

# HOUSE BILL 587

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By: **Delegate Davis**

Introduced and read first time: February 12, 2015

Assigned to: Economic Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **State Board of Barbers – Limited License – Barber–Stylist**

3 FOR the purpose of establishing a barber–stylist limited license under the State Board of  
4 Barbers; requiring the Board to adopt regulations to set certain curriculum  
5 standards for certain students; requiring an individual to obtain a barber–stylist  
6 limited license before providing barber–stylist services, subject to certain exceptions;  
7 authorizing a certain student to provide barber–stylist services in certain settings  
8 without a limited license, under certain circumstances; establishing certain  
9 qualifications for applicants for a barber–stylist limited license; authorizing the  
10 Board to credit certain training and experience, subject to certain limitations, toward  
11 the qualifications for licensure as a barber–stylist; requiring an applicant for a  
12 barber–stylist limited license to pass a certain examination, subject to certain  
13 exceptions; authorizing the Board to waive certain examination requirements under  
14 certain circumstances; providing for the scope of practice for a barber–stylist limited  
15 license; requiring a licensee to display a barber–stylist limited license in a certain  
16 manner; providing for the administration of certain penalties; providing for the  
17 provision of barber–stylist services as part of the scope of practice for an apprentice  
18 barber; prohibiting a person from taking certain actions without holding a  
19 barber–stylist limited license, subject to certain exceptions; prohibiting a person  
20 from providing barber–stylist services outside certain places except under certain  
21 circumstances; defining certain terms; and generally relating to a limited license to  
22 provide barber–stylist services.

23 BY repealing and reenacting, with amendments,

24 Article – Business Occupations and Professions

25 Section 4–101, 4–206, 4–301, 4–301.1, 4–301.2, 4–302, 4–305, 4–306, 4–307, 4–309,  
26 4–313, 4–314, 4–404, 4–509, 4–601, 4–604, and 4–605

27 Annotated Code of Maryland

28 (2010 Replacement Volume and 2014 Supplement)

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
2 That the Laws of Maryland read as follows:

3 **Article – Business Occupations and Professions**

4 4–101.

5 (a) In this title the following words have the meanings indicated.

6 (b) “Apprentice barber” means an individual who, under the supervision of a  
7 master barber, is learning to practice barbering **OR TO PROVIDE BARBER–STYLIST**  
8 **SERVICES** in a barbershop that holds a barbershop permit.

9 (c) “Barber” means an individual who practices barbering.

10 **(D) “BARBER–STYLIST” MEANS AN INDIVIDUAL WHO PROVIDES**  
11 **BARBER–STYLIST SERVICES.**

12 **[(d)] (E) (1) “Barbershop” means any commercial establishment, except a**  
13 **beauty salon, in which an individual practices barbering OR PROVIDES BARBER–STYLIST**  
14 **SERVICES.**

15 (2) “Barbershop” does not include a clinic in a barber school.

16 **[(e)] (F) “Barbershop permit” means a permit issued by the Board to operate a**  
17 **barbershop.**

18 **[(f)] (G) “Board” means the State Board of Barbers.**

19 **[(g)] (H) (1) “License” means, unless the context requires otherwise, a license**  
20 **issued by the Board to practice barbering OR TO PROVIDE BARBER–STYLIST SERVICES.**

21 (2) “License” includes, unless the context requires otherwise, each of the  
22 following licenses:

23 (i) a master barber license; [and]

24 (ii) a barber license; AND

25 **(III) A BARBER–STYLIST LIMITED LICENSE.**

26 **(I) (1) “LIMITED LICENSE” MEANS A LICENSE ISSUED BY THE BOARD TO**  
27 **PRACTICE BARBERING AS LIMITED IN § 4–301 OF THIS TITLE.**

1           **(2) “LIMITED LICENSE” INCLUDES, UNLESS THE CONTEXT REQUIRES**  
2 **OTHERWISE, A LIMITED LICENSE TO PROVIDE BARBER–STYLIST SERVICES.**

3           **[(h)] (J)**     “Master barber” means a barber who:

4                   (1)    has at least 15 months experience as a licensed barber; and

5                   (2)    has passed a test approved by the Board.

6           **[(i)] (K)**   (1)    “Practice barbering” means to provide to an individual for  
7 compensation the service of:

8                           (i)    cutting, razor cutting, styling, relaxing, body waving,  
9 shampooing, or coloring the hair;

10                           (ii)   shaving or trimming the beard;

11                           (iii)   massaging the face;

12                           (iv)   designing, fitting, or cutting a hairpiece; or

13                           (v)    performing any other similar procedure on the hair, beard, face,  
14 or hairpiece of the individual.

15           (2)    “Practice barbering” does not include:

16                           (i)    the mere sale of wigs or hairpieces; or

17                           (ii)   the services performed by an employee under the supervision of  
18 a master barber in a barbershop that holds a barbershop permit that are restricted to:

19                                   1.    shampooing;

20                                   2.    removal of a hair solution;

21                                   3.    sterilization of equipment; or

22                                   4.    similar activities.

23           **(L) “PROVIDE BARBER–STYLIST SERVICES” MEANS TO PROVIDE TO AN**  
24 **INDIVIDUAL FOR COMPENSATION THE SERVICE OF:**

25           **(1)    CUTTING, RAZOR CUTTING, OR STYLING THE HAIR;**

26           **(2)    SHAVING OR TRIMMING THE BEARD;**

1           **(3) MASSAGING THE FACE; OR**

2           **(4) PERFORMING ANY OTHER SIMILAR PROCEDURE ON THE HAIR,**  
3 **BEARD, OR FACE OF THE INDIVIDUAL.**

4 4-206.

5           (a) (1) In addition to any powers set forth elsewhere, the Board may adopt any  
6 regulation to carry out this title.

7           (2) (i) The Board shall establish reasonable fees for examinations,  
8 licensing, licensing renewal, reinstatement, certification, applications, preopening  
9 inspections, per diem fees for Board members, compensation for inspectors appointed by  
10 the Board, and any other service performed by the Board necessary to carry out the  
11 provisions of this title.

12                           (ii) 1. Except for examination fees which the Board shall  
13 establish in amounts not to exceed the costs of the required examinations and subject to  
14 subsubparagraph 2 of this subparagraph, the fees established by the Board shall be set in  
15 a manner that will produce funds sufficient to cover the actual direct and indirect costs of  
16 regulating the barber industry in this State in accordance with the provisions of this title.

17   2. The Board may not set fees for licensing and license  
18 renewals that exceed \$50.

19                           (iii) The total cost of regulating the barber industry in this State in  
20 accordance with the provisions of this title may not be more than the revenues generated  
21 by the fees established under subparagraph (i) of this paragraph.

22           (b) (1) The Board shall adopt regulations that establish detailed curriculum  
23 standards for use by the State Board of Education or the Maryland Higher Education  
24 Commission in approving applications for instruction in the practice of barbering **AND THE**  
25 **PROVISION OF BARBER-STYLIST SERVICES** at public schools or private career schools.

26           (2) The curriculum standards established under paragraph (1) of this  
27 subsection shall:

28                           (i) incorporate modern methods and practices **FOR THE PRACTICE**  
29 of barbering **AND THE PROVISION OF BARBER-STYLIST SERVICES**;

30                           (ii) include a reference to each topic and the emphasis of each topic  
31 required of a comprehensive barbering **AND BARBER-STYLIST** curriculum; and

32                           (iii) be reviewed and updated periodically as determined by the  
33 Board.

1 (c) In addition to any duties set forth elsewhere, the Board shall administer and  
2 enforce this title.

3 4–301.

4 (a) Except as otherwise provided in this title, an individual shall be licensed by  
5 the Board to practice barbering before the individual may practice barbering in the State.

6 **(B) IF AN INDIVIDUAL HOLDS THE APPROPRIATE BARBER–STYLIST LIMITED**  
7 **LICENSE, THE INDIVIDUAL MAY PRACTICE BARBERING IN A MANNER LIMITED TO**  
8 **PROVIDING BARBER–STYLIST SERVICES.**

9 **[(b)] (C)** This section does not apply to:

10 (1) a student while the student practices barbering **OR PROVIDES**  
11 **BARBER–STYLIST SERVICES** in accordance with § 4–301.1 or § 4–301.2 of this subtitle;

12 (2) a registered apprentice barber; or

13 (3) an individual authorized in the discretion of the Board to practice  
14 barbering **OR TO PROVIDE BARBER–STYLIST SERVICES** under special circumstances.

15 4–301.1.

16 (a) (1) Subject to the provisions of this subsection, a student who has  
17 completed at least 80 hours of training at a school of barbering may practice barbering **OR**  
18 **PROVIDE BARBER–STYLIST SERVICES**, without a license, at the school.

19 (2) A student may practice barbering **OR PROVIDE BARBER–STYLIST**  
20 **SERVICES** under this subsection only:

21 (i) in the course of the practical work required as part of the training  
22 of the student;

23 (ii) while the student is under the direct supervision of a teacher who  
24 meets the requirements established by the Department of Education for public school  
25 programs or the Maryland Higher Education Commission for private school programs; and

26 (iii) if the individual to whom a service is to be provided agrees to the  
27 service after being informed that a student in training is to provide the service.

28 (b) (1) Subject to the provisions of this subsection, a student who has  
29 completed at least 850 hours of training at a school of barbering may practice barbering **OR**  
30 **PROVIDE BARBER–STYLIST SERVICES**, without a license, in a:

31 (i) hospital;

1 (ii) nursing home; or

2 (iii) correctional facility that does not house a barber school.

3 (2) A student may practice barbering **OR PROVIDE BARBER-STYLIST**  
4 **SERVICES** under this subsection only:

5 (i) in the course of the practical work required as part of the training  
6 of the student;

7 (ii) while the student is under the direct supervision of a teacher who  
8 meets the requirements established by the Department of Education for public school  
9 programs or the Maryland Higher Education Commission for private school programs; and

10 (iii) if the individual to whom a service is to be provided:

11 1. is confined to a hospital, nursing home, or correctional  
12 facility that does not house a barber school; and

13 2. agrees to the service after being informed that a student  
14 in training is to provide the service.

15 4-301.2.

16 (a) Subject to the provisions of this section, a student who has completed at least  
17 850 hours of training while enrolled in public school courses in barbering may practice  
18 barbering **OR PROVIDE BARBER-STYLIST SERVICES** without a license.

19 (b) A student may practice barbering **OR PROVIDE BARBER-STYLIST**  
20 **SERVICES** under this section only if the student:

21 (1) is enrolled in an approved barbering program and has a record of  
22 satisfactory school performance and school attendance, as determined by the local  
23 education agency;

24 (2) has a letter of authorization signed by the student's teacher or  
25 work-study coordinator, to practice barbering **OR TO PROVIDE BARBER-STYLIST**  
26 **SERVICES** in a specific licensed barbershop;

27 (3) practices barbering **OR PROVIDES BARBER-STYLIST SERVICES** only  
28 in that specific licensed barbershop; and

29 (4) while practicing barbering **OR PROVIDING BARBER-STYLIST**  
30 **SERVICES**, works under the direct supervision of an individual who is a licensed master

1 barber who agrees to periodically report on the progress of the student to the barbering  
2 teacher or the work–study coordinator.

3 (c) Under this section, there may not be more than one student working under  
4 the supervision of a licensed master barber.

5 (d) A barbershop may pay a student for work authorized under this section.

6 (e) A student authorized under this section to practice barbering **OR TO PROVIDE**  
7 **BARBER–STYLIST SERVICES** without a license shall conspicuously display a letter of  
8 authorization, as required by this section, at the student’s work station in the specified  
9 licensed barbershop.

10 4–302.

11 (a) To qualify for a license to practice barbering **OR A BARBER–STYLIST**  
12 **LIMITED LICENSE**, an applicant shall be an individual who meets the requirements of this  
13 section.

14 (b) (1) An applicant for a barber license shall have completed successfully:

15 (i) a required program of at least 1,200 hours of training in a barber  
16 school that is approved by the State Department of Education or the Maryland Higher  
17 Education Commission, in consultation with the Board; or

18 (ii) an apprenticeship of at least 2,250 hours within 2 years in a  
19 barbershop that holds a barbershop permit under the supervision of a master barber.

20 (2) If the applicant for a barber license is an individual trained and  
21 currently licensed as a cosmetologist in the State, the Board shall:

22 (i) credit the applicant with having met one–half of the training  
23 requirement of paragraph (1) of this subsection; and

24 (ii) determine the manner in which the credit will be applied.

25 (3) The Board may credit an applicant with the number of hours of training  
26 the applicant completes in a barber school toward the number of hours required for an  
27 apprenticeship if the barber school where the applicant completes the training:

28 (i) is located in a detention center or correctional facility; and

29 (ii) 1. is approved by the State Department of Education or the  
30 Maryland Higher Education Commission; or

31 2. has a curriculum similar to one that is approved by the  
32 State Department of Education or the Maryland Higher Education Commission.

1 (4) The Board may not credit more than 600 hours of training to an  
2 individual under paragraph (3) of this subsection.

3 (C) (1) AN APPLICANT FOR A BARBER-STYLIST LIMITED LICENSE SHALL  
4 HAVE COMPLETED SUCCESSFULLY:

5 (I) A REQUIRED PROGRAM OF AT LEAST 900 HOURS OF  
6 TRAINING IN A BARBER SCHOOL THAT IS APPROVED BY THE STATE DEPARTMENT  
7 OF EDUCATION OR THE MARYLAND HIGHER EDUCATION COMMISSION, IN  
8 CONSULTATION WITH THE BOARD; OR

9 (II) AN APPRENTICESHIP OF AT LEAST 1,650 HOURS WITHIN 18  
10 MONTHS IN A BARBERSHOP THAT HOLDS A BARBERSHOP PERMIT UNDER THE  
11 SUPERVISION OF A MASTER BARBER.

12 (2) IF THE APPLICANT FOR A BARBER-STYLIST LICENSE IS AN  
13 INDIVIDUAL TRAINED AND CURRENTLY LICENSED AS A COSMETOLOGIST IN THE  
14 STATE, THE BOARD SHALL:

15 (I) CREDIT THE APPLICANT WITH HAVING MET ONE-HALF OF  
16 THE TRAINING REQUIREMENT OF PARAGRAPH (1) OF THIS SUBSECTION; AND

17 (II) DETERMINE THE MANNER IN WHICH THE CREDIT WILL BE  
18 APPLIED.

19 (3) THE BOARD MAY CREDIT AN APPLICANT WITH THE NUMBER OF  
20 HOURS OF TRAINING THE APPLICANT COMPLETES IN A BARBER SCHOOL TOWARD  
21 THE NUMBER OF HOURS REQUIRED FOR AN APPRENTICESHIP IF THE BARBER  
22 SCHOOL WHERE THE APPLICANT COMPLETES THE TRAINING:

23 (I) IS LOCATED IN A DETENTION CENTER OR CORRECTIONAL  
24 FACILITY; AND

25 (II) 1. IS APPROVED BY THE STATE DEPARTMENT OF  
26 EDUCATION OR THE MARYLAND HIGHER EDUCATION COMMISSION; OR

27 2. HAS A CURRICULUM SIMILAR TO ONE THAT IS  
28 APPROVED BY THE STATE DEPARTMENT OF EDUCATION OR THE MARYLAND  
29 HIGHER EDUCATION COMMISSION.

30 (4) THE BOARD MAY NOT CREDIT MORE THAN 450 HOURS OF  
31 TRAINING TO AN INDIVIDUAL UNDER PARAGRAPH (3) OF THIS SUBSECTION.



1            [(c)] (D)        An applicant for a master barber license shall have at least 15 months  
2 of experience as a barber.

3            [(d)] (E)        (1)        Except as otherwise provided in this subtitle, an applicant for a  
4 master barber license shall pass an examination given by the Board or the Board's designee  
5 under this subtitle.

6                        (2)        Except as otherwise provided in this subtitle, an applicant for a barber  
7 license shall pass an examination given by the Board or the Board's designee under this  
8 subtitle.

9                        **(3)        EXCEPT AS OTHERWISE PROVIDED IN THIS SUBTITLE, AN**  
10 **APPLICANT FOR A BARBER-STYLIST LIMITED LICENSE SHALL PASS AN**  
11 **EXAMINATION GIVEN BY THE BOARD OR THE BOARD'S DESIGNEE UNDER THIS**  
12 **SUBTITLE.**

13 4-305.

14            (a)        Subject to the provisions of this section and of § 4-306 of this subtitle, the  
15 Board may waive any requirement of this subtitle for an individual who is licensed to  
16 practice barbering **OR TO PROVIDE BARBER-STYLIST SERVICES** in another state.

17            (b)        The Board may grant a waiver under this section only if the applicant:

18                        (1)        pays the examination fee required under § 4-303 of this subtitle;

19                        (2)        provides adequate evidence that the applicant has been licensed as a  
20 **BARBER-STYLIST**, barber, or master barber, whichever is applicable, in another state for  
21 at least the 6 months immediately preceding the filing of the application; and

22                        (3)        passes the applicable examination.

23 4-306.

24            (a)        Subject to the provisions of this section, the Board may waive any examination  
25 requirement of this subtitle for:

26                        **(1)        an applicant for a master barber or a barber license who is licensed to**  
27 **practice barbering in another state; OR**

28                        **(2)        AN APPLICANT FOR A BARBER-STYLIST LIMITED LICENSE WHO IS**  
29 **LICENSED TO PROVIDE BARBER-STYLIST SERVICES IN ANOTHER STATE.**

30            (b)        The Board may grant a waiver under this section only if:

1 (1) the applicant pays the application fee set by the Board under § 4–206  
2 and any applicable examination fee required under § 4–303 of this subtitle for any  
3 examination requirement that is not waived by the Board;

4 (2) the applicant provides adequate evidence that the applicant:

5 (i) meets the qualifications otherwise required by this subtitle; and

6 (ii) became licensed in the other state after passing, in that or any  
7 other state, an examination that is similar to the examination for which the applicant is  
8 seeking the waiver;

9 (3) the applicant practiced barbering in the other state as a master barber  
10 or barber **OR PROVIDED BARBER–STYLIST SERVICES IN THE OTHER STATE AS A**  
11 **BARBER–STYLIST** during the 2 years immediately before applying in this State;

12 (4) the applicant provides:

13 (i) a notarized statement from a previous employer certifying that  
14 the applicant has the experience required under item (3) of this subsection; or

15 (ii) if the applicant was self–employed, other proof that is acceptable  
16 to the Board;

17 (5) the applicant submits a letter from the licensing board of the other state  
18 certifying that the applicant is in good standing with the board of the other state; and

19 (6) the applicant certifies in writing that the applicant has read,  
20 understands, and will comply with the provisions of this title and the regulations of the  
21 Board.

22 4–307.

23 (a) Subject to the provisions of this section, the Board may waive the written part  
24 of the master barber [or], barber, **OR BARBER–STYLIST** examination for an individual who  
25 is licensed to practice barbering **OR TO PROVIDE BARBER–STYLIST SERVICES** in a  
26 foreign country.

27 (b) Subject to subsection (c) of this section, the Board may grant a waiver under  
28 this section only if the applicant:

29 (1) pays the examination fee required under § 4–303 of this subtitle that is  
30 attributable to the practical part of the examination;

31 (2) passes the practical part of the master barber [or], barber, **OR**  
32 **BARBER–STYLIST** examination given by the Board; and

1 (3) provides adequate evidence that, at the time the applicant was licensed  
2 in the foreign country, the applicant was required to pass an examination and meet  
3 qualifications that were substantially equivalent to those then required by the laws of this  
4 State.

5 (c) To meet a minimum standard of training, the Board may require:

6 (1) an applicant licensed to practice barbering in a foreign country to  
7 complete successfully a required program of training in the practice of barbering not  
8 exceeding 1,200 hours; **OR**

9 (2) **AN APPLICANT LICENSED TO PROVIDE BARBER-STYLIST**  
10 **SERVICES IN A FOREIGN COUNTRY TO COMPLETE SUCCESSFULLY A REQUIRED**  
11 **PROGRAM OF TRAINING IN THE PROVISION OF BARBER-STYLIST SERVICES NOT**  
12 **EXCEEDING 900 HOURS.**

13 4-309.

14 (a) Subject to § 4-605 of this title, while a master barber license is in effect, it  
15 authorizes the licensee to:

16 (1) practice barbering; and

17 (2) supervise an apprentice barber.

18 (b) Subject to § 4-605 of this title, while a barber license is in effect, it authorizes  
19 the licensee to practice barbering.

20 (c) **SUBJECT TO § 4-605 OF THIS TITLE, WHILE A BARBER-STYLIST LIMITED**  
21 **LICENSE IS IN EFFECT, IT AUTHORIZES THE LICENSEE TO PROVIDE**  
22 **BARBER-STYLIST SERVICES.**

23 4-313.

24 Each licensee shall display the license conspicuously in the barbershop where the  
25 licensee practices barbering **OR PROVIDES BARBER-STYLIST SERVICES.**

26 4-314.

27 (a) (1) Subject to the hearing provisions of § 4-315 of this subtitle, the Board  
28 may deny a license to any applicant, reprimand any licensee, or suspend or revoke a license  
29 if the applicant or licensee:

30 (i) fraudulently or deceptively obtains or attempts to obtain a  
31 license for the applicant or licensee or for another;

- 1 (ii) fraudulently or deceptively uses a license;
- 2 (iii) is incompetent;
- 3 (iv) habitually is intoxicated or under the influence of any drug;
- 4 (v) falsifies a record submitted to the Board;
- 5 (vi) fails to use proper sanitary methods while practicing barbering;
- 6 (vii) fails to keep a barbershop in a sanitary condition;
- 7 (viii) under the laws of the United States or of any state, is convicted  
8 of:
- 9 1. a felony; or
- 10 2. a misdemeanor that is directly related to the fitness and  
11 qualification of the applicant or licensee to practice barbering **OR TO PROVIDE**  
12 **BARBER-STYLIST SERVICES**;
- 13 (ix) violates any provision of this title or any regulation adopted by  
14 the Board under this title; or
- 15 (x) fails to pay a civil penalty imposed by the Board under § 4-608  
16 of this title.
- 17 (2) (i) Instead of or in addition to reprimanding a licensee or  
18 suspending or revoking a license under this subsection, the Board may impose a penalty  
19 not exceeding \$300 for all violations cited on a single date.
- 20 (ii) To determine the amount of the penalty under this subsection,  
21 the Board shall consider:
- 22 1. the seriousness of the violation;
- 23 2. the good faith of the violator;
- 24 3. the violator's history of previous violations;
- 25 4. the deleterious effect of the violation on the complainant,  
26 the public, and the barber industry; and
- 27 5. any other factors relevant to the determination of the  
28 financial penalty.

1           (3)    The Board shall pay any penalty collected under this subsection into  
2 the General Fund of the State.

3           (b)    The Board shall consider the following facts in the granting, denial, renewal,  
4 suspension, or revocation of a license or the reprimand of a licensee when an applicant or  
5 licensee is convicted of a felony or misdemeanor described in subsection (a)(1)(viii) of this  
6 section:

7                   (1)    the nature of the crime;

8                   (2)    the relationship of the crime to the activities authorized by the license;

9                   (3)    with respect to a felony, the relevance of the conviction to the fitness  
10 and qualification of the applicant or licensee to practice barbering **OR TO PROVIDE**  
11 **BARBER-STYLIST SERVICES**;

12                   (4)    the length of time since the conviction; and

13                   (5)    the behavior and activities of the applicant or licensee before and after  
14 the conviction.

15           (c)    The Board shall commence proceedings under this section on a complaint to  
16 the Board by a member of the Board or any person.

17           (d)    (1)    A complaint shall:

18                           (i)    be in writing;

19                           (ii)   include the name and necessary contact information of the  
20 individual filing the complaint, as determined by the Board;

21                           (iii)   state specifically the facts on which the complaint is based;

22                           (iv)   be submitted to the Executive Director of the Board; and

23                           (v)   be served on the person to whom it is directed:

24                                   1.    personally; or

25                                   2.    by certified mail, return receipt requested, bearing a  
26 postmark from the United States Postal Service, to the person's last known address as  
27 shown on the Board's records.

28                   (2)    If service is made by certified mail, the person who mails the document  
29 shall file with the Board verified proof of mailing.

1 (3) If a complaint is made by any person other than a member of the Board,  
2 the complaint shall be made under oath by the person who submits the complaint.

3 (e) (1) Except as provided in subsection (f) of this section, if the Board finds  
4 that a complaint alleges facts that are adequate grounds for action under this section, the  
5 Board shall act on the complaint as provided under § 4–315 of this subtitle to deny, suspend,  
6 or revoke a license, reprimand a licensee, or assess a penalty.

7 (2) If the Board does not make the finding, the Board shall dismiss the  
8 complaint.

9 (f) (1) If the Board makes the finding under subsection (e)(1) of this section  
10 for a violation that relates to the sanitary practice of barbering **OR THE PROVISION OF**  
11 **BARBER–STYLIST SERVICES**, the Board shall provide the licensee an opportunity to  
12 correct the alleged violation.

13 (2) If the licensee fails to correct each alleged violation within 10 days of  
14 written notification of the violation by the Board, the Board shall act on the complaint as  
15 provided under § 4–315 of this subtitle.

16 (3) If the licensee corrects each alleged violation within 10 days of notice,  
17 the Board shall:

18 (i) dismiss the complaint; and

19 (ii) provide the licensee written notification of the dismissal.

20 4–404.

21 (a) While registration as an apprentice barber is in effect, the registration  
22 authorizes the individual to learn to practice barbering **OR TO LEARN TO PROVIDE**  
23 **BARBER–STYLIST SERVICES**:

24 (1) in a:

25 (i) barbershop that holds a barbershop permit; or

26 (ii) beauty salon that holds a beauty salon permit; and

27 (2) under the supervision of a master barber.

28 (b) (1) An apprentice barber shall practice barbering **OR PROVIDE**  
29 **BARBER–STYLIST SERVICES** only at the barbershop or beauty salon with a barbershop  
30 permit issued under § 5–504 of this article.

1           (2) An apprentice barber may only be paid for work authorized under this  
2 section performed while assisting a master barber in starting or completing an operation.

3 4–509.

4           (a) The owner shall designate a master barber to supervise each apprentice  
5 barber who is learning to practice barbering **OR TO PROVIDE BARBER–STYLIST**  
6 **SERVICES** in the barbershop.

7           (b) The owner or a designated master barber shall file monthly a report, on a form  
8 supplied by the Board, that:

9               (1) states the progress of each apprentice barber employed by the  
10 barbershop; and

11               (2) identifies the master barber supervising each apprentice barber.

12           (c) The owner and the master barber supervising an apprentice barber  
13 immediately shall advise the Board in writing of:

14               (1) the date on which an apprentice barber ceases learning to practice  
15 barbering **OR TO PROVIDE BARBER–STYLIST SERVICES** at the barbershop, temporarily  
16 or permanently; and

17               (2) the reason for the cessation.

18 4–601.

19           **(A)** Except as otherwise provided in this title, a person may not practice, attempt  
20 to practice, or offer to practice barbering in the State unless licensed by the Board to  
21 practice barbering.

22           **(B) EXCEPT AS OTHERWISE PROVIDED IN THIS TITLE, A PERSON MAY NOT**  
23 **PROVIDE, ATTEMPT TO PROVIDE, OR OFFER TO PROVIDE BARBER–STYLIST**  
24 **SERVICES IN THE STATE UNLESS LICENSED BY THE BOARD TO PROVIDE**  
25 **BARBER–STYLIST SERVICES.**

26 4–604.

27           (a) **(1)** Unless authorized under this title to practice barbering, a person may  
28 not represent to the public, by use of a title, including “licensed barber”, “master barber”,  
29 or “journey barber”, by description of services, methods, or procedures, or otherwise, that  
30 the person is authorized to practice barbering in the State.

31           **(2) IF AN INDIVIDUAL IS AUTHORIZED UNDER THIS TITLE TO ENGAGE**  
32 **IN THE LIMITED PRACTICE OF BARBERING, THE INDIVIDUAL MAY REPRESENT TO**

1 **THE PUBLIC THAT THE INDIVIDUAL IS AUTHORIZED TO PRACTICE BARBERING IN A**  
2 **MANNER RESTRICTED TO THAT LIMITED PRACTICE.**

3 (b) Unless an establishment holds a barbershop permit under this title, a person  
4 may not represent to the public, by title, by description of services, methods, or procedures,  
5 or otherwise, that the establishment is a barbershop.

6 4-605.

7 (a) Except as provided in §§ 4-301.1 and 4-301.2 of this title and subsection (b)  
8 of this section, a person may not practice barbering **OR PROVIDE BARBER-STYLIST**  
9 **SERVICES** in any place other than:

10 (1) a barbershop that holds a barbershop permit under this title; or

11 (2) a beauty salon that holds a beauty salon permit under Title 5 of this  
12 article.

13 (b) A licensed master barber [or a], licensed barber, **OR LICENSED**  
14 **BARBER-STYLIST** may practice barbering **OR PROVIDE BARBER-STYLIST SERVICES AS**  
15 **APPROPRIATE** outside a barbershop or beauty salon if:

16 (1) the master barber [or the], barber, **OR BARBER-STYLIST** is sponsored  
17 by a barbershop that holds a barbershop permit or a beauty salon that holds a beauty salon  
18 permit;

19 (2) the patron is a customer of the barbershop or the beauty salon;

20 (3) the implements transported to the site where barbering services **OR**  
21 **BARBER-STYLIST SERVICES** will be performed are sanitized and disinfected;

22 (4) the sponsoring barbershop maintains complete records of all services  
23 performed outside [of] the barbershop or the beauty salon; and

24 (5) Board inspectors are permitted to conduct inspections of:

25 (i) the implements used outside of the barbershop or the beauty  
26 salon; and

27 (ii) the premises where the barbering services **OR**  
28 **BARBER-STYLIST SERVICES** are performed.

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
30 October 1, 2015.