

FEB 13 2002

STATE GOVERNMENT

HOUSE FILE 2304

BY HAHN

Passed House, Date _____ Passed Senate, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to the practice of barbering by modifying
2 barbering licensure requirements, establishing an apprentice
3 program for barbers, and making a penalty applicable.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2304

1 Section 1. Section 147.80, subsection 16, Code Supplement
2 2001, is amended to read as follows:

3 16. License to practice barbering on the basis of an
4 examination given by the board of barber examiners, license to
5 practice barbering under a reciprocal agreement, renewal of a
6 license to practice barbering, annual inspection by the
7 department of inspections and appeals of barber school and
8 annual inspection of barber shop, an original barber school
9 license, renewal of a barber school license, transfer of
10 license upon change of ownership of a barber shop or barber
11 school, inspection by the department of inspections and
12 appeals and an original barber shop license, renewal of a
13 barber shop license, original barber school instructor's
14 license, renewal of a barber school instructor's license,
15 registration as an apprentice barber.

16 Sec. 2. Section 158.3, subsection 3, Code 2001, is amended
17 to read as follows:

18 3. Notwithstanding the provisions of subsection 1,
19 paragraph "a", any person who is registered as a barber's
20 apprentice on-the-effective-date-of-this-chapter-may-apply-to
21 the-department-prior-to-October-17-1976-and-shall-be-issued-a
22 license-to-practice-barbering-upon-payment-of-the-fee
23 prescribed-under-the-provisions-of-section-147-80, and has
24 successfully completed an apprentice program for barbers
25 established pursuant to section 158.17, shall be deemed to
26 have satisfied the course of study requirement for licensure.

27 Sec. 3. Section 158.8, Code 2001, is amended to read as
28 follows:

29 158.8 COURSE OF STUDY.

30 The course of study of a barber school shall consist of at
31 least two one thousand one five hundred hours of instruction
32 as prescribed by the board and shall include instruction in
33 all phases of the practice of barbering as defined in section
34 158.1, subsection 1. The course shall require at least ten
35 months of instruction for completion. The course shall

1 include not less than three hundred hours of demonstrations
2 and lectures in the following areas: Law; ethics; equipment;
3 shop management; history of barbering; sanitation;
4 sterilization; personal hygiene; first aid; bacteriology;
5 anatomy; scalp, skin, hair and their common disorders;
6 electricity as applied to barbering; chemistry and
7 pharmacology; scalp care; hair body processing; hairpieces;
8 honing and stropping; shaving; facials, massage and packs;
9 haircutting; hair tonics; dyeing and bleaching; instruments;
10 soaps; and shampoos, creams, lotions, and tonics. It shall
11 include not less than one thousand ~~four-hundred~~ hours of
12 supervised practical instruction in the following areas:
13 Scalp care and shampooing, honing and stropping, shaving,
14 haircutting, hairstyling and blow waving, dyeing and
15 bleaching, hair body processing, facials, massage and packs,
16 beard and mustache trimming, and hairpieces.

17 A person licensed under section 157.3 who enrolls in a
18 barber school shall be granted full credit for each course
19 successfully completed which meets the requirements of the
20 barber school, which shall be credited toward the ~~two~~ one
21 thousand ~~one~~ five hundred hour requirement, and the ten-month
22 period does not apply. A person who has been a student in a
23 school of cosmetology arts and sciences licensed under chapter
24 157 may enroll in a barber school and shall be granted, at the
25 discretion of the school, at least half credit and up to full
26 credit for each course successfully completed which meets the
27 requirements of the barber school.

28 Sec. 4. Section 158.12, Code 2001, is amended to read as
29 follows:

30 158.12 LICENSE SUSPENSION AND REVOCATION.

31 Any license or registration issued by the department under
32 ~~the-provisions-of~~ this chapter may be suspended, revoked, or
33 renewal denied by the board for violation of any provision of
34 chapter 157 or this chapter or rules promulgated by the board
5 under the provisions of chapter 17A.

1 Sec. 5. Section 158.13, subsection 1, Code 2001, is
2 amended to read as follows:

3 1. It is unlawful for a person to employ an individual to
4 practice barbering unless that individual is a licensed barber
5 or has obtained a temporary permit. It is unlawful for a
6 person to employ an individual as an apprentice barber unless
7 that individual is registered pursuant to section 158.17. It
8 is unlawful for a licensed barber to practice barbering with
9 or without compensation in any place other than a licensed
10 barbershop or barber school, or a licensed salon as defined in
11 section 157.1, except that a licensed barber may practice
12 barbering at a location which is not a licensed barbershop or
13 barber school under extenuating circumstances arising from
14 physical or mental disability or death of a customer. It is
15 unlawful for a licensed barber to claim to be a licensed
16 cosmetologist, but it is lawful for a licensed barber to work
17 in a licensed salon.

18 Sec. 6. NEW SECTION. 158.17 APPRENTICE PROGRAM FOR
19 BARBERS -- REGISTRATION.

20 1. The department shall establish an apprentice program
21 for barbers. The program shall consist of a minimum of one
22 year of practical experience in the practice of barbering
23 under the direct supervision of a licensed barber, and
24 completion of a course of study in apprentice barbering as
25 prescribed by the board by rule. The course of study shall
26 include but not be limited to demonstrations, lectures, and
27 supervised practical instruction in scalp care, rinses, hair
28 treatments, anatomy of scalp and hair and their common
29 disorders, and sanitation and sterilization. The board shall
30 adopt rules defining the practices which an apprentice barber
31 may perform, and at what point during an apprenticeship the
32 practices may be performed.

33 2. An applicant for the apprentice program for barbers
34 shall register with the board and pay a registration fee
35 established as provided in section 147.80. The applicant

1 shall submit a statement from a supervising barber verifying
2 the prospective apprenticeship and agreeing to terms of
3 supervision and periodic evaluation of the apprentice as
4 prescribed by the board by rule.

5 Sec. 7. Section 272C.2A, Code 2001, is amended to read as
6 follows:

7 272C.2A CONTINUING EDUCATION MINIMUM REQUIREMENTS --
8 BARBERING AND COSMETOLOGY ARTS AND SCIENCES.

9 1. The board of barber examiners and the board of
10 cosmetology arts and sciences examiners, created pursuant to
11 chapter 147, shall each require, as a condition of license
12 renewal, a minimum of six hours of continuing education in the
13 two years immediately prior to a licensee's license renewal.
14 The board of cosmetology arts and sciences examiners may
15 notify cosmetology arts and sciences licensees on a quarterly
16 basis regarding continuing education opportunities.

17 2. Notwithstanding subsection 1, a licensed barber shall
18 be exempt from additional continuing education requirements as
19 a condition of license renewal provided that the licensee has
20 continuously held a license to practice barbering in Iowa and
21 been engaged in the practice of barbering in Iowa during the
22 twenty-year period immediately preceding the licensure renewal
23 date.

24 EXPLANATION

25 This bill provides for modifications relating to barbering
26 licensure requirements and establishes an apprentice program
27 for barbers.

28 The bill provides that the course of study required for
29 licensure as a barber shall consist of 1,500 hours of
30 coursework, at least 1,000 hours of which shall be spent in
31 supervised practical instruction. Previously, these
32 requirements were 2,000 and 1,400 hours, respectively. The
33 bill also provides that the course of study requirement shall
34 not apply if an applicant for licensure has successfully
5 completed an apprentice program for barbers.

1 The bill provides that an apprentice program for barbers
2 shall be established by the department of public health, and
3 shall consist of a minimum of one year of practical experience
4 in the practice of barbering under the direct supervision of a
5 licensed barber, and completion of a course of study in
6 apprentice barbering as prescribed by the board of barber
7 examiners by rule. The bill specifies a noninclusive list of
8 course of study contents, and provides that the board shall
9 establish by rule the practices which an apprentice barber may
10 perform, and at what point during an apprenticeship they are
11 authorized to perform them. The bill provides that an
12 applicant for the apprentice program for barbers shall
13 register with the board and pay a registration fee established
14 by the board. The bill provides that the applicant shall
15 submit a statement from a supervising barber verifying the
16 prospective apprenticeship and agreeing to terms of
17 supervision and periodic evaluation. The bill makes
18 conforming changes to Code chapter 158 relating to
19 establishment of the apprentice program for barbers.

20 The bill provides that the license suspension and
21 revocation provisions of Code section 158.12, and the
22 provisions specifying violations contained in Code section
23 158.13, shall be applicable to apprentice barbers.

24 The bill additionally provides for an exemption from
25 continuing education requirements as a condition of license
26 renewal for barbers under specified circumstances. The bill
27 provides that a barber shall be exempt from continuing
28 education requirements if the barber has continuously held a
29 license to practice barbering in Iowa and been engaged in the
30 practice of barbering in Iowa during the 20-year period
31 immediately preceding the licensure renewal date.

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