

## 62-3-101. Practice of barbering governed by board of cosmetology and barber examiners — Inspection — On-line training.

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- (a) The practice of barbering shall be governed by the state board of cosmetology and barber examiners, created by § 62-4-103 and this chapter.
- (b) Inspections of barber shops shall be performed by inspectors provided and supervised by the director of the state board of cosmetology and barber examiners. Annual inspections of barber schools and colleges may be performed by the inspectors or members of the board.
- (c) The state board of cosmetology and barber examiners has full rights and access to any approved online training required by this chapter and is responsible for making available online all training required by this chapter.

## 62-3-105. Acts constituting barbering.

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- Any one (1) or any combination of the following practices, when done for payment, directly or indirectly, or without payment, for the public generally, constitute the practice of barbering:
- (1) Shaving or trimming the beard;
  - (2) Cutting or styling the hair;
  - (3) Giving facial and scalp massages or treatments with oils, creams, lotions or other preparations either by hand or mechanical appliances;
  - (4) Singeing, curling, shampooing, coloring, bleaching or straightening the hair or applying hair tonics;
  - (5) Cutting, fitting, measuring and forming head caps for wigs or hair pieces;
  - (6) Hair weaving, excluding medical or surgical procedures;
  - (7) Applying cosmetic preparations, antiseptics, powders, oils, clays or lotions to scalp, face, neck or other parts of the body; or
  - (8) Manicuring and nail care.

## 62-3-107. Registration required for barbering, barber instruction or serving as technician.

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No person shall practice or attempt to practice barbering in this state, or serve or attempt to serve as a barber instructor or technician in this state, without a valid certificate of registration issued pursuant to this chapter by the state board of cosmetology and barber examiners.

## 62-3-108. Persons exempt.

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The following persons are exempt from this chapter while in the proper discharge of their professional duties:

- (1) Persons authorized by the law of this state to practice medicine and surgery;
- (2) Commissioned medical or surgical officers of the United States army, navy, air force or marine hospital service;
- (3) Registered nurses;
- (4) Duly registered cosmetologists operating in accordance with chapter 4 of this title; and
- (5) Any person whose occupation or practice is confined solely to shampooing, as defined in § 62-4-102.

## 62-3-109. Shop registration, styling, supervision and management — Barbering in other locations.

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**(a)** It is unlawful to operate a barber shop or barber styling shop without a valid certificate of registration issued by the board. Application for the certificate shall be made upon application forms furnished by the board.

**(b)** Prior to the opening of any new barber or styling shop or change of location of an existing barber or styling shop, an inspector of the board shall inspect and approve the shop. Inspections of shops shall be made within ten (10) days of receipt of a request for an inspection, with the request to be accompanied by payment for the inspection. If the ownership of a shop changes, the new owner may not operate the shop more than thirty (30) days after the date of the change of ownership unless, within the thirty-day period, the new owner submits an application for a license to operate the shop and has paid the proper fees. Any change of location or ownership or new shop shall be reported to the office of the board immediately.

**(c)**

**(1)** As used in this chapter, unless the context otherwise requires:

**(A)** "Designated manager" means a person licensed under chapter 3 or chapter 4 of this title in at least one (1) discipline that a shop is licensed to offer who serves in a supervisory or managerial capacity of the shop in the absence of the manager; and

**(B)** "Manager" means a person licensed under chapter 3 or chapter 4 of this title in at least one (1) discipline that a shop is licensed to offer who serves in a supervisory or managerial capacity in the shop whose information is filed with the board.

**(2)** Each shop licensed by the board shall designate a manager. The shop shall submit the name and license information of its manager upon application and renewal.

**(3)** It is unlawful to operate a shop unless it is, at all times, under the direction of a manager or designated manager. While on duty, the manager or designated manager shall be responsible for the shop's compliance with this chapter and the rules of the board. The board may require the name of the shop's manager or designated manager to be posted in such form and location as the board may prescribe.

**(4)** The manager and designated manager may manage those who practice disciplines in cosmetology or barbering other than the discipline in which the manager or designated manager is licensed; however, the manager or designated manager shall only practice within the field that the person is licensed.

**(d)** Except as provided in § 62-3-108, it is unlawful to perform any act constituting barbering under § 62-3-105 in any place other than a duly registered barber shop, barber styling shop, barber school or college, licensed funeral establishment, registered mobile shop, nursing home, hospital health facilities or in the residence of the person to whom the services are being rendered pursuant to § 62-3-135.

## 62-3-113. Examination.

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The board shall conduct examinations of applicants for certificates of registration no less than four (4) times each year, at times and places that the board may determine. The examination of an applicant for a certificate of registration as a master barber shall consist of a theory examination and a practical demonstration as determined by the board.

## 62-3-114. Reciprocity for technicians and barber instructors.

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**(a)** A person who holds a valid license or certificate of registration as a technician or barber instructor under the laws of a state, the District of Columbia, a territorial possession of the United States or a foreign country may be issued a certificate of registration as a technician or barber instructor if the board makes an individual determination that the person has substantially met the qualifications for registration in this state.

**(b)** The board shall not prohibit an applicant from receiving initial reciprocity based on the requirements of § 62-3-110(a)(3)(C), § 62-3-110(b)(4), § 62-3-119(b), or § 62-3-124(a)(3). However, the requirements of § 62-3-110(a)(3)(C), § 62-3-110(b)(4), § 62-3-119(b), or § 62-3-124(a)(3) must be completed before the applicant seeks to renew the certificate of registration.

## 62-3-115. Reciprocity of master barbers.

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**(a)** The board may issue a certificate of registration as a master barber without examination to a nonresident who:

**(1)** Holds a valid license or certificate of registration as a master barber in another jurisdiction that:

**(A)** Has substantially the same requirements for licensing or registration of barbers as are contained in this chapter; or

**(B)** Has entered into a reciprocal agreement with the board permitting licenses or certificates of registration to be issued without examination to master barbers resident in and registered by this state;

**(2)** Proves by sworn affidavits that the nonresident has continuously and lawfully practiced as a barber in another jurisdiction for the immediately preceding five (5) years; or

**(3)** Has held a military occupational skill (MOS) rating in a branch of the military service for two (2) or more years that required the person to perform the duties of a barber.

**(b)** The board shall not prohibit an applicant from receiving initial reciprocity based on the requirements of § 62-3-110(b)(4) or § 62-3-119(b). However, the requirements of § 62-3-110(b)(4) or § 62-3-119(b) must be completed before the applicant seeks to renew the certificate of registration.

## 62-3-116. Issuance of certificate.

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Whenever this chapter has been complied with, the board shall issue a certificate of registration.

## 62-3-117. Retired inactive licenses.

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Any person licensed under this chapter may retire the license by submitting a form prescribed by the board accompanied by the current active license certificate and a fee in an amount set by rules promulgated by the board. Upon receipt of an acceptable application to retire the license, the board shall issue a retired inactive license certificate to the retiree. The holder of a retired license shall not be entitled to engage in the practice of barbering until the person's license is reactivated in a manner approved by the board.

## 62-3-118. Display of certificate.

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Every holder of a certificate of registration shall:

**(1)** Display the certificate in a conspicuous place adjacent to or near the holder's work chair; and

**(2)** Promptly notify the board of any change of mailing address within thirty (30) calendar days of such change.

## 62-3-119. Renewal or restoration of registration.

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(a) Certificates of registration of master barbers, technicians and instructors shall be subject to renewal or restoration in accordance with § 62-3-129.

(b) A person who holds a certificate of registration under this chapter as of December 31, 2021, and who is renewing the certificate of registration pursuant to this section shall successfully complete by December 31, 2025, up to one (1) hour of online or in-person training, at no cost to the person, by a nonprofit anti-domestic violence organization recognized by the Tennessee Coalition to End Domestic Violence and Sexual Assault on domestic violence that focuses on how to recognize the signs of domestic violence, how to respond to these signs, and how to refer a client to resources for victims of domestic violence. If the person fails to complete the course, then the board shall render the certificate of registration invalid on that date until the person complies with this subsection (b).

## 62-3-120. Automatic renewal for inductees in armed forces.

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The certificate of registration of any barber, barber instructor or technician who is inducted into the armed forces of the United States shall be automatically renewed at no charge for the duration of period of service.

## 62-3-121. Ground for refusal, suspension or revocation of certificate.

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(a) The board may either refuse to issue or renew or may suspend or revoke any certificate of registration for any one (1) or combination of the following causes:

- (1) Conviction of a felony for the commission of an offense that bears directly on the person's fitness to practice competently, as determined by the board;
- (2) Gross malpractice or gross incompetency;
- (3) Continued practice by a person knowingly having an infectious or contagious disease;
- (4) Advertising by means of knowingly false or deceptive statements;
- (5) Habitual drunkenness or habitual addiction to the use of morphine, cocaine or other habit-forming drug;
- (6) Immoral or unprofessional conduct; or
- (7) A violation of this chapter or any rules adopted under this chapter.

(b) An action taken under this section shall be subject to the applicable provisions of the Fresh Start Act that are compiled in chapter 76, part 1 of this title.

## 62-3-122. Barber schools — Certificate required.

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It is unlawful for any person, firm or corporation to own, operate or conduct a barber school or college of barbering without a certificate of registration issued by the board and paying the fee required for registration as provided in this chapter.

## 62-3-123. Certification of barbering schools — Instructions — Services — Reporting.

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(a) Any person, firm or corporation desiring a certificate of registration to own, operate or conduct a barber school or college of barbering shall submit an application to the state board of cosmetology and barber examiners on the prescribed form. In order to be eligible to receive the certificate, the applicant must:

**(1)** Require, as a prerequisite to graduation, a course of no less than one thousand five hundred (1,500) hours of continuous instruction, including no more than ten (10) hours per day, six (6) days per week, or forty-eight (48) hours per week, in the following subjects:

**(A)** Scientific fundamentals of barbering, hygiene and bacteriology, histology of the hair, skin, muscles and nerves;

**(B)** Structure of the head, face and neck;

**(C)** Elementary chemistry relating to sterilization and antiseptic;

**(D)** Diseases of the skin, hair and glands;

**(E)** Massaging and manipulating of the muscles; and

**(F)** All of the practices of barbering included in § 62-3-105;

**(2)** Provide at least one (1) registered barber instructor or barber instructor assistant for every fifteen (15) students enrolled; and

**(3)** Provide a true and exact copy of the standard contract that each prospective student shall be required to execute for enrollment.

**(b)**

**(1)** A school may only enroll a student who:

**(A)** Is at least sixteen (16) years of age; and

**(B)** Has completed and passed at least two (2) years of high school or received a score of at least thirty-eight percent (38%) on the GED® or HiSET® examination.

**(2)** Public and vocational schools are exempt from this section, except as provided in subsection (f).

**(c)** No barber student may render clinical services on patrons until the student has completed at least one hundred (100) hours of instruction.

**(d)** No barber school or college may operate without the presence of a registered barber instructor.

**(e)** A school shall employ at least one (1) licensed barber instructor for each barber instructor assistant who shall be under the personal supervision of the licensed barber instructor.

**(f)** Each school, including any public school conducting a vocational education program in the field of barbering, shall:

**(1)** Keep a daily record of the attendance of each student enrolled; and

**(2)** Submit to the board on the prescribed form a monthly progress report on each student enrolled.

**(g)** Notwithstanding subsection (a), the board shall promulgate rules enabling a barber school or college to develop courses of instruction pursuant to subsection (a) that require a student to earn:

**(1)** Fifty percent (50%) of the hours needed for a specific certificate of registration pursuant to § 62-3-110 or § 62-3-124, from classroom instruction in a registered barber school or college; and

**(2)** Fifty percent (50%) of the hours needed for a specific certificate of registration pursuant to § 62-3-110 or § 62-3-124, from apprenticing under the supervision of a person:

**(A)** Who has a certificate of registration issued under § 62-3-110 or § 62-3-124;

**(B)** Who has at least ten (10) years of experience; and

**(C)** Who is in good standing with the board.

## 62-3-124. Instructors — Certificates of registration — Continuing education.

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(a) The board shall issue a certificate of registration as a barber instructor to a person who:

(1)

(A)

(i) Files an application with the board in the form that the board may prescribe, accompanied by the examination fee required by § 62-3-129;

(ii) Holds a valid certificate of registration as a master barber and has been duly registered as a master barber for a period of at least three (3) consecutive years prior to filing an application to be an instructor;

(iii) Has completed the twelfth grade in an accredited school or the equivalent;

(iv) Completes an examination prescribed by the board; and

(v) For all applications submitted on or after July 1, 2017, completes a three-hundred-hour instructor training program at a board-certified barber school;

(B)

(i) Files an application with the board on or before June 30, 2017, in a form prescribed by the board, accompanied by the examination fee required by § 62-3-129;

(ii) Holds a valid certificate of registration as a master barber and has completed a four-hundred-fifty-hour instructor training program at a board-certified barber school;

(iii) Has completed the twelfth grade in an accredited school or the equivalent; and

(iv) Completes an examination prescribed by the board; or

(C)

(i) Files an application with the board in the form that the board may prescribe, accompanied by a fee as required by the board;

(ii) Holds a valid license to instruct in a school pursuant to § 62-4-110(c); and

(iii) Completes three hundred (300) hours in a registered barber school or college regarding the fundamentals of straight razor shaving and barbering technique;

(2) Successfully completed, as part of the hours of instruction described in this subsection (a) or § 62-3-110, up to one (1) hour of online or in-person training, at no cost to the person, by a nonprofit anti-domestic violence organization recognized by the Tennessee Coalition to End Domestic Violence and Sexual Assault on domestic violence that focuses on how to recognize the signs of domestic violence, how to respond to these signs, and how to refer a client to resources for victims of domestic violence.

(b) After registration, each barber instructor shall biennially submit to the board satisfactory proof of attendance in a barber instructor training program of at least sixteen (16) hours' duration, approved by the board; however, the board may, in its discretion, grant up to one (1) additional year for submission of such proof when an instructor satisfactorily demonstrates a medical hardship, a death in the immediate family or entitlement to automatic renewal of registration under § 62-3-120.

(c) A certificate of registration as a barber instructor shall become invalid if the registrant:

(1) Ceases to hold a valid certificate of registration as a master barber; or

(2) Fails to comply with subsection (b).

(d)

(1) The board shall issue a certificate of registration as a barber instructor assistant to a person who:

(A) Files an application with the board in the form that the board may prescribe accompanied by the fee required by § 62-3-129;

(B) Holds a valid certificate of registration as a master barber and is currently enrolled in a four hundred fifty-hour instructor training program at a board-certified barber school; and

(C) Has completed the tenth grade in an accredited school or the equivalent.

(2) A barber instructor assistant shall not be employed as such for more than three (3) years.

(3) All certificates or renewals of certificates shall expire on September 1 and shall become invalid thereafter.

## 62-3-125. Signs displayed by schools.

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No barber school or college shall be allowed to display a barber pole or any other sign customarily used by a barber shop, but must have a sign with letters no less than five inches (5") high indicating barber school or college and shall display a sign indicating that the work there is done by students exclusively.

## 62-3-126. Payments to students — Business for profit prohibited.

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No barber school or college shall be approved by the board that will pay any wages, commissions or gratuities of any kind to barber students for barber work while in training or while enrolled as students in the school or college, and no barber business for profit shall be operated by or in connection with any barber school or college.

## 62-3-127. Suspension or revocation of school certificate.

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The board has the authority to revoke or suspend the certificate of registration of any barber school or college of barbering for failure to comply with the requirements set out in this chapter.

## 62-3-128. Rules and regulations — Enforcement powers of board.

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**(a)** The board has the authority to make reasonable rules and regulations for the administration of this chapter and prescribe sanitary requirements for barber shops and barber schools, subject to the approval of the department of health.

**(b)** Barber shops and barber schools are subject to inspection at any time during business hours.

**(c)** A copy of the rules and regulations adopted by the board shall be furnished by it to the owner or manager of each barber shop and barber school, and the copy shall be posted in a conspicuous place in each barber shop or barber school.

**(d)** The results of any inspection of a barber shop or barber school may be reduced to a grade or rating by the inspector in accordance with general regulations of the board. The grade or rating shall be furnished to the shop or school and posted in a conspicuous place in the shop or school.

**(e)** Each barber school, college or shop shall be inspected at least annually.

## 62-3-129. Fees and penalties — Late renewal — System of renewals.

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**(a)** The board shall prescribe fees, late fees and penalties, pursuant to the Uniform Administrative Procedures Act, compiled in title 4, chapter 5, for all permits, certificates and registrations issued pursuant to this chapter.

**(b)**

**(1)** All certificates of registration for master barbers and barber instructors shall expire biennially on the anniversary of the original date of licensure.

**(2)** All certificates of registration for barber shops shall expire biennially on the anniversary of the original date of licensure.

**(3)** All certificates of registration for technicians shall expire biennially on the anniversary of the original date of licensure.

**(4)** All certificates of registration for barber schools and colleges shall expire annually on the anniversary of the original date of licensure.

**(5)** All certificates of registration for master barbers, barber instructors, technicians, barber shops and barber schools and colleges may be renewed up until one (1) year from the expiration date of the certificate of registration upon the payment of the specified fees and penalties.

**(c)**

**(1)** A certificate of registration for a master barber that has been expired for more than one (1) year but less than three (3) years may be reinstated upon payment of twice the fees that would have been collected for the timely and continuous renewal of the certificate. For the reinstatement of a certificate of registration for a master barber license that has been expired for more than three (3) years, a new application for examination and the examination fee shall be submitted. If successful, the applicant shall pay the specified license fee. The examination shall consist of a practical examination before the board. The applicant shall not be required to meet the qualifications for a certificate of registration established in § 62-3-110(b)(2) and (3).

**(2)** For the reinstatement of a certificate of registration for a technician that has been expired for more than one (1) year, a new application and the examination fee shall be submitted. If successful, the applicant shall pay the specified license fee. The examination shall consist of a practical examination before the board. The applicant shall not be required to meet the qualifications for a certificate of registration established in § 62-3-110(a).

**(3)** For the reinstatement of the certificate of registration for a barber instructor that has been expired for more than one (1) year, the applicant shall pay a fee of twice the amount that would have been collected for timely and continuous renewal of the certificate.

**(4)** For the reinstatement of the certificate of registration for a barber shop that has been expired for more than one (1) year, the applicant shall pay a fee of twice the amount that would have been collected for timely and continuous renewal of the certificate.



## 62-3-110. Qualifications for technicians and master barbers.

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**(a)**

**(1)** Any person who desires a certificate of registration as a technician, authorizing the person to apply tints or dyes to the hair, shampoo hair, manicure nails and apply cosmetic preparations, antiseptics, powders, oils, clays or lotions to scalp, face, neck or other parts of the body, shall submit an application for examination to the state board of cosmetology and barber examiners on the prescribed form.

**(2)** The application shall be accompanied by proof of satisfactory completion of a course in a registered barber school or college of no less than three hundred forty (340) hours of continuous instruction, including no more than eight (8) hours per day and forty (40) hours per week in the following subjects:

**(A)** Scientific fundamentals of shampooing, tinting, dyeing, manicuring, the application of cosmetic preparations, hygiene and bacteriology;

**(B)** Histology of the hair and hair structure; and

**(C)** Massaging and manipulation of the muscles of the arms, hands and scalp.

**(3)** The application must also contain proof that the applicant:

**(A)** Is at least sixteen (16) years of age; and

**(B)** Successfully completed up to one (1) hour of online or in-person training, at no cost to the applicant, by a nonprofit anti-domestic violence organization recognized by the Tennessee Coalition to End Domestic Violence and Sexual Assault on domestic violence that focuses on how to recognize the signs of domestic violence, how to respond to these signs, and how to refer a client to resources for victims of domestic violence.

**(b)** Any person who desires a certificate of registration as a master barber shall submit an application for examination to the state board of cosmetology and barber examiners on the prescribed form. The application shall be accompanied by proof that the applicant:

**(1)** Is at least sixteen (16) years of age;

**(2)** Has received a high school diploma or, in lieu of a high school diploma, has received a GED® or HiSET® diploma;

**(3)** Either:

**(A)** Has satisfactorily completed a course of one thousand five hundred (1,500) hours in a registered barber school or college; or

**(B)** Holds a valid Tennessee cosmetology license and has completed three hundred (300) hours in a registered barber school or college regarding the fundamentals of straight razor shaving and barbering technique; and

**(4)** Successfully completed up to one (1) hour of online or in-person training, at no cost to the applicant, by a nonprofit anti-domestic violence organization recognized by the Tennessee Coalition to End Domestic Violence and Sexual Assault on domestic violence that focuses on how to recognize the signs of domestic violence, how to respond to these signs, and how to refer a client to resources for victims of domestic violence.

## 62-3-111. Duties of owner and manager of shop as to persons performing barbering services and conformance to chapter.

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The owner and manager of a shop shall be responsible for ensuring that:

**(1)** Only persons duly licensed by the board perform barbering services in the shop;

**(2)** Persons duly licensed by the board perform only those services authorized by their licenses; and

**(3)** The shop and its operation conform to this chapter and any rules duly promulgated under this chapter.

## 62-3-112. Time within which course of instruction to be completed.

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A barber student shall have seven (7) years from the date the student originally enrolls in a barbering school to complete the required courses and number of hours required when the student originally enrolls. If the student fails to complete the course of instruction within that time period, the board may require the student to complete additional courses or attain an additional number of hours prior to issuing a license to the person.

## 62-3-130. Penalty for violations.

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Each of the following constitutes a Class B misdemeanor:

- (1) The violation of any of the provisions of this chapter;
- (2) Permitting any person under one's supervision or control to engage in any practice of barbering without a valid certificate of registration issued by the state board of cosmetology and barber examiners;
- (3) Obtaining or attempting to obtain a certificate of registration for money other than the required fee or any other thing of value or by fraudulent misrepresentations;
- (4) Practicing or attempting to practice by fraudulent misrepresentations;
- (5) The willful failure to display a certificate of registration as required by § 62-3-118; and
- (6) Failure to comply with a lawful order of the board.

## 62-3-131. Effect of response to signs of domestic violence or referral of client to resources or failure to respond or refer.

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(a) A person who holds a certificate of registration under this chapter, and the employer of that person, who responds to signs of domestic violence with a client, refers a client to resources for victims of domestic violence, or fails to respond or refer is not civilly or criminally liable for those actions or inactions.

(b) A person who holds a certificate of registration under this chapter, and the employer of that person, who responds, refers, or fails to respond or refer as described in subsection (a) is not subject to the jurisdiction of any board under title 63 by those actions or inactions.

## 62-3-132. Animals permitted in barbershops.

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No animals, except service animals, fish for decorative purposes, and birds in cages, shall be permitted in any barber shop. Bird cages in barber shops shall be cleaned daily. Departmental inspectors shall ensure bird cages are cleaned sufficiently to prevent any hazard to human health or well-being.

## 62-3-133. Provisions governing hearings and judicial review.

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The Uniform Administrative Procedures Act, compiled in title 4, chapter 5, governs all matters and procedures respecting the hearing and judicial review of any contested case arising under this chapter.

## 62-3-134. Certificate of registration for mobile shop.

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**(a)** No person shall operate a mobile shop, as defined in § 62-4-102, where barbering or barber styling is practiced without a valid certificate of registration for a mobile shop issued by the board. Application for the certificate shall be made upon application forms furnished by the board.

**(b)** The board shall issue a certificate of registration for a mobile shop to an applicant who:

**(1)** Holds a valid, current certificate of registration for a barber shop that has a fixed location;

**(2)** Pays an application fee in an amount set by the board by rule, not to exceed the cost of administering this section;

**(3)** Pays an initial registration fee in the amount set by the board by rule; and

**(4)** Undergoes and passes an initial inspection.

**(c)** A certificate of registration for a mobile shop shall be subject to renewal at the same time that the registrant's barber shop registration is subject to renewal pursuant to § 62-3-129. The renewal fee for a certificate of registration for a mobile shop shall be set by the board by rule.

**(d)** A mobile shop for which a certificate of registration is issued shall be subject to all of the health and safety requirements that apply to barber shops that have a fixed location under this chapter and the rules promulgated pursuant thereto; provided, that a mobile shop shall not be required to have a restroom and that the board may promulgate rules allowing or requiring mobile shops to have equipment different from shops with a fixed location.

**(e)**

**(1)** The board may either refuse to issue or renew or may suspend or revoke any certificate of registration for a mobile shop for any of the reasons in § 62-3-121.

**(2)** The board shall revoke any certificate of registration for a mobile shop if the registrant's certificate of registration for a barber shop that has a fixed location expires or is revoked.

**(3)** If a registrant's certificate of registration for a barber shop that has a fixed location is suspended, the board shall also suspend any certificate of registration that has been issued to such registrant for a mobile shop for the same period of time.

## 62-3-135. Residential barber certificate.

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**(a)** No person may provide residential services without a valid residential barber certificate issued by the board pursuant to this section. Application for a residential barber certificate must be made upon application forms furnished by the board.

**(b)** The board shall issue a residential barber certificate to an applicant who:

**(1)** Holds a valid, current certificate of registration as a barber;

**(2)** Pays an application fee in an amount set by the board by rule, not to exceed the cost of administering this section;

**(3)** Pays an initial registration fee in an amount set by the board by rule; and

**(4)** Undergoes and passes an initial inspection of the equipment used to provide residential services, as determined by the board by rule.

**(c)** A residential barber certificate is subject to renewal at the same time that the registrant's barber registration is subject to renewal. The renewal fee for a residential barber certificate shall be set by the board by rule.

**(d)** The board may promulgate rules regarding health and safety requirements for barbers providing residential services.

**(e)**

**(1)** The board may either refuse to issue or renew, or may suspend or revoke, any residential barber certificate pursuant to this section for any of the reasons in § 62-3-121.

**(2)** The board shall revoke any residential barber certificate issued pursuant to this section if the registrant's certificate of registration as a barber expires or is revoked.

**(3)** If a registrant's certificate of registration as a barber is suspended, the board must also suspend the registrant's residential barber certificate that has been issued, if any.

**(f)** Any barber providing residential services shall, prior to performing such services, make the barber's residential barber certificate available to the person for review.

**(g)** For purposes of this section:

**(1)** "Residential barber certificate" means a certificate of registration for the provision of residential services issued by the board; and

**(2)** "Residential services" means services set out in § 62-3-105 when provided in the residence of the person to whom the services are being rendered.

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