

HB0567/394839/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 567

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “State Board of” and substitute “Barbers and”; in the same line, after “Mobile” insert “Barbershops and”; in line 3, after “of” insert “altering the definition of “barbershop” to include a certain mobile barbershop; requiring an applicant for a barbershop permit for a mobile barbershop to hold a certain permit to operate a certain barbershop and to lease or own the motor vehicle or trailer in which a certain mobile barbershop is located for which a certain application is made;”; in line 7, strike “altering a certain definition;”; in lines 7 and 8, strike “a certain term” and substitute “certain terms”; in line 8, after “to” insert “barbershops and”; in line 9, after “the” insert “State Board of Barbers and the”; in line 12, after “Section” insert “4-101, 4-502,”; and in the same line, after “5-101” insert a comma.

AMENDMENT NO. 2

On page 1, after line 17, insert:

“4-101.

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

(b) “Apprentice barber” means an individual who, under the supervision of a master barber, is learning to practice barbering or to provide barber–stylist services in a barbershop that holds a barbershop permit.

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

(d) “Barber–stylist” means an individual who provides barber–stylist services.

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(e) (1) “Barbershop” means any commercial establishment, except a beauty salon, in which an individual practices barbering or provides barber–stylist services.

(2) “BARBERSHOP” INCLUDES A MOBILE BARBERSHOP.

[(2)] (3) “Barbershop” does not include a clinic in a barber school.

(f) “Barbershop permit” means a permit issued by the Board to operate a barbershop.

(g) “Board” means the State Board of Barbers.

(h) (1) “License” means, unless the context requires otherwise, a license issued by the Board to practice barbering or to provide barber–stylist services.

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

(i) a master barber license;

(ii) a barber license; and

(iii) a barber–stylist limited license.

(i) (1) “Limited license” means a license issued by the Board to practice barbering as limited in § 4–301 of this title.

(2) “Limited license” includes, unless the context requires otherwise, a limited license to provide barber–stylist services.

(j) “Master barber” means a barber who:

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- (1) has at least 15 months experience as a licensed barber; and
- (2) has passed a test approved by the Board.

(K) “MOBILE BARBERSHOP” MEANS A BARBERSHOP THAT IS LOCATED IN A MOTOR VEHICLE OR A TRAILER THAT IS DESIGNED, CONSTRUCTED, AND EQUIPPED AS A PLACE FOR AN INDIVIDUAL TO PRACTICE BARBERING AND FOR USE AS A CONVEYANCE ON HIGHWAYS.

[(k)] (L) (1) “Practice barbering” means to provide to an individual for compensation the service of:

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

(ii) shaving or trimming the beard;

(iii) massaging the face;

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

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

(2) “Practice barbering” does not include:

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

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

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1. shampooing;
2. removal of a hair solution;
3. sterilization of equipment; or
4. similar activities.

[(1)] (M) “Provide barber–stylist services” means to provide to an individual for compensation the service of:

- (1) cutting, razor cutting, or styling the hair;
- (2) shaving or trimming the beard;
- (3) massaging the face; or
- (4) performing any other similar procedure on the hair, beard, or face of the individual.

4–502.

(a) To qualify for a barbershop permit, an applicant shall be a person who meets the requirements of this section.

(b) **(1)** An applicant shall own the FACILITY IN WHICH THE barbershop for which the application is made IS LOCATED.

(2) TO QUALIFY FOR A BARBERSHOP PERMIT FOR A MOBILE BARBERSHOP, THE APPLICANT SHALL:

(I) HOLD A BARBERSHOP PERMIT TO OPERATE A BARBERSHOP THAT IS NOT A MOBILE BARBERSHOP; AND

(II) OWN OR LEASE THE MOTOR VEHICLE OR TRAILER IN WHICH THE MOBILE BARBERSHOP FOR WHICH THE APPLICATION IS MADE IS LOCATED.

(c) An applicant shall satisfy the Board that the location and equipment of the barbershop for which the application is made meets the requirements of:

- (1) the Board;
- (2) the Department of Health and Mental Hygiene; and
- (3) the applicable local zoning code.

(d) As a condition of the issuance of a barbershop permit, the barbershop for which the application is made shall pass a pre-opening inspection conducted under § 4-512 of this subtitle.”.