

Act No. 137
Public Acts of 2014
Approved by the Governor
May 27, 2014
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May 27, 2014
EFFECTIVE DATE: May 27, 2014

**STATE OF MICHIGAN
97TH LEGISLATURE
REGULAR SESSION OF 2014**

Introduced by Rep. LaFontaine

ENROLLED HOUSE BILL No. 5396

AN ACT to amend 1980 PA 299, entitled "An act to revise, consolidate, and classify the laws of this state regarding the regulation of certain occupations and to regulate certain persons and activities relative to those occupations; to create a board for each of those occupations; to establish the powers and duties of certain departments and agencies and the boards of each occupation; to provide for the promulgation of rules; to provide for certain fees; to provide for penalties and civil fines; to establish rights, relationships, and remedies of certain persons under certain circumstances; to provide immunity from certain civil liability for certain entities and certain related occupations under certain circumstances; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts," by amending section 1110 (MCL 339.1110), as amended by 1988 PA 463.

The People of the State of Michigan enact:

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

- (a) Through its owners or managers, has applied to the department for a license.
- (b) Provides an educational program requiring completion of 225 hours of classroom study, demonstrations, and recitations and 1,575 hours of practical barber training.
- (c) Meets the sanitation standards required of barbershops as set forth in rules promulgated by the board and determined by inspection by the department.
- (d) Files and maintains a corporate surety or cash bond of \$10,000.00 conditioned on the faithful performance and satisfaction of the contractual rights of students enrolled in the barber college.
- (e) Employs or contracts with not fewer than 2 full-time, licensed instructors and ensures that both of the following are met:
 - (i) At any time classroom study or theory training is given to any number of students, at least 1 instructor is present.
 - (ii) If practical training occurs, there is at least 1 instructor present for every 30 students at all times.
- (f) Is completely partitioned from any other place of business or dwelling. A person shall not conduct any other business from a barber college than the rendering of barber services and the teaching of barbering, although a barber college may sell at retail to patrons those preparations used on patrons who are receiving barbering services from students.
- (g) Provides reasonable classroom facilities and other equipment for the proper instruction of students described in this subdivision and rules promulgated by the board, including 1 stationary wash basin with hot and cold running water and a connected drain for every 2 barber chairs. A barber college shall arrange its enrollment and course scheduling so that students are not required to share the use of a training station during any practical training period.

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

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

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

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

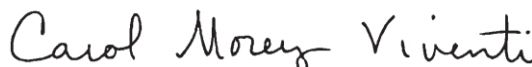
(6) A barber college shall display the license of the barber college and all instructors, student instructors, and students in a prominent place visible to the public at all times. An individual's license may be displayed at the individual's work station.

Enacting section 1. This amendatory act does not take effect unless Senate Bill No. 612 of the 97th Legislature is enacted into law.

This act is ordered to take immediate effect.



Clerk of the House of Representatives



Secretary of the Senate

Approved

Governor

Compiler's note: Senate Bill No. 612, referred to in enacting section 1, was filed with the Secretary of State May 27, 2014, and became 2014 PA 136, Imd. Eff. May 27, 2014.