

1929, the Cosmetology Act, fixes the examination fee at \$10.00 for applicants, and the annual license fee at \$5.00. We do not think you may charge the \$10.00 examination fee in case of a delayed renewal.

Section 16 provides that all licenses shall expire on the 31st day of December next succeeding unless renewed. This section further provides that, "Expired licenses may be renewed under special rules adopted by the Board." The last mentioned provision in the statute empowers the board to fix the conditions under which one whose license has expired may be reinstated. In exercising such power it is our opinion that the board should be governed in its rulings by the provisions of other laws in similar matters, and fix a reasonable penalty for delinquency in paying the license fee. The annual fee is \$5.00 and twenty per cent penalty for delinquency would require one to pay \$6.00 to be reinstated. We think if your board would establish a rule along these lines that it would be reasonable and within the intent of the Act.

Opinion No. 363

State Examining Board of Beauty Culturists—Beauty Operators—Licenses—Reinstatement

HELD: The state board of beauty culturists may fix reasonable conditions for the reinstatement of one whose beauty operator's license has expired.

October 18, 1933.

You request an opinion from this office on the following: "An operator duly licensed and registered by our Board has allowed her license to lapse by failing to renew on or before December 31, 1932, thus making her delinquent for 1933, and now desires to again become a registered operator. May I issue her a license for 1933 upon payment of five dollars or must she stand an examination and pay the fifteen dollar fee in order to become a registered operator?"

Section 15 of Chapter 104, Laws of