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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 1854

02/16/2023

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The bill was read for the first time and referred to the Committee on State and Local Government Finance and Policy

1.1 A bill for an act
1.2 relating to barbers; regulating mobile barber shops; authorizing rulemaking;
1.3 amending Minnesota Statutes 2022, section 154.02, by adding a subdivision;
1.4 proposing coding for new law in Minnesota Statutes, chapter 154.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2022, section 154.02, is amended by adding a subdivision
1.7 to read:

1.8 Subd. 5a. Mobile barber shop. A "mobile barber shop" is a barber shop that is operated
1.9 in a mobile vehicle or mobile structure for the exclusive use of practicing barbering services
1.10 as defined in subdivision 1 by a registered barber.

1.11 EFFECTIVE DATE. This section is effective August 1, 2023.

1.12 Sec. 2. [154.111] MOBILE BARBER SHOPS.

1.13 Subdivision 1. Registration. No person shall operate a mobile barber shop, as defined
1.14 in section 154.02, subdivision 5a, without registering with the board.

1.15 Subd. 2. Location. (a) Mobile barber shops are subject to all barber shop requirements
1.16 of this chapter and Minnesota Rules, except that a mobile barber shop is limited to providing
1.17 only the following services: hair cutting and straight razor shaves.

1.18 (b) In addition, mobile barber shop registration holders must:

1.19 (1) maintain a permanent address for receipt of correspondence and provide an address
1.20 where the barber shop is kept when not in service;

2.1 (2) visibly display the mobile barber shop name and registration number as shown on
2.2 the registration certificate on at least one exterior side of the mobile barber shop;

2.3 (3) supply to the board the make, model, and vehicle identification and license plate
2.4 numbers of any vehicle or mobile structure used as a mobile barber shop. Each mobile
2.5 barber shop registration is valid for a specific mobile vehicle or mobile structure only;

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

2.7 (5) submit to the board on or before the first day of each month the mobile barber shop
2.8 schedule of locations and times of operation for the month. Any proposed changes to the
2.9 schedule must be reported to the board via e-mail at the beginning of each week during
2.10 which the changes will occur; and

2.11 (6) comply with the requirements of this chapter, Minnesota Rules, and all federal, state,
2.12 and local laws, rules, and ordinances.

2.13 Subd. 3. **Water and wastewater requirements.** (a) The mobile barber shop must have
2.14 self-contained water holding tanks with gauges indicating the levels in the tanks and reserve
2.15 capabilities. The water supply tanks must be integrated and plumbed into the wastewater
2.16 tanks or gray water tanks.

2.17 (b) The mobile barber shop must have a potable water capacity of not less than 20 gallons
2.18 and a designated hose used only to fill the potable water tank.

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

2.21 (d) The mobile barber shop must have a wastewater tank or gray water tank capacity 15
2.22 percent larger than the water supply holding tank.

2.23 (e) A mobile barber shop must not operate when:

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

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

2.27 (f) A mobile barber shop must have a restroom in operating condition inside the mobile
2.28 barber shop that includes an installed hand sink with potable water, soap, single-use towels,
2.29 and a self-contained recirculating flush toilet with a holding tank or a properly maintained
2.30 composting toilet.

3.1 (g) Wastewater must be discharged into a sanitary sewage system or a sanitary dumping
3.2 station. When disposing of sewage and wastewater, each mobile barber shop shall comply
3.3 with all applicable federal, state, and local environmental and sanitary regulations.

3.4 (h) Portable shampoo containment bowls are acceptable. All other sinks must be installed
3.5 and connected to the vehicle's or mobile structure's potable water supply and wastewater
3.6 tanks.

3.7 **Subd. 4. Electrical and power requirements.** (a) If power for heating, air conditioning,
3.8 and other equipment is supplied by a generator, the generator must be properly vented
3.9 outside and all doors and windows must be closed when the generator is operating to avoid
3.10 exhaust entering the mobile barber shop. The generator must meet applicable municipal
3.11 noise ordinances.

3.12 (b) Liquefied petroleum gas (LP-gas) systems installed in the mobile barber shop must
3.13 comply with the current edition of the National Fire Protection Association Standard No.
3.14 58 LP-Gas Code as adopted under the State Fire Code. Use of portable heating units is
3.15 prohibited.

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

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

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

3.22 **Subd. 5. Safety and infection control requirements.** In addition to the safety and
3.23 infection control requirements for barber shops in this chapter and Minnesota Rules, mobile
3.24 barber shops must comply with the following requirements:

3.25 (1) services must not be provided unless the mobile barber shop is parked with the engine
3.26 off, stable, and leveled. Stabilizing jacks must be used when indicated by the manufacturer's
3.27 instructions of the vehicle or mobile structure. At least two wheel chocks must be in use
3.28 when the barber shop is operating;

3.29 (2) all services must be provided inside the vehicle or structure;

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

4.1 (4) the mobile barber shop must have a ventilation system sufficient to provide fresh air
4.2 in the barber shop; and

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

4.5 Subd. 6. **Compliance with local government law.** A mobile barber shop must comply
4.6 with all city, township, and county ordinances regarding wastewater disposal, commercial
4.7 motor vehicles, vehicle insurance, noise, signage, parking, commerce, business, and all
4.8 other local government requirements. A mobile barber shop owner has the responsibility
4.9 to investigate what requirements are applicable to the mobile barber shop in each jurisdiction
4.10 where the barber shop operates and to ensure compliance with the requirements.

4.11 **EFFECTIVE DATE.** This section is effective August 1, 2023.

4.12 Sec. 3. **RULEMAKING AUTHORITY; APPLICATION.**

4.13 The Board of Barber Examiners may adopt rules to establish license application
4.14 procedures for a mobile barber shop under Minnesota Statutes, section 154.02, subdivision
4.15 5a. The board shall not implement licensing for mobile barber shops until rules are
4.16 implemented under this section.

4.17 **EFFECTIVE DATE.** This section is effective the day following final enactment.