Administrative Rule Review – ARR18-038
Legislative Service Office

AGENCY	Board of Barber Examiners
DATE SUBMITTED:	June 22, 2018
SUBJECT:	Chapter 1 - Complaint, Practice, and Procedure; Chapter 3 - Fees; Chapter 5 - Schools; Chapter 7 - Student and Student Instructors; Chapter 9 - Mobil Barber Shop (Barber Shops); Chapter 10 - Licensure or Instructor by Examination (Licensing Requirements and Procedures)
NATURE OF RULES:	Legislative, Procedural.
STATUTORY AUTHORITY:	W.S. 33-7-108, 33-7-111, and 33-7-209 through 33-7-211.

DETERMINATION OF PROCEDURAL COMPLIANCE BASED UPON INFORMATION SUBMITTED BY BOARD OF BARBER EXAMINERS TO LSO: Apparently complete to date.

SUMMARY OF RULES: The Board of Barber Examiners is amending its rules to provide for license fee changes, provide clarity for licensing requirements and barber-school inspections, and update wording to reflect current terminology in the barber industry. Specifically, the Board is amending the following:

- In Chapter 1, the Board is amending its incorporation by reference to contested-case procedures to incorporate a newer version of the rules of the Office of Administrative Hearings.
- In Chapter 3, the Board is amending fees to include a fee for an examination retake and is increasing fees for a temporary permit, annual license, and barber instructor certificate. The Board is also incorporating by reference uniform rules regarding public records that the Department of Administration and Information has promulgated.
- In Chapter 5, the Board is updating language that refers to health, safety, and inspection control and to the Board of Barbers Law Book. The Board is also updating language to require new schools and schools changing location to have an inspection before opening
- In Chapter 7, the Board makes one technical amendment.
- In Chapter 9, the Board adds section titles and requires barbershops to be separated from living quarters or another business of any kind. The Board also updates language to require hair clippings to be removed from the floor between each client.
- In Chapter 10, the Board replaces the entire chapter with all current licensing requirements and procedures, including language regarding international applicants, licensing by endorsement, and instructor licenses.

FINDINGS: The rules appear to be within the scope of statutory authority and legislative intent.

STAFF RECOMMENDATION: That the rules be placed on the Consent List and be approved by the Council as submitted by the Board.

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