

**SUBSTITUTE FOR
HOUSE BILL NO. 4927**

A bill to amend 1980 PA 299, entitled
"Occupational code,"
by amending sections 1108 and 1110 (MCL 339.1108 and 339.1110),
section 1108 as amended by 2021 PA 101 and section 1110 as amended
by 2020 PA 27.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1108. (1) The department shall issue a license to
2 practice as a barber to an individual who ~~fulfills~~**meets** all of the
3 following requirements:

4 (a) Is not less than 17 years of age.

5 (b) Is of good moral character.

6 (c) Demonstrates satisfactory completion of either of the
7 following:



1 (i) ~~Not~~ **Subject to subsection (3) and section 1110(6), not** less
2 than a ~~1,800-hour~~ **1,500-hour** course of study at a licensed barber
3 college.

4 (ii) Subject to subsection (4), ~~served as an apprentice for at~~
5 ~~least 1,800~~ **not less than 1,500** hours **as an apprentice** in a barber
6 apprenticeship program.

7 (d) Passes an examination approved by the board and the
8 department.

9 (e) Has completed the tenth grade of school or has an
10 equivalent education as determined by the department.

11 (2) The department shall issue a license as a barber to an
12 individual who has held a license as a barber in another state,
13 jurisdiction, or country for **not less than** 1 out of the 3 years
14 immediately preceding the date of application if the requirements
15 for licensure in the other state, jurisdiction, or country are
16 substantially equivalent to the requirements of subsection (1), as
17 determined by the department. ~~However, the~~ **The** department may deny
18 or limit a license described in this subsection if the applicant
19 has been disciplined, or disciplinary action is pending, in another
20 state, jurisdiction, or country.

21 (3) For the purposes of fulfilling the requirement of
22 subsection (1)(c)(i), an individual whose instruction as a barber
23 was received in another state, jurisdiction, or country may
24 substitute experience as a barber or barber apprentice for
25 instruction in the ratio of 3 months of experience for 100 hours of
26 instruction. ~~However, if~~ **If** the individual's experience as a barber
27 or barber apprentice was acquired in a country that the department
28 considers a country from which records are not generally available,
29 both of the following apply to the substitution of experience for



1 instruction under this subsection:

2 (a) The individual may not substitute experience for
3 instruction under this subsection unless ~~he or she~~ **the individual**
4 provides a signed and notarized attestation detailing ~~his or her~~
5 **the individual's** experience, including ~~his or her~~ **the individual's**
6 place of employment or apprenticeship, to the department.

7 (b) The individual may not substitute experience for ~~any of~~
8 the hours of instruction concerning safety and sanitation, or
9 concerning laws, rules, and regulations, required by the department
10 by rules promulgated under this article.

11 (4) A barber apprenticeship program does not satisfy the
12 requirements of subsection (1)(c)(ii) unless the owner of the barber
13 college or barbershop that conducts the apprenticeship program
14 ensures that the apprenticeship program meets all of the following
15 requirements:

16 (a) A student or apprentice is not required to be in
17 attendance for more than 40 hours per week.

18 (b) A system to keep and maintain records as required under
19 subsection (5).

20 (c) A grading system for students or apprentices is
21 established.

22 (d) A student or apprentice is required to pass an examination
23 before the owner of the barber college or barbershop certifies to
24 the department that ~~he or she~~ **the student or apprentice** has
25 completed training.

26 (e) Before the barber college begins training a student, or
27 the barbershop accepts an apprentice, the owner of the barber
28 college or barbershop obtains proof that the student or apprentice
29 has a high school education, or the equivalent of a high school



1 education. This subdivision does not apply to a student who is
2 enrolling in a program offered as a part of the regular curriculum
3 of a public school and approved by the state board of education.

4 (f) Before the barber college begins training a student, or
5 the barbershop accepts an apprentice, the owner of the barber
6 college or barbershop submits an application to the department on
7 behalf of the student or apprentice. The owner of the barber
8 college or barbershop shall retain a copy of the proof of education
9 described in subdivision (e), if applicable, and the application
10 described in this subdivision in the records of the barber college
11 or barbershop until the student or apprentice applies for
12 examination to obtain a license.

13 **(g) If the owner of the barbershop that conducts the**
14 **apprenticeship program is not a licensee, at any time an apprentice**
15 **is in attendance, not less than 1 licensee is present and provides**
16 **supervision of the apprentice.**

17 (5) The owner of a barber college or barbershop that conducts
18 an apprenticeship program shall keep and maintain the following
19 records for each apprentice for ~~at least~~ **not less than** 3 years:

20 (a) A daily attendance record.

21 (b) A record of the types of services and practical
22 applications performed during the apprentice's training.

23 (c) The date the apprentice began participating in the
24 apprenticeship program.

25 (d) A copy of the apprentice's contract.

26 (e) An evaluation and progress records of the apprentice's
27 work.

28 (f) A proposed completion date of the apprentice's
29 participation in the apprenticeship program.



1 (6) The owner of a barbershop that conducts an apprenticeship
2 program shall provide a curriculum and instruction that is
3 substantially similar to that required to be provided by a barber
4 college.

5 (7) The owner of a barbershop that conducts an apprenticeship
6 program shall not charge a fee for the teaching of barber services
7 to apprentices on the premises. The owner of a barbershop where 1
8 apprentice has been successfully trained may allow the training of
9 additional apprentices at the establishment, except that not more
10 than 2 apprentices may be trained at the same time.

11 (8) If the location of a barbershop where an apprenticeship
12 program is conducted changes, the owner of the barbershop may
13 continue the apprenticeship program at the new location if a new
14 license is issued under section 1111, and an apprentice who was
15 receiving training at the original location may continue to receive
16 training at the new location.

17 (9) As used in this section, "apprentice" means an individual
18 who is engaged in learning the theory and practice of serving as a
19 barber and providing barber services.

20 Sec. 1110. (1) The department shall **issue a** license **to** a
21 barber college that meets all of the following requirements:

22 (a) Through ~~its~~**the** owners or managers **of the barber college**,
23 has applied to the department for a license.

24 (b) Subject to subsection (6), provides an educational program
25 that requires completion of 225 hours of classroom study,
26 demonstrations, and recitations and ~~1,575~~**1,275** hours of practical
27 barber training.

28 (c) Meets the sanitation standards required of barbershops as
29 set forth in rules promulgated by the board and determined by



1 inspection by the department.

2 (d) Files and maintains a corporate surety or cash bond of
3 \$10,000.00 conditioned on the faithful performance and satisfaction
4 of the contractual rights of students enrolled in the barber
5 college.

6 (e) Employs or contracts with not fewer than 2 full-time,
7 licensed instructors and ensures that both of the following are
8 met:

9 (i) At any time classroom study or theory training is given to
10 any number of students, at least 1 instructor is present.

11 (ii) ~~If~~ **At any time, not less than 1 instructor is present for**
12 **every 30 students when** practical training occurs. ~~, there is at~~
13 ~~least 1 instructor present for every 30 students at all times.~~

14 (f) Except as provided in subsection (7), is completely
15 partitioned from any other place of business or dwelling. Except as
16 provided in subsection (7), a person shall not conduct any ~~other~~
17 business from a barber college **other** than the rendering of barber
18 services and the teaching of barbering. ~~, although a~~ **A** barber
19 college may sell at retail to patrons ~~these~~ preparations used on
20 patrons who are receiving barbering services from students.

21 (g) Provides reasonable classroom facilities and other
22 equipment for the proper instruction of students described in this
23 subdivision and rules promulgated by the board, including 1
24 stationary wash basin with hot and cold running water and a
25 connected drain for every 2 barber chairs. A barber college shall
26 arrange ~~its~~ **the barber college's** enrollment and course scheduling
27 so ~~that~~ students are not required to share the use of a training
28 station during any practical training period.

29 (2) Except as **otherwise** provided in this subsection, a student

1 instructor may not instruct without a supervising instructor
2 present in the room. In case of emergency, a student instructor may
3 instruct up to 30 students, but the barber college shall provide
4 notice of the emergency to the department in writing and ensure
5 that an instructor is on the premises at all times. Use of a
6 student instructor as a substitute instructor under this subsection
7 ~~shall~~**must** not continue for more than 7 consecutive days without
8 written approval of the department certifying the emergency
9 circumstances.

10 (3) The license of a barber college is automatically revoked
11 if there is a transfer of ownership or change of location of a
12 barber college. The department shall not grant a new license to new
13 owners or for a new location unless the requirements of subsection
14 (1) are met.

15 (4) The classroom courses of a barber college ~~shall~~**must**
16 include at least all of the following: scientific fundamentals for
17 barbering; hygiene; bacteriology; histology of hair, skin, and
18 nails; structure of the head, face, and neck, including muscles and
19 nerves; elementary chemistry relating to sterilization and
20 antiseptics; diseases of the skin, hair, glands, and nails;
21 massaging and manipulating the head, face, and neck; haircutting
22 and shaving; cosmetic therapy; arranging, styling, dressing,
23 coloring, bleaching, curling, permanent waving, and tinting of the
24 hair; elements of business training; and barber laws and rules of
25 ~~the~~**this** state.

26 (5) The department by rule shall prescribe the number of hours
27 of instruction a barber college is required to provide for each
28 subject set forth in subsection (4). Each barber college shall
29 provide a written copy of the rules to each student at the



1 beginning of ~~his or her~~ **the student's** instruction.

2 (6) For the purposes of subsection (1)(b) and section
3 1108(1)(c), if a student of a barber college is licensed as a
4 cosmetologist under article 12, the barber college may allow the
5 student to substitute hours of instruction completed at a state
6 school of cosmetology for hours of instruction that are
7 substantially similar in content to hours of instruction at the
8 barber college. ~~However, a~~ **A** barber college shall not allow a
9 student to substitute more than 1,000 hours of substantially
10 similar instruction from a state school of cosmetology for hours of
11 instruction at the barber college under this subsection. The
12 department by rule shall establish criteria for determining whether
13 an hour of instruction at a state school of cosmetology is
14 substantially similar to an hour of instruction at a barber
15 college. As used in this subsection and subsection (7), "state
16 school of cosmetology" means a school of cosmetology that is
17 licensed under article 12.

18 (7) A barber college and a state school of cosmetology may
19 occupy the same building and share facilities.

20 (8) A barber college shall display the license of the barber
21 college and all instructors, student instructors, and students in a
22 prominent place visible to the public at all times. An individual's
23 license may be displayed at the individual's work station.

24 Enacting section 1. This amendatory act takes effect 18 months
25 after the date it is enacted into law.

