

MAINE STATE LEGISLATURE

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ONE HUNDRED AND THIRD LEGISLATURE

Legislative Document

No. 607

S. P. 247

In Senate, February 7, 1967

Referred to Committee on Education. Sent down for concurrence and ordered printed.

JERROLD B. SPEERS, Secretary

Presented by Senator Katz of Kennebec.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-SEVEN

AN ACT Revising the Laws Relating to Barbers and Schools of Barbering.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., T. 20, § 2355-A, additional. Title 20 of the Revised Statutes is amended by adding a new section 2355-A, as follows:

§ 2355-A. Schools of barbering

The State Board of Education shall have authority, subject to approval by the State Board of Barbers as to need and in conformity with Title 32, section 303, to establish, maintain and operate state schools of barbering for persons who give evidence of special aptitude or need and who desire specialized training designed specifically to train for service in the practice of barbering.

Sec. 2. R. S., T. 32, § 301, sub-§ 2, repealed. Subsection 2 of section 301 of Title 32 of the Revised Statutes is repealed as follows:

~~e. Apprentice barber. "Apprentice barber" shall mean any person who is engaged in learning and acquiring a knowledge of the practice of barbering under the direction and supervision of a person duly authorized under this chapter to practice barbering.~~

Sec. 3. R. S., T. 32, § 303, repealed and replaced. Section 303 of Title 32 of the Revised Statutes, as amended by section 1 of chapter 38 of the public laws of 1965, is repealed and the following enacted in place thereof:

§ 303. Schools of barbering; fees

No school of barbering shall be approved by the board unless it has a minimum requirement of a course of study of 1,800 hours over a period of 2 academic years

in a school of barbering operated by the State Department of Education; or in lieu thereof, a minimum continuous course of study of 1,800 hours in not less than 18 months in a private school of barbering, including practical demonstrations, written or oral tests and theoretical and practical instruction in sanitation, fundamentals for barbering, hygiene, histology of the hair, skin, face, neck, diseases of the skin, hair, glands and nails, massaging and manipulating the muscles of the upper body, hair cutting, shaving and arranging, dressing, coloring, bleaching, tinting the hair, sterilization and the use of antiseptics, cosmetics and electrical appliances customarily used in the practice of barbering, shop management, business law, mathematics, labor management relations, salesmanship, public relations, which course of study and instruction shall be subject to the approval of said board. No school of barbering shall have less than 10 chairs and no more than 12 students per 10 chairs. No school of barbering shall be an approved school until approval shall be recorded in the records of said board and until it shall receive a certificate of approval issued by said board. The fee for such certificate shall be \$50 and it shall be good for one year from date when issued, unless sooner suspended. Said certificate may, so long as such school continues to meet the approval of said board, be renewed from year to year upon payment of a fee of \$50 for each renewal. When the board believes a license should be suspended or revoked, it shall file a statement or complaint with the Administrative Hearing Commissioner designated in Title 5, chapters 301 to 307.

No person shall be engaged to instruct in any practice of barbering as defined in section 301 unless said instructor has a certificate to practice barbering under this Title, excepting physicians as specified.

All demonstration programs shall be approved by the board. All demonstrators shall be approved by the board before they can conduct a demonstration or seminar. Trade shows or seminars shall be sponsored by a recognized barber organization.

Sec. 4. R. S., T. 32, § 304, amended. The first sentence of section 304 of Title 32 of the Revised Statutes is amended to read as follows:

Any person engaged in the practice of barbering in this State without having obtained a certificate of registration as provided by this chapter or employing a person to practice barbering who has not such a certificate of registration ~~or who has not a certificate of registration as an apprentice barber~~, or falsely pretending to be qualified to practice barbering under this chapter or violating any of the provisions of this chapter, wherein a specific penalty is not provided for, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than \$20 nor more than \$100, or by imprisonment for not more than 3 months.

Sec. 5. R. S., T. 32, § 401, amended. The 2nd paragraph of section 401 of Title 32 of the Revised Statutes is amended to read as follows:

No ~~apprentice barber holding a permit~~ may independently practice barbering but he may, as ~~an apprentice a permit holder~~, do any or all acts constituting the practice of barbering under the immediate personal supervision of a registered barber, and only one such ~~apprentice permit holder~~ shall be employed in any licensed barber shop.

Sec. 6. R. S., T. 32, § 402, sub-§ 3, repealed and replaced. Subsection 3 of section 402 of Title 32 of the Revised Statutes is repealed and the following enacted in place thereof:

3. Training. Who has satisfactorily completed a course of instruction of 1,800 hours over a period of 2 academic years in a school of barbering operated by the State Department of Education; or in lieu thereof has satisfactorily completed a course of instruction of 1,800 hours in not less than 18 months in a private school of barbering approved by the state board;

Sec. 7. R. S., T. 32, § 404, repealed. Section 404 of Title 32 of the Revised Statutes is repealed.

Sec. 8. R. S., T. 32, § 405, amended. The next to the last sentence of section 405 of Title 32 of the Revised Statutes is repealed as follows:

~~Such applicant shall be considered an apprentice.~~

Sec. 9. Appropriation. There is appropriated from the General Fund to the Department of Education the sum of \$115,519 for the fiscal year ending June 30, 1969 for carrying out the purposes of this Act.

STATEMENT OF FACTS

This bill proposes that the State acquire Hanson's Barber School in Lewiston and operate it at the present location as an extension of the Central Maine Vocational Technical Institute pending the provision of necessary space at this school and/or other vocational technical institutes for the operation of courses in barbering.

The requested appropriation includes operating expenses for the 1968-69 academic year, together with a capital expenditure to cover the owner's price, which includes existing equipment and fixtures with an estimated replacement cost of approximately \$70,000.

It is estimated that the annual operating cost for succeeding years in the present facilities would be approximately \$50,000. Revenue in the form of student tuitions and fees would amount to an estimated \$18,000 to \$20,000.

When space is available at the vocational technical institutes, operating costs will be considerably reduced by the elimination of rent, and the absorption of some administrative and custodial costs.