

CHAPTER 281.

[H. B. 127.]

REGULATING PRACTICE OF HAIR-DRESSING AND BEAUTY CULTURE.

AN ACT to regulate the practice of hair-dressing and beauty culture, authorizing schools for the teaching of the art of hair-dressing and beauty culture, licensing of persons to carry on such practices, and prescribing penalties for the violation thereof.

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

Practice of
hairdressing
or beauty
culture.

Registration
and license.

Present
operators
exempted
from
examination.

SECTION 1. It shall be unlawful for any person, firm or corporation in this state to engage in, follow, or carry on, or to attempt to engage in, follow, supply itinerant service, solicit or perform work or teach at home, or carry on the practice of hair-dressing or beauty culture, or to conduct or manage a hair-dressing or beauty culture establishment or school, unless he or she shall have first obtained registration and been licensed as provided herein. *Provided, however,* That all persons who have been engaged in such business as operator, owner or manager, for a period of two years prior to the taking effect of this act, shall, upon proof made to the satisfaction of the director of licenses, be licensed upon payment of the fees prescribed herein, without examination as herein, or by law, required.

"Hair-
dresser"
defined.

SEC. 2. A "hair-dresser," within the meaning of this act, is any person who, with hands or by the use of any method or mechanical application or appliance, engages for compensation or hire, in any one or more, or any one, or any combination, of any of the following practices, to-wit: Arranging, dressing, curling, waving, permanently waving, cleansing, singeing, bleaching, coloring, or similar work, upon the hair of any female person or child, or the cutting

or trimming of hair upon a male person for the purpose of fitting any wig or toupee.

SEC. 3. A "beauty culturist," within the meaning of this act, is any person who, with hands, mechanical or electrical apparatus or appliances, or by the use of cosmetic preparations, antiseptic tonics, lotions, or creams, or similar preparations or compounds, engages for the compensation or hire in any one, or any combination of the following practices about the face or body of any female person or child, to-wit: Massaging, cleansing, stimulating, manipulating, exercising, beautifying, or similar work, the scalp, face, neck, arms, or bust, or upper part of the body; manicuring the nails, or removing superfluous hair by the use of electricity or otherwise.

"Beauty culturist."

SEC. 4. (a) An "apprentice" is any person over the age of sixteen years who is not an owner, manager or operator and who is engaged in learning or acquiring the art and practice of hair-dressing or beauty culture under the direction or supervision of a licensed owner, manager, or operator, or who is a student in any registered and licensed school of hair-dressing and beauty culture. Apprentices, or students in any registered school, shall be of the age of sixteen years or over, possessed of good moral character and shall be able to read and write intelligently the English language.

"Apprentice."

(b) An "operator" is any person over the age of sixteen years who is not an owner, manager, or apprentice, and who practices any of the occupations classified herein, as an employee, or under the direction and supervision of a registered manager or owner, or who is an instructor in a registered school teaching any of the said classified occupations.

"Operator."

(c) A "manager" is an operator over the age of twenty-one years who manages, or conducts a

"Manager."

hair-dressing or beauty culture establishment, or a registered school teaching any of the occupations classified herein.

"Owner."

(d) An "owner" is any person, firm, co-partnership or corporation who owns, or owns and conducts a hair-dressing or beauty culture establishment, or a registered and licensed school teaching any of the classifications herein.

"Hair-dressing or beauty culture establishment."

(e) A "hair-dressing or beauty culture establishment" is any building, or any part thereof, wherein any of the herein classified occupations are practiced for hire or compensation.

Application for license for school.

SEC. 5. Any person, firm, co-partnership or corporation may file with the state treasurer an application for a certificate of registration and license to conduct, establish, or continue, a school for the teaching of the art and practice of hair-dressing and beauty culture. Said application shall be accompanied by a fee of one hundred and fifty (\$150.00) dollars and said application shall be transmitted to the department of licenses with duplicate receipt for fee in the manner provided in Remington's Compiled Statutes, section 10, 858, and acts amendatory thereof. The annual license fee, if license be issued, for conducting such school shall be one hundred and fifty (\$150.00) dollars, payable upon issuance, and annually thereafter. *Provided, however,* That instruction in every such school shall be at all times in charge of and under the supervision of a licensed manager, as herein defined; *And provided further,* That no such license shall be granted unless it is made to appear that said school does, or will, maintain a term of instruction of at least six consecutive months requiring eight hours per day, exclusive of Sundays, for practice and instruction, and will teach the art of practice of hair-dressing and beauty culture by practical demonstration and by written and

Fee.

Annual license fee.

Licensed manager to supervise instruction.

Term of instruction.

oral tests, with practical instruction in sanitation, sterilization and the use of antiseptics as applicable to the occupations herein classified.

Nothing contained in this section shall prohibit any manager or owner, as defined herein, from teaching any of the arts and practices of hair-dressing and beauty culture in their regular course of business; *Provided*, Said manager or owner does not hold themselves out as conducting a school, and do not hire or employ, or teach regularly, at any one and the same time, more than one apprentice to ten, or less, operators regularly employed in their business.

Manager or owner may teach in regular course of business.

Number may teach.

SEC. 6. To procure a license to practice hair-dressing or beauty culture, as an "operator" in the State of Washington, the applicant for such license shall file his application in the manner provided by law, on forms furnished by the director of licenses, and shall state therein his name, age, place of residence, nationality, his experience or training, or the time of attendance in any registered school, if the applicant is a graduate of any such school. Said application shall be signed by the applicant, sworn to before some officer authorized to administer oaths, and shall be accompanied by proofs of the applicant's moral character, and if he be a graduate of a registered school, proof of attendance and graduation. In addition to the foregoing requirements each applicant shall file with his application a certificate signed by a reputable physician stating that after a physical examination he has found the applicant free of any infectious or contagious disease.

Operator's license.

Requirements.

SEC. 7. Any person of good moral character to be attested by testimonials as in section 6 provided, and a certificate that he has practiced hair-dressing or beauty culture as a business or profession within the State of Washington for a period of two years

Application for license without examination.

prior to the time when this act takes effect, may apply for a license under section 6 of this act; and thereupon such applicant shall be entitled to all the right and privileges accorded to those found to be qualified after examination as hereinafter, or as may be provided by law.

Application
for exami-
nation and
license.

Require-
ments.

SEC. 8. Any person not qualified as provided in section 7 of this act may be registered, apply for examination, and if competent, be licensed to practice, conduct or carry on any or all of the practice defined in this act; *Provided*, They are of good moral character, and shall be able to read and write intelligently the English language, and shall have served at least one year as an apprentice under the supervision of a licensed owner or manager of a licensed hair-dressing or beauty culture establishment, or holds a certificate of graduation showing instruction within a period of six or more months from a registered and licensed school of hair-dressing and beauty culture, as provided in section 5 of this act.

Fees.

SEC. 9. Each application for registration and license as operator, manager or owner shall be accompanied by an application fee as follows:

For license as operator, two (\$2.00) dollars; for license as manager, five (\$5.00) dollars; for license as owner, ten (\$10.00) dollars.

Annual
license fees.

SEC. 10. Every operator, manager or owner registered or licensed under this act shall pay an annual license renewal fee on or before the first day of July next following the issuance of such registration certificate or license and annually thereafter. Said annual renewal fee shall be in the case of operators, one (\$1.00) dollar; managers, two (\$2.00) dollars, and owners (other than a registered school), five (\$5.00) dollars; *Provided*, That any owner or manager of any establishment herein defined who is

also a licensed and active operator therein, shall be required to pay only such amount as will total the amount herein required of an owner or manager.

SEC. 11. All examinations for licenses shall be conducted by or under the direction of the director of licenses in the manner and as provided in title LXXV, chapter 1, Remington's Compiled Statutes of Washington, and all acts amendatory thereof; *Provided, however,* That no member of an examining committee shall be an owner or manager of, or instructor in, any registered and licensed school of hair-dressing or beauty culture; *Provided, further,* That in the interests of economy, qualified examiners may be recruited in the city where such examination is to be held.

Director of licenses to conduct examinations.

The director of licenses, with the aid and assistance of the first examining committee appointed hereunder, and from time to time thereafter, shall have full power and authority to define and classify all subjects for examination within the intent and purpose of this act, and to fix passing grades therein. Such grades shall be based upon a standard of one hundred (100) per cent, and no applicant shall be licensed who fails to receive an average grade of not less than seventy-five (75) per cent. Such examinations shall consist of written questions and answers and practical tests. Written examinations shall consist of questions and answers and practical tests. Written examinations shall consist of questions in each subject for examination to be answered in writing. Practical tests shall consist of actual demonstration in hair-dressing or beauty culture under the direction and supervision of the examining committee, or some one member thereof. The director of licenses shall keep all examination papers on file for at least one year, which file shall be open to the inspection of the applicant or his agent.

Grades.

Written examinations.

Practical tests.

Certificate
as operator.

SEC. 12. If an applicant for license as an "operator" is qualified under section 2 and section 7 of this act, or passes a satisfactory examination in any one or any combination of the practices of either, or all of the classifications within this act, to the satisfaction of the examining committee, and has paid the application fee required, and has complied with the laws and rules of the department of licenses, the director of licenses shall issue a certificate to that effect. Such certificate shall be evidence that the person to whom it is issued is entitled to practice hair-dressing or beauty culture within the State of Washington until the first day of July next after the issuance of such certificate. Such certificate shall be conspicuously displayed by the operator in his place of business or employment. In the event that any applicant for examination shall fail to pass such examination he may, upon notice to the director of licenses, present himself at any time within six months thereafter for examination without the payment of another application fee, and shall be entitled to additional examinations upon the payment of the regular examination fee.

To display
license.

Fail to pass.

Re-exami-
nation.

Temporary
license to
practice if
licensed in
another
state.

Fee.

SEC. 13. Any person, duly licensed to practice as hair-dresser or beauty culturist under the laws of another state, territory, District of Columbia or a foreign country, having requirements for registration and license substantially equal to the requirements in force in this state shall, upon showing that he is a resident of this state, and upon filing of his license with testimonials of good moral character, and an affidavit that his license has not expired, or been revoked, and the payment of the application fee as herein required, be granted a temporary license to practice until the next ensuing examination for licenses. If the applicant presents himself for examination at the next ensuing time set for

examination, he shall be examined without payment of another application fee; *Provided, however,* That any person who has been duly licensed under the laws of another state, territory, District of Columbia or a foreign country as hereinbefore provided, may upon proof that he has practiced as licensed operator continuously for two years or more, and further compliance with the provisions of this act as hereinbefore set forth, shall be licensed without examination.

Examination.

When examination not required.

SEC. 14. The director of licenses shall have power to revoke any certificate of registration or license granted under this act for (a) conviction of crime; (b) habitual drunkenness; (c) conviction for a violation of any of the criminal laws of the State of Washington; (d) doing work in an unsanitary or filthy manner; (e) unfair or fraudulent advertising, or (f) any violation of the specific provisions of this act; *Provided,* That before any certificate or license shall be revoked the holder thereof shall have written notice of the charge or charges against him and shall at a date specified in said notice, which shall be at least ten days after the service thereof, be given a public hearing and full opportunity to produce testimony in his behalf, and to confront and cross-examine the witnesses or inspect the evidence upon which the charge is founded. A notice in writing signed by the department of licenses and deposited in the post office at the last known business address of the licensee shall be a sufficient notice of the time and place of any such hearing. Any person whose certificate has been so revoked may, after the expiration of ninety days and upon application, have the same re-issued to him without examination, upon satisfactory showing that his disqualification has ceased.

Director may revoke license for certain causes.

Notice of charges.

Hearing.

Revocation.

Re-issuance.

Conducting
school or
practicing
without
license.

Penalty.

SEC. 15. Any person, firm or corporation who, after the first day of July shall conduct a school of hair-dressing, or beauty culture and any person who shall practice or attempt to practice the occupation of hair-dressing or beauty culture, or who shall hold himself out as practicing such occupation without having at the time of so doing a valid, unrevoked license, and after the first year a valid unexpired license, shall be guilty of misdemeanor. Each act of practicing or attempting to practice hair-dressing or beauty culture in violation of the provisions of this act, shall be deemed a separate offense within the meaning of this act.

Licensed
barbers not
affected.

Manicurists.

SEC. 16. Nothing in this act shall be construed as prohibiting or limiting the service or practice of barbers in lawfully carrying on their particular profession or business, nor to prevent licensed barbers from cutting the hair, shampooing or applying tonics to the scalp of any female person, nor to manicurists working under a licensed barber.

SEC. 17. Words used in this act importing the singular number may also be applied to the plural of persons and things. Words importing the plural may be applied to the singular, and words importing the masculine gender may be extended to females also.

No repeal of
other acts.

SEC. 18. This act is not intended as a repeal of any existing law of the State of Washington, and is not to be construed as in derogation thereof; and should any provision of this act be adjudged to be invalid, such adjudication shall not affect the validity of the act as a whole or any part thereof.

Not applic-
able to
students.

SEC. 19. Nothing in this act shall be construed so as to apply to *bona fide* students who are practicing the art of beauty culture on or in the vicinity

of the campus of such educational institutions in which they may be registered.

Passed the House February 24, 1927.

Passed the Senate March 7, 1927.

Approved by the Governor March 19, 1927.

CHAPTER 282.

[H. B. 300.]

TAXATION—LISTING BY MANUFACTURER—EXEMPTION OF GOODS IN TRANSIT.

AN ACT relating to revenue and taxation, and amending section 26 of chapter 130 of the Laws of the Extraordinary Session of 1925.

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

SECTION 1. That section 26 of chapter 130 of the Laws of the Extraordinary Session of 1925, pages 241-242, be amended to read as follows:

§ 26, ch. 130,
L. Ex. Sess.
1925.

Section 26. Every person who purchases, receives or holds personal property of any description for the purpose of adding to the value thereof by any process of manufacturing, refining, rectifying, or by the combination of different materials with the view of making gain or profit by so doing shall be held to be a manufacturer, and he shall, when required to, make and deliver to the assessor a statement of the amount of his other personal property subject to taxes, also include in his statement the value of all articles purchased, received or otherwise held for the purpose of being used in whole or in part in any process or processes of manufacturing, combining, rectifying or refining. Every person owning a manufacturing establishment of any kind and every manufacturer shall list as part of his manufacturer's stock the value of all engines and machinery of

Manu-
facturer
defined.

Listing of
personalty.