

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 516

H. P. 387

House of Representatives, January 31, 1973

Referred to the Committee on Business Legislation. Sent up for concurrence and ordered printed.

E. LOUISE LINCOLN, Clerk

Presented by Mr. Dyar of Strong.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-THREE

AN ACT to Clarify the Barber Law and Increase Certain Fees.

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

Sec. 1. R. S., T. 32, § 301, sub-§ 1, ¶ A, amended. Paragraph A of subsection 1 of section 301 of Title 32 of the Revised Statutes is amended to read as follows:

A. Shaving or trimming the beard or, manicuring the fingernails, cutting, arranging, waving or styling the hair;

Sec. 2. R. S., T. 32, § 301, sub-§ 1, ¶ E, additional. Subsection 1 of section 301 of Title 32 of the Revised Statutes, as amended by chapter 137 of the public laws of 1967, is further amended by adding a new paragraph E to read as follows:

E. Cutting, fitting, coloring or styling hairpieces or wigs.

Sec. 3. R. S., T. 32, § 304, amended. The last sentence of section 304 of Title 32 of the Revised Statutes is repealed.

Sec. 4. R. S., T. 32, § 352, amended. The 4th paragraph of section 352 of Title 32 of the Revised Statutes is amended to read as follows:

No person shall give service in any establishment licensed under this chapter **while under the influence of intoxicating liquors or drugs or who has a disease in a communicable stage.**

Sec. 5. R. S., T. 32, § 401, amended. The 3rd paragraph of section 401 of Title 32 of the Revised Statutes, as enacted by section 1 of chapter 272 of the public laws of 1969, is amended to read as follows:

No barber technician may independently practice barbering but he may, as a barber technician, do only the following acts constituting the practice of barbering: Shampooing and drying of hair, and manicuring, provided the barber technician has taken a course of instruction prescribed by the board.

Sec. 6. R. S., T. 32, § 401, amended. The 2nd and 3rd sentences of the 4th paragraph of section 401 of Title 32 of the Revised Statutes, as amended by section 6 of chapter 151 of the public laws of 1969, are further amended to read as follows:

The fee for a license to operate a barber shop and the yearly renewal thereof shall be ~~\$10~~ \$15 yearly. Shop licenses that require a special inspection, such as new barber shops, change of barber shop location and change of barber shop ownership, shall be ~~\$25~~ \$35 in the first instance including the license, and ~~\$10~~ \$15 for each yearly renewal thereof.

Sec. 7. R. S., T. 32, § 402, sub-§ 3-A, amended. Subsection 3-A of section 402 of Title 32 of the Revised Statutes, as enacted by chapter 287 of the public laws of 1965 and as amended by section 1-A of chapter 272 of the public laws of 1969, is further amended to read as follows:

3-A. Education. Who has satisfactorily completed a minimum of 2 years of secondary education or its equivalent ~~except a person who because of foreign birth and language difficulties is not able to pass an equivalency examination but has at least 5 years experience as a barber shall be excused from the foregoing educational requirement;~~

Sec. 8. R. S., T. 32, § 402, sub-§ 4, amended. The last 2 sentences of subsection 4 of section 402 of Title 32 of the Revised Statutes are amended to read as follows:

Said applications shall be filed with the secretary of the said board and shall be accompanied by an examination fee of ~~\$5~~ \$20 which shall not include registration, if examination is satisfactory. If not successful, applicant shall have the privilege of taking a 2nd examination on payment of a fee of ~~\$5~~ \$20 at any subsequent examination held by said board within a period of one year.

Sec. 9. R. S., T. 32, § 406, amended. The first paragraph of section 406 of Title 32 of the Revised Statutes, as amended by chapter 139 of the public laws of 1967 and by section 9 of chapter 151 of the public laws of 1969, is further amended to read as follows:

The board shall furnish to each registered barber a certificate of registration in form prescribed by the board, bearing the seal of the board, certifying that the holder thereof is entitled to practice barbering in this State, and it shall be the duty of the holder of such certificate of registration to post the same in a conspicuous place where it may be readily seen by all persons on or before the first day of January in each year, and the holder of said certificate of registration shall pay to the secretary of the board the sum of ~~\$15~~ \$20 in the first instance and ~~\$15~~ \$20 for each yearly renewal thereof.

STATEMENT OF FACT

The purpose of this bill is to:

1. Define the practice of barbering ;
2. Clarify the penalties ;
3. Clarify laws on barber technicians ;
4. Increase fees to compensate for increases in cost of operation ;
5. Revise the educational qualifications as a barber.