

MAINE STATE LEGISLATURE

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STATE OF MAINE

Inter-Departmental Memorandum Date August 29, 1974

To H. George Poulin, Exec. Secretary

Dept. Board of Barbers

From Phillip M. Kilmister, Assistant


Dept. Attorney General

Subject Ruling on Barber laws

Your inquiry of August 20, 1974 addressed to this office has been called to my attention. In essence, you ask whether or not the State Board of Barbers may adopt a rule or regulation which would allow licensure of a beauty shop within a barber shop.

I must answer your question in the negative. The State Board of Barbers licensing powers pertain only to the profession of barbering and the Board has no more authority to issue a license to a person, firm, or corporation to operate premises where hair-dressing and beauty culture are conducted, than would the State Board of Cosmetology have authority to grant a license to the owner or operator of premises utilized to conduct the profession of barbering.

Whether or not the owner or operator of premises used as a barber shop may also obtain a license for the allowance of the operation of a beauty shop, is a question to be determined by the State Board of Cosmetology, pursuant to the terms of 32 M.R.S.A. §1651 et seq. This is not to imply, however, that the State Board of Cosmetology could, in any manner, authorize the licensing of a beauty shop, the location or other operational aspects of which, would violate any of the statutes and rules or regulations governing the practice of barbering.



PHILLIP M. KILMISTER
Assistant Attorney General