

By Mr. Keegan of Lawrence, petition of George E. Keegan and the Massachusetts Federation of Labor for the establishment of a board of registration of barbers and ladies' hairdressers. State Administration. Jan. 19.

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**The Commonwealth of Massachusetts.**

In the Year One Thousand Nine Hundred and Twenty-Five.

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An Act relative to the Registration of Barbers and Ladies' Hairdressers.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Chapter thirteen of the General  
2 Laws is hereby amended by adding at the end  
3 thereof, under the title " BOARD OF REGISTRA-  
4 TION OF BARBERS AND LADIES' HAIR-  
5 DRESSERS " the following new sections:—

6 *Section 36.* There shall be a board of registra-  
7 tion of barbers and ladies' hairdressers, in this and  
8 the two following sections called the board, con-  
9 sisting of three persons, residents of the common-  
10 wealth, one of whom shall be a physician registered  
11 under the laws of the commonwealth and the other  
12 two of whom shall be respectively a barber and a  
13 ladies' hairdresser, who shall have been for at least  
14 five years actively engaged in the business of bar-  
15 bering or ladies' hairdressing, respectively, in the  
16 commonwealth. Upon the expiration of the term  
17 of a member of the board, his successor, qualified as



3 at the end thereof, under the title “ REGISTRA-  
4 TION OF BARBERS AND LADIES’ HAIR-  
5 DRESSERS ” the following new sections:—

6 *Section 87F.* The following words and phrases,  
7 as used in sections thirty-six to thirty-eight, in-  
8 clusive, of chapter thirteen and in this and the  
9 following sections, shall, unless the context other-  
10 wise requires, have the following meanings:—

11 “Apprentice” or “student”, a person engaged in  
12 learning or acquiring, within a hairdressing or bar-  
13 bers’ school or establishment or under the immedi-  
14 ate supervision of an operator, any of the duties of  
15 a barber or ladies’ hairdresser, and who while so  
16 learning assists in performing any of such duties  
17 under such immediate supervision and direction.

18 “ Barber ” or “ladies’ hairdresser”, any person  
19 who for compensation engages by any method in  
20 any of, or any combination of, the following prac-  
21 tices:—arranging, dressing, curling, waving,  
22 cleansing, cutting, singeing, bleaching, coloring, or  
23 similar work upon, the hair of any person, and any  
24 person who for compensation engages, with the  
25 hands or with any mechanical or electrical appar-  
26 atus or appliance or by the use of cosmetic prepara-  
27 tions, antiseptics, tonics, lotions or creams, in any  
28 of, or in any combination of, the following prac-  
29 tices:—massaging, cleansing, stimulating, manip-  
30 ulating, exercising, beautifying, or in similar work  
31 upon, the scalp, face, neck, arms, bust or upper part  
32 of the body of any person, or in manicuring the  
33 nails, or in removing superfluous hair, warts or  
34 moles by the use of electricity, from the body of  
35 any person.

36 “ Hairdressing or barber school or establish-

37 ment ” includes any building or part thereof, not  
38 used for sleeping or residential purposes, wherein  
39 is customarily practised or performed for compen-  
40 sation any of the duties of a barber or ladies’ hair-  
41 dresser.

42 “ Operator”, any person, not an apprentice or  
43 student, who engages in or practices for compen-  
44 sation any of the duties of a barber or ladies’ hair-  
45 dresser.

46 *Section 87G.* The board of registration of bar-  
47 bers and ladies’ hairdressers, in this and the  
48 following sections called the board, shall make  
49 such rules and regulations as are necessary for  
50 the proper conduct of its duties. The board shall  
51 keep a full record of its proceedings and a reg-  
52 istry of all persons registered by it, which shall  
53 be open to public inspection. A duplicate list shall  
54 be open to inspection in the office of the state sec-  
55 retary. The board shall make an annual report.

56 *Section 87H.* The board shall examine any citi-  
57 zen of the United States resident in the common-  
58 wealth and not less than eighteen years of age who  
59 may apply for a certificate of registration as a bar-  
60 ber or ladies’ hairdresser, shall investigate his char-  
61 acter and fitness and shall require the payment of a  
62 fee of           dollars for such examination. The fees  
63 for reexamination shall be fixed under regulations  
64 made by the board. Each applicant for registration  
65 under this section shall file with the secretary of the  
66 board, upon a blank to be provided by the board, an  
67 affidavit setting forth the name, age, residence and  
68 term of experience of the applicant. No person  
69 shall be examined under this section unless he shall  
70 have studied as an apprentice in this commonwealth

71 for at least \_\_\_\_\_ years, or shall have  
72 practiced as a barber or ladies' hairdresser or  
73 studied as an apprentice in another state for at  
74 least three years. Each applicant under this sec-  
75 tion shall be examined as to his knowledge of the  
76 business of a barber or ladies' hairdresser and as  
77 to his knowledge of the sanitation, disinfection and  
78 hygiene incident thereto. Any person failing of  
79 registration as the result of his first examination  
80 under this section shall be entitled without charge  
81 to one other examination within a period of two  
82 years thereafter.

83 *Section 87I.* Examinations of applicants for  
84 registration as barbers or ladies' hairdressers shall  
85 be held at least four times each year at such times  
86 and places as the board may deem advisable. No-  
87 tice of each such examination shall be published  
88 twice in two newspapers in the county in which the  
89 examination is to be held, the last notice to be at  
90 least five days prior to such examination.

91 Any person registered to perform the duties of  
92 a barber or ladies' hairdresser, as defined in sec-  
93 tion eighty-seven F, in any other state may be  
94 registered without examination upon the payment  
95 of two dollars; provided, that the board shall have  
96 approved the requirements for registration in such  
97 other state and that such other state grants similar  
98 privileges to residents of this commonwealth. Any  
99 person applying for registration under this section  
100 shall file with the secretary of the board, upon a  
101 blank to be provided by the board, an affidavit  
102 setting forth the name, age, residence, and term  
103 of experience of the applicant and shall also file  
104 with said secretary a duly authenticated copy of

105 his license or other credentials of registration in  
106 such other state.

107 *Section 87J.* The board, subject to the ap-  
108 proval of the department of public health, may  
109 make rules and regulations prescribing the sani-  
110 tary requirements of hairdressing or barber  
111 schools or establishments and any member of the  
112 board may enter upon and inspect any such school  
113 or establishment at any time during business  
114 hours. A copy of the rules and regulations pro-  
115 vided for by this section shall be furnished by the  
116 board to the owner or manager of each such school  
117 or establishment and such copy shall be posted  
118 conspicuously therein in full and plain view of  
119 the public.

120 *Section 87K.* Each registered barber or ladies'  
121 hairdresser shall, before the first day of January  
122 of each year, make application for reregistration,  
123 which application shall be accompanied by a fee  
124 of one dollar. The board may grant such re-  
125 registration unless the applicant has been con-  
126 victed of a violation of any of the provisions of  
127 sections \_\_\_\_\_ to \_\_\_\_\_ inclusive.

128 *Section 87L.* The board may make rules and  
129 regulations concerning the conduct of apprentices  
130 and students and each person serving as appren-  
131 tice or student shall make application to the board  
132 for a certificate, such application to be upon a  
133 blank to be furnished by the board and counter-  
134 signed by the barber or ladies' hairdresser who  
135 is to act as instructor to the applicant. Upon re-  
136 ceiving such certificate the apprentice or student  
137 may practice the business of barber or ladies'  
138 hairdresser under the supervision of an operator

139 for a period of not more than three years. Upon  
140 the expiration of such period, application shall be  
141 made by the apprentice or student for registra-  
142 tion as a barber or ladies' hairdresser. In case  
143 of failure of an applicant under this section to  
144 pass the examination for registration as barber  
145 or ladies' hairdresser, the board may reissue, for  
146 periods not exceeding six months, a certificate to  
147 practice as apprentice or student. Each applica-  
148 tion for a certificate under this section shall be  
149 accompanied by a fee of fifty cents and each ap-  
150 plication for a reissuance of such certificate under  
151 this section shall be accompanied by a fee of  
152 twenty-five cents.

153 *Section 87M.* The board may revoke for cause  
154 any certificate of registration or other authority to  
155 practice under sections \_\_\_\_\_ to  
156 \_\_\_\_\_ or may suspend the same for  
157 fraud or deceit in practice, for conviction of crime,  
158 for gross incompetency, or for habitual drunken-  
159 ness for six months immediately prior to the fil-  
160 ing of charges resulting in such suspension;  
161 provided, that before any such action is taken the  
162 accused person shall be notified in writing of the  
163 charge or charges made against him and of the  
164 day, which shall be at least five days after the  
165 date of such notice, upon which a public hearing  
166 upon such charge or charges is to be given, and at  
167 the hearing he shall have an opportunity to pro-  
168 duce testimony in his own behalf and to con-  
169 front the witnesses against him. Witnesses at  
170 such hearings may testify under oath and may be  
171 sworn by any member of the board. The board  
172 shall have power to compel the attendance of wit-

173 nesses and the production of documents at any  
174 such hearing.

175 When the right of any person to practice as a  
176 barber or ladies' hairdresser has been revoked  
177 under this section the board may at any time after  
178 the expiration of one year thereafter receive an  
179 application from such person for a renewal of the  
180 right to practice as barber or ladies' hairdresser  
181 and may grant such new application. Whoever  
182 engages in the business of barber or ladies' hair-  
183 dresser or of apprentice or student, as defined in  
184 section eighty-seven F, without being thereto duly  
185 licensed or registered, and any barber or ladies'  
186 hairdresser, apprentice or student engaged in the  
187 practice of his calling while knowingly having a  
188 contagious or infectious disease, or in such a man-  
189 ner as to transmit such a disease, or in an unsani-  
190 tary manner, shall be punished by a fine of not  
191 more than one hundred dollars.

1 SECTION 3. Any person who has been regularly  
2 engaged as a barber or ladies' hairdresser in the  
3 commonwealth for at least two years prior to the  
4 effective date of this act may be registered with-  
5 out examination; provided, that such person shall,  
6 at least thirty days before the effective date, file  
7 with the secretary of the board of registration of  
8 barbers and ladies' hairdressers, upon a blank to  
9 be provided by said board, an affidavit setting forth  
10 the name, age, residence and term of experience of  
11 the applicant. A fee of one dollar shall accompany  
12 each affidavit under this section.

1 SECTION 4. The initial appointments of the  
2 board of registration of barbers and ladies' hair-

3 dressers provided for by this act shall, as soon  
4 as may be after this act takes effect, be so made  
5 by the governor, with the advice and consent of  
6 the council, that the term of one member shall ex-  
7 pire annually, and all such initial appointees shall  
8 be qualified as provided in this act.

1 SECTION 5. This act shall take effect upon Jan-  
2 uary first, nineteen hundred and twenty-six.





