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RYAN, YOUNG,  
HELEN FISCHER,  
BY MR. BUCKALEW

1 IN THE HOUSE

2 HOUSE BILL NO. 51

3 IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

4 TWENTY-THIRD SESSION

5 A BILL

6 For an Act entitled: "An Act to regulate the practice of  
7 barbering in Alaska; providing a board  
8 of barber examiners; providing for the  
9 powers and duties of said Board; pre-  
10 scribing penal fines; authorizing an  
11 appropriation; and setting an effect-  
12 ive date."

13 BE IT ENACTED BY THE LEGISLATURE OF THE TERRITORY OF ALASKA:

14 Article I

15 DEFINITIONS AND APPLICATION

16 Section 1. Barbering: The practice of barbering  
17 embraces any of, or any combination of, the following prac-  
18 tices for hire or reward: (a) Shaving or trimming the  
19 beard or cutting the hair; (b) Giving facial and scalp  
20 massages or treatments with oils, creams, lotions or other  
21 preparations either by hand or mechanical appliances; and  
22 (c) Singeing, shampooing, dressing or dyeing the hair or  
23 applying hair tonics;

24 Section 2. Application of Act; exceptions: The  
25 provisions of this Act apply to any person engaged in the  
26 practice of barbering in any incorporated city in Alaska,  
27 or within twenty-five (25) miles from the nearest boundary  
28 of any incorporated city; except persons engaged in the prac-  
29 tice of barbering entirely within or upon any military re-

1 reservation, post or base; and except cosmetologists otherwise  
2 licensed in accordance with law.

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## Article II

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### BOARD: POWERS AND DUTIES

5 Section 1. Board; membership. There is hereby created  
6 the Board of Barber Examiners to be composed of five (5)  
7 members appointed by the Governor. The members of the First  
8 Board come from a list of recommendations made by practicing  
9 barbers in Alaska, and thereafter from a list of recommendations  
10 by licensed barbers in Alaska. They shall serve at the  
11 pleasure of the Governor.

12 Section 2. Board; qualifications. Each member of the  
13 board shall have been engaged in the practice of barbering in  
14 Alaska for at least five (5) years prior to his appointment;  
15 Provided, that practice of barbering within or upon a military  
16 reservation, post, or base shall not be counted as qualifying  
17 experience.

18 Section 3. Board; general powers. The board of barber  
19 examiners shall have the following general powers, but not by  
20 way of limitation; (a) To adopt or adapt examinations in accordance  
21 with standards provided by any nationally recognized manual of  
22 barber science and examine applicants for licenses to engage in  
23 the practice of barbering; (b) To adopt and promulgate rules and  
24 regulations regarding the conduct of the practice of barbering in  
25 accordance with reasonable standards of sanitation; (c) To suspend  
26 licenses for failure to maintain standards of sanitation prescribed  
27 by the board; (d) To conduct inspections of any and all barber  
28 shops for the purpose of ensuring that said standards of sani-  
29 tation are being maintained; Provided, that the board shall not

1 conduct a second examination of the same shop in less than ninety  
2 days after a first inspection thereof; (e) To adopt rules of  
3 procedure for its own organization and conduct of its meetings,  
4 examinations, and inspections; (f) To delegate any of its powers  
5 of examining and inspection to a committee of its membership;  
6 Provided, that no such committee shall be composed of less than  
7 three members; (g) To do such other acts and things as may be  
8 necessary to carry out the provisions and purposes of this Act.

9 Section 4. Board; meetings. The board shall meet as often  
10 as necessary to conduct its business, but shall provide at least  
11 one examination each year that there are applications on file  
12 for a licence to practice barbering in Alaska.

13 Section 5. Board; expenses. Members of the board shall  
14 receive no salary, but shall be entitled to per diem and expenses  
15 authorized to be paid members of boards by provisions of general  
16 law, for the time spent in meetings, in traveling to and from  
17 meetings, necessary travel expenses, and per diem for time spent  
18 in the actual performance of duties imposed by this Act relating  
19 to examinations and inspections.

### 20 Article III

#### 21 EXAMINATION AND LICENSING

22 Section 1. License required. No person, except those  
23 specifically exempted from the application of this Act, shall  
24 engage in the practice of, or attempt to practice, barbering  
25 without a license or temporary permit duly issued and certified  
26 by the board of barber examiners as in this Act provided.

27 Section 2. Application. Any person wishing to engage in  
28 the practice of barbering may make application for examination  
29 and licensing to the board by submitting the following:

1 (1) Evidence of his good moral character satisfactory to the  
2 board; (2) A certificate of health from a physician; (3) Such  
3 other information as may be required by regulations duly adopted  
4 by the board.

5 Section 3. Examination fee. Any person making application  
6 for examination must submit with his application an examination  
7 fee of Twenty-Five (\$25.00) dollars. If the applicant succes-  
8 fully passes said examination, the examination fee shall be ac-  
9 cepted as full payment of the license fee for the first year of  
10 practice.

11 Section 4. License. Licenses shall be issued by the board  
12 to any applicant who satisfactorily passes the examination, and  
13 who possesses the other qualifications required by law. All  
14 licenses and temporary permits shall have a photograph of the  
15 licensee or permittee attached.

16 Section 5. Renewal. Licenses issued by the board shall  
17 be valid for a term of one year, subject to annual renewal by  
18 issuance of a new license. A fee of Ten (\$10.00) dollars shall  
19 accompany each application for renewal.

20 Section 6. Temporary permit. Any person entering the  
21 Territory or transferring from a practice exempt under the  
22 provisions of Section 2 of Article I of this Act, or who has  
23 practiced barbering in Alaska for less than three years prior  
24 to the effective date of this Act, and desiring to engage in the  
25 practice of barbering who (a) has a diploma from a barber college  
26 accredited by the board, or (b) has a bona fide license issued  
27 by another Territory or state, shall be issued a Temporary Permit,  
28 valid until the next examination given by the board.

29 Section 7. Temporary permit: application: fee. Under the

1 conditions imposed by Section 6 of this Article, a temporary  
2 permit may be issued by any member of the board upon application  
3 therefor under the terms and conditions determined by regula-  
4 tions of the board, and upon the receipt of an application fee  
5 to Twenty-Five (\$25.00) Dollars. The fee shall be credited to  
6 the temporary permittee, and such permittee shall be permitted  
7 to take an examination for a regular license without tender of  
8 an additional fee therefor. Upon taking said examination the  
9 temporary permit must be surrendered to the board, or the com-  
10 mittee thereof conducting the examination.

11 Section 8. License; resident barber. Any person who has  
12 been engaged in the practice of barbering in Alaska, prior to  
13 the effective date of this Act shall be issued a license without  
14 examination. Application for a license authorized and required  
15 by this Section shall be accompanied by payment of a fee of  
16 Twenty-Five (\$25.00) Dollars, a sworn affidavit that the appli-  
17 cant is qualified by virtue of said prior practice, and a  
18 certificate of health from a physician that the applicant has  
19 no contagious or infectious disease.

20 Section 9. Deposit of receipts. All monies received by  
21 the board under this chapter shall be paid into the General Fund.

#### 22 Article IV

#### 23 UNLAWFUL ACTS; PENALTIES

24 Section 1. Failure to possess license. Any person who  
25 engaged in, or attempts to engage in, the practice of barbering  
26 without first having obtained a license is guilty of a misdemeanor,  
27 and upon conviction shall be punished by a fine of not to exceed  
28 Five Hundred (\$500.00) Dollars, or imprisonment in jail for a  
29 period not to exceed thirty (30) days, or both such fine and



1 of this Act may be appropriated in the General Appropriations  
2 Bill of the Alaska Legislature.

3 Section 2. Effective date. This Act shall take effect  
4 and be in force generally, from and after its passage and ap-  
5 proval, or upon its becoming a law without such approval, Pro-  
6 vided, that it shall not be unlawful to practice barbering with-  
7 out a licence or permit until ninety days after the organization  
8 of the board, and licenses are made available by them under the  
9 terms and conditions of this Act and their rules and regula-  
10 tions, and it is so enacted.

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