peels by the use of acids comprised of greater than 20% concentration with a pH value of less than or equal to 3.0, or unbuffered;

(4) Mechanical tissue alteration, including, but not limited to:

(a) microdermabrasion; and

(b) electrotherapy;

(5) Contouring or sculpting using cryotherapy, radio frequency, or liposuction;

(6) Any procedure causing ablation of the dermis or hypodermis; and

(7) *Any form of skin injections.*

.05 Sanitation Requirements —Estheticians.

A. (text unchanged)

B. Sanitation Requirements.

(1)—(5) (text unchanged)

(6) [Blood] *Extraction* lancets shall be [wrapped and discarded] *cleaned and disinfected* immediately after *each* use.

(7) An EPA-registered disinfectant effective against HIV and hepatitis viruses or a hospital-grade tuberculocidal disinfectant shall be:

(a) (text unchanged)

(b) Changed [every 1 to 2 hours, or immediately upon becoming dirty, cloudy, or contaminated with blood] *after each use.*

(8) (text unchanged)

(9) *Microneedling.*

(a) *New needles must be used for each client.*

(b) *Needles must be discarded into a sharps container.*

(c) *Reusable equipment must be cleaned and disinfected after each client.*