

*Elliott
Criswell
Custor*

LAW LIBRARY
ARIZONA ATTORNEY GENERAL

March 25, 1954
Letter Opinion
No. 54-79-L

Mr. Glenn E. Spangler, President
State Board of Barber Examiners
17 South Eighteenth Avenue
Phoenix, Arizona

Re: Requirement of educational card for
barber student.

Dear Mr. Spangler:

In reply to your letter of March 3, 1954, requesting an opinion as to whether or not the Board of Barber Examiners can require a student or postgraduate student before entering a school or college of barbering in Arizona to acquire an educational card to conform with the legal requirements, it is the opinion of this office that this can be done. Section 67-112, A.C.A. 1939, sets forth the barber school requirements and provides in part:

"67-112. Barber school requirements.--No
barber school shall be licensed and approved
by the board to operate as such unless it re-
quires as a prerequisite to admission that the
applicant: * * *

(3) Furnish a diploma showing graduation
from an eighth grade grammar school or have
an equivalent education, as determined by the
board; * * *"

From the above quoted code section it appears that a barber school must require a student, as a prerequisite to admission, to furnish said school with a diploma or make some showing of an equivalent education which could be easily condensed on a "card".

It would not be unreasonable, therefore, to require the school to furnish a copy of said educational qualifications to the Board at the time of the student's enrollment, since it is the duty of the Board to enforce and make reasonable rules and regulations for the enforcement of the provisions of this Act under Section 67-131, A.C.A. 1939, which states in part:

Mr. Glenn E. Spangler, President
State Board of Barber Examiners

March 25, 1954
Page Two

"67-131. Board may promulgate rules
and regulations.--The board shall have authority
to make reasonable rules and regulations for
the administration of this article and to
prescribe any sanitary requirements in addition
to those specified herein, in aid or in
furtherance of the provisions of this article.* * *"

It is the opinion of this office that the aforementioned
requirement would be deemed a reasonable rule or regulation to
enforce the provisions of the Barbering Act.

Yours very truly,

JOHN R. ELLIOTT
Assistant to the
Attorney General

JRE:mp