

LFC Requester:**Noah Montano**

**AGENCY BILL ANALYSIS
2025 REGULAR SESSION**

WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO:

Analysis.nmlegis.gov

{Analysis must be uploaded as a PDF}

SECTION I: GENERAL INFORMATION

{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}

Check all that apply:

Original **Amendment**
Correction **Substitute**

Date 1-28-2025

Bill No: SB127

Sponsor: Linda M. Trujillo
Short Title: MOVIE EXEMPTION FROM
BARBER & COSMETIC ACT

**Agency Name
and Code**

Number: Regulation and Licensing 420

Person Writing Jen Rodriguez

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SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		
N/A	N/A	N/A	N/A

(Parenthesis () Indicate Expenditure Decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		
N/A	*N/A	*N/A	N/A	N/A

(Parenthesis () Indicate Expenditure Decreases)

*SB 127 will likely cause a loss of revenue for the Barbers and Cosmetologists Board as makeup artists and hairstylists working in movie productions are currently required to be licensed. However, there is no available data on how many licenses were issued specifically for the purpose of motion picture productions.

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY25	FY26	FY27	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total		N/A	N/A	N/A	N/A	N/A

(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:
Duplicates/Relates to Appropriation in the General Appropriation Act

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis: Senate Bill 127 (SB127)

SB127 would amend the Barbers and Cosmetologists Act (Act), NMSA 1978, §§ 61-17A-1 to 25, to provide exemptions for make-up artists and hairstylists, who are employed in motion picture productions, from the provisions of the Act, while in the discharge of their professional duties. SB127 specifically amends the definition of “Exemptions” in Section 61-17A-22, NMSA 1978.

The effective date of the legislation is June 20, 2025.

FISCAL IMPLICATIONS

SB127 will likely cause a loss of revenue for the Barbers and Cosmetologists Board as makeup artists and hairstylists working in movie productions are currently required to be licensed. However, there is no available data on how many licenses were issued specifically for the purpose of motion picture productions.

SB127 may also impact the revenue of instructors and schools of cosmetology as there will be less demand for such specialized education if practitioners have an avenue for practicing unlicensed without meeting the education requirements currently in place.

SIGNIFICANT ISSUES

The Board of Barbers and Cosmetologists (Board), while being generally in favor of SB 127, raised the following concern:

When consulted about this Bill prior to its filing, the Board was made only aware of the provision to exempt make-up artists. Make-up artists working on motion picture productions are exempt from licensure requirements in other states, but not hairstylists. [Hairstylists] are not exempt from the licensure requirements.

Under the current Act, hairstylists are required to complete training, work under supervision, and the establishments where they work are subject to inspection. SB 127 could create an exemption allowing hair services to be furnished at movie production sets without licensing or oversight that is currently required for licensure and ensured through inspections.

PERFORMANCE IMPLICATIONS

ADMINISTRATIVE IMPLICATIONS

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

TECHNICAL ISSUES

The term “motion picture production” needs to be clearly defined so that no one can claim to be an “artist to the stars” or some other self-title and then assume that they can practice under the motion picture production exemption.

OTHER SUBSTANTIVE ISSUES

Concerns have also been raised about whether further licensing exemptions may be sought for other licensing requirements for barbers, cosmetologists, manicurists/pedicurists, and estheticians related to hygiene and infection control. Particularly, estheticians are trained in New Mexico to understand that they are not permitted to perform medically invasive skin procedures, like injections. The New Mexico Medical Board has made it clear that estheticians should not be permitted to perform medical procedures. Current health and safety regulations put in place by the Board might be violated without oversight via inspection, and there would be recourse to address such violations.

ALTERNATIVES

A permit for event motion picture productions allowing unlicensed makeup artists to practice under that special event permit could be enacted.

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Movie productions will continue to utilize makeup artists and hair stylists licensed in New Mexico for their productions.

AMENDMENTS