

HOUSE BILL No. 5070

June 10, 2009, Introduced by Reps. Dean, Roy Schmidt, Lemmons, Gonzales, Kandrevas, Bledsoe, Robert Jones, Bettie Scott, Hammel, Polidori, Stanley, Espinoza, Melton, Lipton, Durhal, Johnson, Jackson, Tlaib, Switalski and Bauer and referred to the Committee on Regulatory Reform.

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 1105 and 1108 (MCL 339.1105 and 339.1108), as amended by 1988 PA 463.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1105. (1) The department shall issue a student license
2 valid for 2 years to an individual who fulfills all of the
3 following requirements:

4 (a) Has completed the tenth grade of school or has an
5 equivalent education as determined by the department.

6 (b) Is of good moral character.

7 (2) Upon being licensed **AS A STUDENT** by the department, a
8 student may render barber services to the public under the

1 supervision of an instructor. A student ~~shall not~~ **MAY** receive
2 compensation for performing barber services. **THE DEPARTMENT SHALL**
3 **PROMULGATE RULES TO SET THE MINIMUM NUMBER OF TRAINING COURSE HOURS**
4 **TO BE SUCCESSFULLY COMPLETED BEFORE THE RENDERING OF BARBER**
5 **SERVICES TO THE PUBLIC.**

6 (3) A student may renew his or her license for 1 additional
7 year. An extension of a student license beyond that provided for in
8 this subsection requires approval by the board.

9 (4) Upon approval of the department, an individual who has
10 previously held a student license may be granted a new student
11 license or may transfer a student license to another barber
12 college.

13 Sec. 1108. (1) The department shall issue a license to
14 practice as a barber to an individual who fulfills all of the
15 following requirements:

16 (a) Is not less than 17 years of age.

17 (b) Is of good moral character.

18 (c) Demonstrates satisfactory completion of not less than a
19 2,000-hour course of study at a licensed barber college.

20 (d) Passes an examination approved by the board and the
21 department. **THE DEPARTMENT, NOT LATER THAN 12 MONTHS AFTER THE**
22 **EFFECTIVE DATE OF THE AMENDATORY ACT THAT AMENDED THIS SENTENCE,**
23 **SHALL ADOPT AN ABBREVIATED BUT SUBSTANTIVELY EQUIVALENT EXAMINATION**
24 **THAT APPLIES TO STUDENTS HAVING DOCUMENTED EXPERIENCE AND TRAINING**
25 **IN ANOTHER STATE OR COUNTRY AND TAKES INTO CONSIDERATION THE**
26 **PREVIOUS LEVELS OF ACCOMPLISHMENT OF THOSE STUDENTS. WHERE**
27 **NECESSARY, THE DEPARTMENT SHALL ACCOMMODATE THE STUDENT WITH AN**

1 INTERPRETER AND ALLOW THE WRITTEN PORTION OF ANY EXAMINATION TO BE
2 ANSWERED IN THE NATIVE TONGUE OF THE STUDENT.

3 (e) Has completed the tenth grade of school or has an
4 equivalent education as determined by the department.

5 (2) An individual who has held a license as a barber in
6 another state, jurisdiction, or country for 1 out of the 3 years
7 immediately preceding the date of application shall be issued a
8 license as a barber if the requirements for licensure in the other
9 state, jurisdiction, or country are substantially equivalent to the
10 requirements of subsection (1), as determined by the department.
11 However, a license may be denied or limited if the applicant has
12 been disciplined or disciplinary action is pending in another
13 state, jurisdiction, or country.

14 (3) For the purposes of fulfilling the requirement of
15 subsection (1)(c), an individual whose instruction as a barber was
16 received in another state ~~, jurisdiction, or country~~ may substitute
17 experience as a barber or barber apprentice for instruction in the
18 ratio of 3 months of experience for 100 hours of instruction. **THE**
19 **DEPARTMENT SHALL, BY RULE, DETERMINE A MAXIMUM AMOUNT OF TRAINING**
20 **COURSE HOURS SUCCESSFULLY COMPLETED BY THE APPLICANT IN ANOTHER**
21 **COUNTRY, TO BE DOCUMENTED BY THE APPLICANT FOR CREDIT TOWARD THE**
22 **2,000-HOUR COURSE OF STUDY REQUIRED UNDER SUBSECTION (1)(C).**