

# DRAFT

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## ARKANSAS RULES & REGULATIONS FOR BARBERING

**ITEM I A. WALLS, CEILINGS AND FLOORS:** ~~The walls, ceilings, and floors in every barber shop, barber school, or post-secondary barber school shall be kept clean and in good repair. Floors of barber shops shall be covered with hardwood, linoleum, composition tile or some other washable and non-porous material other than paint.~~ constructed of smooth, non-absorbent, durable material and shall be maintained in good repair. These requirements shall include the proper cleaning of floors, shelves, cabinets, chairs, trays and other ~~barber shop~~ equipment. Concrete blocks used for interior wall construction shall be finished, filled and sealed. All of the above mentioned items shall be free of leak spots, mildew, peeling paint and shall be easily cleaned.

**B. LIGHTING AND VENTILATION:** ~~Barber shops establishments shall have adequate lighting and be properly ventilated.~~ permanently fixed artificial light sources installed to provide sufficient light on the working area or clinical area. Establishments must have sufficient ventilation installed and operated according to state and local requirements to keep them free of excessive heat, steam, condensation, vapors, obnoxious odors, smoke and harmful fumes.

**C. WATER SUPPLY:** A safe and adequate supply of continuous hot and cold running water must be provided. Where a public water system is available a connection must be made thereto; otherwise the water must be obtained from a supply meeting the requirements set forth in the Arkansas ~~State Board~~ Department of Health Rules and Regulations pertaining to semi-public water supplies ~~Chapter 2.~~

**D. RESTROOMS:** ~~Where restrooms are available for public use, they must be kept clean, adequately lighted, properly ventilated and in good repair.~~ No toilet facility shall be used for storage, especially of implements or supplies for services performed on the public.

## **ITEM II: DEFINITIONS:**

**A. DISINFECT:** Destruction of bacterial, viral and fungal pathogens (not spores) through the use of proper process and chemical disinfectants intended for use in the barbershop setting.

**B. DISINFECTANT:** EPA registered disinfectant that is bactericidal, virucidal and fungicidal

**C. STERILIZE:** Destruction of all microbial life through proper use of an autoclave

**D. SANITATION:** Measures necessary for improving and protecting health and well-being of the people.

**E. CLEANING:** Mechanical process of removing surface debris from implements to prepare them for disinfection. This process can be done with soap/water or a chemical cleaner.

**ITEM III: INSTRUMENTS AND SUPPLIES:** All used porous supplies or instruments which cannot be disinfected shall be disposed of in a waste receptacle immediately after use.

### **A. ELECTRICAL INSTRUMENTS AND EQUIPMENT:**

(1) Before use upon a client, all electrical instruments shall be cleaned and then disinfected with an EPA registered disinfecting solution (spray or wipe) that is labeled as bactericidal, (capable of destroying bacteria) virucidal, (capable of destroying viruses) and fungicidal, (capable of destroying fungi). Disinfectants must be used according to manufacturer labels to be safe and effective. All non-porous instruments that have been used on a client or soiled in any manner shall be placed in a properly labeled (“dirty”) receptacle that contains only dirty items awaiting disinfection. Disinfected instruments and equipment shall be placed on a hook or on a clean towel and covered by a clean towel.

(2) Electrical equipment shall be functioning in accordance with the manufacturer’s specifications. Equipment that is not operable or functioning in accordance with the manufacturer’s specifications shall be repaired or discarded.

### **ITEM II A. INSTRUMENTS: B. NON-ELECTRICAL INSTRUMENTS AND EQUIPMENT:**

(1) Before use upon a client, all non-electrical instruments such as razors, shears, tweezers, combs, clipper blades, and all other instruments or appliances that come in contact with the head, neck or face patron must be thoroughly cleaned and sterilized then disinfected after use on each patron. When not in use they must be kept in a clean, closed compartment provided for and used only for storage of such equipment with an EPA

registered disinfecting solution(spray or wipe) that is labeled as bactericidal, (capable of destroying bacteria) virucidal, (capable of destroying viruses) and fungicidal. (capable of destroying fungi). Disinfectants must be used according to manufacture labels to be safe and effective. All disinfectable instruments that have been used on a client or soiled in any manner shall be placed in a properly labeled receptacle that contains only dirty items awaiting disinfection. Disinfected items should be stored in a clean covered container that is labeled as "clean" or "ready for use".

(2) Non-Electrical equipment shall be functioning in accordance with the manufacturer's specifications. Equipment that is not operable or functioning in accordance with the manufacturer's specifications shall be repaired or discarded.

(3) The use of powder puffs, finger bowls, sponges, styptic pencils and alum is positively prohibited.

**B. STERILIZATION: ITEM IV A: CONDUCT AND SANITATION:** All barber shops and barber schools shall have in use at all times at each chair, a ~~dry and wet sterilizer, hospital-grade, and EPA approved broad-spectrum disinfectant, similar to Barbicide.~~ The wet ~~or dip sterilizer container~~ must be adequate in size to accommodate all instruments to be used on each patron. ~~The wet sterilizer~~ It shall contain a ~~suitable chemical germicide disinfecting solution as defined by the board~~ which shall be bacteriologically effective, and must have an oil base ~~germicide solution disinfectant~~ for clipper blades. Dry cabinets must be dust tight and ~~shall contain formaldehyde or other suitable agents~~ and all tools or instruments must be kept in said cabinet or hanging at all times when not in use. ~~All sterilizers, sterilizing cabinets, all sterilizing agents or other sterilizing methods shall be approved in writing by the State Board of Health.~~

~~C. B. TOWELS:~~ A separate clean towel and/or sanitary neck band strip shall be used ~~for each patron to keep the protective covering from coming in direct contact with a client's neck.~~ All barber shops and barber schools shall have sufficient closed ~~sanitary~~ towel cabinets for storage of clean towels and closed ~~hamper~~ receptacles for soiled towels. ~~All soiled towels after each customer must~~ After a towel has once been used, it shall be deposited in a closed hamper receptacle and are not permitted to be left on lavatory or work stand and shall not be used until properly laundered. The headrest of each chair shall be provided with a clean towel or ~~a bit of~~ clean paper for each patron using the chair.

**ITEM III A. C. HEALTH OF PERSONNEL: COMUNICABLE DISEASE:** No person affected with any disease in a communicable state shall serve the patrons in any barber shop or barber school. In addition, no barber shall serve a client with known communicable disease, or skin that is open, blistered or otherwise disrupted in an area where a service will be performed. For purposes of this rule, HIV/AIDS are not considered communicable diseases.

**B. D. CLEANLINESS OF PERSONNEL:** The operator shall wear clean uniforms or clean clothes at all times. The operator shall cleanse his hands thoroughly with soap and water or an equally effective alcohol based hand sanitizer before attending each patron or after visiting the restroom.

~~C. E. OBJECTIONABLE ESTABLISHMENTS:~~ Barber ~~shops establishments~~ must not be operated in connection with any establishment which may cause ~~insanitary unsanitary~~ conditions. ~~No barber shop will be approved in any business building or location where either food or drinks are served.~~ No sleeping quarters area shall be permitted in any barber shop establishment nor shall any part of ~~the shop~~ it be so used. Connecting doors shall be solid and self-closing. No animals or reptiles are to be allowed on the premises, with the exception of medical assistance animals.

**D. F. MEDICAL TREATMENT:** No barber shall undertake to treat any disease of the skin or any lesions of the skin whatsoever, such as pimples, boils, warts, moles, and similar conditions, but must refer such conditions to a licensed physician.

#### **ITEM IV V: REGULATIONS:**

~~A. All shop owners who employ barbers to work in their barber shops must make certain they have a valid Arkansas barber license.~~

~~B. A.~~ No student in any school is authorized to barber in any barber shop for pay or without pay.

~~C. There will be no barber shops constructed in homes or dwellings. All shops must be separate from any dwelling. All shops must have toilet facilities or accessibility to facilities.~~

#### **D. OPERATION OF BARBER SCHOOL OR SHOP:**

**1.** No person, firm, or corporation may operate a barber school, barber college, or barber shop without filing application for a certificate of registration.

**2.** After an application is filed, each new school, college, or barber shop shall be inspected and approved prior to public opening.

**3. B** No barber school, barber college, or barber shop will be approved on any premise, or in any building or part of a building unless a physical barrier is established, separating said barber school, barber college, or barber shop from all other businesses, occupations or establishments conducted on the same premise, or in the same

building or part thereof. All walls separating barber schools, barber colleges, or barber shops from other businesses, occupations, or establishments must be of solid construction, ~~and a minimum of seven feet high.~~

~~4C Establishments~~ Salons also licensed by the Arkansas Department of Health, Cosmetology Section are exempt from the requirements ~~of paragraph three (3) above. that a wall separate the two (2) businesses.~~

**E. DEMONSTRATION PROGRAMS AND HAIR STYLING CLASSES:**

- ~~1. All demonstration programs and hair styling classes shall be approved by the State Barber Board.~~
- ~~2. All demonstrators shall be approved by the Board before they can conduct demonstrations or seminars.~~
- ~~3. An outline of advanced barber training courses shall be submitted to the Board for review and approval. All trainees for advanced training classes shall be registered with the State Board. Advanced training courses held in barber schools or barber shops shall be conducted separate and apart from regular student classes. Advanced classes shall not be open to the general public. Registered Barbers shall not be considered to be students.~~
- ~~4. Demonstrators shall be certified and hold a valid license to practice barbering in their respective states.~~

F. ~~D.~~ The Board will charge \$15.00 for a Barber or Shop List.

**ITEM ~~V.~~ VI. BARBER SCHOOL/COLLEGE INSTRUCTOR:**

~~A. To become an instructor in a barber school or barber college, a barber must be a high school graduate and will have to be licensed one (1) year and have worked in a barber shop before he/she can enroll as a student instructor. After completing 400 hours of instructor training in a barber school or barber college, he/she will take a written test and a practical test which will be a demonstration to the Board on a subject assigned by the board from the textbook on haircutting, permanent waving, hair color, hairstyling, or chemical processing. The demonstration should be short and to the point so that it can be understood by the students.~~

~~B. In order To ensure that operators of barber colleges may have sufficient time to make careful study and examination in selecting their instructors, said operators are, hereby, authorized by the Board upon request to substitute a licensed Registered Barber, in good standing with the Board, to exercise the duties and functions of a regular licensed instructor until at such time a licensed instructor can be obtained by such barber school or college.~~

**ITEM ~~VI.~~ VII. EXECUTIVE SECRETARY AND INVESTIGATOR/INSPECTOR REQUIREMENTS:**

A. No person shall be employed in the position of Executive Secretary unless that person has been:

1. primarily employed in the active practice of barbering for at least five years, or
2. employed as Investigator/Inspector for the Board for at least two years, immediately prior to assuming the position of Executive Secretary.

B. No person shall be employed in the position of Investigator/ Inspector for the Board unless that person has been primarily engaged in the active practice of barbering for at least two years immediately prior to assuming the position of Investigator/Inspector.

**ITEM ~~VII.~~ VIII. BARBER COLLEGE/BARBER SCHOOL CURRICULUM:**

A. The following 1500 hour curriculum will be required for a Barber-Stylist:

Hygiene and Sanitation.....	80 Hours
Related Sciences ( <u>elementary chemistry, physiology, anatomy of head, face and neck</u> ).....	175 Hours
Shaving and beard trimming.....	50 Hours
Barber-Stylist Chemical Services.....	345 Hours
Style-Barber Shop Management.....	65 Hours
Salesmanship & Product Knowledge.....	50 Hours
Hair styling and waving.....	300 Hours
Haircutting and bobbing.....	425 Hours
Shop Department.....	10 Hours

B. The following 550 hour minimum curriculum will be required for the Cosmetology Crossover Program:

<u>History of Barbering:</u> .....	<u>10 Hours</u>
<u>Implements and Tools:</u> .....	<u>30 Hours</u>
<u>Shaving:</u> .....	<u>70 Hours</u>
<u>Haircutting:</u> .....	<u>405 Hours</u>
<u>Arkansas Barber Laws:</u> .....	<u>15 Hours</u>
<u>Hygiene and Sanitation:</u> .....	<u>20 Hours</u>

C. The curriculum for students enrolled in a Barber Teacher, Manager, Instructor (TMI) course shall consist of six hundred (600) clock hours of training, both technical (instructions by demonstration, lecture, classroom participation, or examination) and practical (the actual performance by the instructor trainee of teaching techniques and principles). The text book to be used is Milady's Master Educator.

<u>Required preparatory training</u> .....	<u>50 hours</u>
<u>Teaching of theory and practical operation. Selecting subject matter for class lecture.</u>	
<u>Preparing class lectures. Conducting a review of all subjects taught. Preparing and grading examinations. Demonstrating practical operations. Teaching practical operations.</u>	
<u>Class attendance</u> .....	<u>100 hours</u>
<u>To be conducted by a licensed instructor to prepare instructor-trainee to properly lecture and demonstrate on all subjects of barbering</u>	
<u>Conducting Theory Classes in all aspects of barbering</u> .....	<u>50 hours</u>
<u>Classes to be conducted under the supervision of a licensed instructor.</u>	
<u>Conducting Practical Classes in Haircutting, Shaving, Massage, Chemical Services</u> .....	<u>300 hours</u>
<u>Method of Keeping Student Records</u> .....	<u>10 hours</u>
<u>Instructor's Discretion</u> .....	<u>90 hours</u>
<u>Training in subjects in which the individual may be deficient.</u>	

~~**ITEM VIII.** All Barber Shops and Barber Schools/ Barber Colleges must comply with the Federal Disabilities Act which becomes effective July 1, 1992.~~

**ITEM IX. LICENSURE OF MEMBERS OF THE ARMED FORCES IN GOOD STANDING AND THEIR SPOUSES:**

(A) Any member of the Armed Forces of the United States now or hereafter on active duty who, at the time of becoming such a member, was in good standing with the Board of Barber Examiners and was entitled to practice or engage in his or her profession shall be kept in good standing by the board, without registering, paying dues or fees, or performing any other act on his or her part to be performed, as long as he or she is a member of the Armed Forces of the United States on active duty and for a period of 6 months after discharge from active duty as a member of the Armed Forces of the United States, if he or she is not engaged in his or her licensed profession or vocation in the private sector.

(B) The board will also exempt the spouse of a member of the Armed Forces of the United States from licensure renewal provisions, but only in cases of his or her absence from the state because of his or her spouse's duties with the Armed Forces.

(C) The board may issue a professional license to the spouse of an active duty member of the Armed Forces of the United States if the spouse applies in the format prescribed by the board. An application must include proof that:

1. The applicant is married to a member of the Armed Forces of the United States who is on active duty.
2. The applicant holds a valid license for the profession issued by another state, the District of Columbia, any possession or territory of the United States, or any foreign jurisdiction.
3. The applicant's spouse is assigned to a duty station in this state and that the applicant is also assigned to a duty station in this state pursuant to the member's official active duty military orders.

(D) An application must be accompanied by the fee prescribed by the board.

**ITEM X. LICENSURE OF DISPLACED BARBERS DUE TO EMPLOYMENT OR DISASTER:**

(A) Any barber who was in good standing with the Board of Barber Examiners in another state, the District of Columbia, any possession or territory of the United States, or any foreign jurisdiction and was entitled to practice or engage in his or her profession or their spouse, shall be allowed an expedited licensure procedure due to employment opportunities or disaster.

(B) An application must be accompanied by the fee prescribed by the board.