SENATE BILL NO. 342

INTRODUCED BY HALLIGAN

IN THE SENATE

February 7, 1985	Introduced and referred to Committee on Public Health, Welfare and Safety.
February 19, 1985	Committee recommend bill do pass as amended. Report adopted.
February 20, 1985	Bill printed and placed on members' desks.
February 21, 1985	Second reading, do pass as amended.
February 22, 1985	Correctly engrossed.
February 23, 1985	Third reading, passed. Ayes, 34; Noes, 15.
	Transmitted to House.
IN TH	E HOUSE
February 27, 1985	Introduced and referred to Committee on Business and Labor.
March 18, 1985	Committee recommend bill be concurred in. Report adopted.
March 20, 1985	Second reading, concurred in.
March 22, 1985	Third reading, concurred in.
	Returned to Senate.

IN THE SENATE

March	22,	1985	Received from House.	
March	23,	1985	Sent to enrolling.	
			Reported correctly enrolled.	

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LC 1214/01

INTRODUCED BY College 1 2 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT ELIMINATING THE APPRENTICESHIP REQUIREMENTS AS A PREREOUISITE FOR OBTAINING 5 A CERTIFICATE OF REGISTRATION TO PRACTICE BARBERING: 6 7 REQUIRING AN APPLICANT WHO FAILS TO PASS THE EXAMINATION FOR BARBER'S CERTIFICATE OF REGISTRATION TO COMPLETE 8 A ADDITIONAL INSTRUCTION BEFORE REAPPLYING TO 9 TAKE THE AMENDING SECTIONS 37-30-101, 10 EXAMINATION; 37-30-203. 37-30-301, 37-30-303, AND 37-30-305 THROUGH 37-30-307, MCA; 11 AND REPEALING SECTION 37-30-304, MCA." 12

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BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
Section 1. Section 37-30-101, MCA, is amended to read:
"37-30-101. Definitions -- practice of barbering. (1)
Unless the context requires otherwise, as used in this
chapter the following definitions apply:

(a) "Barbershop" means a place where a person carries
on, engages in, practices, or causes to be carried on,
engaged in, or practiced the business of barbering.

(b) "Board" means the board of barbers provided for in
23 2-15-1856.

24 (c) "Department" means the department of commerce
25 provided for in Title 2, chapter 15, part 18.

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(2)--An-"apprentice",-under-this-chapter,-is--a-person
 who--receives--instruction--in--an-approved-barber-school-or
 college-and-from-a-barber-authorized-to--practice--barbering
 in-this-state;

5 (3)(2) Any one or any combination of the following 6 practices, when done upon the human body for tonsorial 7 purposes and not for the treatment of disease or physical or 8 mental ailments and when done for payment, either directly 9 or indirectly, constitutes the practice of barbering:

10 (a) shaving or trimming the beard;

11 (b) cutting, styling, coloring, or waving the hair;

12 (c) straightening of the hair by using chemicals;

(d) giving facial or scalp massage or treatment with
oils, creams, lotions, or other preparations, either by hand
or mechanical appliances;

16 (e) singling or shampooing the hair or applying hair
17 tonic or bleaching or highlighting the hair of male persons;
18 (f) applying cosmetic preparations, antiseptics,
19 powders, oils, lotions, or gels to scalp, face, hands, or
20 neck.

21 (4)(3) The practice of cosmetology by a licensed
22 cosmetologist, including cutting the hair of any person,
23 does not constitute the practice of barbering."

Section 2. Section 37-30-203, MCA, is amended to read:
"37-30-203. Powers and duties of board and department

-2- INTRODUCED BILL SB 342

-- conducting examinations -- rulemaking -- hiring of 1 inspectors. (1) The department shall, subject to 37-1-101. 2 conduct practical examinations of applicants for-apprentice 3 cards-and for certificates of registration to practice as 4 registered barbers or barber instructors not less than four 5 times a year at times and places the board determines. The 6 examinations shall cover the fundamentals of barbering, 7 dermatology, and sanitation. The department shall issue 8 apprentice-cards-and certificates of registration. 9

(2) The board may adopt rules for the administration 10 of this chapter. 11

(3) A person hired by the department to make an 12 inspection of a barbershop, school, or college shall receive 13 14 a salary plus travel expenses as provided for in 2-18-501 through 2-18-503, as amended." 15

Section 3. Section 37-30-301, MCA, is amended to read: 16 17 "37-30-301. Certificate required. (1) Except as provided in subsection (2), a person may not practice or 18 attempt to practice barbering or-serve-or-attempt--to--serve 19 20 as--a--barber--apprentice unless he first receives from the department a certificate of registration. 21

(2) The board may authorize the department to grant a 22 temporary certificate to any person qualified to take the 23 examination required by 37-30-305 who pays a temporary 24 certification fee prescribed by the board. A person holding 25

a temporary certificate may engage in the practice of ٦ 2 barbering under the supervision of a certified barber for a period of 90 days or until the next examination scheduled by 3 the board, whichever is longer." 4

Section 4. Section 37-30-303, MCA, is amended to read: 5 "37-30-303. Apprenticeship--required Qualifications --6 application ---examination. (1) A person is qualified to 7 8 receive a certificate of registration to practice barbering only if he: 9

(a) has served-as-an-apprentice-barber-as-required--by 10 37-30-305 completed 2,000 hours of instruction at a licensed 11 barber school or college or other school recognized by the 12 board and graduated from a licensed barber school or college 13 14 or other school recognized by the board; (b) has successfully passed the examination conducted 15 16 by the department under 37-30-305, subject to 37-1-101, to 17 determine his fitness to practice barbering; (c) is at least 18 years old; 18 19 (d) is a graduate of the 8th grade; and 20 (e) is of good moral character. (2) An apprentice applicant must file with the 21 22 department an application setting forth the following 23 information: 24

(a) full name and age of the applicant;

25 (b) name and place of the licensed barber school or

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college or other school which he attended; 1 (c) dates of attendance at the licensed barber school 2 or college or other school; 3 (d) whether the applicant received a certificate of 4 5 graduation from a licensed barber school or college or other school: and 6 (e) other information the board considers necessary. 7 +3)--An-apprentice-applicant-must-have-graduated-from-a 8 barber-college-or-school--licensed--under--this--chapter--or 9 10 completed--a--course-of-study-in-barbering-prescribed-by-the board--of--public--education--and--successfully--passed---an 11 apprentice--examination-conducted-by-the-department7-subject 12 to-37-1-101;-and-pay-to-the-department-the-required-fee;-The 13 department-shall-then-issue--an--apprentice--barbering--card 14 which-expires-2-years-from-the-date-of-examination-" 15 Section 5. Section 37-30-305, MCA, is amended to read: 16 "37-30-305. Application-for--barber's--certificate---17 examination Examination. On--completion--of--3--months--of 18 apprenticeship-under-the-immediate-personal-supervision-of-a 19 licensed--barbery--an--apprentice (1) Except as provided in 20 37-30-309, an applicant for a barber's certificate of 21 registration must apply to the department to take the 22 examination for a barber's certificate of registration. An 23 apprentice---may---take---the--examination--for--a--barber's 24 certificate-of-registration-as-many-as--three--times--before 25

expiration-of-the-apprentice-card-

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(2) If an apprentice applicant fails to pass the 2 3 examination for a barber's certificate of registration three times, he shall--surrender--the--apprentice--card--to--the 4 5 department--and--may--not-be-authorized-to-do-the-acts-which 6 constitute-the-practice-of-barbering- may not reapply to take the examination until he has completed 500 hours of 7 additional instruction at a licensed barber school or 8 college. If he again fails to pass the examination, he may 9 10 not reapply to take the examination until he has completed 250 hours of additional instruction at a licensed barber 11 school or college. If he fails the examination a third time, 12 he may not reapply to take the examination." 13 Section 6. Section 37-30-306, MCA, is amended to read: 14 "37-30-306. Communicable disease -physician's 15 16 certificate required. (1) A barber, or barber instructor, or barber---apprentice may not receive a certificate of 17 registration or renewal until he has presented to the board 18 19 of barbers a physician's certificate showing him to be free 20 of physical ailments that would tend to endanger the health of the public. A person practicing or teaching barbering 21 22 without a certificate of registration is guilty of a 23 violation of this chapter.

(2) It is unlawful for a barber, barber-apprentice,
barber instructor, or student of barbering to practice the

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occupation of a barber or do barber work while he has an
 infectious, contagious, or communicable disease that would
 endanger the health of the public.

(3) If a barber, or barber instructor, or-barber 4 apprentice, after securing his certificate, contracts a 5 communicable, infectious, or contagious disease endangering 6 7 the public health, the board of barbers shall revoke or suspend his certificate of registration until the board has 8 g satisfactory proof that the barber, or barber instructor, -or 10 barber--apprentice is no longer afflicted with the communicable, infectious, or contagious disease." 11

Section 7. Section 37-30-307, MCA, is amended to read: "37-30-307. Fees -- handicapped persons exempted -other fees prohibited. (1)--The--fee--to--be--paid--by--an apprentice--for--an-apprentice-examination-and-an-apprentice card-shall-be-prescribed-by-the-board-

17 (2)(1) The fee to be paid by an applicant for an 18 examination to determine his fitness to receive a 19 certificate of registration to practice barbering and for 20 the issuance of the certificate shall be prescribed by the 21 board.

22 (3)(2) A person registered as a barber or--barber
23 apprentice shall, before the expiration date established by
24 rule of the department, annually pay a license fee, set by
25 the board based on clerical and administrative costs, for

the renewal of his certificate of registration. If a barber 1 fails to have the certificate renewed before the expiration 2 date, the barber shall on renewal of the certificate of 3 registration pay a penalty prescribed by the board in 4 addition to the regular renewal fee. If a certificate of 5 registration is not renewed within 1 year after the date of 6 expiration, the barber is not entitled to have the 7 8 certificate of registration renewed or a new certificate of registration issued without first applying for and taking 9 the examination and paying the fees provided for in this 10 11 section.

12 (4)(3) However, physically handicapped persons trained 13 for the barber profession by the department of social and 14 rehabilitation services and certified by that department as 15 having graduated from a barber college licensed by the board 16 are not required to pay fees and are for a period of 1 year 17 immediately following their training exempt from all except 18 the sanitary provisions of this chapter.

19 (5)(4) No other or additional license or fee may be
20 imposed on barbers or-barber-apprentices by a municipality
21 or other subdivision of this state."

22 <u>NEW SECTION.</u> Section 8. Repealer. Section 37-30-304,
23 MCA, is repealed.

<u>NEW SECTION.</u> Section 9. Extension of authority. Any
 existing authority of the board of barbers to make rules on

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1 the subject of the provisions of this act is extended to the

2 provisions of this act.

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-End-

49th Legislature

SB 0342/02

SB 0342/02

APPROVED BY	COMMITTEE
ON PUBLIC I	IEALTH; WELFARE
& SAFETY	

SENATE BILL NO. 342

INTRODUCED BY HALLIGAN

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14 oils, creams, lotions, or other preparations, either by hand
15 or mechanical appliances;

16 (e) singeing or shampooing the hair or applying hair17 tonic or bleaching or highlighting the hair of male persons;

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-2- SB 342 SECOND READING

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inspection of a barbershop, school, or college shall receive
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temporary certificate to any person qualified to take the
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SB 342

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SB 342

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-End-

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SENATE BILL NO. 342

A BILL FOR AN ACT ENTITLED: "AN ACT ELIMINATING THE 4 APPRENTICESHIP REQUIREMENTS AS A PREREQUISITE FOR OBTAINING 5 A CERTIFICATE OF REGISTRATION TO PRACTICE BARBERING: 6 REQUIRING-AN-APPLICANT-WHO-PAILS-TO-PASS-THE-EXAMINATION-FOR 7 A---BARBERIS---CERTIFICATE---OF---REGISTRATION--TO--COMPLETE 8 ADDITIONAL--INSTRUCTION--BEFORE--REAPPLYING--TO---TAKE---THE 9 EXAMINATION; AMENDING SECTIONS 37-30-101, 37-30-203. 10 37-30-301, 37-30-303, AND 37-30-305 THROUGH 37-30-307, MCA: 11 AND REPEALING SECTION 37-30-304, MCA." 12

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Montana Legislative Council

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SB 342

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17 determine his fitness to practice barbering;

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23 information:

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4 (d) whether the applicant received a certificate of 5 graduation from a licensed barber school <u>or college</u> or other 6 school; and

7 (e) other information the board considers necessary. (3)--An-apprentice-applicant-must-have-graduated-from-a 8 9 barber-college-or-school--licensed--under--this--chapter--or completed--a--course-of-study-in-barbering-prescribed-by-the 10 board--of--public--education--and--successfully--passed---an 11 12 apprentice--examination-conducted-by-the-department;-subject 13 to-37-1-101;-and-pay-to-the-department-the-required-feet-The 14 department-shall-then-issue--an--apprentice--barbering--card 15 which-expires-2-years-from-the-date-of-examination-"

Section 5. Section 37-30-305, MCA, is amended to read: 16 "37-30-305. Application--for--barber's--certificate---17 examination Examination. On--completion--of--3--months--of 18 apprenticeship-under-the-immediate-personal-supervision-of-a 19 20 licensed--barberg--an--apprentice (1) Except as provided in 37-30-309, an applicant for a barber's certificate of 21 registration must apply to the department to take the 22 examination for a barber's certificate of registration. An 23 apprentice---may---take---the--examination--for--a--barberis 24 certificate-of-registration-as-many-as--three--times--before 25

expiration-of-the-apprentice-card-

1	expiration-of-the-apprentice-card-
2	<u>(2)</u> ifanapprentice <u>applicant</u> failstopass-the
3	examination-for-a-barber's-certificate-of-registration-three
4	times;heshallsurrendertheapprenticecardtothe
5	departmentandmaynot-be-authorized-to-do-the-acts-which
6	constitute-the-practice-of-barbaring- <u>maynotreapplyto</u>
7	taketheexaminationuntilhe-has-completed-500-hours-of
8	additionalinstructionatalicensedbarberschoolor
9	collegeIfhe-again-fails-to-pass-the-examinationhe-may
10	not-reapply-to-take-the-examination-until-hehascompleted
11	250hoursofadditionalinstruction-at-a-licensed-barber
12	school-or-colleger-if-he-fails-the-examination-a-third-time;
13	he-may-not-reapply-to-take-the-examination-"
14	Section 6. Section 37-30-306, MCA, is amended to read:
15	HOT DO DOC COmmunicable disease shuminingto
	"37-30-306. Communicable disease physician's
16	certificate required. (1) A barber, <u>or</u> barber instructor, or
16 17	
	certificate required. (1) A barber7 or barber instructor7-or
17	certificate required. (1) A barber ₇ or barber instructor ₇ -or barberapprentice may not receive a certificate of
17 18	certificate required. (1) A barber ₇ or barber instructor ₇ -or barberapprentice may not receive a certificate of registration or renewal until he has presented to the board
17 18 19	certificate required. (1) A barber, <u>or</u> barber instructor, or barberapprentice may not receive a certificate of registration or renewal until he has presented to the board of barbers a physician's certificate showing him to be free
17 18 19 20	certificate required. (1) A barber, or barber instructor, or barberapprentice may not receive a certificate of registration or renewal until he has presented to the board of barbers a physician's certificate showing him to be free of physical ailments that would tend to endanger the health
17 18 19 20 21	certificate required. (1) A barber, <u>or</u> barber instructor, or barberapprentice may not receive a certificate of registration or renewal until he has presented to the board of barbers a physician's certificate showing him to be free of physical ailments that would tend to endanger the health of the public. A person practicing or teaching barbering

24 (2) It is unlawful for a barber, barber-apprentice,
25 barber instructor, or student of barbering to practice the

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occupation of a barber or do barber work while he has an
 infectious, contagious, or communicable disease that would
 endanger the health of the public.

4 (3) If a barber, or barber instructor, or-barber apprentice, after securing his certificate, contracts a 5 communicable, infectious, or contagious disease endangering 6 7 the public health, the board of barbers shall revoke or suspend his certificate of registration until the board has 8 satisfactory proof that the barber7 or barber instructor7-or 9 barber-apprentice is no longer afflicted with the 10 11 communicable, infectious, or contagious disease."

12 Section 7. Section 37-30-307, MCA, is amended to read: 13 "37-30-307. Fees -- handicapped persons exempted --14 other fees prohibited. (1)--The--fee--to--be--paid--by--an 15 apprentice--for--an-apprentice-examination-and-an-apprentice 16 card-shall-be-prescribed-by-the-board-

17 (2)(1) The fee to be paid by an applicant for an 18 examination to determine his fitness to receive a 19 certificate of registration to practice barbering and for 20 the issuance of the certificate shall be prescribed by the 21 board.

22 (3)(2) A person registered as a barber or-barber
23 apprentice shall, before the expiration date established by
24 rule of the department, annually pay a license fee, set by
25 the board based on clerical and administrative costs, for

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the renewal of his certificate of registration. If a barber 1 2 fails to have the certificate renewed before the expiration 3 date, the barber shall on renewal of the certificate of registration pay a penalty prescribed by the board in - 4 addition to the regular renewal fee. If a certificate of 5 6 registration is not renewed within 1 year after the date of 7 expiration, the barber is not entitled to have the 8 certificate of registration renewed or a new certificate of 9 registration issued without first applying for and taking 10 the examination and paying the fees provided for in this 11 section.

12 (4)(3) However, physically handicapped persons trained 13 for the barber profession by the department of social and 14 rehabilitation services and certified by that department as 15 having graduated from a barber college licensed by the board 16 are not required to pay fees and are for a period of 1 year 17 immediately following their training exempt from all except 18 the sanitary provisions of this chapter.

19 (5)(4) No other or additional license or fee may be 20 imposed on barbers or-barber-apprentices by a municipality 21 or other subdivision of this state."

NEW SECTION. Section 8. Repealer. Section 37-30-304,
MCA, is repealed.

<u>NEW SECTION.</u> Section 9. Extension of authority. Any
 existing authority of the board of barbers to make rules on

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1 the subject of the provisions of this act is extended to the

2 provisions of this act.

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SB 0342/03

	•	1	
1	SENATE BILL NO. 342		<pre>t2tAn-"apprentice"7-under-this-chapter7-isaperson</pre>
2	INTRODUCED BY HALLIGAN	2	whoreceivesinstructioninan-approved-barber-school-or
3		3	college-and-from-a-barber-anthorized-topracticebarbering
4	A BILL FOR AN ACT ENTITLED: "AN ACT ELIMINATING THE	4	in-this-state.
5	APPRENTICESHIF REQUIREMENTS AS A PREREQUISITE FOR OBTAINING	5	+3+(2) Any one or any combination of the following
6	A CERTIFICATE OF REGISTRATION TO PRACTICE BARBERING;	6	practices, when done upon the human body for tonsorial
7	REQUIRING-AN-APPLICANT-WHO-PAILS-TO-PASS-THE-EXAMINATION-FOR	7	purposes and not for the treatment of disease or physical or
8	ABARBER'SCERTIFICATEOFREGISTRATIONTOCOMPLETB	8	mental ailments and when done for payment, either directly
9	Abdifionalinstructionbeforereapplyingtotakethe	9	or indirectly, constitutes the practice of barbering:
10	EXAMINATION; AMENDING SECTIONS 37-30-101, 37-30-203,	10	(a) shaving or trimming the beard;
11	37-30-301, 37-30-303, AND 37-30-305 THROUGH 37-30-307, MCA;	11	(b) cutting, styling, coloring, or waving the hair;
12	AND REPEALING SECTION 37-30-304, MCA."	12	(C) straightening of the hair by using chemicals;
13		13	(d) giving facial or scalp massage or treatment with
14	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:	14	oils, creams, lotions, or other preparations, either by hand
15	Section 1. Section 37-30-101, MCA, is amended to read:	15	or mechanical appliances;
16	"37-30-101. Definitions practice of barbering. (1)	16	(e) singeing or shampooing the hair or applying hair
17	Unless the context requires otherwise, as used in this	17	tonic or bleaching or highlighting the hair of male persons;
18	chapter the following definitions apply:	18	(f) applying cosmetic preparations, antiseptics,
19	(a) "Barbershop" means a place where a person carries	19	powders, oils, lotions, or gels to scalp, face, hands, or
20	on, engages in, practices, or causes to be carried on,	20	neck.
21	engaged in, or practiced the business of barbering.	21	(4) The practice of cosmetology by a licensed
22	(b) "Board" means the board of barbers provided for in	22	cosmetologist, including cutting the hair of any person,
23	2-15-1856.	23	does not constitute the practice of barbering."
		24	Section 2. Section 37-30-203, MCA, is amended to read:
24	(c) "Department" means the department of commerce	25	"37-30-203. Powers and duties of board and department
25	provided for in Title 2, chapter 15, part 18.	**	
	A		-2- SB 342

REFERENCE BILL

1

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-- conducting examinations -- rulemaking -- hiring of 1 2 inspectors. (1) The department shall, subject to 37-1-101, 3 conduct practical examinations of applicants for-apprentice cards-and for certificates of registration to practice as 4 5 registered barbers or barber instructors not less than four times a year at times and places the board determines. The 6 examinations shall cover the fundamentals of barbering, 7 8 dermatology, and sanitation. The department shall issue apprentice-cards-and certificates of registration. 9

10 (2) The board may adopt rules for the administration 11 of this chapter.

(3) A person hired by the department to make an 12 inspection of a barbershop, school, or college shall receive 13 a salary plus travel expenses as provided for in 2-18-501 14 15 through 2-18-503, as amended."

16 Section 3. Section 37-30-301, MCA, is amended to read: 17 "37-30-301. Certificate required. (1) Except as provided in subsection (2), a person may not practice or 18 19 attempt to practice barbering or-serve-or-attempt--to--serve 20 as--a--barber--apprentice unless he first receives from the department a certificate of registration. 21

22 (2) The board may authorize the department to grant a temporary certificate to any person gualified to take the 23 examination required by 37-30-305 who pays a temporary 24 25 certification fee prescribed by the board. A person holding

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a temporary certificate may engage in the practice of barbering under the supervision of a certified barber for a period of 90 days or until the next examination scheduled by the board, whichever is longer."

5 Section 4. Section 37-30-303, MCA, is amended to read: 6 "37-30-303. Apprenticeship--required Qualifications --7 application ---examination. (1) A person is gualified to 8 receive a certificate of registration to practice barbering 9 only if he:

10 (a) has served-as-an-apprentice-barber-as-required--by 11 37-30-305 completed 2,000 hours of instruction at a licensed barber school or college or other school recognized by the 12 13 board and graduated from a licensed barber school or college or other school recognized by the board; 14 (b) has successfully passed the examination conducted 15 16 by the department under 37-30-305, subject to 37-1-101, to

determine his fitness to practice barbering; 17

(c) is at least 18 years old; 18

19 (d) is a graduate of the 8th grade; and

is of good moral character. 20 (e)

21 (2) An apprentice applicant must file with the 22 department an application setting forth the following 23 information:

(a) full name and age of the applicant;

(b) name and place of the licensed barber school or 25

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1 college or other school which he attended;

(c) dates of attendance at the licensed barber school
 <u>or college</u> or other school;

4 (d) whether the applicant received a certificate of 5 graduation from a licensed barber school <u>or college</u> or other 6 school; and

7 (e) other information the board considers necessary. 8 (3)--An-apprentice-applicant-must-have-graduated-from-a 9 barber-college-or-school--licensed--under--this--chapter-or 10 completed--a--course-of-study-in-barbering-prescribed-by-the 11 board--of--public--education--and--successfully--passed---an 12 apprentice--examination-conducted-by-the-departmenty-subject 13 to-37-1-1017-and-pay-to-the-department-the-required-feer-The department-shall-then-issue--an--apprentice--barbering--card 14 15 which-expires-2-years-from-the-date-of-examination-"

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1 expiration-of-the-apprentice-card-

2 (2)--if--an--apprentice applicant--fails--to--pass-the examination-for-a-barber+s-certificate-of-registration-three 3 4 times_--he--shall--surrender--the--apprentice--card--to--the department--and--may--not-be-authorized-to-do-the-acts-which 5 constitute-the-practice-of-barbering. may--not--reapply--to 6 7 take--the--examination--until--he-has-completed-500-hours-of additional--instruction--at--a--licensed--barber--school--or в 9 college---If--he-again-fails-to-pass-the-examination,-he-may 10 not-reapply-to-take-the-examination-until-he--has--completed 11 250--hours--of--additional--instruction-at-a-licensed-barber 12 school-or-college;-If-he-fails-the-examination-a-third-time; 13 he-may-not-reapply-to-take-the-examination;" 14 Section 6. Section 37-30-306, MCA, is amended to read: 15 "37-30-306. Communicable disease --physician's 16 certificate required. (1) A barber7 or barber instructor7-or 17 barber---apprentice may not receive a certificate of 18 registration or renewal until he has presented to the board of barbers a physician's certificate showing him to be free 19 of physical ailments that would tend to endanger the health 20 of the public. A person practicing or teaching barbering 21 22 without a certificate of registration is guilty of a violation of this chapter. 23

24 (2) It is unlawful for a barber, barber-apprentice;
25 barber instructor, or student of barbering to practice the

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occupation of a barber or do barber work while he has an
 infectious, contagious, or communicable disease that would
 endanger the health of the public.

(3) If a barber, or barber instructor, or-barber 4 apprentice, after securing his certificate, contracts a 5 communicable, infectious, or contagious disease endangering 6 the public health, the board of barbers shall revoke or 7 suspend his certificate of registration until the board has 8 satisfactory proof that the barber, or barber instructor, or 9 barber--apprentice is no longer afflicted with the 10 communicable, infectious, or contagious disease." 11

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