

MAINE STATE LEGISLATURE

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November 3, 1972

H. George Poulin, Exec. Secretary

Board of Barbers

Leon V. Walker, Jr., Assistant

Attorney General

This is in reply to your memo of October 19 in which you ask:

1. Whether the styling of hair is covered by Title 32, section 301, which defines the practice of barbering.

Section 301 includes in the definition of the practice of barbering the cutting of the hair, the giving of scalp massage or treatments with cosmetic preparations, and singeing, dying, tinting, bleaching or shampooing the hair or applying cosmetic preparations to the hair.

We believe this definition is definitely so all-encompassing as to include hair styling.

2. You ask whether there is a violation of your law for employees of State institutions to receive haircuts in the institution barber shop. I assume these barber shops are not licensed.

Title 32, section 301, subsection 3, provides that barbering shall be done only in a licensed barber shop by a licensed barber, except in the following situations, only two of which exceptions pertain to institutions. These are:

"A. When done upon patients in hospitals

"C. When done upon inmates of institutions."

It is obvious from these provisions that employees of institutions are not covered, and that it is a violation of the above-cited section of your law for them to be given haircuts in the institution barber shop.

Leon V. Walker, Jr.
Assistant Attorney General

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