

SENATE BILL NO. 370—SENATORS  
ATKINSON AND SPEARMAN

MARCH 17, 2015

JOINT SPONSOR: ASSEMBLYMAN THOMPSON

Referred to Committee on Commerce, Labor and Energy

SUMMARY—Revises provisions relating to barbering.  
(BDR 54-673)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to barbering; revising provisions relating to the examination for a license as an instructor of the practice of barbering; revising the number of instructors and barber's chairs required to be on the premises of a barber school; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

**Section 1** of this bill prohibits the State Barbers' Health and Sanitation Board from administering any aspect of the examination for a license as an instructor of the practice of barbering. **Section 1** also requires the Board to: (1) contract with a national organization to administer the examination for a license as an instructor; and (2) include a specific term in any such contract entered into by the Board. Finally, **section 1** provides that the examination for a license as an instructor must include a practical demonstration and a written test.

Existing law requires an applicant for a license as an instructor who fails to pass the examination for licensure to complete not more than 250 hours of further study before he or she is authorized to retake the examination. (NRS 643.110) **Section 2** of this bill provides that such an applicant may fail to pass the examination three times before he or she is required to complete the requisite hours of further study.

**Section 4** of this bill: (1) revises the number of instructors required to be on the premises of a barber school; and (2) requires a barber school to have at least one barber's chair for each student enrolled in the barber school.



THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

**Section 1.** Chapter 643 of NRS is hereby amended by adding thereto a new section to read as follows:

*1. The examination of an applicant for a license as an instructor must include a practical demonstration and a written test that must include the subjects usually taught in barber schools approved by the Board.*

*2. The Board shall not administer any aspect of the examination for a license as an instructor, including, without limitation, the practical demonstration or written test.*

*3. The Board shall:*

*(a) Contract with the National-Interstate Council of State Boards of Cosmetology, Inc. or any other national organization approved by the Board to administer the examination for a license as an instructor; and*

*(b) Include as a term of any contract entered into pursuant to paragraph (a), a requirement that the organization provide the results of the examination to the applicant within 10 working days after the date of the examination.*

**Sec. 2.** NRS 643.110 is hereby amended to read as follows:

643.110 1. Except as otherwise provided in subsection 2, an applicant for a license as a barber who fails to pass the examination conducted by the Board must continue to practice as a licensed apprentice for an additional 3 months before he or she may retake the examination for a license as a barber.

2. An applicant for a license as a barber who is a cosmetologist licensed pursuant to the provisions of chapter 644 of NRS and who fails to pass the examination conducted by the Board must complete further study as prescribed by the Board, not exceeding 250 hours, in a barber school approved by the Board before he or she may retake the examination for a license as a barber.

3. An applicant for a license as an apprentice who fails to pass the examination provided for in NRS 643.080 must complete further study as prescribed by the Board in a barber school approved by the Board before he or she may retake the examination for a license as an apprentice.

4. An applicant for a license as an instructor who fails to pass the examination provided for in NRS 643.1775 *may retake the examination for a license as an instructor two additional times. If the applicant fails to pass the examination three or more times, the applicant* must complete further study prescribed by the Board, not to exceed 250 hours, in a barber school approved by the Board *each*



1 **time** before he or she may retake the examination for a license as an  
2 instructor.

3 **Sec. 3.** NRS 643.176 is hereby amended to read as follows:

4 643.176 1. The Board may adopt and enforce reasonable  
5 regulations governing:

6 (a) The conduct of barber schools;

7 (b) The course of study of barber schools;

8 (c) ~~The~~ **Except as otherwise provided in section 1 of this act,**  
9 **the** examination of instructors;

10 (d) The fee for the examination of instructors, which may not  
11 exceed \$75; and

12 (e) The fee for the issuance and renewal of an instructor's  
13 license.

14 2. The Board shall require, as a prerequisite for the renewal of  
15 an instructor's license, continuing education in the form of seminars  
16 or other training.

17 **Sec. 4.** NRS 643.177 is hereby amended to read as follows:

18 643.177 Any person who owns, manages, operates or controls  
19 any barber school, or part thereof:

20 1. Shall:

21 (a) Display a sign that may be easily seen upon entering the  
22 barber school on which is printed in bold letters "Work Performed  
23 Exclusively by Students";

24 (b) Have at least:

25 (1) ~~One instructor~~ **Two instructors** on the premises of the  
26 barber school at all times if the active enrollment of the school is  
27 ~~10~~ **20** students or less;

28 (2) ~~One~~ **Two** additional ~~instructor~~ **instructors** on the  
29 premises of the barber school for each ~~10~~ **20** students enrolled in  
30 the school in excess of ~~10~~ **20** students; ~~and~~

31 (3) Two instructors available to provide instruction at all  
32 times; **and**

33 (4) **One barber's chair for each student enrolled in the**  
34 **barber school;**

35 (c) Not allow a student to provide barbering services to  
36 members of the general public for more than 7 hours in a day or for  
37 more than 5 days in any 7-day period;

38 (d) Not advertise that the barber school will charge for barbering  
39 services provided to members of the general public by students  
40 unless those barbering services are specifically advertised as  
41 services provided by students; and

42 (e) Comply with all other provisions of this chapter relating to  
43 barber schools.

44 2. May charge for barbering services provided to a member of  
45 the general public by a student if the student performs those



1 barbering services as part of the required course of study of the  
2 barber school.

3 **Sec. 5.** NRS 643.1775 is hereby amended to read as follows:

4 643.1775 The Board shall license any person as an instructor  
5 who:

6 1. Has applied to the Board in writing on the form prescribed  
7 by the Board;

8 2. Holds a high school diploma or its equivalent;

9 3. Has paid the applicable fees;

10 4. Holds a license as a barber issued by the Board;

11 5. Submits all information required to complete the  
12 application;

13 6. Has practiced not less than 5 years as a full-time licensed  
14 barber in this State, the District of Columbia or in any other state or  
15 country whose requirements for licensing barbers are substantially  
16 equivalent to those in this State;

17 7. Has successfully completed a training program for  
18 instructors conducted by a licensed barber school which consists of  
19 not less than 600 hours of instruction within a 6-month period; and

20 8. Has passed an examination for instructors administered by  
21 *an organization approved by* the Board ~~†~~ *for that purpose*  
22 *pursuant to section 1 of this act.*

23 **Sec. 6.** This act becomes effective:

24 1. Upon passage and approval for the purpose of adopting any  
25 regulations and performing any other preparatory administrative  
26 tasks necessary to carry out the provisions of this act; and

27 2. On January 1, 2016, for all other purposes.

