

## LEGISLATIVE BILL 46

Approved by the Governor February 22, 2011

Introduced by Fulton, 29.

FOR AN ACT relating to the Barber Act; to amend sections 71-202.01 and 71-208.01, Reissue Revised Statutes of Nebraska; to define a term; to harmonize provisions; and to repeal the original sections.

Be it enacted by the people of the State of Nebraska,

Section 1. Section 71-202.01, Reissue Revised Statutes of Nebraska, is amended to read:

71-202.01 For purposes of the Barber Act, unless the context otherwise requires:

(1) Barber shall mean any person who engages in the practice of any act of barbering;

(2) Barber pole shall mean a cylinder or pole with alternating stripes of red, white, and blue or any combination of them which run diagonally along the length of the cylinder or pole;

~~(3)~~ (3) Barber shop shall mean an establishment or place of business properly licensed as required by the act where one or more persons properly licensed are engaged in the practice of barbering but shall not include barber schools or colleges;

~~(3)~~ (4) Barber school or college shall mean an establishment properly licensed and operated for the teaching and training of barber students;

~~(4)~~ (5) Board shall mean the Board of Barber Examiners;

~~(5)~~ (6) Manager shall mean a licensed barber having control of the barber shop and of the persons working or employed therein;

~~(6)~~ (7) License shall mean a certificate of registration issued by the board;

~~(7)~~ (8) Barber instructor shall mean a teacher of the barber trade as provided in the act;

~~(8)~~ (9) Assistant barber instructor shall mean a teacher of the barbering trade registered as an assistant barber instructor as required by the act;

~~(9)~~ (10) Registered or licensed barber shall mean a person who has completed the requirements to receive a certificate as a barber and to whom a certificate has been issued;

~~(10)~~ (11) Secretary of the board shall mean the director appointed by the board who shall keep a record of the proceedings of the board; and

~~(11)~~ (12) Student shall mean a person attending an approved, licensed barber school or college, duly registered with the board as a student engaged in learning and acquiring any and all of the practices of barbering, and who, while learning, performs and assists any of the practices of barbering in a barber school or college.

Sec. 2. Section 71-208.01, Reissue Revised Statutes of Nebraska, is amended to read:

71-208.01 No school or college of barbering shall be approved by the Board of Barber Examiners which shall pay any wages, commissions, or gratuities of any kind to barber students for barber work while in training or while enrolled as students in such school or college. No barber shop as defined in subdivision ~~(2)~~ of section 71-202.01 shall be operated by or in connection with any barber school or college.

Sec. 3. Original sections 71-202.01 and 71-208.01, Reissue Revised Statutes of Nebraska, are repealed.