



Senate

General Assembly

File No. 353

January Session, 2015

Substitute Senate Bill No. 985

Senate, April 1, 2015

The Committee on Labor and Public Employees reported through SEN. GOMES of the 23rd Dist., Chairperson of the Committee on the part of the Senate, that the substitute bill ought to pass.

AN ACT CONCERNING BARBERSHOPS AND APPRENTICESHIPS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2015*) (a) When used in this
2 section and sections 20-235a of the general statutes, as amended by this
3 act, and 20-236 of the general statutes, as amended by this act,
4 "apprentice" means a person employed under an apprentice agreement
5 to work at and learn a specific trade; and "apprentice agreement"
6 means a written agreement entered into by a person, or on his or her
7 behalf by his or her parent or guardian, with an employer, or with an
8 association of employers and an organization of employees acting as a
9 joint apprenticeship committee, which agreement provides for not less
10 than two thousand hours of work experience in approved trade
11 training consistent with recognized requirements established by the
12 Connecticut Examining Board for Barbers, Hairdressers and
13 Cosmeticians.

14 (b) Not later than January 1, 2016, the Commissioner of Public

15 Health shall adopt regulations, in accordance with the provisions of
16 chapter 54 of the general statutes, to implement the provisions of this
17 section and sections 20-235a of the general statutes, as amended by this
18 act, and 20-236 of the general statutes, as amended by this act.

19 Sec. 2. Section 20-235a of the general statutes is repealed and the
20 following is substituted in lieu thereof (*Effective October 1, 2015*):

21 (a) There shall be within the Department of Public Health a
22 Connecticut Examining Board for Barbers, Hairdressers and
23 Cosmeticians. Said board shall consist of nine members appointed,
24 subject to the provisions of section 4-9a, by the Governor as follows:
25 Three master barbers, three persons who are registered hairdressers
26 and cosmeticians, and three public members. The Governor shall
27 appoint a chairperson from among such members. Members shall be
28 residents of this state. No member shall be an elected official of a
29 professional association of barbers, hairdressers or cosmeticians or
30 have been such an official for one year immediately preceding his
31 appointment. Said board shall meet at least once during each calendar
32 quarter and at such other times as the chairperson deems necessary.
33 Special meetings shall be held at the request of a majority of the board
34 after notice in accordance with the provisions of section 1-225. A
35 majority of the members of the board shall constitute a quorum.
36 Members shall not be compensated for their services. Any member
37 who fails to attend three consecutive meetings or who fails to attend
38 fifty per cent of all meetings held during any calendar year shall be
39 deemed to have resigned from office. Minutes of all meetings shall be
40 recorded by the board. No member shall participate in the affairs of
41 the board during the pendency of any disciplinary proceedings by the
42 board against such member. Said board shall (1) hear and decide
43 matters concerning suspension or revocation of licensure, (2)
44 adjudicate complaints filed against practitioners, and (3) impose
45 sanctions where appropriate.

46 (b) The examining board shall establish requirements for minimum
47 standards of apprenticeship and for related and supplementary

48 instruction, encourage registration and approval of apprentice
49 agreements and apprentice programs, and issue certificates of
50 completion upon the verification by employers or joint apprenticeship
51 committees of the satisfactory completion of the term of
52 apprenticeship. The examining board shall formulate policies for the
53 effective administration of this section. All apprentice programs
54 approved and registered with the examining board in accordance with
55 recommendations adopted by the examining board under this section
56 and regulations adopted by the Commissioner of Public Health under
57 section 1 of this act shall be on a voluntary basis and shall be installed
58 for the purpose of developing skilled barbers in the state.

59 Sec. 3. Section 20-236 of the general statutes is repealed and the
60 following is substituted in lieu thereof (*Effective October 1, 2015*):

61 (a) (1) Any person desiring to obtain a license as a barber shall apply
62 in writing on forms furnished by the Department of Public Health and
63 shall pay to the department a fee of one hundred dollars. The
64 department shall not issue a license until the applicant has made
65 written application to the department, setting forth by affidavit that
66 the applicant has (A) (i) successfully completed the eighth grade, [(B)]
67 (ii) completed a course of not less than one thousand hours of study in
68 a school approved in accordance with the provisions of this chapter,
69 or, if trained outside of Connecticut, in a barber school or college
70 whose requirements are equivalent to those of a Connecticut barber
71 school or college, and [(C)] (iii) passed a written examination
72 satisfactory to the department, or (B) if the applicant is an apprentice,
73 (i) successfully completed the eighth grade, (ii) completed an
74 apprenticeship approved by the Connecticut Examining Board for
75 Barbers, Hairdressers and Cosmeticians, and (iii) passed a written
76 examination satisfactory to the department. Examinations required for
77 licensure under this chapter shall be prescribed by the department
78 with the advice and assistance of the board. The department shall
79 establish a passing score for examinations required under this chapter
80 with the advice and assistance of the board. No license issued in
81 accordance with the provisions of this chapter may be assigned or

82 transferred to another person.

83 (2) Any person who holds a license at the time of application to
84 practice the occupation of barbering in any other state, the District of
85 Columbia or in a commonwealth or territory of the United States, and
86 was issued such license on the basis of successful completion of a
87 program of education and training in barbering and an examination,
88 shall be eligible for licensing in this state and entitled to a license
89 without examination upon payment of a fee of one hundred dollars.

90 (3) Any person who holds a license to practice the occupation of
91 barbering in any other state, the District of Columbia, or in a
92 commonwealth or territory of the United States, and has held such
93 license for a period of not less than forty years, shall be eligible for
94 licensure without examination. No license shall be issued under this
95 section to any applicant against whom professional disciplinary action
96 is pending or who is the subject of an unresolved complaint.

97 (b) (1) Barber schools shall obtain approval pursuant to this section
98 prior to commencing operation. In the event that an approved school
99 undergoes a change of ownership or location, such approval shall
100 become void and the school shall apply for a new approval pursuant
101 to this section. Applications for such approval shall be on forms
102 prescribed by the Commissioner of Public Health. In the event that a
103 school fails to comply with the provisions of this subsection, no credit
104 toward the one thousand hours of study required pursuant to
105 subsection (a) of this section shall be granted to any student for
106 instruction received prior to the effective date of school approval.

107 (2) The Commissioner of Public Health, in consultation with the
108 Connecticut Examining Board for Barbers, Hairdressers and
109 Cosmeticians, shall adopt regulations, in accordance with the
110 provisions of chapter 54, to prescribe minimum curriculum
111 requirements for barber schools. The commissioner, in consultation
112 with said board, may adopt a curriculum and procedures for the
113 approval of barber schools, provided the commissioner prints notice of
114 intent to adopt regulations concerning the adoption of a curriculum

115 and procedures for the approval of barber schools in the Connecticut
116 Law Journal not later than thirty days after the date of implementation
117 of such curriculum and such procedures. The curriculum and
118 procedures implemented pursuant to this section shall be valid until
119 such time final regulations are adopted.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2015</i>	New section
Sec. 2	<i>October 1, 2015</i>	20-235a
Sec. 3	<i>October 1, 2015</i>	20-236

LAB *Joint Favorable Subst.*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Effect	FY 16 \$	FY 17 \$
Public Health, Dept.	GF - Cost	20,180	26,442
Comptroller- Fringe Benefits ¹	GF - Cost	7,247	10,049

Note: GF=General Fund

Municipal Impact: None

Explanation

The bill results in a cost of \$20,180 in FY 16 and \$26,442 in FY 17 to the Department of Public Health (DPH) from establishing a barber apprenticeship program. While the bill gives this responsibility to the Connecticut Examining Board for Barbers, Hairdressers and Cosmeticians within DPH, it is assumed to be DPH's responsibility since the volunteer board has no staff. A half-time position is necessary to receive, process and review new apprentice agreements, to issue licenses, and update the licensure database. The components of the DPH cost include \$18,750 for salary in FY 16 for a half-time Health Program Assistant 1 with a 10/1/15 hire date, and \$1,430 for Other Expenses (equipment and office supplies) and \$26,000 for salary and \$442 for Other Expenses in FY 17.

The State Comptroller fringe benefit cost for the Health Program Assistant is \$7,247 in FY 16 and \$10,049 in FY 17.

The Out Years

¹The fringe benefit costs for most state employees are budgeted centrally in accounts administered by the Comptroller. The estimated active employee fringe benefit cost associated with most personnel changes is 38.65% of payroll in FY 16 and FY 17.

The annualized ongoing fiscal impact identified above would continue into the future subject to inflation. In FY 18, additional revenue estimated to be less than \$25,000 would be generated from the \$100 licensure fee for individuals completing the apprenticeship program created by the bill.

Sources: Core-CT Financial Accounting System

OLR Bill Analysis**sSB 985*****AN ACT CONCERNING BARBERSHOPS AND APPRENTICESHIPS.*****SUMMARY:**

This bill creates criteria to establish a barber apprenticeship program and requires the Connecticut Examining Board for Barbers, Hairdressers and Cosmeticians (“examining board”) to grant barber licenses to applicants who successfully complete the program and meet other requirements.

The bill requires barber apprenticeship agreements to include 2,000 hours of work experience in approved trade training consistent with examining board requirements. The apprentice or his or her parent or guardian, on the apprentice’s behalf, and an employer or an association of employers and an employee organization acting as a joint apprenticeship committee must enter into the apprentice agreement.

The public health commissioner must adopt regulations by January 1, 2016 to implement the bill.

EFFECTIVE DATE: October 1, 2015

DUTIES OF THE EXAMINING BOARD

The bill requires the examining board to:

1. establish requirements for minimum apprenticeship standards and related and supplementary instruction,
2. encourage registration and approval of apprentice agreements and apprentice programs,
3. issue certificates of completion after employers or joint

apprenticeship committees verify an apprentice has satisfactorily completed apprenticeship, and

4. formulate policies for the effective administration of the activities above.

All apprentice programs approved and registered with the examining board in accordance with the board’s recommendations and the public health regulations adopted under the bill must be voluntary and for the purpose of developing skilled barbers in the state.

APPRENTICE PROGRAM BARBER LICENSE

Under the current law an applicant for a barber’s license must:

1. successfully complete eighth grade,
2. complete a barber course of study of at least 1,000 hours at an examining board approved school, and
3. pass a written exam.

Under the bill, completing a board-approved apprenticeship can substitute for the 1,000-hour course of study.

COMMITTEE ACTION

Labor and Public Employees Committee

Joint Favorable Substitute

Yea 13 Nay 0 (03/12/2015)