

Act 2015-406 (signed on June 9, 2015)

The legislature passed and the governor signed a new law that has changed the barber exemption. The legal definitions are listed below:

Section 34-7B-1(2) Barbering: The occupation of shaving or trimming the beard, cutting or dressing the hair, giving facial or scalp massages, giving facial or scalp treatment with oils or creams or other preparations made for that purpose, either by hand or by means of mechanical appliances, singeing and shampooing the hair, dyeing the hair, or permanently waving or straightening the hair of any living or deceased person for compensation, as performed by a Class 2 barber.

Section 34-7B-1(5) Class 2 Barber: Any person, other than a student or apprentice, who performs barbering (*see above definition*) on the general public for compensation, and who shall satisfy the qualifications and licensure requirements provided in this chapter for a Class 2 Barber. For the purposes of this chapter, the term barber, standing alone, shall be deemed a reference to a Class 2 barber.

Section 34-7B-1(4) Class 1 Barber: A person who only does the following in his or her ordinary course of business: arranges, cleans, cuts, or singes the hair of any person or massages, cleans, stimulates, exercises, or does similar work on the scalp, face, or neck of any person with the hands, or with mechanical or electrical apparatus or appliance, or by the use of cosmetic preparations, antiseptics, tonics, lotions, or creams. Any one or a combination of the following practices, when done upon the human body above the seventh cervical vertebra for cosmetic purposes and not for the treatment of disease or physical or mental ailments, and when done for payment, directly or indirectly or without payment for the public generally: shaving or trimming the beard or trimming the hair.