

Chapter 690

Barbers and Barbering

Chapter 690

CASE CITATIONS: State Unemp. Comp. Comm. v. Brown, (1960) 225 Or 306, 358 P2d 502; Golden Shear Barber Shop v. Morgan, (1971) 258 Or 105, 481 P2d 624, rev'g 3 Or App 247, 471 P2d 858.

ATTY. GEN. OPINIONS: Licensing instructors who give special on-the-job training to barbers, 1964-66, p 263; regulations for barber schools, 1964-66, p 301.

690.010

ATTY. GEN. OPINIONS: Right of barber to engage in practice of arranging, dressing, and waving of the hair, 1934-36, p 450, 1940-42, p 81; barber shops in private clubs, assembly halls, meeting places, and mess halls, 1936-38, p 496; licensing instructors who give special on-the-job training to barbers, 1964-66, p 263; operating a sauna bath in connection with a licensed shop, 1966-68, p 244.

690.020

CASE CITATIONS: Golden Shear Barber Shop v. Morgan, (1971) 258 Or 105, 481 P2d 624, rev'g 3 Or App 247, 471 P2d 858.

ATTY. GEN. OPINIONS: Right of operator of a barber college and students to practice barbering, 1936-38, p 266; when owner or operator of shop not required to be licensed, 1938-40, p 340; barber from foreign country, 1948-50, p 400; population level as standard for licensing of barber schools, 1958-60, p 104.

690.030

NOTES OF DECISIONS

Provisions requiring supervision of apprentices do not conclusively turn the relationship of supervising barber and apprentice into an employer-employee relationship under the Unemployment Insurance Law. Golden Shear Barber Shop v. Morgan, (1971) 258 Or 105, 481 P2d 624, rev'g 3 Or App 247, 471 P2d 858.

690.040

ATTY. GEN. OPINIONS: Whether civilians practicing barbering in an army or Civilian Conservation Corps camp are exempt, 1936-38, p 700; whether shops in private clubs, assembly halls, meeting places, and mess halls are exempt, 1936-38, p 496.

690.050

NOTES OF DECISIONS

A former provision requiring United States citizenship as a qualification was unconstitutional under U.S. Const. Amend. 14, prohibiting any state from denying to persons

within its jurisdiction the equal protection of the laws. State v. Ellis, (1947) 181 Or 615, 184 P2d 860.

FURTHER CITATIONS: Golden Shear Barber Shop v. Morgan, (1970) 3 Or App 247, 471 P2d 858, rev'd, 258 Or 105, 481 P2d 624.

ATTY. GEN. OPINIONS: Right to a hearing upon denial of a certificate for failure to pass an examination, standards for practical examination, 1962-64, p 307; authority of board to require schools to report practice and hours of training of interrupted students, 1964-66, p 301; construing "crime of moral turpitude," 1966-68, p 536.

690.060

ATTY. GEN. OPINIONS: Right to a hearing upon denial of a certificate for failure to pass an examination, standards for practical examination, 1962-64, p 307; authority of board to require schools to report practice and hours of training of interrupted students, 1964-66, p 301.

690.090

ATTY. GEN. OPINIONS: Meaning of term "immediately," 1938-40, pp 418, 536; qualifications of nonresident barber to take the examination for license as a registered barber, 1940-42, p 243; authority of the board to waive any statutory qualifications for the examination for registration in this state by nonresident persons, 1944-46, p 283; eligibility of displaced person to take barber's examination, 1948-50, p 400.

690.125

ATTY. GEN. OPINIONS: Licensing instructors who give special on-the-job training to barbers, 1964-66, p 263.

690.130

CASE CITATIONS: State v. Briggs, (1904) 45 Or 366, 77 P 750, 78 P 361.

ATTY. GEN. OPINIONS: Eligibility of displaced person to take barber's examination, 1948-50, p 400; population level as standard for licensing of barber schools, 1958-60, p 104; licensing instructors who give special on-the-job training to barbers, 1964-66, p 263; authority of board to require schools to report practice and hours of training of interrupted students, 1964-66, p 301; exceeding limit of eight hours a day, (1968) Vol 34, p 170.

690.140

CASE CITATIONS: State Unemp. Comp. Comm. v. Brown, (1960) 225 Or 306, 358 P2d 502.

ATTY. GEN. OPINIONS: Population level as standard for licensing of barber schools, 1958-60, p 104.

690.150

ATTY. GEN. OPINIONS: Power of board to exact an additional fee for re-examination of an applicant who has failed, 1930-32, p 215; license as nontransferrable from one person to another or to another location, 1938-40, p 641; refunding fees, 1964-66, p 312.

690.210

NOTES OF DECISIONS

This section does not violate U.S. Const., Am. 14, prohibiting any state from denying to persons within its jurisdiction property without due process of law or equal protection of the laws. *Ex parte Northrup*, (1902) 41 Or 489, 69 P 445.

This section is not a special law for punishment of crimes and misdemeanors, as prohibited by Ore. Const. Art. IV, §23. *Id.*

FURTHER CITATIONS: *McGowan v. Maryland*, (1961) 366 US 420, 557, 81 S Ct 1101, 6 L Ed 2d 393.

ATTY. GEN. OPINIONS: Constitutionality of this section, 1952-54, p 88.

690.220

ATTY. GEN. OPINIONS: Operation of a barber shop in part of a room occupied by a pool table, 1932-34, p 250; shops operated in trucks and trailers, 1938-40, p 763; population level as standard for licensing of barber schools, 1958-60, p 104; gum vending machines in barber shops, 1962-64, p 92; operating a sauna bath in connection with a licensed shop, 1966-68, p 244; as a sanitary measure, 1966-68, p 635.

690.230

ATTY. GEN. OPINIONS: Misconduct of persons otherwise qualified, 1962-64, p 307.

690.245

ATTY. GEN. OPINIONS: Procedure for revocation of license, 1934-36, p 574; right to a hearing upon denial of a certificate for failure to pass an examination, 1962-64, p 307.

690.280

CASE CITATIONS: *State v. Terwilliger*, (1933) 141 Or 372, 11 P2d 552, 16 P2d 651.

ATTY. GEN. OPINIONS: Applicability of five years qualification to reappointments to the board, 1964-66, p 137, 1966-68, p 217; effect of congressional redistricting law, 1966-68, p 217.

690.290

ATTY. GEN. OPINIONS: What constitutes "entire time" under this section, 1950-52, p 131; applicability of five years qualification to reappointments to the board, 1964-66, p 137.

690.330

NOTES OF DECISIONS

Under a former similar statute, the power granted the board to prescribe rules and regulations did not constitute an improper delegation of legislative power. *State v. Briggs*, (1904) 45 Or 366, 77 P 750, 78 P 361.

ATTY. GEN. OPINIONS: Authority of board to stop barber colleges from charging customers for work done by students, 1930-32, p 788; power of board to disapprove a barber school or college for failure to comply with rules, 1932-34, p 354; power of board to regulate the opening and closing hours of barber colleges, 1932-34, p 385; reasonableness of regulation, 1958-60, p 104; regulations for barber schools, 1962-64, p 271, 1964-66, p 301; authority to require schools to report practice and hours of training of interrupted students, 1964-66, p 301.