

CHAPTER CLXXII.

[S. B. No. 59.]

REGULATING THE PRACTICE OF BARBERING.

AN ACT to regulate the practice of barbering, and licensing of persons to carry on such practice, and providing punishment for its violation.

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

SECTION 1. It shall be unlawful for any person to follow the occupation of barber in any incorporated city or town in this state, unless he shall have first obtained a certificate of registration as provided in this act: *Provided, however,* That nothing in this act shall apply to or affect any person who is now engaged in such occupation except as hereinafter provided.

Unlawful to practice.

SEC. 2. Shaving the face, or cutting the hair or the beard of any person either for hire or reward, shall be construed as practicing the occupation of barbering within the meaning of this act.

Barbering. what constitutes.

SEC. 3. A board of examiners, to consist of three persons, is hereby created to carry out the purposes and enforce the provisions of this act. Said board shall be appointed by the Governor, the appointees to be chosen from practical barbers who have at least five years prior to their appointment followed the occupation, and have been residents of the State of Washington for two years. Each member of the said board shall serve for a term of three years, and until his successor is appointed and qualified, except in the case of the first board who shall serve one, two and three years respectively.

Board of examiners to be appointed by Governor.

Term of office.

SEC. 4. Said board shall elect a president, secretary and treasurer, shall have a common seal, and shall have power to administer oaths. The headquarters of said board shall be the place of residence of the secretary.

Officers and headquarters.

SEC. 5. The treasurer of said board shall give surety bond to be approved by and deposited with the Auditor of this state, in the sum of one thousand dollars, and said board shall take the oath provided by law for pub-

Surety bond and cost thereof.

lic officers. The costs of said bond shall be paid out of the funds in the hands of the treasurer.

Compensation
— paid from
what funds.

SEC. 6. Each member of said board shall receive a compensation of five dollars per day for actual service and actual expenses incurred in attending the meetings of the board. All moneys shall be paid out of the fund in the hands of the treasurer, and in no event shall any money be paid out of the state treasury.

Biennial
report.

SEC. 7. Said board shall report to the Governor of this state biennially a full statement of the receipts and disbursements of the board during the preceding two years, a full statement of its doings and proceedings, and such recommendation as may seem proper.

Public exami-
nations, notice
thereof.

SEC. 8. Said board shall hold public examinations at least four times a year in different cities of this state, at such times and places as it may determine, notice of such meetings to be sent to the various applicants by mail, at least ten days before the meetings are to be held.

Duty of person
now engaged
in barbering.

SEC. 9. Every person now engaged in the occupation of barber in cities of the first, second or third class in this state shall within ninety days after the approval of this act file with the secretary of said board an affidavit setting forth his name, residence and length of time during which and the places where he has practiced such occupation, and shall pay to the secretary of said board one dollar, and a certificate entitling him to practice said occupation for one year shall thereupon be issued to him.

Certificate.

Registration
fee.

SEC. 10. To obtain a certificate of registration under this act, any person excepting those mentioned in section nine shall make application to said board, and shall pay to the secretary an examination fee of five dollars, and shall present himself at the meeting of the board for examination of applicants. The board shall examine such person, and being satisfied that he is above the age of eighteen years, of good moral character, free from contagious or infectious disease, has studied the trade for two years as an apprentice under or as a qualified and practicing barber in this state, or

Examination
— requisites
to pass.

other states, and is possessed of the requisite skill to properly perform all the duties, including his ability in the preparation of the tools used, shaving, cutting of the hair and beard and all the various services incident thereto, and has sufficient knowledge concerning the common diseases of the face and skin to avoid the aggravation and spreading thereof in the practice of his trade, his name shall be entered by the board in a register hereinafter provided for and a certificate of registration shall be issued to him authorizing him to practice said trade in this state, for one year. All certificates shall be renewed each year, for which renewal, a fee of fifty cents shall be paid. All persons making application for examination under the provisions of this act, shall be allowed to practice the occupation of barber until the next meeting as designated by said board.

Preparation of tools, knowledge of skin diseases, etc.

Renewal fee.

Term of practice, till when.

SEC. 11. Nothing in this act shall prohibit any person from serving as an apprentice in said trade under a barber authorized to practice under this act: *Provided*, That in no barber shop shall there be more than one apprentice to each registered barber and all apprentices shall be registered with the secretary of said board for which registration no fee shall be paid.

Apprentices.

Proviso as to number of.

SEC. 12. Said board shall furnish to each person who has successfully passed examination, a certificate of registration, bearing the seal of the board and the signature of its president and secretary certifying that the holder thereof is entitled to practice the occupation of barber in this state, and it shall be the duty of the holder of such certificate to post the same in a conspicuous place in the shop.

Issuance of certificate.

SEC. 13. Said board shall keep a register in which shall be entered names of all persons to whom certificates are issued under this act, and said register shall be at all times open to public inspection.

Register of names.

SEC. 14. Said board shall have power to revoke any certificate of registration granted by it under this act, for (a) conviction of crime, (b) drunkenness, (c) having or imparting any contagious or infectious disease

Revocation of certificate— for what causes.

or (d) for doing work in an unsanitary or filthy manner: *Provided*, That before any certificate shall be revoked the holder thereof shall have notice in writing of the change [charge] or charges against him, and shall at a day specified in said notice, at least five days after the service thereof be given a public hearing and full opportunity, to produce testimony in his behalf, and to confront the witnesses against him.

May again
apply — when.

Any person whose certificate has been so revoked may after expiration of ninety days upon application have the same re-issued to him upon satisfactory showing that disqualification has ceased.

Violations—in
what manner.

SEC. 15. Any person practicing the occupation of barber in any city of the first, second or third class in this state, without first having obtained a certificate of registration as provided in this act, or falsely pretending to be practicing such occupation under this act, or who uses, or allows towels to be used on more than one person before such towels have been laundered; or razors, lather, or hair brushes on more than one person before same shall have been sterilized or in violation of any of the provisions of this act, and every proprietor of a barber shop who shall wilfully employ a barber who has not such a certificate shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than ten dollars nor more than one hundred dollars, or by imprisonment in the county jail not less than ten days nor more than ninety days, or both.

Penalty.

Passed the Senate January 30, 1901.

Passed the House March 13, 1901.

Approved by the Governor March 18, 1901.