

FIRST REGULAR SESSION

HOUSE BILL NO. 954

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE RICHEY.

1872H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal sections 328.010 and 328.110, RSMo, and to enact in lieu thereof three new sections relating to the establishment of a lifetime barber license.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Sections 328.010 and 328.110, RSMo, are repealed and three new sections enacted in lieu thereof, to be known as sections 328.010, 328.082, and 328.110, to read as follows:

328.010. As used in this chapter, unless the context clearly indicates otherwise, the following terms mean:

(1) "Barber", any person who is engaged in the capacity so as to shave the beard or cut and dress the hair for the general public shall be construed as practicing the occupation of "barber", and the said barber or barbers shall be required to fulfill all requirements within the meaning of this chapter;

(2) "Barber establishment", that part of any building wherein or whereupon any occupation of barbering is being practiced including any space or barber chair rented within a licensed establishment by a person licensed under this chapter, for the purpose of rendering barbering services;

(3) "Board", the board of cosmetology and barber examiners;

(4) "Cross-over license", a license that is issued to any person who has met the licensure and examination requirements for both barbering and cosmetology;

(5) "**Lifetime barber license**", a license that is issued to any person who has met the licensure and practice requirements established under section 328.082;

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

16 (6) "School of barbering", an establishment operated for the purpose of teaching
17 barbering as defined in subdivision (1) of this section.

**328.082. 1. Any person who has practiced as a licensed barber in this state for
2 twenty or more consecutive years may apply to the board for a lifetime barber license.**

3 **2. Any person desiring a lifetime barber license shall:**

4 **(1) Be currently licensed as a barber under this chapter;**

5 **(2) Apply to the board;**

6 **(3) Present documentation demonstrating twenty or more consecutive years of
7 practice as a licensed barber in this state; and**

8 **(4) Pay a one-time fee of one hundred dollars.**

9 **3. Any holder of a lifetime barber license shall be exempt from the license renewal
10 requirements of section 328.110 and any continuing education requirements of this
11 chapter. The board shall notify all lifetime barber license holders of any changes in law,
12 rule, or regulation that affect the practice of barbering in the state.**

13 **4. The board may establish additional criteria for the issuance of a lifetime barber
14 license and promulgate any other necessary rules and regulations for the administration
15 of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that
16 is created under the authority delegated in this section shall become effective only if it
17 complies with and is subject to all of the provisions of chapter 536 and, if applicable,
18 section 536.028. This section and chapter 536 are nonseverable, and if any of the powers
19 vested with the general assembly pursuant to chapter 536 to review, to delay the effective
20 date, or to disapprove and annul a rule are subsequently held unconstitutional, then the
21 grant of rulemaking authority and any rule proposed or adopted after August 28, 2021,
22 shall be invalid and void.**

328.110. 1. Except for persons licensed under section 328.082, every person engaged
2 in barbering shall on or before the renewal date apply for the renewal of his or her license.

3 **2. Each application for renewal shall state the number of the licensee's expiring license,
4 and be accompanied by his or her renewal fee. Any person holding a license as a barber, except
5 as herein provided, who fails to apply for renewal within two months of the expiration date of
6 his or her license, shall pay a reinstatement fee in addition to the regular license renewal fee.
7 Any person who fails to renew his or her license, except as herein provided, for a period not
8 exceeding two years may reinstate his or her license upon payment of the license renewal fee for
9 each delinquent year in addition to the reinstatement fee prescribed herein, but any barber, except
10 as herein provided, who fails to renew his or her license for a period exceeding two years but less
11 than five years and desires to be licensed as a barber in this state will be required to pass the**

12 practicum portion of the state's licensing examination as to his or her qualifications to practice
13 barbering and shall pay the barber examination fee.

14 3. A holder of a barber license who has been honorably discharged from the United
15 States Armed Forces, and has not renewed his or her license as herein provided, shall, upon his
16 or her return to barbering within one year from date of honorable discharge, pay one dollar for
17 renewal of same.

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