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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 5289

04/04/2024 Authored by Altendorf
The bill was read for the first time and referred to the Committee on State and Local Government Finance and Policy

1.1 A bill for an act
1.2 relating to barbering; permitting registration as an apprentice barber; amending
1.3 Minnesota Statutes 2022, sections 154.003; 154.01; 154.05; 154.09; 154.10,
1.4 subdivision 2; 154.11, subdivision 3, by adding a subdivision; 154.14; 154.15;
1.5 154.161, subdivision 4; 154.162; 154.19; 154.24; proposing coding for new law
1.6 in Minnesota Statutes, chapter 154.

1.7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.8 Section 1. Minnesota Statutes 2022, section 154.003, is amended to read:

1.9 154.003 FEES.

1.10 (a) The fees collected, as required in this chapter, chapter 214, and the rules of the board,
1.11 shall be paid to the board. The board shall deposit the fees in the general fund in the state
1.12 treasury.

1.13 (b) The board shall charge the following fees:

1.14 (1) examination and certificate, registered barber, \$85;

1.15 (2) retake of written examination, registered barber or apprentice, \$10;

1.16 (3) examination and certificate, apprentice, \$80;

1.17 (4) examination and certificate, instructor, \$180;

1.18 (4)(5) certificate, instructor, \$65;

1.19 (5)(6) temporary teacher or apprentice permit, \$80;

1.20 (6)(7) temporary registered barber, military, \$85;

1.21 (7)(8) temporary barber instructor, military, \$180;

- 2.1 (9) temporary apprentice barber, military, \$80;
- 2.2 ~~(8)~~ (10) renewal of registration, registered barber, \$80;
- 2.3 (11) renewal of registration, apprentice, \$70;
- 2.4 ~~(9)~~ (12) renewal of registration, instructor, \$80;
- 2.5 ~~(10)~~ (13) renewal of temporary teacher permit, \$65;
- 2.6 ~~(11)~~ (14) student permit, \$45;
- 2.7 ~~(12)~~ (15) renewal of student permit, \$25;
- 2.8 ~~(13)~~ (16) initial shop registration, \$85;
- 2.9 ~~(14)~~ (17) initial school registration, \$1,030;
- 2.10 ~~(15)~~ (18) renewal shop registration, \$85;
- 2.11 ~~(16)~~ (19) renewal school registration, \$280;
- 2.12 ~~(17)~~ (20) restoration of registered barber registration, \$95;
- 2.13 (21) restoration of apprentice registration, \$90;
- 2.14 ~~(18)~~ (22) restoration of shop registration, \$105;
- 2.15 ~~(19)~~ (23) change of ownership or location, \$55;
- 2.16 ~~(20)~~ (24) duplicate registration, \$40;
- 2.17 ~~(21)~~ (25) home study course, \$75;
- 2.18 ~~(22)~~ (26) letter of registration verification, \$25; and
- 2.19 ~~(23)~~ (27) reinspection, \$100.

2.20 Sec. 2. Minnesota Statutes 2022, section 154.01, is amended to read:

2.21 **154.01 REGISTRATION MANDATORY.**

2.22 (a) The registration of the practice of barbering serves the public health and safety of
 2.23 the people of the state of Minnesota by ensuring that individuals seeking to practice the
 2.24 profession of barbering are appropriately trained in the use of the chemicals, tools, and
 2.25 implements of barbering and demonstrate the skills necessary to conduct barber services in
 2.26 a safe, sanitary, and appropriate environment required for infection control.

2.27 (b) No person shall serve, offer to serve, or attempt to serve as an apprentice under a
 2.28 registered barber without a current certificate of registration as a registered apprentice or

3.1 temporary apprentice permit issued pursuant to this chapter by the Board of Barber
 3.2 Examiners. Prior to or immediately upon the issuance of an apprentice's certificate of
 3.3 registration and immediately after changing employment, a registered apprentice must
 3.4 inform the board of the name, address, and certificate number of the registered barber under
 3.5 whom the registered apprentice is working.

3.6 (c) No person shall practice, offer to practice, or attempt to practice barbering without
 3.7 a current certificate of registration as a registered barber, issued pursuant to provisions of
 3.8 sections 154.001, 154.002, 154.003, 154.01 to 154.162, 154.19 to 154.21, and 154.24 to
 3.9 154.28 by the Board of Barber Examiners.

3.10 ~~(e)~~ (d) A registered barber must only provide barbering services in a registered barber
 3.11 shop or barber school, unless prior authorization is given by the board.

3.12 ~~(d)~~ (e) No person shall operate a barber shop unless it is at all times under the direct
 3.13 supervision and management of a registered barber and the owner or operator of the barber
 3.14 shop possesses a current shop registration card, issued to the barber shop establishment
 3.15 address, under sections 154.001, 154.002, 154.003, 154.01 to 154.162, 154.19 to 154.21,
 3.16 and 154.24 to 154.28 by the Board of Barber Examiners.

3.17 ~~(e)~~ (f) No person shall serve, offer to serve, or attempt to serve as an instructor of
 3.18 barbering without a current certificate of registration as a registered instructor of barbering
 3.19 or a temporary permit as an instructor of barbering, as provided for the board by rule, issued
 3.20 under sections 154.001, 154.002, 154.003, 154.01 to 154.162, 154.19 to 154.21, and 154.24
 3.21 to 154.28 by the Board of Barber Examiners. Barber instruction must be provided in
 3.22 registered barber schools only.

3.23 ~~(f)~~ (g) No person shall operate a barber school unless the owner or operator possesses
 3.24 a current certificate of registration as a barber school, issued under sections 154.001, 154.002,
 3.25 154.003, 154.01 to 154.162, 154.19 to 154.21, and 154.24 to 154.28 by the Board of Barber
 3.26 Examiners.

3.27 Sec. 3. Minnesota Statutes 2022, section 154.05, is amended to read:

3.28 **154.05 WHO MAY RECEIVE CERTIFICATES OF REGISTRATION AS A**
 3.29 **REGISTERED BARBER.**

3.30 Subdivision 1. Registration based on hours of study. (a) A person is qualified to receive
 3.31 a certificate of registration as a registered barber if the person:

3.32 (1) has successfully completed ten grades of education;

4.1 (2) has successfully completed 1,500 hours of study in a board-approved barber school;
4.2 and

4.3 (3) has passed an examination conducted by the board to determine fitness to practice
4.4 barbering.

4.5 (b) A first-time applicant for a certificate of registration to practice as a registered barber
4.6 who fails to pass the comprehensive examination conducted by the board and who fails to
4.7 pass a onetime retake of the written examination, shall complete an additional 500 hours
4.8 of barber education before being eligible to retake the comprehensive examination as many
4.9 times as necessary to pass.

4.10 Subd. 2. Registration based on apprenticeship. A person is qualified to receive a
4.11 certificate of registration as a registered barber if the person:

4.12 (1) is qualified under the provisions of section 154.061;

4.13 (2) has practiced as a registered apprentice for a period of 12 months under the immediate
4.14 personal supervision of a registered barber; and

4.15 (3) has passed an examination conducted by the board to determine the person's fitness
4.16 to practice barbering.

4.17 An apprentice applicant for a certificate of registration to practice as a registered barber
4.18 who fails to pass the comprehensive examination conducted by the board and who fails to
4.19 pass a onetime retake of the written examination must continue to practice as an apprentice
4.20 for an additional 300 hours before being eligible to retake the comprehensive examination
4.21 as many times as necessary to pass.

4.22 **Sec. 4. [154.061] WHO MAY RECEIVE CERTIFICATES OF REGISTRATION**
4.23 **AS A REGISTERED APPRENTICE.**

4.24 (a) A person is qualified to receive a certificate of registration as a registered apprentice
4.25 as provided in section 154.05, subdivision 2, or if the person:

4.26 (1) has completed at least ten grades of an approved school;

4.27 (2) has graduated from a barber school approved by a barber board within the previous
4.28 four years; and

4.29 (3) has passed an examination conducted by the board to determine the person's fitness
4.30 to practice as a registered apprentice. An applicant who graduated from a barber school
4.31 approved by a barber board more than four years prior to application is required to complete
4.32 a further course of study of at least 500 hours.

5.1 (b) An applicant for an initial certificate of registration to practice as an apprentice who
5.2 fails to pass the comprehensive examination conducted by the board and who fails to pass
5.3 a onetime retake of the written examination is required to complete a further course of study
5.4 of at least 500 hours of not more than eight hours in any one working day in a barber school
5.5 approved by the board before being eligible to retake the comprehensive examination as
5.6 many times as necessary to pass.

5.7 (c) A certificate of registration of an apprentice is valid for four years and must not be
5.8 renewed for a fifth year. During the four-year period, the certificate of registration must
5.9 remain in full force and effect only if the apprentice complies with all applicable provisions
5.10 of this chapter, including the payment of an annual fee and the rules of the board.

5.11 (d) During the term in which the certificate of registration is in effect, if a registered
5.12 apprentice enters full-time active duty in the armed forces of the United States of America,
5.13 the expiration date of the certificate of registration must be extended by a period of time
5.14 equal to the period or periods of active duty.

5.15 (e) If a registered apprentice graduates from a barber school approved by the board and
5.16 is issued a certificate of registration while incarcerated by the Department of Corrections
5.17 of the Federal Bureau of Prisons, the expiration date of the certificate of registration must
5.18 be extended one time so that the certificate expires four years from the date of first release
5.19 from a correctional facility.

5.20 Sec. 5. Minnesota Statutes 2022, section 154.09, is amended to read:

5.21 **154.09 EXAMINATIONS, CONDUCT AND SCOPE.**

5.22 The board shall conduct examinations of applicants for certificates of registration to
5.23 practice as registered barbers and apprentices not more than six times each year, at such
5.24 time and place as the board may determine. Additional written examinations may be
5.25 scheduled by the board and conducted by board staff as designated by the board. The
5.26 proprietor of a barber school must file an affidavit with the board of hours completed by
5.27 students applying to take the apprentice or registered barber examination. Students must
5.28 complete the full 1,500-hour curriculum in a barber school approved by the board within
5.29 the past four years to be eligible for examination. Barber students who have completed
5.30 barber school more than four years prior to application, that have not obtained a barber
5.31 registration, license, or certificate in any jurisdiction must complete an additional 500 hours
5.32 of barber school education to be eligible for the registered barber examination. Registered
5.33 barbers that fail to renew their registration for four or more years are required to take the
5.34 registered barber examination to reinstate the registration.

6.1 The examination of applicants for certificates of registration as barbers and apprentices
6.2 shall include a practical demonstration and a written test. The examination must cover the
6.3 subjects taught in barber schools registered with the board, including applicable state statute
6.4 and rule.

6.5 Sec. 6. Minnesota Statutes 2022, section 154.10, subdivision 2, is amended to read:

6.6 Subd. 2. **Certificates of registration; fees.** When the provisions of this chapter have
6.7 been complied with, the board shall issue a certificate of registration as a registered barber,
6.8 as a registered apprentice, as a registered instructor of barbering, or as a registered barber
6.9 school, or a temporary apprentice permit, a temporary permit as an instructor of barbering,
6.10 or a barber shop registration card upon payment of the required fee. Certificates of
6.11 registration, temporary permits, and shop registration cards are not transferable.

6.12 Sec. 7. Minnesota Statutes 2022, section 154.11, is amended by adding a subdivision to
6.13 read:

6.14 Subd. 2a. **Temporary apprentice permits for nonresidents.** Any person who qualifies
6.15 for examination as a registered barber under this section may apply for a temporary apprentice
6.16 permit that is effective no longer than six months. All persons holding a temporary apprentice
6.17 permit are subject to all applicable provisions of this chapter and the rules adopted by the
6.18 board under those sections regarding the conduct and obligations of registered apprentices.

6.19 Sec. 8. Minnesota Statutes 2022, section 154.11, subdivision 3, is amended to read:

6.20 Subd. 3. **Temporary military permits.** (a) In accordance with section 197.4552, the
6.21 board shall issue a temporary:

6.22 (1) certificate for registered barbers; ~~and~~

6.23 (2) certificate for registered barber instructors; and

6.24 (3) permit for apprentice barbers.

6.25 (b) Fees for temporary military permits and certificates of registration under this
6.26 subdivision are listed under section 154.003.

6.27 (c) Permits or certificates of registration issued under this subdivision are valid for one
6.28 year from the date of issuance, after which the individual must complete a full application
6.29 as required by section 197.4552.

7.1 **Sec. 9. [154.121] EXAMINATION OF NONRESIDENT APPRENTICES.**

7.2 A person who meets all of the requirements for registration as a barber under this chapter
 7.3 and who has a license, a certificate of registration, or its equivalent as an apprentice in a
 7.4 state or country that, in the discretion of the board, has substantially the same requirements
 7.5 for registration as an apprentice under this chapter, must, upon payment of the required fee,
 7.6 be issued a certificate of registration without an examination.

7.7 Sec. 10. Minnesota Statutes 2022, section 154.14, is amended to read:

7.8 **154.14 CERTIFICATES OF REGISTRATION AND TEMPORARY PERMITS**
 7.9 **TO BE DISPLAYED.**

7.10 Every holder of a certificate of registration as a registered barber or registered apprentice
 7.11 or every holder of a temporary apprentice permit shall display the certificate or permit, with
 7.12 a photograph of the certificate or permit holder that meets the same standards as required
 7.13 for a United States passport, in a conspicuous place adjacent to or near the chair where work
 7.14 is performed. Every holder of a certificate of registration as an instructor of barbering or a
 7.15 temporary permit as an instructor of barbering shall display the certificate or permit, with
 7.16 a photograph of the certificate or permit holder that meets the same standards as required
 7.17 for a United States passport, in a conspicuous place within the barber school that is accessible
 7.18 to the public. Every holder of a certificate of registration as a barber school and of a barber
 7.19 shop registration card shall display it in a conspicuous place within the establishment that
 7.20 is accessible to the public.

7.21 Sec. 11. Minnesota Statutes 2022, section 154.15, is amended to read:

7.22 **154.15 CERTIFICATES OF REGISTRATION MUST BE RENEWED**
 7.23 **ANNUALLY.**

7.24 Subdivision 1. **Annual renewal required.** All registered barbers, registered apprentices,
 7.25 and registered instructors of barbering who continue in active practice or service shall, on
 7.26 or before December 31 each year, renew their certificates of registration for the following
 7.27 year and pay the required fee. Every certificate of registration which has not been renewed
 7.28 during the month of December in any year shall expire on the 31st day of December in that
 7.29 year. All shop registration cards shall be renewed on or before June 30 of each year upon
 7.30 payment of the required fee. All certificates of registration as a barber school shall be
 7.31 renewed on or before December 31 of each year upon payment of the required fee.

7.32 Subd. 2. **Effect of failure to renew.** A registered barber or registered apprentice who
 7.33 has not renewed a certificate of registration may be reinstated within four years of such

8.1 failure to renew without examination upon the payment of the required restoration fee for
8.2 each year the certificate is lapsed. A registered instructor of barbering who has not renewed
8.3 a certificate of registration may be reinstated within four years of such failure to renew
8.4 without examination upon payment of the required restoration fee for each year the certificate
8.5 is lapsed. All registered barbers who allow their certificates of registration to lapse for more
8.6 than four years shall be required to reexamine before being issued a certificate of registration.
8.7 All registered instructors of barbering who allow their certificates of registration to lapse
8.8 for more than four years shall be required to reexamine before being issued a certificate of
8.9 registration. A barber shop owner who has not renewed the barber shop certificate for more
8.10 than one year may reinstate the barber shop registration upon payment of the restoration
8.11 fee for each year the shop card was lapsed. If lapsed or unregistered status is discovered by
8.12 the barber inspector during inspection, penalties under section 154.162 shall apply.

8.13 Sec. 12. Minnesota Statutes 2022, section 154.161, subdivision 4, is amended to read:

8.14 Subd. 4. **Registration actions.** (a) With respect to a person who is a holder of or applicant
8.15 for registration or a shop registration card under sections 154.001, 154.002, 154.003, 154.01
8.16 to 154.162, 154.19 to 154.21, and 154.24 to 154.28, the board may by order deny, refuse
8.17 to renew, suspend, temporarily suspend, or revoke the application, certificate of registration,
8.18 or shop registration card, censure or reprimand the person, refuse to permit the person to
8.19 sit for examination, or refuse to release the person's examination grades, if the board finds
8.20 that such an order is in the public interest and that, based on a preponderance of the evidence
8.21 presented, the person has:

8.22 (1) violated a statute, rule, or order that the board has adopted or issued or is empowered
8.23 to enforce;

8.24 (2) engaged in conduct or acts that are fraudulent, deceptive, or dishonest, whether or
8.25 not the conduct or acts relate to the practice of barbering, if the fraudulent, deceptive, or
8.26 dishonest conduct or acts reflect adversely on the person's ability or fitness to engage in the
8.27 practice of barbering;

8.28 (3) engaged in conduct or acts that constitute malpractice, are negligent, demonstrate
8.29 incompetence, or are otherwise in violation of the standards in the rules of the board, where
8.30 the conduct or acts relate to the practice of barbering;

8.31 (4) employed fraud or deception in obtaining a certificate of registration, shop registration
8.32 card, renewal, or reinstatement, or in passing all or a portion of the examination;

9.1 (5) had a certificate of registration or shop registration card, right to examine, or other
9.2 similar authority revoked in another jurisdiction;

9.3 (6) failed to meet any requirement for issuance or renewal of the person's certificate of
9.4 registration or shop registration card;

9.5 (7) practiced as a barber while having an infectious or contagious disease;

9.6 (8) advertised by means of false or deceptive statements;

9.7 (9) demonstrated intoxication or indulgence in the use of drugs, including but not limited
9.8 to narcotics as defined in section 152.01 or in United States Code, title 26, section 4731,
9.9 barbiturates, amphetamines, benzedrine, dexedrine, or other sedatives, depressants,
9.10 stimulants, or tranquilizers;

9.11 (10) demonstrated unprofessional conduct or practice;

9.12 (11) permitted an employee or other person under the person's supervision or control to
9.13 practice as a registered barber, registered apprentice, or registered instructor of barbering
9.14 unless that person has (i) a current certificate of registration as a registered barber, registered
9.15 apprentice, or registered instructor of barbering, (ii) a temporary apprentice permit, or (iii)
9.16 a temporary permit as an instructor of barbering;

9.17 (12) practices, offered to practice, or attempted to practice by misrepresentation;

9.18 (13) failed to display a certificate of registration as required by section 154.14;

9.19 (14) used any room or place of barbering that is also used for any other purpose, or used
9.20 any room or place of barbering that violates the board's rules governing sanitation;

9.21 (15) in the case of a barber, apprentice, or other person working in or in charge of any
9.22 barber shop, or any person in a barber school engaging in the practice of barbering, failed
9.23 to use separate and clean towels for each customer or patron, or to discard and launder each
9.24 towel after being used once;

9.25 (16) in the case of a barber or other person in charge of any barber shop or barber school,
9.26 (i) failed to supply in a sanitary manner clean hot and cold water in quantities necessary to
9.27 conduct the shop or barbering service for the school, (ii) failed to have water and sewer
9.28 connections from the shop or barber school with municipal water and sewer systems where
9.29 they are available for use, or (iii) failed or refused to maintain a receptacle for hot water of
9.30 a capacity of at least five gallons;

9.31 (17) refused to permit the board to make an inspection permitted or required by sections
9.32 154.001, 154.002, 154.003, 154.01 to 154.162, 154.19 to 154.21, and 154.24 to 154.28, or

10.1 failed to provide the board or the attorney general on behalf of the board with any documents
10.2 or records they request;

10.3 (18) failed promptly to renew a certificate of registration or shop registration card when
10.4 remaining in practice, pay the required fee, or issue a worthless check;

10.5 (19) failed to supervise a registered apprentice or temporary apprentice or permitted the
10.6 practice of barbering by a person not registered with the board or not holding a temporary
10.7 permit;

10.8 (20) refused to serve a customer because of race, color, creed, religion, disability, national
10.9 origin, or sex;

10.10 (21) failed to comply with a provision of sections 136A.82 to 136A.834, or a provision
10.11 of another chapter that relates to barber schools; or

10.12 (22) with respect to temporary suspension orders, has committed an act, engaged in
10.13 conduct, or committed practices that the board, or complaint committee if authorized by
10.14 the board, has determined may result or may have resulted in an immediate threat to the
10.15 public.

10.16 (b) In lieu of or in addition to any remedy under paragraph (a), the board may as a
10.17 condition of continued registration, termination of suspension, reinstatement of registration,
10.18 examination, or release of examination results, require that the person:

10.19 (1) submit to a quality review of the person's ability, skills, or quality of work, conducted
10.20 in a manner and by a person or entity that the board determines; or

10.21 (2) complete to the board's satisfaction continuing education as the board requires.

10.22 (c) Service of an order under this subdivision is effective if the order is served personally
10.23 on, or is served by certified mail to the most recent address provided to the board by the
10.24 certificate holder, applicant, or counsel of record. The order must state the reason for the
10.25 entry of the order.

10.26 (d) Except as provided in subdivision 5, paragraph (c), all hearings under this subdivision
10.27 must be conducted in accordance with the Administrative Procedure Act.

10.28 Sec. 13. Minnesota Statutes 2022, section 154.162, is amended to read:

10.29 **154.162 ADMINISTRATIVE PENALTIES.**

10.30 The board shall impose and collect the following penalties:

11.1 (1) missing or lapsed shop registration discovered upon inspection; penalty imposed on
11.2 shop owner: up to \$500;

11.3 (2) unregistered apprentice or unregistered barber, first occurrence discovered upon
11.4 inspection; penalty imposed on shop owner and unlicensed or unregistered individual: up
11.5 to \$500; and

11.6 (3) unregistered apprentice or unregistered barber, second occurrence discovered upon
11.7 inspection; penalty imposed on shop owner and unlicensed or unregistered individual: up
11.8 to \$1,000.

11.9 Sec. 14. Minnesota Statutes 2022, section 154.19, is amended to read:

11.10 **154.19 VIOLATIONS.**

11.11 Each of the following constitutes a misdemeanor:

11.12 (1) The violation of any of the provisions of section 154.01;

11.13 (2) Permitting any person in one's employ, supervision, or control to practice as a
11.14 registered barber or registered apprentice unless that person has a certificate of registration
11.15 as a registered barber or registered apprentice;

11.16 (3) Obtaining or attempting to obtain a certificate of registration for money other than
11.17 the required fee, or any other thing of value, or by fraudulent misrepresentation;

11.18 (4) Practicing or attempting to practice by fraudulent misrepresentation;

11.19 (5) The willful failure to display a certificate of registration as required by section 154.14;

11.20 (6) The use of any room or place for barbering which is also used for residential or
11.21 business purposes, except the sale of hair tonics, lotions, creams, cutlery, toilet articles,
11.22 cigars, tobacco, candies in original package, and such commodities as are used and sold in
11.23 barber shops, and except that shoeshining and an agency for the reception and delivery of
11.24 laundry, or either, may be conducted in a barber shop without the same being construed as
11.25 a violation of this section, unless a substantial partition of ceiling height separates the portion
11.26 used for residential or business purposes, and where a barber shop is situated in a residence,
11.27 poolroom, confectionery, store, restaurant, garage, clothing store, liquor store, hardware
11.28 store, or soft drink parlor, there must be an outside entrance leading into the barber shop
11.29 independent of any entrance leading into such business establishment, except that this
11.30 provision as to an outside entrance shall not apply to barber shops in operation at the time
11.31 of the passage of this section and except that a barber shop and cosmetology salon may be
11.32 operated in conjunction, without the same being separated by partition of ceiling height;

12.1 (7) The failure or refusal of any barber or other person in charge of any barber shop, or
12.2 any person in barber schools or colleges doing barber service work, to use separate and
12.3 clean towels for each customer or patron, or to discard and launder each towel after once
12.4 being used;

12.5 (8) The failure or refusal by any barber or other person in charge of any barber shop or
12.6 barber school or barber college to supply clean hot and cold water in such quantities as may
12.7 be necessary to conduct such shop, or the barbering service of such school or college, in a
12.8 sanitary manner, or the failure or refusal of any such person to have water and sewer
12.9 connections from such shop, or barber school or college, with municipal water and sewer
12.10 systems where the latter are available for use, or the failure or refusal of any such person
12.11 to maintain a receptacle for hot water of a capacity of not less than five gallons;

12.12 (9) For the purposes of this section, barbers, students, apprentices, or the proprietor or
12.13 manager of a barber shop, or barber school or barber college, shall be responsible for all
12.14 violations of the sanitation and disinfection provisions of this section. If any barber
12.15 workstation in any barber shop, or barber school or barber college, upon inspection, shall
12.16 be found to be in an unsanitary condition, the person making such inspection shall
12.17 immediately issue an order to place the barber shop, or barber school, or barber college, in
12.18 a sanitary condition, in a manner and within a time satisfactory to the Board of Barber
12.19 Examiners, and for the failure to comply with such order the board shall immediately file
12.20 a complaint for the arrest of the persons upon whom the order was issued, and any registered
12.21 barber who shall fail to comply with the rules adopted by the Board of Barber Examiners,
12.22 with the approval of the state commissioner of health, or the violation or commission of
12.23 any of the offenses described in this section and section 154.161, subdivision 4, paragraph
12.24 (a), clauses (1), (3), and (4) to (12), shall be fined not less than \$10 or imprisoned for ten
12.25 days and not more than \$100 or imprisoned for 90 days.

12.26 Sec. 15. Minnesota Statutes 2022, section 154.24, is amended to read:

12.27 **154.24 RULES.**

12.28 The Board of Barber Examiners shall have authority to make reasonable rules for the
12.29 administration of the provisions of sections 154.001, 154.002, 154.003, 154.01 to 154.162,
12.30 154.19 to 154.21, and 154.24 to 154.28 and prescribe sanitation and disinfection requirements
12.31 for barber shops and barber schools, subject to the approval of the state commissioner of
12.32 health. Any member of the board, or its agents or assistants, shall have authority to enter
12.33 upon and to inspect any barber shop or barber school at any time during business hours. A
12.34 copy of the rules adopted by the board shall be furnished by it to the owner or manager of

13.1 each barber shop or barber school and such copy shall be posted in a conspicuous place in
13.2 such barber shop or barber school.

13.3 The board shall keep a record of its proceedings relating to the issuance, refusal, renewal,
13.4 suspension, and revocation of certificates of registration. This record shall contain the name,
13.5 place of business, and residence of each registered barber and registered apprentice, and
13.6 the date and number of the certificate of registration. This record shall be open to public
13.7 inspection at all reasonable times.