

MAINE STATE LEGISLATURE

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October 16, 1968

Frank T. Kelly, Exec. Sec.

Board of Hairdressers

Leon V. Walker, Jr., Assistant

Attorney General

Limiting Number of Candidates for State Board Examinations

SYLLABUS:

The State Board of Hairdressers does not have the right to restrict the number of candidates taking an examination for a license given by the Board to less than the number who have qualified for such examination.

QUESTION:

In your memorandum of September 19, 1968 you ask the following: Has the Board of Hairdressers the right to limit the number of candidates taking an examination for a license given by the Board to less than the number who have qualified for such examination?

ANSWER:

No.

OPINION:

It is the opinion of this office that the Board does not have this right. 32 M.R.S.A. § 1653 provides that if an applicant qualifies for examination the Board "may issue to such applicant, until the results of the applicant's examination have been given, a permit to practice hairdressing The permit shall terminate with the examination following applicant's qualification." This is a clear expression of legislative intent that a qualified applicant be given the examination following the date of qualification.

LWVJr:H

Leon V. Walker, Jr.
Assistant Attorney General