

*tives, produce evidence of the legality of the fish transported or peddled by him, such evidences to include invoices or memoranda showing pounds and kinds of fish transported or peddled, and from whom purchased. Such invoices or memoranda shall be signed by the selling licensee.*

*Subdivision 9. Any person violating any of the provisions of this chapter relating to taking of fish or the transportation thereof, shall be guilty of a misdemeanor and shall be punished by a fine of not less than \$25.00 nor more than \$50.00 or by imprisonment in the county jail for not less than 30 days nor more than 60 days.*

*Subdivision 10. The various provisions of this Act shall be severable and if any part, provision or subdivision shall be held to be invalid it shall not be held to invalidate any other part, provision or subdivision.*

Approved April 15, 1933.

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#### CHAPTER 264—S. F. No. 1230

*An act to amend Mason's Minnesota Statutes 1927, Sections 5846-28, 5846-34, 5846-36, and 5846-41, relating to the occupation of hairdressers and beauty culturists, the conduct of hairdressing and beauty culture shops or schools, and the qualifications of applicants for examinations, licenses and license fees.*

Be it enacted by the Legislature of the State of Minnesota:

**Section 1. Definitions—places where taught or practised:—**  
That Mason's Minnesota Statutes of 1927, Section 5846-28, be amended to read as follows:

"5846-28. For the purposes of this act, the following definitions shall be adopted and understood to be included within the meaning of the Act.

(a) Any person who engages in general public practice for compensation or other reward in any one or any combination of the following practices, to-wit: arranging, dressing, curling, waving, clensing, singeing, bleaching, coloring, or similar work upon the hair of any living person by any means, or slight hair trimming of women, as a part of women's hairdressing; the use of cosmetic preparations, antiseptics, tonics, lotions, or creams, aided with the hands or mechanical or electrical apparatus, or appliances used in massaging, cleansing, stimulating, manipulating, exercising, beautify-

ing, the scalp, face, neck, arms, bust or upper part of the body for the purposes of beautification, shall be defined as and construed to be practicing hairdressing and beauty culture, *provided, however, that no provision of this act shall in any manner be construed to apply to manufacturers of cosmetics, or their representatives or employees.*

(b) An operator is any person who has secured a license to engage in and engages in and follows the practices as named within this Act.

(c) A manager-operator is any person of legal age who owns, operates, conducts or manages a hairdressing and beauty culture shop or school; or who instructs in practical hairdressing and beauty culture work; provided, however, that it shall be lawful for any person to own, operate, conduct or manage a hairdressing and beauty culture shop or school without being licensed as a manager-operator if such person does not instruct in or practice any of the practices as defined in this Act but does employ one or more manager-operators in said shop or school to manage same or instruct therein.

(d) Hairdressing and beauty culture shall be practiced only in a room or rooms not used for sleeping or residential purposes, *completely partitioned off from living quarters* and must be equipped with hot and cold running water and with sewer connections. Where water and sewer connections are not available there must be maintained a proper receptacle for hot water of a capacity of not less than five gallons, and such cesspool or other method for the disposal of sewage and waste matter as may be approved by the local health authorities or local municipal ordinances.

(e) *All beauty shops shall be registered with the Board by the owners thereof, annually on or before the 31st day of December, upon blanks provided for such purposes by the Board showing the names of the owners and the location of their respective shops, and no such shops shall be permitted to operate without such registration.*

(f) *Hairdressing and beauty culture shall be taught in a room or rooms not used for sleeping or residential purposes and such rooms must be equipped with sufficient hot and cold running water and with sewer connections to insure sanitation for all students in attendance. Text books and charts and proper equipment necessary to conduct a school efficiently must be maintained by the school.*

(g) *A school of hairdressing and beauty culture is a place where any person, firm or corporation operates and maintains a class to*

*teach beauty culture as defined under this Act; or the individual dissemination of knowledge regarding hairdressing or beauty culture whether such person, firm, or corporation accepts compensation or not, shall be defined as a school of hairdressing and beauty culture."*

Sec. 2. **Qualifications of applicants for examinations and licenses—license fees.**—That Mason's Minnesota Statutes of 1927, Section 5846-34, be amended to read as follows:

"5846-34. The Board shall determine the sufficiency of the preliminary qualifications of the applicants for admission to examinations for license or qualifications for license. The following preliminary qualifications shall be sufficient:

(a) An operator may be licensed as such under this Act upon the payment of a fee of Five Dollars (\$5.00), provided he is of good moral character, and free from contagious or infectious diseases, is at least sixteen (16) years of age, *and have an eighth-grade school education or equivalent thereof*, and shall have satisfactorily passed both practical and theoretical examinations as given by the Board. The examination of such applicants shall be conducted under rules prescribed by such Board, and such examination shall include both practical demonstrations and written or oral tests, and shall not be confined to any specific system or method of hairdressing and beauty culture, and such examination shall be consistent with the practical and theoretical requirements as provided by this Act. *If a student shall fail to pass such examination, he or she shall take further training before being admitted to another examination, such further training time shall be specified by the Board but shall not exceed two hundred (200) hours.*

(b) A Manager-operator may be licensed as such under this Act upon the payment of a fee of Ten Dollars (\$10.00) provided that he *or she* has practiced as an operator *under the supervision of a manager-operator* in this state for at least one year, and upon complying with all other requirements applicable to a manager-operator as provided for in this Act.

(c) Renewal license fees shall be as follows:

For Operator—\$2.00

For Manager-operator—\$3.00."

Sec. 3. **Schools—approval by board—instruction and course of instruction.**—That Mason's Minnesota Statutes of 1927, Section 5846-36, be amended to read as follows:

"5846-36. It shall be competent for any person, firm, or corporation, conducting a hairdressing and beauty culture school, to

apply to the Board annually on or before the 31st day of December, and receive from said Board a certificate of approval for such school, and to have such school rated by the Board as an approved school in hairdressing and beauty culture and placed upon its list of such approved schools, upon complying with the following provisions; each applicant, whether individual, firm or corporation, shall prior to the opening of such school, present to such Board an application containing the following information: (1) Full name of individual, firm or corporation; including all the members, owners and directors of such firm or corporation.

(2) The past occupation of such individual or individuals.

(3) A complete financial statement showing the financial worth and responsibility of the individual or individuals constituting the firm or corporation.

(4) A brief plan of operation.

Upon receipt of such application the Board shall within a reasonable time determine the qualifications of the person or persons, firm or corporation seeking such application, and the issuance of such permit, license or certificate of registration shall be purely at the discretion of said Board. Provided that the Board may refuse to grant or renew any such certificate to any individual, firm or corporation guilty of fraud in making application therefor or at any time found guilty of a felony, immorality, or grossly unprofessional or dishonest conduct. Every beauty culture school in this state now holding a certificate of registration as such shall continue to practice as a registered beauty culture school without submitting a financial statement until such time as the Board shall request the same.

(a) The school shall maintain upon its staff one competent and qualified instructor for each thirty students or fraction thereof, and such school shall give and require a course of training and instruction of not less than one thousand (1000) hours of class room work, divided into classified hours conforming with the curriculum issued by the Board, said hours not to exceed eight (8) hours per day, to include both practical instruction and study and recitation in sanitation, sterilization, and the use of antiseptic consistent with the practical and theoretical requirements as applicable to and as provided in this Act; and shall comply with all rules and regulations relating to schools as in this Act contained. Professional departments shall be separated from the student section of the school.

(b) No school, duly approved under this Act, shall refuse to teach any student, otherwise qualified, on account of race, creed or color."

Sec. 4. **Display of license—renewal license.**—That Mason's Minnesota Statutes of 1927, Section 5846-41, be amended to read as follows:

"5846-41. Every holder of a license granted by the said Board, as provided in this Act, shall display it in a conspicuous place in his place of business. All licenses shall expire December 31st of the year in which issued, unless renewed as herein provided. The holder of a license issued by the said Board shall annually, on or before the 31st day of December, renew his license and pay the renewal fee. *If such license is not renewed on or before December 31st, of the year in which it is issued, such licensee shall pay a penalty of Five Dollars (\$5.00), in addition to the renewal fee of an operator's license and Ten Dollars (\$10.00), in addition to the renewal fee of a manager-operator's license. Such renewal license, however, shall be issued without examination within six (6) months from the time of expiration thereof.*"

Sec. 5. **Provisions separable.**—If any portion of this Act is declared unconstitutional by a court of competent jurisdiction, it shall not effect the validity of the remainder of the Act which can be given effect without the invalid portion.

Approved April 15, 1933.

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#### CHAPTER 265—H. F. No. 1231

*An act to authorize the payment of claims for death or injury to livestock where counties have discontinued the licensing of dogs and the livestock indemnity fund has been transferred to the general revenue fund.*

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **County board authorized to pay claims for death or injury to live stock in certain cases.**—The Board of County Commissioners of any county in this state, where said county adopted Laws 1931, Chapter 295 licensing dogs, and later discontinued the same and transferred the money in the livestock indemnity fund provided for in said chapter to the general revenue fund of such county, shall have the authority to pay any claims arising by reason of the death or injury of livestock during the time that such law was in force in said county, or thereafter, from