

CHAPTER 211.

[S. B. 120.]

BARBERS' LICENSE ACT.

AN ACT relating to barbering and hair cutting, providing for examination and licenses therefor, amending sections 1, 4, 6, 7, 10, 11, 12, 13, 14 and 17 of chapter 75, Laws of 1923, and adding two new sections to chapter 75, Laws of 1923, to be known as sections 2-A and 3-A, respectively, and providing penalties.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. That section 1, chapter 75, of the Laws of 1923, be amended to read as follows: § 1, ch. 75,
L. 1923.

Section 1. Any one or any combination of the following practices (when done upon the upper part of the human body for cosmetic purposes and not for the treatment of disease or physical or mental ailments, and when done for payment, either directly or indirectly, or without payment, for the public generally upon male or female) constitutes the practice of barbering; shaving or trimming the beard or cutting the hair; giving facial, and scalp massage or treatments with oils, creams, lotions, or other preparations, either by hand or mechanical appliances; singeing, shampooing or dyeing the hair or applying tonics; applying cosmetic preparations, antiseptics, powders, oils, clays, or lotions to the scalp, face, neck, or upper part of the body: *Provided*, That the provisions of this act shall not apply to any person employed in, or engaged in the operation of, any beauty shop or hair dressing establishment, except as to the cutting of hair in such establishments, for which provision is hereinafter made.

Barbering
defined.

Beauty shops
and hair
dressing
establish-
ments.

SEC. 2. That chapter 75 of the Laws of 1923 be amended by adding thereto a new section to be known and designated as Sec. 2-A to read as follows: § 2A, ch. 75,
L. 1923.

Section 2-A. It shall be unlawful for any person to follow the occupation of cutting hair or practice as a hair cutter in any beauty shop or hair dressing establishment unless such person shall first have obtained a license as herein provided, which license shall authorize the cutting of hair of female persons only in such establishments. Applicants for such license must possess the qualifications required of applicants for a barber's license as prescribed in section 3 of chapter 75 of the Laws of 1923, and the application shall be made in the same manner and form and upon payment of the same fee as required by said section 3. Before any license is issued to such hair cutter he shall submit to an examination to test his qualifications as a hair cutter and such examination shall be held and conducted in the same manner and by the same persons as is required by law for applicants for a barber's license, except that such applicant shall be examined only as to his skill, ability and knowledge to properly perform the occupation of female hair cutting, and his knowledge of hygiene and sanitation pertaining thereto. Any person who shall have been engaged in cutting hair in any beauty shop or hair dressing establishment for at least six months prior to the taking effect of this act shall be entitled to a license to cut hair of females only in a beauty shop or hair dressing establishment, without taking any examination. An application for such license shall be filed with the state treasurer within thirty days after this act takes effect, and shall be accompanied by a fee of five dollars, and an affidavit sworn to before a notary public or some person authorized by law to administer oaths, which shall set forth the facts as to the previous service of such person in cutting hair in such establishments. The state treasurer shall on the next business day after receipt of such application and fee transmit the application, accompanied by his

License
required.

Qualifica-
tions.

Fee.

Examination.

Who exempt.

Application
for license.

duplicate receipt and the affidavit, to the director of licenses, who shall thereupon issue to such person a license to cut the hair of females only in beauty shops and hair dressing establishments. Any hair cutting license issued under this act shall be renewed annually at the same time and in the same manner and upon payment of the same fee as is required by law for an annual barber's license; and any license so issued may be revoked for any of the reasons and in the same manner as is provided for the revocation of licenses of barbers in section 16, chapter 75, Laws of 1923.

Renewal of
license.

SEC. 3. That chapter 75 of the Laws of 1923 be amended by adding thereto a new section to be known and designated as section 3-A to read as follows:

§ 3A, ch. 75,
L. 1923.

Section 3-A. No barber license shall be issued under this act unless the applicant shall have satisfied the examining committee that he or she is able to read intelligently and write clearly the English language.

Must read
and write
English.

SEC. 4. That section 4, chapter 75, Laws of 1923, be amended to read as follows:

§ 4, ch. 75,
L. 1923.

Section 4. Any person from another state making application for examination as provided by this act, shall be allowed to practice the occupation of barber under a licensed barber until the date of the next examination at which he shall have been notified to appear: *Provided*, Such person shall make sworn affidavit showing the name and address of employer or employers for whom he worked for a period of two years preceding his application for permit, and a permit shall be issued to such person, by the director of licenses, authorizing him to so practice said occupation under a licensed barber. Any person having made application for examination as herein provided who shall fail to appear for such examination when notified by the director of licenses to do so, or who shall fail to notify the said director of

Permit to
practice until
examination.

licenses of any change of address prior to said examination, may in the discretion of said director of licenses, be prohibited from practicing the occupation of barber until he shall have secured a new permit.

§ 6, ch. 75,
L. 1923.

SEC. 5. That section 6, chapter 75, Laws of 1923, be amended to read as follows:

Grade
required.

Section 6. If an applicant shall pass a satisfactory examination, making an average grade of not less than 75 per cent and shall possess the other qualifications required by law, he shall be entitled to receive, and the director of licenses shall issue to him a license which shall authorize him to practice the occupation of barber as provided by this act, until the first day of July next following the issuance of such license. Should the applicant fail to pass the examination he shall be issued a student certificate as provided for in section 11.

License.

Student
certificate.

§ 7, ch. 75,
L. 1923.

SEC. 6. That section 7, chapter 75, Laws of 1923, be amended to read as follows:

Renewal of
license
annually.

Section 7. Every person who has heretofore been granted, or shall hereafter be granted a license to practice the occupation of barber or of hair cutting in any beauty shop or hair dressing establishment within the State of Washington, shall, on or before the 30th day of June each year pay an annual license fee of one dollar for the year commencing with the first day of July next following, and upon the payment of such renewal fee the director of licenses shall issue to such licentiate a license renewal certificate, which certificate shall be *prima facie* evidence that the same has been paid. The failure, neglect or refusal of any licensed barber, or hair cutter to pay said annual license renewal fee before delinquency shall *ipso facto* work a forfeiture of his license, and the same shall not be reinstated except upon written application and the payment of a penalty of five

Penalty for
failure to
renew.

dollars, together with the payment by such licentiate of all annual license fees then delinquent; *Provided, however,* That after July 1, 1927, no such license shall be reinstated after any annual license fee shall have been delinquent for more than one year.

SEC. 7. That section 10, chapter 75, Laws of 1923, § 10, ch. 75, L. 1923. be amended to read as follows:

Section 10. Any person who holds a paid up license granted by any other state or provincial board of barber examiners by examination, and who shows by proper credentials that he is a fully qualified barber under the laws of such state or province may be granted a license to practice the occupation of barber in this state without a practical examination, upon filing his application and the payment of a five dollar fee in the manner provided by law in the case of applications for examination for licenses, and the license so issued shall authorize the said applicant to practice the occupation of barber in the State of Washington until the first day of July next following the issuance of such license, and thereafter said applicant shall pay an annual license renewal fee as provided in the case of persons licensed by examination under this act.

SEC. 8. That section 11, chapter 75, Laws of 1923, § 11, ch. 75, L. 1923. be amended to read as follows:

Section 11. Nothing in this act shall prohibit any person from serving as an apprentice under a licensed barber of this state or from serving as a student in any barber school or barber college for the training of students in such occupation in this state: *Provided,* That not more than one student or apprentice shall be employed in any one barber shop: *Provided, further,* That such licensed barber or barber school proprietor shall report the names of all apprentices or students working under his direction or training to the state treasurer, together

Licensing
barbers from
other states.

Examination
waived.

Fee.

Apprentices
and
students.

Limit.

Report of
names, etc.,
of students.

with the certificate of a licensed physician and surgeon that the said apprentice or student is not afflicted with any contagious or infectious disease. Said report shall be accompanied by a fee of five dollars (\$5.00) for each student or apprentice. The treasurer shall dispose of said report in the manner provided by law in the case of applications for examination for licenses. It shall be the duty of the secretary of the department of licenses, upon receipt of such report, accompanied by the treasurer's duplicate receipt for the fee, to issue to said apprentice or student a student certificate, showing the date the student certificate was issued. This certificate shall entitle the holder to practice as such under a licensed barber or as a student in a barber school or barber college. At any time after six months and within one year following the issuance of such student certificate said apprentice or student may file his application for license and shall present himself for examination as provided by this act. Should he fail to pass the examination, upon the payment of \$5.00 he shall be issued a student certificate, good until the date of the next examination.

Fee.

Student certificate.

Examination for license.

§ 12, ch. 75, L. 1923.

SEC. 9. That section 12, chapter 75, Laws of 1923, be amended to read as follows:

Register of licenses.

Section 12. The secretary of the department of licenses shall keep a register in which shall be entered the names of all persons to whom licenses, permits or students' certificates are issued under this act, and said register shall be at all times open for public inspection.

§ 13, ch. 75, L. 1923.

SEC. 10. That section 13, chapter 75, Laws of 1923, be amended to read as follows:

Barber to display license.

Section 13. It shall be the duty of the holder of any license, permit or student certificate issued under this act to post the same in a conspicuous place in

front of his working chair, where it may readily be seen by all persons whom he may serve.

SEC. 11. That section 14, chapter 75, Laws of 1923, be amended to read as follows: § 14, ch. 75,
L. 1923.

Section 14. All barber schools or colleges shall keep prominently displayed a sign "Barber School" or "Barber College," and any firm, corporation or person desiring to conduct or operate a barber school or barber college in this state shall first secure from the director of licenses a permit to do so, and shall keep the same prominently displayed. No barber school or college shall be issued a permit by the director of licenses unless such school or college requires as a prerequisite to admission thereto, that the applicant for admission shall be at least sixteen and not over fifty years of age; and unless such school or college requires as a prerequisite to graduation a course of instruction of not less than one thousand hours to be completed within six months of not more than eight hours in any working day, such course of instruction to include the following subjects: Scientific fundamentals for barbering, hygiene, bacteriology, histology of the hair, skin, nails, muscles and nerve structure of the head, face, and neck, elementary chemistry relating to sterilization and antiseptics, 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 and tinting the hair. The director of licenses shall revoke the license of any school or college which shall admit any applicant not possessing the qualifications herein required, or which shall fail to impart to each student in such school or college the instruction herein made a prerequisite to the graduation of any student from any such school or college. Barber
Schools.

§ 17, ch. 75,
L. 1923.

SEC. 12. That section 17, chapter 75, Laws of 1923, be amended to read as follows:

Penalties for
violations.

Section 17. Any person who shall practice the occupation of barber, barber's apprentice or student, or hair cutter in any beauty shop or hair dressing establishment in this state, without having obtained a license, permit or student certificate, as provided by this act, or who shall employ a barber or apprentice who has not such license, permit or student certificate, or who shall accept students for training as barbers or employ apprentices without making report of such facts to the state treasurer as provided by this act, or who shall falsely pretend to be qualified to practice barbering, or hair cutter in a beauty shop or hair dressing establishment under this act, or who shall fail to display his license, permit or student certificate as provided by this act, or who shall knowingly serve any person afflicted with a contagious or infectious disease, or violate any of the sanitary rules adopted by the director of licenses, or who shall violate any of the provisions of this act, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than ten dollars (\$10.00) nor more than one hundred dollars (\$100.00), or by imprisonment in the county jail not less than ten (10) days nor more than ninety (90) days, or by both such fine and imprisonment.

Duty of
Prosecuting
Attorney.

It shall be the duty of the prosecuting attorney of the county in which any violation of this act shall occur, to prosecute any case to final judgment whenever his attention shall be directed to any violation of this act.

Passed the Senate March 4, 1927.

Passed the House March 2, 1927.

Approved by the Governor March 9, 1927.