

November 16, 1939.

Arizona State Board of Beauty Culturist Examiners,
239 First National Bank of Arizona Building
Phoenix, Arizona.

Attention: Mrs. Pearl Ware.

LAW LIBRARY
ARIZONA ATTORNEY GENERAL

Dear Mesdamos:

In answer to your request for an opinion dated November 2, wherein you state that you requested a certain beauty culturist school to give you the record of hours on one Lucy Cheney who entered said school as a student on August 11, 1938 and that the owner of said school stated to you that she has no record of Lucy Cheney's hours. You further state it is your belief that she must have acquired some hours during her stay and that this girl wishes to enter another school but before she does so she must have a record from the school previously attended in order to receive credit for the hours acquired.

You wish to know how you can proceed to obtain or determine the number of hours Miss Cheney is entitled to. Please be advised that Section 23, Chapter 52, Laws of 1935, provide, among other things, that any member of the board, or its agents or assistants, shall have authority to enter upon and inspect any beauty culturist shop or beauty culturist school at any time during business hours. We also understand that your board has passed a rule under your authority, to make reasonable rules and regulations for the administration of the beauty culturist act which rule requires that upon request of your board, schools must furnish the number of hours credited to each student.

We are of the opinion that you have the authority to enter upon and inspect such beauty culturist school to determine whether they are complying with all the requirements of Section 11, Chapter 52, Laws of 1935, and with your rules and regulations. Your authority, however, to enter such school is one which is allowed under Section 23 of the Beauty Culturist Act and in case of refusal by the school authorities to allow you to enter said school for the required inspection, the only manner you can enforce that authority is by filing judicial proceedings in Superior Court.

Yours very truly,

JOE CONWAY,
Attorney General.

EARL ANDERSON,
Special Assistant
Attorney General.

ALBERT M. GARCIA,
Assistant Attorney General.