

---

---

SENATE BILL NO. 265—SENATOR DONATE

MARCH 13, 2023

---

Referred to Committee on Commerce and Labor

**SUMMARY**—Revises provisions relating to barbering.  
(BDR 54-48)

**FISCAL NOTE:** Effect on Local Government: May have Fiscal Impact.  
Effect on the State: Yes.

~

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

---

---

**AN ACT** relating to barbering; requiring the State Barbers' Health and Sanitation Board to establish and administer a studentship program for certain purposes; setting forth various requirements for the studentship program and for participation in the program; authorizing a program participant who successfully completes the program to obtain a license as a barber if the participant satisfies certain requirements; decreasing the length of a term for a member of the Board; requiring the State Board of Health and authorizing a local board of health to adopt regulations prescribing sanitary requirements for barbershops and barber schools; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

1 Existing law prohibits a person from engaging in or attempting to engage in the  
2 practice of barbering unless the person has been issued a license as a barber or  
3 apprentice by the State Barbers' Health and Sanitation Board. (NRS 643.190)  
4 Existing law requires, as a qualification to receive a license as a barber, a person to  
5 pass an examination and to: (1) practice as a licensed apprentice for a period of 18  
6 months under the supervision of a licensed barber; or (2) if the person is licensed in  
7 certain fields of cosmetology, complete 400 hours of specialized training at a barber  
8 school approved by the Board. (NRS 643.070, 643.085) Existing law also requires  
9 a person to graduate from a school of barbering approved by the Board and pass an  
10 examination to be qualified to receive a license as an apprentice. (NRS 643.080)

11 **Section 3** of this bill requires the Board to establish and administer a  
12 studentship program to allow a person who does not meet the qualifications for  
13 licensure as a barber or apprentice barber to engage in the practice of barbering at a



14 barbershop under the immediate personal supervision of a sponsor and to be  
15 admitted to examination for licensure upon the successful completion of the  
16 program. **Section 3** sets forth various requirements for the studentship program and  
17 requires the Board to adopt regulations governing the program.

18 **Section 4** of this bill requires a person who wishes to participate in the  
19 studentship program to submit to the Board a fee in an amount determined by the  
20 Board and an application containing certain information. If the applicant satisfies  
21 certain requirements, **section 4** requires the Board to issue the applicant a certificate  
22 of registration as a program participant. **Section 5** of this bill prohibits a program  
23 participant from rendering barbering services unless the program participant is  
24 under the immediate personal supervision of his or her sponsor, which **section 3**  
25 requires to be a licensed barber who has practiced in this State for at least 10 years.  
26 **Section 10** of this bill provides that a person who successfully completes the  
27 studentship program, passes an examination and meets certain other requirements  
28 provided for under existing law is qualified to receive a license as a barber. **Section**  
29 **12** of this bill requires a program participant who fails an examination for licensure  
30 as a barber to complete further study in an amount and in a manner prescribed by  
31 the Board before retaking the examination.

32 **Sections 1, 11 and 14-17** of this bill add references to a program participant to  
33 certain provisions of existing law governing barbers and apprentices so that  
34 program participants are treated the same as barbers and apprentices for certain  
35 purposes, including, without limitation, for purposes of the imposition of  
36 disciplinary action, certain application requirements and certain offenses relating to  
37 the practice of barbering.

38 Existing law requires the Board to adopt regulations establishing sanitary  
39 requirements for barbershops and barber schools. (NRS 643.050) **Section 9** of this  
40 bill eliminates that requirement. **Section 6** of this bill instead requires the State  
41 Board of Health or a local board of health to adopt regulations prescribing those  
42 sanitary requirements and requires the health authority to enforce those  
43 requirements. **Section 13** of this bill makes a conforming change to reflect the  
44 changes made by **sections 6 and 9** which transfer the authority to adopt regulations  
45 establishing sanitary requirements for barbershops and barber schools from the  
46 Board to the State Board of Health or local board of health.

47 Under existing law, the three members of the Board are appointed by the  
48 Governor and serve terms of 4 years. (NRS 643.020) **Section 8** of this bill  
49 decreases the length of a term for a member of the Board to 2 years.

50 **Section 7** of this bill defines words and terms for the purposes of this bill.

---

---

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

1 **Section 1.** NRS 640C.100 is hereby amended to read as  
2 follows:

3 640C.100 1. The provisions of this chapter do not apply to:

4 (a) A person licensed pursuant to chapter 630, 630A, 631, 632,  
5 633, 634, 634A, 635, 640, 640A or 640B of NRS if the massage  
6 therapy, reflexology or structural integration is performed in the  
7 course of the practice for which the person is licensed.

8 (b) A person licensed as a barber or apprentice *or registered as*  
9 *a program participant* pursuant to chapter 643 of NRS if the person  
10 is massaging, cleansing or stimulating the scalp, face, neck or skin



1 within the permissible scope of practice for a barber, ~~for~~ apprentice  
2 *or program participant* pursuant to that chapter.

3 (c) A person licensed or registered as an advanced esthetician,  
4 esthetician, esthetician's apprentice, hair designer, hair designer's  
5 apprentice, hair braider, shampoo technologist, cosmetologist or  
6 cosmetologist's apprentice pursuant to chapter 644A of NRS if the  
7 person is massaging, cleansing or stimulating the scalp, face, neck  
8 or skin within the permissible scope of practice for an advanced  
9 esthetician, esthetician, esthetician's apprentice, hair designer, hair  
10 designer's apprentice, hair braider, shampoo technologist,  
11 cosmetologist or cosmetologist's apprentice pursuant to that chapter.

12 (d) A person licensed or registered as a nail technologist or nail  
13 technologist's apprentice pursuant to chapter 644A of NRS if the  
14 person is massaging, cleansing or stimulating the hands, forearms,  
15 feet or lower legs within the permissible scope of practice for a nail  
16 technologist or nail technologist's apprentice.

17 (e) A person who is an employee of an athletic department of  
18 any high school, college or university in this State and who, within  
19 the scope of that employment, practices massage therapy,  
20 reflexology or structural integration on athletes.

21 (f) Students enrolled in a school of massage therapy, reflexology  
22 or structural integration recognized by the Board.

23 (g) A person who practices massage therapy, reflexology or  
24 structural integration solely on members of his or her immediate  
25 family.

26 (h) A person who performs any activity in a licensed brothel.

27 2. Except as otherwise provided in subsection 3 and NRS  
28 640C.330, the provisions of this chapter preempt the licensure and  
29 regulation of a massage therapist, reflexologist or structural  
30 integration practitioner by a county, city or town, including, without  
31 limitation, conducting a criminal background investigation and  
32 examination of a massage therapist, reflexologist or structural  
33 integration practitioner or applicant for a license to practice massage  
34 therapy, reflexology or structural integration.

35 3. The provisions of this chapter do not prohibit a county, city  
36 or town from requiring a massage therapist, reflexologist or  
37 structural integration practitioner to obtain a license or permit to  
38 transact business within the jurisdiction of the county, city or town,  
39 if the license or permit is required of other persons, regardless of  
40 occupation or profession, who transact business within the  
41 jurisdiction of the county, city or town.

42 4. As used in this section, "immediate family" means persons  
43 who are related by blood, adoption or marriage, within the second  
44 degree of consanguinity or affinity.



1     **Sec. 2.** Chapter 643 of NRS is hereby amended by adding  
2 thereto the provisions set forth as sections 3 to 6, inclusive, of this  
3 act.

4     **Sec. 3. 1.** *The Board shall establish and administer a*  
5 *studentship program to allow a person who does not meet the*  
6 *qualifications set forth in NRS 643.080 and 643.085 to engage in*  
7 *the practice of barbering at a barbershop under the immediate*  
8 *personal supervision of a sponsor and to be admitted to*  
9 *examination for licensure upon the successful completion of the*  
10 *program.*

11     **2.** *The studentship program must:*

12     **(a)** *Consist of not less than 2,000 hours of training in the*  
13 *practice of barbering;*

14     **(b)** *Require each program participant to have a sponsor who:*

15         **(1)** *Holds a license as a barber issued by the Board;*

16         **(2)** *Has practiced not less than 10 years as a full-time*  
17 *licensed barber in this State; and*

18         **(3)** *Is responsible for the supervision and training of a*  
19 *program participant in the practice of barbering; and*

20     **(c)** *Require a program participant to complete the studentship*  
21 *program within 5 years after the date on which the person is*  
22 *issued a certificate of registration as a program participant*  
23 *pursuant to section 4 of this act.*

24     **3.** *The Board shall adopt such regulations as it determines to*  
25 *be necessary or advisable to administer the studentship program.*  
26 *Such regulations must, without limitation:*

27     **(a)** *Prescribe the form and any additional required content of*  
28 *an application for a certificate of registration as a program*  
29 *participant;*

30     **(b)** *Prescribe the period of validity of a certificate of*  
31 *registration as a program participant and the procedures for the*  
32 *renewal of the certificate;*

33     **(c)** *Establish the amount of the application fee for a certificate*  
34 *of registration as a program participant and the amount of any fee*  
35 *for the renewal of such a certificate;*

36     **(d)** *Establish requirements for the training that must be*  
37 *provided to a program participant in the studentship program;*

38     **(e)** *Set forth rules for the supervision of a program participant;*  
39 *and*

40     **(f)** *Address such other matters as the Board deems necessary*  
41 *to administer the studentship program.*

42     **Sec. 4. 1.** *A person who wishes to participate in the*  
43 *studentship program must submit to the Board a fee in an amount*  
44 *established by the Board by regulation and an application in a*  
45 *form prescribed by the Board which contains:*



- 1 (a) *The name and address of the applicant;*  
2 (b) *The name and address of the proposed sponsor of the*  
3 *applicant;*  
4 (c) *The name and address of the barbershop at which the*  
5 *applicant proposes to receive training and engage in the practice*  
6 *of barbering as a program participant;*  
7 (d) *A description of the training that the applicant proposes to*  
8 *receive as a program participant, including, without limitation, an*  
9 *outline of the training schedule and a syllabus that contains a list*  
10 *of each subject that will be covered in the course of training*  
11 *provided by the sponsor;*

12 (e) *Proof satisfactory to the Board that the applicant has had a*  
13 *chest X-ray, the results of which indicate he or she is not*  
14 *tuberculous, and a blood test, the results of which indicate he or*  
15 *she is not a carrier of communicable diseases; and*

16 (f) *Any other information required by the Board by regulation.*  
17 2. *Except as otherwise provided in subsection 3, if an*  
18 *application submitted pursuant to subsection 1 satisfies the*  
19 *requirements of this section and the applicant meets any other*  
20 *requirements established by the Board by regulation, the Board*  
21 *shall issue the applicant a certificate of registration as a program*  
22 *participant. A certificate of registration as a program participant is*  
23 *valid for a period prescribed by the Board and may be renewed in*  
24 *accordance with procedures adopted by the Board by regulation.*

25 3. *The Board shall not issue an applicant a certificate of*  
26 *registration as a program participant if the issuance of the*  
27 *certificate would result in more than two program participants*  
28 *engaging in the practice of barbering at a single barbershop.*

29 4. *If the sponsor of a program participant identified in the*  
30 *application submitted pursuant to subsection 1 at any time ceases*  
31 *to serve as his or her sponsor, the program participant shall notify*  
32 *the Board within the time prescribed by the Board.*

33 **Sec. 5. 1.** *A program participant shall not render barbering*  
34 *services to the public unless the program participant is under the*  
35 *immediate personal supervision of his or her sponsor.*

36 2. *A program participant shall display in a conspicuous place*  
37 *adjacent to or near his or her work chair a sign notifying the*  
38 *public that the person is a program participant and is not a*  
39 *licensed barber.*

40 **Sec. 6. 1.** *Except as otherwise provided in subsection 2, the*  
41 *State Board of Health shall adopt regulations prescribing sanitary*  
42 *requirements for barbershops and barber schools, and the health*  
43 *authority shall enforce such regulations.*



1       **2. A local board of health may adopt regulations prescribing**  
2 **sanitary requirements for barbershops and barber schools. Such**  
3 **regulations:**

4       **(a) Become effective when approved by the State Board of**  
5 **Health;**

6       **(b) Must be enforced by the health authority; and**

7       **(c) Supersede the regulations adopted by the State Board of**  
8 **Health pursuant to subsection 1.**

9       **3. As used in this section, "health authority" has the meaning**  
10 **ascribed to it in NRS 446.050.**

11       **Sec. 7.** NRS 643.010 is hereby amended to read as follows:

12       643.010 As used in this chapter, unless the context otherwise  
13 requires:

14       1. "Barber school" includes a school of barbering, college of  
15 barbering and any other place or institution of instruction training  
16 persons to engage in the practice of barbering.

17       2. "Barbershop" means any establishment or place of business  
18 where the practice of barbering is engaged in or carried on.

19       3. "Board" means the State Barbers' Health and Sanitation  
20 Board.

21       4. "Instructor" means any person who is licensed by the Board  
22 pursuant to the provisions of this chapter to instruct the practice of  
23 barbering in a barber school.

24       5. "Licensed apprentice" means a person who is licensed to  
25 engage in the practice of barbering as an apprentice pursuant to the  
26 provisions of this chapter.

27       6. "Licensed barber" means a person who is licensed to engage  
28 in the practice of barbering pursuant to the provisions of this  
29 chapter.

30       7. "Practice of barbering" means any of the following practices  
31 for cosmetic purposes:

32       (a) Shaving or trimming the beard, cutting or trimming the hair,  
33 or hair weaving.

34       (b) Giving massages of the face or scalp or treatments with oils,  
35 creams, lotions or other preparations, by hand or mechanical  
36 appliances.

37       (c) Singeing, shampooing or dyeing the hair, or applying hair  
38 tonics.

39       (d) Applying cosmetic preparations, antiseptics, powders, oils or  
40 lotions to the scalp, face or neck.

41       (e) Arranging, fitting, cutting, styling, cleaning, coloring or  
42 dyeing a hairpiece or wig, whether made of human hair or synthetic  
43 material. This does not restrict any establishment from setting or  
44 styling a hairpiece or wig in preparation for retail sale.



1 8. *“Program participant” means a person who has been*  
2 *issued a certificate of registration as a program participant*  
3 *pursuant to section 4 of this act.*

4 9. *“Sponsor” means a licensed barber who is responsible for*  
5 *the supervision and training of a program participant in the*  
6 *practice of barbering.*

7 10. “Student” means a person receiving instruction in a barber  
8 school.

9 11. *“Studentship program” means the studentship program*  
10 *established and administered by the Board pursuant to section 3 of*  
11 *this act.*

12 **Sec. 8.** NRS 643.020 is hereby amended to read as follows:

13 643.020 1. The State Barbers’ Health and Sanitation Board,  
14 consisting of four members, is hereby created.

15 2. The Board consists of the Chief Medical Officer, or a  
16 member of his or her staff designated by the Chief Medical Officer,  
17 and three members who are licensed barbers appointed by the  
18 Governor for terms of ~~4~~ 2 years. Of the barbers, one barber must  
19 be from Clark County, one barber must be from Washoe County and  
20 one barber must be from any county in the State. Each of the barbers  
21 must have been a resident of this State and a practicing licensed  
22 barber for at least 5 years immediately before his or her  
23 appointment. An appointed member of the Board shall not serve  
24 more than three terms.

25 3. The Governor may remove a member of the Board for cause.

26 **Sec. 9.** NRS 643.050 is hereby amended to read as follows:

27 643.050 1. The Board may:

28 (a) Maintain offices in as many locations in this State as it finds  
29 necessary to carry out the provisions of this chapter.

30 (b) Employ attorneys, investigators and other professional  
31 consultants and clerical personnel necessary to the discharge of its  
32 duties.

33 (c) Adopt regulations necessary to carry out the provisions of  
34 this chapter.

35 2. ~~The Board shall prescribe, by regulation, sanitary~~  
36 ~~requirements for barbershops and barber schools.~~

37 ~~—3.~~ Any member of the Board or its agents or assistants may  
38 enter and inspect any barbershop or barber school at any time during  
39 business hours or at any time when the practice of barbering or  
40 instruction in that practice is being carried on.

41 ~~4.~~ 3. The Board shall keep a record of its proceedings  
42 relating to the issuance, refusal, renewal, suspension and revocation  
43 of licenses. The record must contain the name, place of business and  
44 residence of each licensed barber, licensed apprentice and instructor,



1 and the date and number of the license. The record must be open to  
2 public inspection at all reasonable times.

3 ~~[6.]~~ 4. The Board shall place on the Internet website  
4 maintained by the Board the budget of the Board and all financial  
5 reports prepared by the Board.

6 ~~[6.]~~ 5. The Board may approve and, by official order, establish  
7 the days and hours when barbershops may remain open for business  
8 whenever agreements fixing such opening and closing hours have  
9 been signed and submitted to the Board by any organized and  
10 representative group of licensed barbers of at least 70 percent of the  
11 licensed barbers of any county. The Board may investigate the  
12 reasonableness and propriety of the hours fixed by such an  
13 agreement, as is conferred by the provisions of this chapter, and the  
14 Board may fix hours for any portion of a county.

15 ~~[7.]~~ 6. The Board may adopt regulations governing the  
16 conduct of barber schools and the course of study of barber schools.

17 **Sec. 10.** NRS 643.070 is hereby amended to read as follows:

18 643.070 Any person is qualified to receive a license as a  
19 barber:

- 20 1. Who is qualified under the provisions of NRS 643.085.
- 21 2. Who is at least 18 years of age.
- 22 3. Who is of good moral character and temperate habits.
- 23 4. Who has:

24 (a) Practiced as a licensed apprentice for a period of 18 months  
25 under the immediate personal supervision of a licensed barber;

26 *(b) Successfully completed the studentship program;* or

27 ~~[(b)]~~ (c) Complied with the requirements of NRS 643.085.

28 5. Who has passed an examination conducted by the Board to  
29 determine his or her fitness to practice as a licensed barber.

30 6. Who has had a chest X-ray, the results of which indicate he  
31 or she is not tuberculous, and a blood test, the results of which  
32 indicate he or she is not a carrier of communicable diseases.

33 **Sec. 11.** NRS 643.095 is hereby amended to read as follows:

34 643.095 1. In addition to any other requirements set forth in  
35 this chapter:

36 (a) An applicant for the issuance of a license as a barber, an  
37 apprentice or an instructor *or a certificate of registration as a*  
38 *program participant* shall include the social security number of the  
39 applicant in the application submitted to the Board.

40 (b) An applicant for the issuance or renewal of a license as a  
41 barber, an apprentice or an instructor *or a certificate of registration*  
42 *as a program participant* must submit to the Board the statement  
43 prescribed by the Division of Welfare and Supportive Services of  
44 the Department of Health and Human Services pursuant to





1 NRS 425.520. The statement must be completed and signed by the  
2 applicant.

3 2. The Board shall include the statement required pursuant to  
4 subsection 1 in:

5 (a) The application or any other forms that must be submitted  
6 for the issuance or renewal of the license *or certificate of*  
7 *registration* ; or

8 (b) A separate form prescribed by the Board.

9 3. A license as a barber, an apprentice or an instructor *or a*  
10 *certificate of registration as a program participant* may not be  
11 issued or renewed by the Board if the applicant:

12 (a) Fails to submit the statement required pursuant to subsection  
13 1; or

14 (b) Indicates on the statement submitted pursuant to subsection  
15 1 that the applicant is subject to a court order for the support of a  
16 child and is not in compliance with the order or a plan approved by  
17 the district attorney or other public agency enforcing the order for  
18 the repayment of the amount owed pursuant to the order.

19 4. If an applicant indicates on the statement submitted pursuant  
20 to subsection 1 that the applicant is subject to a court order for the  
21 support of a child and is not in compliance with the order or a plan  
22 approved by the district attorney or other public agency enforcing  
23 the order for the repayment of the amount owed pursuant to the  
24 order, the Board shall advise the applicant to contact the district  
25 attorney or other public agency enforcing the order to determine the  
26 actions that the applicant may take to satisfy the arrearage.

27 **Sec. 12.** NRS 643.110 is hereby amended to read as follows:

28 643.110 1. Except as otherwise provided in ~~subsection~~  
29 *subsections 2 and 3*, an applicant for a license as a barber who  
30 fails to pass the examination conducted by the Board must continue  
31 to practice as a licensed apprentice for an additional 3 months before  
32 he or she may retake the examination for a license as a barber.

33 2. An applicant for a license as a barber who is a cosmetologist  
34 licensed pursuant to the provisions of chapter 644A of NRS and  
35 who fails to pass the examination conducted by the Board must  
36 complete further study as prescribed by the Board, not exceeding  
37 250 hours, in a barber school approved by the Board before he or  
38 she may retake the examination for a license as a barber.

39 3. *An applicant for a license as a barber who has successfully*  
40 *completed the studentship program and who fails to pass the*  
41 *examination conducted by the Board must complete further study*  
42 *in an amount and in a manner prescribed by the Board before he*  
43 *or she may retake the examination for a license as a barber.*

44 4. An applicant for a license as an apprentice who fails to pass  
45 the examination provided for in NRS 643.080 must complete further



1 study as prescribed by the Board in a barber school approved by the  
2 Board before he or she may retake the examination for a license as  
3 an apprentice.

4 ~~[4:]~~ 5. An applicant for a license as an instructor who fails to  
5 pass the examination provided for in NRS 643.1775 may retake the  
6 examination for a license as an instructor. If the applicant retakes  
7 the examination:

8 (a) Not later than 1 year after taking the initial examination, the  
9 applicant is not required to complete further study in a barber school  
10 before he or she may retake the examination; and

11 (b) Later than 1 year after taking the initial examination, the  
12 applicant must complete 250 hours of further study in a barber  
13 school approved by the Board each time before he or she may retake  
14 the examination for a license as an instructor.

15 **Sec. 13.** NRS 643.1716 is hereby amended to read as follows:

16 643.1716 A person may not operate any barbershop unless he  
17 or she complies with all the applicable requirements of NRS  
18 643.200 and the regulations adopted by the *State Board* ~~[:]~~ *of*  
19 *Health or local board of health pursuant to section 6 of this act.*

20 **Sec. 14.** NRS 643.185 is hereby amended to read as follows:

21 643.185 1. The following are grounds for disciplinary action  
22 by the Board:

23 (a) Violation by any person licensed *or registered* pursuant to  
24 the provisions of this chapter of any provision of this chapter or the  
25 regulations adopted by the Board.

26 (b) Conviction of a felony relating to the practice of barbers.

27 (c) Malpractice or incompetency.

28 (d) Continued practice by a person knowingly having an  
29 infectious or contagious disease.

30 (e) Advertising, practicing or attempting to practice under  
31 another's name or trade name.

32 (f) Having an alcohol or other substance use disorder.

33 2. If the Board determines that a violation of this section has  
34 occurred, it may:

35 (a) Refuse to issue or renew a license ~~[:]~~ *or certificate of*  
36 *registration;*

37 (b) Revoke or suspend a license ~~[:]~~ *or certificate of registration;*  
38 and

39 (c) Impose a fine of not more than \$1,000.

40 3. An order that imposes discipline and the findings of fact and  
41 conclusions of law supporting that order are public records.

42 **Sec. 15.** NRS 643.188 is hereby amended to read as follows:

43 643.188 1. If the Board receives a copy of a court order  
44 issued pursuant to NRS 425.540 that provides for the suspension of  
45 all professional, occupational and recreational licenses, certificates



1 and permits issued to a person who is licensed as a barber, an  
2 apprentice or an instructor ~~and~~ *or who is registered as a program*  
3 *participant*, the Board shall deem the license *or certificate of*  
4 *registration* issued to that person to be suspended at the end of the  
5 30th day after the date on which the court order was issued unless  
6 the Board receives a letter issued to the holder of the license *or*  
7 *certificate of registration* by the district attorney or other public  
8 agency pursuant to NRS 425.550 stating that the holder of the  
9 license *or certificate of registration* has complied with the subpoena  
10 or warrant or has satisfied the arrearage pursuant to NRS 425.560.

11 2. The Board shall reinstate a license *or certificate of*  
12 *registration* that has been suspended by a district court pursuant to  
13 NRS 425.540 if the Board receives a letter issued by the district  
14 attorney or other public agency pursuant to NRS 425.550 to the  
15 person whose license *or certificate of registration* was suspended  
16 stating that the person whose license *or certificate of registration*  
17 was suspended has complied with the subpoena or warrant or has  
18 satisfied the arrearage pursuant to NRS 425.560.

19 **Sec. 16.** NRS 643.190 is hereby amended to read as follows:

20 643.190 It is unlawful:

21 1. For any person to engage in the practice of barbering or  
22 attempt to engage in the practice of barbering without a license as a  
23 barber or an apprentice *or a certificate of registration as a program*  
24 *participant* issued by the Board pursuant to this chapter.

25 2. For any owner or manager of any barbershop to hire or  
26 employ a barber or an apprentice who does not have a license *or*  
27 *certificate of registration as a program participant* issued by the  
28 Board pursuant to this chapter or whose barbershop does not meet  
29 the sanitary requirements of the ~~[Board.]~~ *State Board of Health or*  
30 *local board of health pursuant to section 6 of this act.*

31 3. For any person to serve as an apprentice under a licensed  
32 barber without a license as an apprentice issued by the Board  
33 pursuant to this chapter.

34 4. For any person to operate a barbershop unless the  
35 barbershop is at all times under the direct supervision and  
36 management of a licensed barber.

37 5. For any person to hire or employ any person to engage in the  
38 practice of barbering or attempt to engage in the practice of  
39 barbering unless the person holds a license as a barber or an  
40 apprentice *or a certificate of registration as a program participant*  
41 issued by the Board pursuant to this chapter.

42 6. For any person licensed pursuant to chapter 644A of NRS or  
43 any other person to:

44 (a) Hold himself or herself out to the public, solicit business or  
45 advertise as a licensed barber or as operating a licensed barbershop;



1 (b) Use the title or designation “barber” or “barbershop” under  
2 circumstances which would create or tend to create the impression  
3 to members of the general public that the person is a licensed barber  
4 or is operating a licensed barbershop; or

5 (c) Engage in any other act or practice which would create or  
6 tend to create the impression to members of the general public that  
7 the person is a licensed barber or is operating a licensed barbershop,  
8 ↪ unless the person holds, as appropriate, a license as a barber or a  
9 license to operate a barbershop issued by the Board pursuant to this  
10 chapter or the person is operating a licensed cosmetological  
11 establishment that is leasing space to or employing a licensed barber  
12 pursuant to NRS 644A.615.

13 7. For any person licensed pursuant to chapter 644A of NRS or  
14 any other person to place a barber pole in a location which would  
15 create or tend to create the impression to members of the general  
16 public that a business located near the barber pole is a barbershop  
17 unless the operator of the business holds a license to operate a  
18 barbershop issued by the Board pursuant to this chapter or the  
19 business is a licensed cosmetological establishment that is leasing  
20 space to or employing a licensed barber pursuant to NRS 644A.615.  
21 As used in this subsection, “barber pole” means:

22 (a) A red and white striped vertical cylinder with a ball located  
23 on top of the cylinder; or

24 (b) Any object of a similar nature, regardless of its actual shape  
25 or coloring, which would create or tend to create the impression to  
26 members of the general public that a business located near the object  
27 is a barbershop.

28 **Sec. 17.** NRS 643.200 is hereby amended to read as follows:

29 643.200 1. It shall be unlawful for any licensed barber or  
30 apprentice ~~+~~ **or registered program participant:**

31 (a) Knowingly to continue the practice of barbering, or for any  
32 student knowingly to continue as a student in any barber school  
33 while the person has an infectious, contagious or communicable  
34 disease.

35 (b) To use upon one patron a towel that has been used upon  
36 another patron unless the towel has been relaundered.

37 (c) Not to provide the headrest on each chair with a relaundered  
38 towel or a sheet of clean paper for each patron.

39 (d) Not to place around the patron’s neck a strip of cotton, towel  
40 or neckband so that the hair cloth does not come in contact with the  
41 neck or skin of the patron’s body.

42 (e) To use in the practice of barbering any styptic pencils, finger  
43 bowls, sponges, lump alum or powder puffs. Possession of a styptic  
44 pencil, finger bowl, sponge, lump alum or powder puff in a



1 barbershop is prima facie evidence that the item is being used  
2 therein in the practice of barbering.

3 (f) To use on any patron any razors, scissors, tweezers, combs,  
4 rubber discs or parts of vibrators used on another patron, unless the  
5 items are kept in a closed compartment and immersed in boiling  
6 water or in a solution of 2 percent carbolic acid, or its equivalent,  
7 before each use.

8 2. It shall be unlawful to own, manage, control or operate any  
9 barbershop unless:

10 (a) Continuously hot and cold running water is provided.

11 (b) A recognized sign is displayed at the main entrance to the  
12 shop indicating that it is a barbershop.

13 **Sec. 18.** 1. Any administrative regulations adopted by an  
14 officer or an agency whose name has been changed or whose  
15 responsibilities have been transferred pursuant to the provisions of  
16 this act to another officer or agency remain in force until amended  
17 by the officer or agency to which the responsibility for the adoption  
18 of the regulations has been transferred.

19 2. Any contracts or other agreements entered into by an officer  
20 or agency whose name has been changed or whose responsibilities  
21 have been transferred pursuant to the provisions of this act to  
22 another officer or agency are binding upon the officer or agency to  
23 which the responsibility for the administration of the provisions of  
24 the contract or other agreement has been transferred. Such contracts  
25 and other agreements may be enforced by the officer or agency to  
26 which the responsibility for the enforcement of the provisions of the  
27 contract or other agreement has been transferred.

28 3. Any action taken by an officer or agency whose name has  
29 been changed or whose responsibilities have been transferred  
30 pursuant to the provisions of this act to another officer or agency  
31 remains in effect as if taken by the officer or agency to which the  
32 responsibility for the enforcement of such actions has been  
33 transferred.

34 **Sec. 19.** The amendatory provisions of section 8 of this act do  
35 not abrogate or affect the current term of office of any member of  
36 the State Barbers' Health and Sanitation Board who is serving in  
37 that term on January 1, 2024.

38 **Sec. 20.** 1. This section becomes effective upon passage and  
39 approval.

40 2. Sections 1 to 19, inclusive, of this act become effective:

41 (a) Upon passage and approval for the purpose of adopting any  
42 regulations and performing any other preparatory administrative  
43 tasks that are necessary to carry out the provisions of this act; and



1 (b) On January 1, 2024, for all other purposes.

⑩





