

HOUSE BILL No. 5396

March 6, 2014, Introduced by Rep. LaFontaine and referred to the Committee on Regulatory Reform.

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 1110 (MCL 339.1110), as amended by 1988 PA 463.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1110. (1) The department shall license a barber college
2 ~~which fulfills~~ **THAT MEETS** all of the following requirements:

3 (a) ~~Has made, through~~ **THROUGH** its owners or managers,
4 ~~application~~ **HAS APPLIED** to the department **FOR A LICENSE**.

5 (b) Provides an educational program requiring completion of
6 ~~250~~ **225** hours of classroom study, demonstrations, and recitations
7 and ~~1,750~~ **1,575** hours of practical barber training.

8 (c) Meets the sanitation standards required of barbershops as
9 set forth in rules promulgated by the board and determined by
10 inspection by the department.

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

5 (e) Employs or contracts with not ~~less~~**FEWER** than 2 full-time,
 6 licensed instructors ~~-AND ENSURES THAT BOTH OF THE FOLLOWING ARE~~
 7 **MET:**

8 (i) At any time classroom study or theory training is given to
 9 any number of students, at least 1 instructor ~~shall be~~**IS** present.

10 (ii) If practical training occurs, there ~~shall be~~**IS** at least 1
 11 instructor present for every 30 students at all times.

12 (f) Is completely partitioned from any other place of business
 13 or dwelling. ~~No other~~**A PERSON SHALL NOT CONDUCT ANY OTHER** business
 14 ~~shall be conducted~~ from a barber college than the rendering of
 15 barber services and the teaching of barbering, although a barber
 16 college may sell at retail to patrons those preparations used on
 17 patrons **WHO ARE** receiving barbering services from students.

18 (g) Provides reasonable classroom facilities and other
 19 equipment for the proper instruction of students ~~as set forth~~
 20 **DESCRIBED** in this subdivision and rules promulgated by the board,
 21 including 1 stationary wash basin with hot and cold running water
 22 and a connected drain for every 2 barber chairs. ~~Enrollment~~**A**
 23 **BARBER COLLEGE SHALL ARRANGE ITS ENROLLMENT** and course scheduling
 24 ~~shall be arranged by the barber college so that no student is~~
 25 **STUDENTS ARE NOT** required to share the use of a training station
 26 during any practical training period.

27 (2) Except as 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 ~~notice shall be given~~ **THE BARBER**
4 **COLLEGE SHALL PROVIDE NOTICE OF THE EMERGENCY** to the department in
5 writing and **ENSURE THAT** an instructor ~~shall be~~ **IS** on the premises
6 at all times. Use of a student instructor as a substitute
7 instructor ~~pursuant to~~ **UNDER** this subsection shall not continue for
8 more than 7 consecutive days without written approval of the
9 department certifying the emergency 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. ~~shall automatically revoke its license. A~~ **THE**
13 **DEPARTMENT SHALL NOT GRANT A** new license ~~shall not be granted to~~
14 new owners or for a new location unless the requirements of
15 subsection (1) are ~~fulfilled~~ **MET**.

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

27 (5) The ~~time to be devoted to~~ **DEPARTMENT BY RULE SHALL**

1 **PRESCRIBE THE NUMBER OF HOURS OF INSTRUCTION A BARBER COLLEGE IS**
2 **REQUIRED TO PROVIDE FOR** each subject set forth in subsection (4).
3 ~~shall be prescribed in rules promulgated by the board.~~ Each barber
4 college shall provide a written copy of the rules to each student
5 at the beginning of his or her instruction.

6 (6) ~~The~~ **A BARBER COLLEGE SHALL DISPLAY THE** license of the
7 barber college and all instructors, student instructors, and
8 students ~~shall be displayed~~ in a prominent place visible to the
9 public at all times. An individual's license may be displayed at
10 the individual's work station.