

1.1 Senator moves to amend S.F. No. 885 as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "Section 1. Minnesota Statutes 2022, section 154.003, is amended to read:

1.4 **154.003 FEES.**

1.5 (a) The fees collected, as required in this chapter, chapter 214, and the rules of the board,
1.6 shall be paid to the board. The board shall deposit the fees in the general fund in the state
1.7 treasury.

1.8 (b) The board shall charge the following fees:

1.9 (1) examination and certificate, registered barber, \$85;

1.10 (2) retake of written examination, \$10;

1.11 (3) examination and certificate, instructor, \$180;

1.12 (4) certificate, instructor, \$65;

1.13 (5) temporary teacher permit, \$80;

1.14 (6) temporary registered barber, military, \$85;

1.15 (7) temporary barber instructor, military, \$180;

1.16 (8) renewal of registration, registered barber, \$80;

1.17 (9) renewal of registration, instructor, \$80;

1.18 (10) renewal of temporary teacher permit, \$65;

1.19 (11) student permit, \$45;

1.20 (12) renewal of student permit, \$25;

1.21 (13) initial shop registration, \$85;

1.22 (14) initial mobile barber shop registration, \$150;

1.23 ~~(14)~~ (15) initial school registration, \$1,030;

1.24 ~~(15)~~ (16) renewal shop registration, \$85;

1.25 ~~(16)~~ (17) renewal school registration, \$280;

1.26 (18) renewal mobile barber shop registration, \$100;

1.27 ~~(17)~~ (19) restoration of registered barber registration, \$95;

- 2.1 ~~(18)~~ (20) restoration of shop registration, \$105;
- 2.2 ~~(19)~~ (21) change of ownership or location, \$55;
- 2.3 (22) restoration of mobile barber shop registration, \$120;
- 2.4 ~~(20)~~ (23) duplicate registration, \$40;
- 2.5 ~~(21)~~ (24) home study course, \$75;
- 2.6 ~~(22)~~ (25) letter of registration verification, \$25; and
- 2.7 ~~(23)~~ (26) reinspection, \$100.

2.8 Sec. 2. Minnesota Statutes 2022, section 154.01, is amended to read:

2.9 **154.01 REGISTRATION MANDATORY.**

2.10 (a) The registration of the practice of barbering serves the public health and safety of
2.11 the people of the state of Minnesota by ensuring that individuals seeking to practice the
2.12 profession of barbering are appropriately trained in the use of the chemicals, tools, and
2.13 implements of barbering and demonstrate the skills necessary to conduct barber services in
2.14 a safe, sanitary, and appropriate environment required for infection control.

2.15 (b) No person shall practice, offer to practice, or attempt to practice barbering without
2.16 a current certificate of registration as a registered barber, issued pursuant to provisions of
2.17 ~~sections 154.001, 154.002, 154.003, 154.01 to 154.162, 154.19 to 154.21, and 154.24 to~~
2.18 ~~154.28~~ this chapter by the Board of Barber Examiners.

2.19 (c) A registered barber must only provide barbering services in a registered barber shop
2.20 ~~or~~, barber school, or mobile barber shop unless prior authorization is given by the board.

2.21 (d) No person shall operate a barber shop unless it is at all times under the direct
2.22 supervision and management of a registered barber and the owner or operator of the barber
2.23 shop possesses a current shop registration card, issued to the barber shop establishment
2.24 address, ~~under sections 154.001, 154.002, 154.003, 154.01 to 154.162, 154.19 to 154.21,~~
2.25 ~~and 154.24 to 154.28~~ by the Board of Barber Examiners.

2.26 (e) No person shall serve, offer to serve, or attempt to serve as an instructor of barbering
2.27 without a current certificate of registration as a registered instructor of barbering or a
2.28 temporary permit as an instructor of barbering, as provided for the board by rule, issued
2.29 ~~under sections 154.001, 154.002, 154.003, 154.01 to 154.162, 154.19 to 154.21, and 154.24~~
2.30 ~~to 154.28~~ by the Board of Barber Examiners. Barber instruction must be provided in
2.31 registered barber schools only.

(f) No person shall operate a barber school unless the owner or operator possesses a current certificate of registration as a barber school, issued ~~under sections 154.001, 154.002, 154.003, 154.01 to 154.162, 154.19 to 154.21, and 154.24 to 154.28~~ by the Board of Barber Examiners.

Sec. 3. Minnesota Statutes 2022, section 154.02, subdivision 4, is amended to read:

Subd. 4. **Certificate of registration.** A "certificate of registration" means the certificate issued to an individual, barber shop, ~~or barber school~~, or mobile barber shop that is in compliance with ~~the requirements of sections 154.001, 154.002, 154.003, 154.01 to 154.162, 154.19 to 154.21, and 154.24 to 154.28~~ this chapter.

Sec. 4. Minnesota Statutes 2022, section 154.02, subdivision 5, is amended to read:

Subd. 5. **Designated registered barber.** The "designated registered barber" is a registered barber designated as the manager of a barber shop or a mobile barber shop.

Sec. 5. Minnesota Statutes 2022, section 154.02, is amended by adding a subdivision to read:

Subd. 7. **Mobile barber shop.** A "mobile barber shop" means a barber shop that is operated in a mobile vehicle or a mobile structure for the exclusive use of practicing barbering services performed by a registered barber in compliance with this chapter.

Sec. 6. **[154.052] MOBILE BARBER SHOPS.**

Subdivision 1. **Registration.** No person shall operate a mobile barber shop unless:

(1) at all times, the mobile barber shop is under the direct supervision and management of a registered barber; and

(2) the owner or operator of the mobile barber shop possesses a current mobile barber shop registration that was issued by the Board of Barber Examiners.

Subd. 2. **Services and location reporting requirements.** (a) In a mobile barber shop, a barber may provide only the services of hair cutting and straight razor shave.

(b) A mobile barber shop is subject to the barber shop requirements in this chapter and Minnesota Rules, except when this chapter or the rule conflicts with specific mobile barber shop requirements. Any reference to a barber shop in this chapter and in Minnesota Rules includes mobile barber shops, except when this chapter or the rule conflicts with specific mobile barber shop requirements.

4.1 (c) A mobile barber shop registration holder must:

4.2 (1) maintain a permanent address for receiving correspondence and service of process
4.3 and provide an address where the mobile barber shop is kept when the mobile barber shop
4.4 is not in service;

4.5 (2) visibly display the name of the mobile barber shop and the mobile barber shop's
4.6 registration number as shown on the registration certificate on at least one exterior side of
4.7 the mobile barber shop;

4.8 (3) supply to the board the make, model, and vehicle identification and license plate
4.9 number of any vehicle or mobile structure used as a mobile barber shop. Each mobile barber
4.10 shop registration is valid for only one specific mobile vehicle or mobile structure;

4.11 (4) have a functioning phone available at all times;

4.12 (5) submit to the board, on or before the first day of each month, the mobile barber shop's
4.13 schedule of locations and times of operation during the month. The mobile barber shop
4.14 registration holder must report any proposed changes to the schedule to the board via email
4.15 at the beginning of the week during which the changes will occur; and

4.16 (6) comply with the requirements of all federal, state, and local laws, rules, and
4.17 ordinances.

4.18 Subd. 3. **Water and wastewater requirements.** (a) A mobile barber shop must have
4.19 self-contained water holding tanks with gauges that indicate the levels in the tanks and
4.20 reserve capabilities. The water supply tanks must be integrated and plumbed into the
4.21 wastewater tanks or gray water tanks.

4.22 (b) A mobile barber shop must have a potable water capacity of not less than 20 gallons
4.23 and a designated hose that the mobile barber shop only uses to fill the potable water tank.

4.24 (c) A mobile barber shop must have available hot water in a capacity of not less than
4.25 five gallons or hot water on demand.

4.26 (d) A mobile barber shop must have a wastewater tank or gray water tank capacity that
4.27 is 15 percent larger than the water supply holding tank.

4.28 (e) A barber must not provide services in a mobile barber shop when:

4.29 (1) the available potable water supply is insufficient to comply with the infection control
4.30 requirements in this chapter and Minnesota Rules; or

4.31 (2) a tank for wastewater, black water, or gray water is at 90 percent or greater capacity.

5.1 (f) A mobile barber shop must have a restroom in operating condition inside of the
5.2 mobile barber shop that includes:

5.3 (1) an installed hand sink with potable water;

5.4 (2) soap;

5.5 (3) single-use towels; and

5.6 (4) a self-contained recirculating flush toilet with a holding tank or a properly maintained
5.7 composting toilet.

5.8 (g) Wastewater from a mobile barber shop must be discharged into a sanitary sewage
5.9 system ora sanitary dumping station. The disposal of sewage and wastewater from a mobile
5.10 barber shop must comply with all federal, state, and local environmental and sanitary
5.11 regulations.

5.12 (h) In addition to the sink required in the restroom, the mobile barber shop must have
5.13 at least one sink with hot and cold running water accessible to persons in the area where
5.14 the mobile barber shop provides services. Sinks must be permanently installed and connected
5.15 to the vehicle's or mobile structure's potable water supply and wastewater tanks.

5.16 (i) The mobile barber shop registrant is responsible for ensuring that a mobile barber
5.17 shop is in compliance with all requirements in this section.

5.18 Subd. 4. **Electrical and power requirements.** (a) If power for heating, air conditioning,
5.19 and other equipment for a mobile barber shop is supplied by a generator, the generator must
5.20 be properly vented outside and all doors and windows must be closed when the generator
5.21 is operating to avoid exhaust entering the mobile barber shop. The generator must comply
5.22 with all applicable municipal noise ordinances.

5.23 (b) Liquefied petroleum gas systems installed in the mobile barber shop must comply
5.24 with the current edition of the National Fire Protection Association Standard No. 58 LP-Gas
5.25 Code as adopted under the State Fire Code. Use of portable heating units is prohibited.

5.26 (c) All heating and cooling systems must be factory installed and meet all state and
5.27 federal regulations for mobile vehicle or mobile structure heating and cooling.

5.28 (d) The mobile barber shop must have working alarms for carbon monoxide, smoke,
5.29 and combustible gas, either as single alarms or a combined alarm.

5.30 (e) All electrical wiring must comply with the State Electrical Code. Electrical equipment
5.31 plugged into outlets must be UL-listed and must comply with state and local fire codes.

6.1 Subd. 5. **Safety, inspection, and infection control requirements.** (a) In addition to the
6.2 safety and infection control requirements for barber shops in this chapter and Minnesota
6.3 Rules, mobile barber shops and barbers providing services in mobile barber shops must
6.4 comply with the following requirements:

6.5 (1) a barber must not provide services in a mobile barber shop unless the mobile barber
6.6 shop is parked with the engine off, stable, and leveled. The mobile barber shop must be
6.7 stabilized with stabilizing jacks when it is recommended by the manufacturer's instructions
6.8 for the vehicle or mobile structure. The mobile barber shop must use at least two wheel
6.9 chocks when a barber is providing services in or is otherwise working in a mobile barber
6.10 shop;

6.11 (2) all services must be provided inside of the vehicle or mobile structure;

6.12 (3) all hazardous substances in the mobile barber shop must be stored upright in secured
6.13 cabinets when the mobile barber shop is moving;

6.14 (4) the mobile barber shop must have a ventilation system that is sufficient to provide
6.15 fresh air in the mobile barber shop; and

6.16 (5) all moving parts, including slide outs, disability ramps, and steps, must be in good
6.17 working order.

6.18 (b) Any authorized employee of the Board of Barber Examiners has authority to enter
6.19 and inspect a mobile barber shop when services are being provided and during normal
6.20 business hours.

6.21 Subd. 6. **Compliance with local government law.** The mobile barber shop registrant
6.22 must comply with, and ensure that the mobile barber shop is in compliance with, all city,
6.23 township, and county ordinances regarding wastewater disposal, commercial motor vehicles,
6.24 vehicle insurance, noise, signage, parking, commerce, business, and other local government
6.25 requirements in all relevant jurisdictions."

6.26 Amend the title accordingly