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STATE OF MAINE 32 MRSA 1552

Inter-Departmental Memorandum Date August 9, 1976

To Judy A. Vickery, Executive Sec.

Dept. Board of Cosmetology

From Robert J. Stolt, Assistant

Dept. Attorney General

Subject Hair Implants

This will respond to your inquiry of July 16, 1976, in which you ask whether hair implantation may be conducted in a beauty shop or doctor's office through the combined efforts of a Maine licensed cosmetologist and physician without violating 32 M.R.S.A. § 1551, et seq. and/or the rules and regulations of the State Board of Cosmetology.

The answer to your question is yes. Hair implantation may lawfully be conducted in accordance with the conditions which you describe. Section 1552 of Title 32 specifically exempts "persons authorized by the laws of this State to practice medicine and surgery" from the prohibitions and penalties of Chapter 23 of the cosmetology statutes.

While the regulations of the Board would prohibit performance of general cosmetology services from the office of a physician, they do not prohibit performance specific joint cosmetological -- medical services in the form of hair implantation from the office of a physician.

The corollary of this, i.e., joint performance of hair implantation services by cosmetologist and physician at the business premises of the cosmetologist, is specifically exempted from prohibition by 32 M.R.S.A. § 1552.

ROBERT J. STOLT
Assistant Attorney General

RJS/ec