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RULE ADOPTION
LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS

**NEW JERSEY BOARD OF COSMETOLOGY AND HAIRSTYLING
SANITIZING IMPLEMENTS AND TOOLS; PROHIBITED PRODUCTS**

Additions to proposals are indicated by <<+ Text +>> deletions from proposals are indicated by <<- Text ->>. Changes in tables are made but not highlighted.

Adopted Amendment: N.J.A.C. 13:28-3.2

Adopted New Rule: N.J.A.C. 13:28-3.4

Proposed: February 5, 2001 at 33 N.J.R. 365(a).

Adopted: March 13, 2001 by the New Jersey Board of Cosmetology and Hairstyling, Frances Gray, Chairperson.

Filed: August 17, 2001 as R.2001 d.333, without change.

Authority: N.J.S.A. 45:5B-6(r).

Effective Date: September 17, 2001.

Expiration Date: May 8, 2003.

Summary of Public Comment and Agency Response:
No comments were received.

Federal Standards Statement

A Federal standards analysis is not required because the adopted amendment and new rule are governed by N.J.S.A. 45:5B-1 et seq., and are not subject to any mandated Federal requirements or standards. Although the amendment to N.J.A.C. 13:28-3.2(a)3 and the new rule at N.J.A.C. 13:28-3.4 are not subject to any mandated Federal requirements or standards. The Board has adopted these changes in order to make the Board's requirements concerning sanitizing implements and tools and the use of products containing MMA consistent with Federal policy.

Full text of the adoption follows:

<< **NJ ADC 13:28-3.2** >>

13:28-3.2 Sanitizing implements and tools

(a) A licensee shall sanitize all implements and tools by:

1.-2. (No change.)

3. Processing all instruments with a chemical disinfectant registered by the Environmental Protection Agency and labeled as being tuberculocidal or effective against the Human Immunodeficiency Virus (HIV) and the Hepatitis B Virus (HBV) when used at a recommended dilution;

4.-5. (No change.)

(b) (No change.)

<< **NJ ADC 13:28-3.4** >>

13:28-3.4 Prohibited products

(a) No licensee, licensed premise or school of cosmetology and hairstyling shall utilize any product that contains methyl methacrylate monomer.

(b) Any violations of the provisions of this section shall constitute a deviation from the normal standards of practice required of a licensee, licensed premise or school of cosmetology and hairstyling, and shall subject a licensee, licensed premise or school of cosmetology and hairstyling to the penalties of N.J.S.A. 45:1-25.

33 N.J.R. 3335(a)