

1979 Assembly Bill 830

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CHAPTER 292, Laws of 1979

AN ACT to repeal 158.01 (6), 158.10 and 158.13 (1) (a) and (c); to amend 158.02, 158.04 (2) and 158.06, 158.09 (1) (e) and (5m), 158.11 (1) (intro.), (a) and (c), 158.12 (2) (a), 158.124 (2), 158.13 (1) (intro.) and 158.14 (2) (intro.); to repeal and recreate 158.04 (1) and 158.11 (1) (b); and to create 158.09 (7), 158.11 (4) and 158.13 (2) of the statutes, relating to elimination of the journeyman barber license.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 158.01 (6) of the statutes is repealed.

SECTION 2. 158.02 of the statutes is amended to read:

158.02 (title) Rules.(1) The examining board shall prescribe and enforce rules ~~and regulations~~, consistent with this chapter, governing barber shops and schools teaching barbering, the examination and licensing of instructors and master ~~and journeymen~~ bar-

bers and the registration of apprentices, and on all other matters upon which supplemental rules ~~and regulations~~ may be necessary in the administration of this chapter.

(2) The examining board shall keep a record of all registered indentured apprentices, ~~and licensed journeymen and master barbers and instructors~~, and a record of its proceedings relating to reprimands and to the issuance, refusal, renewal, limitation, suspension and revocation of each license, with the name, place of business and residence of each licensee and certificate and permit holder. These records shall be open to the public inspection.

SECTION 3. 158.04 (1) of the statutes is repealed and recreated to read:

158.04 (1) No person may engage in the practice of barbering without a master barber's license or an apprentice permit card.

SECTION 4. 158.04 (2) of the statutes is amended to read:

158.04 (2) No person, firm or corporation shall may hire or employ any person to engage in the practice of barbering unless the person employed holds a valid master ~~or journeyman~~ license or apprentice permit card.

SECTION 5. 158.06 of the statutes is amended to read:

158.06 Examinations. (1) The examining board shall conduct all examinations of applicants for ~~journeyman barber licenses, master barber licenses and, shop manager and instructor~~ licenses not less than 4 times each year at such time and place as the examining board determines. Special examinations may be held upon authorization by the examining board.

(2) Examinations of applicants for ~~journeymen barber licenses and shop manager licenses~~ shall consist of written tests only and shall embrace the subject required to be taught in schools or colleges teaching barbering and subjects approved by the examining board.

(3) Examinations of applicants for master barber licenses shall consist of written tests and practical demonstrations only covering services and subjects required to be taught in barber schools and colleges and the apprentice program.

SECTION 6. 158.09 (1) (e) and (5m) of the statutes are amended to read:

158.09 (1) (e) All indentured apprentices shall attend a vocational, technical and adult education school offering instruction in the theory and practical application of barbering where one is available in the city in which the apprentice resides or works, or in the nearest designated city, in which this instruction is offered to average at least 4 hours per week in the daytime on the employer's time, until the apprenticeship contract is completed and the apprentice has passed the ~~journeyman master barber~~ examination or until the apprentice's contract has been canceled or suspended by the department of industry, labor and human relations. All apprentices who have satisfactorily completed 1,248 hours of instruction in an examining board-approved school or college teaching barbering shall satisfactorily complete at least 288 hours of related instruction. Other apprentices shall satisfactorily complete at least 432 hours of related instruction at a vocational, technical and adult education school.

(5m) The examining board may grant credit to the apprentice permit applicant for related training and experience received prior to the date of registration. Credit may be granted toward completion of barber school and the apprenticeship requirements needed to qualify for the ~~journeyman master barber~~ examination but may not exceed more than two-thirds of those requirements. The 5-year permit termination date shall be reduced by an amount equal to the credit granted to the applicant.

SECTION 7. 158.09 (7) of the statutes is created to read:

158.09 (7) Each apprentice shall be assigned to a full-time licensed shop manager for supervision and training.

SECTION 8. 158.10 of the statutes, as affected by chapter 13, laws of 1979, is repealed.

SECTION 9. 158.11 (1) (intro.), (a) and (c) of the statutes are amended to read:

158.11 (1) (intro.) A master barber's license shall be issued only to ~~one~~ a person who possesses all of the following characteristics:

(a) Who is at least 18 years of age;

(c) Who has satisfactorily passed an examination conducted by the examining board to determine fitness to practice barbering;

SECTION 10. 158.11 (1) (b) of the statutes is repealed and recreated to read:

158.11 (1) (b) Who has completed 3 years as a registered indentured apprentice under the supervision of a licensed shop manager, with credit for attendance at a school or college teaching barbering as provided in s. 158.09 (5);

SECTION 11. 158.11 (4) of the statutes is created to read:

158.11 (4) (a) The examining board may, upon application and payment of the fee specified in s. 440.05 (2), grant a license as a master barber to any person who holds a valid license issued by the proper authority in any state, territory or possession of the United States or in any country and who has met the requirements for obtaining the license which meet or exceed the requirements for licensure under this section.

(b) The board may enter into reciprocity agreements for licensing master barbers with responsible officials of other states and grant licenses to persons licensed in other states according to the terms of such an agreement. Any reciprocity agreement entered into by the board under this paragraph shall establish requirements for licensure which equal or exceed the requirements for licensure under this section.

SECTION 12. 158.12 (2) (a) of the statutes is amended to read:

158.12 (2) (a) Who holds an unexpired master barber's license, ~~and who has been actively engaged in barbering in this state not less than 40 hours per week for at least one-half of the 2-year period immediately preceding the date of application for a shop manager's license, except that the requirement as to having actively been engaged in barbering shall not apply to one who is in the military service of the United States and for 6 months after the termination of such service.~~

SECTION 13. 158.124 (2) of the statutes is amended to read:

158.124 (2) Any person who has practiced barbering in this state as a duly licensed ~~journeyman or~~ master barber and whose license has lapsed shall, if in good physical and mental health and of good moral character, upon application and the payment of renewal fees under s. 440.05 (3), be reinstated and granted a renewal license without examination.

SECTION 14. 158.13 (1) (intro.) of the statutes is amended to read:

158.13 (1) (intro.) The examining board shall furnish a card in such form as it shall determine to each: person licensed under this chapter.

SECTION 15. 158.13 (1) (a) and (c) of the statutes are repealed.

SECTION 16. 158.13 (2) of the statutes is created to read:

158.13 (2) Every person licensed under this chapter shall post his or her license in a conspicuous place in the establishment in which the licensee practices barbering.

SECTION 17. 158.14 (2) (intro.) of the statutes is amended to read:

158.14 (2) (intro.) Subject to the rules promulgated under s. 440.03 (1), the examining board may refuse to issue or renew, or may limit, suspend or revoke any shop manager's, ~~master's or journeyman's~~ instructor's or master barber's license, or indentured

apprentice's registration card and may reprimand the holder of any such license or registration card for any of the following causes:

SECTION 18. Transitional provisions. (1) Any person who holds a journeyman's barber license issued under section 158.10 of the statutes on the effective date of this act may continue to engage in the practice of barbering in this state within the terms of the license for one year after the effective date of this act, regardless of the date of expiration of the license. Any person who holds a journeyman's barber license on the effective date of this act may take any master barber's examination administered by the examining board within one year after the effective date of this act. If, after one year from the effective date of this act, a person holding a journeyman barber's license has not successfully completed the master barber's examination, the license held shall expire.

(2) The examining board shall issue a master barber's license to any person licensed as a journeyman barber on the effective date of this act, if the person is at least 18 years of age and has passed the master barber's examination under sub. (1).
