

Barber Schools—Bonds.

Schools and colleges of barbering must furnish bonds even though in business when chapter 127, laws of 1929, was enacted.

Mr. Edwin I. Forsman,
Secretary, Board of Barber Examiners,
Anaconda, Montana.

December 6, 1931.

My dear Mr. Forsman:

You have requested an opinion whether a school or college of barbering which was in business before chapter 127 of the laws of 1929, as amended by chapter 18 of the laws of 1931, was enacted is required to file a bond with the secretary of state in the sum of \$2,000, conditioned upon the faithful compliance of said barber school; and to pay all judgments against said school or the owners thereof on account of fraud, misrepresentation or deceit, etc.

The provisions of the statute are that "every barber school or college shall before commencement of business file with the secretary of state a bond," etc. We have noted in the argument of the manager of the barber school in Butte that the words "before commencing business" take his school out of that portion of the act. However, the purpose of the act would appear to apply to schools in business at the time the act went into effect as well as those commencing business at a later date and that is of persuasive force in the interpretation of the statute. Further, it is my opinion that the words "every barber school or college" include those that were in operation before the act went into effect and that there is no exception in their favor mentioned in the statute either in the original act or in the amendment thereto.

Very truly yours,

L. A. FOOT,
Attorney General.