

Assembly
HEALTH & WELFARE COMMITTEE MINUTES

MARCH 12, 1973

MEMBERS PRESENT: BENNETT, CRADDOCK, WITTENBERG,
McNEEL, HICKEY & FRY

MEMBERS ABSENT: GETTO

GUESTS: See list attached

Chairman Bennett called meeting to order at 8:10 a.m. for the purpose of discussing AB 287 and ACR 6. The meeting then adjourned to Room 131 because of crowded conditions in Room 240.

Mr. Carl Lovell, representing the Barbers' Association, was the first speaker. AB 287 is corrective legislation for what happened in 1969, and it is for the benefit of consumer protection. It is not a question of male vs. female. The present law is that cosmetologists cannot cut men's hair. The law was not being enforced and beauty parlors were advertising in phone books and newspapers to cut men's hair. AB 287 is corrective legislation to put back into proper prospective what the state wants to do in separating these two different professions - barbers and cosmetologists.

The whole point is to have Legislature once and for all state and assist governmental control, governmental regulations and a consistent and determined enforcement of these laws. The press has indicated that the right to cut men's hair is being taken away from the cosmetologists, but they have never had such right and nothing is being taken away. ACR 6 indicates that it is the legislative intent to keep the two professions separate. The barbers are in no way trying to keep beauticians from cutting women's hair.

After graduating from barbers' college, the barber is continually studying, attending seminars, etc. They are not trying to find a gold mine, or take away at the expense of the beauticians, but trying to retain that which they have studied long and hard hours for.

Mr. Tex Covington, retired and interested citizen, appeared in opposition to the bill. He feels that this bill is not to improve health and welfare of the people of the State of Nevada. The present law is a health and sanitation law and has worked well and should be left along. If law is changed it will be restrictive. He feels that AB 287 should be in Labor and Management Committee, and also the citizens should decide who is to cut their hair.

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Mr. Dan Grade, Registered Barber, appeared in support of AB 287 and ACR 6. He is spokesman for the State Assn. of Barbers. He is here to refute allegations that barbers are not trained in cutting of long hair - it is simply not true. He showed pamphlets showing how they kept up with trends and attended workshops monthly - sometimes weekly. The barbers don't want to have to be up before the Legislature every two years and they hope to get matter settled this year that barbers and cosmetologists have different functions. The barbers worked hard with cosmetologists two years ago, and Legislature had no more adjourned that representatives of State Board of Cosmetology were going in to cosmetologists and saying they were allowed to cut men's hair.

Mr. Ray Boyne (?), Board of Cosmetology, said Attorney Generals office said that if beauty shops are not cutting more than 50%, they are not breaking the law. A Maryland judge ruled that laws which restrict cosmetologists from cutting hair is a denial of the 14th Amendment. It is pure discrimination. The men are going into beauty shops and asking to have a hair cut, since they cannot get it cut the way they want it at the barbers.

Leggetta Guigi, hair stylist, appeared in opposition. If a woman wants to go to a barber, she is free to go. If a man wants to go to a beauty salon for a hair styling, he should have same privilege. If a barber cuts women's hair he should have two bathrooms as he does. The reason we have this beautiful country is the ability to compete. He feels everyone should go where they want to get hair cut or styled.

The next witness was Ken Shaddy, representing the Barbers Health & Sanitation Board. He wonders why the two boards do not get together and rectify some of the problems. He cited various instances when they had met with Cosmetology Board and Attorney General's office, and Cosmetology Board said they would get back to Barbers Board, but there was never any response. They want the Legislature to make the law definite once and for all.

Bernice Riggs, licensed cosmetologist, speaking for cosmetology industry of U. S. and for the licensed cosmetologists of the State of Nevada, discussed education received by

cosmetologists and money received from Government to assist students. She believes it is unconstitutional to have the privilege of cutting hair taken away from them, as they have as much right as anyone to a livelihood. She presented petitions taken in the area.

Bernice Randall, State Board of Cosmetology, said this was not a new situation, as the Barbers have tried to take away from the cosmetologists since 1933. To her this is an amendment to the Cosmetology Act and not the Barber Act, and she feels that the barbers have no right to amend someone else's regulatory statutes. After a cosmetologist comes out of school, she would necessarily have to go back into a barber school to comply with lines 16 - 20 and 21-22-23 (Sec. 3) in order to get a barbers license. All this is discriminatory. Men should be given privilege and right to go where they want to get their hair cut and styled. The wording of the law in 644.473 says it is unlawful for any licensed cosmetologist to engage PRIMARILY in cutting mens' hair or representing themselves to the public as being PRIMARILY in cutting mens' hair. This was agreed upon between barbers and cosmetologists in 1970.

Jack Farrell, a cosmetologist and barber - had both schools of training. He is for the passage of AB 287. Definition of cosmetician is a person engaged in applying or selling cosmetics. Definition of barber is person engaged in cutting and shaping hair. Each should be engaged in their own business and separated.

Charles Cuddy, former state member and past president of Board of Cosmetology, stated that all through the chapter they talk about females except when it comes to manicurists, and then they say "any person". They don't mind manicurists going in and doing mens nails, and there is no difference between mens and womens hair.

Jimmy Three, a licensed barber and secretary-treasurer of Local 714 representing Clark County, presented letters signed by 118 licensed barbers stating they are opposed to anyone practicing barbering without taking the necessary training. There should be a distinct separation between barbering and cosmetology.

Bill Seacrest, practicing barber in Las Vegas. He agrees that hair is hair, but the discussion here is about LICENSES. If a beautician is going to cut a man's hair, they should be issued a barber's license.

Tom Womsley, representing Barbers' Association in Reno, consisting of about 150 barbers, presented petition supporting AB 287, signed by practically all barbers in Reno and Sparks.

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Attorney Carl Lovell returned to state that with all respect to Mrs. Randall he felt she had misquoted statutes. The law since 1969 all the way through has stated: "it is unlawful for any cosmetological establishment to engage primarily in cutting mens' hair". They do not object to such establishments cutting hair if there is a licensed barber there. The cosmetologists own statute as it exists today (644.030) under definition of words and terms: "Cosmetology (3b) cutting, shaping and styling hair of women and children." Male is not mentioned anywhere in their own definitions or their own terms. Therefore a licensed barber must be in beauty shops to cut mens hair.

Mrs. Dorothy Feeny, Cosmetologist, stated that in 38 states the Supreme Court has upheld cosmetologists cutting mens hair.

Assemblyman Gojack requested the Committee to enter a letter from Mrs. Jane A. Ridge in the Minutes. A copy is attached hereto marked Exhibit A and made a part hereof.

Witnesses were dismissed and the Committee proceeded to take the following action:

AB 287 - Mr. Wittenberg moved "do pass". Seconded by Mr. McNeel. Yes votes: Bennett, Craddock, Wittenberg, McNeel.
No votes: Hickey and Fry.
Motion carried.

ACR 6 - Mr. Wittenberg moved "do pass". Seconded by Mr. McNeel.
Yes votes: Bennett, Craddock, Hickey, Wittenberg, McNeel.
No votes: Fry
Motion carried.

Meeting adjourned.

Respectfully submitted,

Jane Dunne, Secretary

AGENDA FOR COMMITTEE ON HEALTH & WELFARE
Monday
Date March 12, 1973 Time 8:00 a.m. Room 240

<u>Bills or Resolutions to be considered</u>	<u>Subject</u>	<u>Counsel requested*</u>
AB 287	Restricts the practice of cosmetology.	
ACR 6	Expresses the attitude of the legislature concerning the services of barbers and cosmetologists.	

*Please do not ask for counsel unless necessary.

57TH NEVADA LEGISLATURE

HEALTH AND WELFARE COMMITTEE
LEGISLATION ACTION

DATE March 12, 1973

SUBJECT AB 287

MOTION:

Do Pass x Amend Indefinitely Postpone Reconsider --

Moved By Wittenberg Seconded by McNeel

AMENDMENT:

Moved By Seconded By

AMENDMENT:

Moved By Seconded By

VOTE:	<u>MOTION</u>		<u>AMEND</u>		<u>AMEND</u>	
	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
Bennett, M.	<u>x</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Craddock, R.	<u>x</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Hickey, T.	<u> </u>	<u>x</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Wittenberg, A.	<u>x</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Fry, L.	<u> </u>	<u>x</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Getto, V.	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
McNeel, R.	<u>x</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

TALLY:

Original Motion: Passed x Defeated Withdrawn
 Amended & Passed Amended & Defeated
 Amended & Passed Amended & Defeated

Attach to Minutes March 12, 1973
(Date)

HEALTH AND WELFARE COMMITTEE
LEGISLATION ACTION

DATE March 12, 1973

SUBJECT ACR 6

MOTION:

Do Pass Amend Indefinitely Postpone Reconsider

Moved By Wittenberg Seconded by McNeel

AMENDMENT:

Moved By _____ Seconded By _____

AMENDMENT:

Moved By _____ Seconded By _____

VOTE:

	MOTION		AMEND		AMEND	
	Yes	No	Yes	No	Yes	No
Bennett, M.	<input checked="" type="checkbox"/>					
Craddock, R.	<input checked="" type="checkbox"/>					
Hickey, T.	<input checked="" type="checkbox"/>					
Wittenberg, A.	<input checked="" type="checkbox"/>					
Fry, L.		<input checked="" type="checkbox"/>				
Getto, V.						
McNeel, R.	<input checked="" type="checkbox"/>					

TALLY:

Original Motion: Passed Defeated Withdrawn

Amended & Passed _____ Amended & Defeated _____

Amended & Passed _____ Amended & Defeated _____

Attach to Minutes March 12, 1973
(Date)

380 S. Sierra
Reno, Nev.

Mrs. Mary Gojack
Reno, Nev.

Dear Mary,

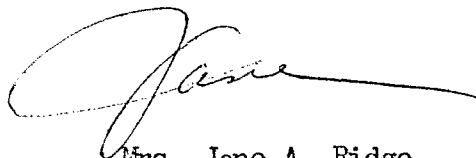
This letter is in reference to the Nevada State Board of Cosmetology.

I have read in the paper where they want to put the board under the Department of Commerce. It is my understanding that if this is done they will have paid examiners. This would be without objection but either way I feel that some one with knowledge of Electrolysis should give ~~that~~ exam. At the present time no one on the board has anything to do with this field. Since it does require special training and there has just been a school started in Sparks, I hope this will be considered.

I have requested an associate appointment to give the Electrolysis exams only. In doing so I have written to Governor O'Callaghan and his answer referred me to NRS # 644.020 and # 644.040. I have also written to the Attorney General and that office sent my request to Las Vegas to the Board of Cosmetology office. (I'm afraid it will remain there.)

I will certainly appreciate any help you can give me.

Sincerely,



Mrs. Jane A. Ridge

786-2584

HEALTH AND WELFARE COMMITTEEGUEST REGISTER

Date: _____

NAME	REPRESENTING	
Gordon H. Smith	Barber	For
Joe Rondo	Barber	For
R.W. Jesse Welles	Barber	For
Chas. Danick	Barber -	For
→ James V. Threes	Barber	For
Louis M. McTome	Barber	For
C. E. Brown	Barber	For
Carl J. Lewis	Barber	For
Laurie D. Hunt	Barber	For
Janie Kasutack	Cosmetologist (opponent)	
Donna Reyes	Cosmetologist	Against
Joan Keeler	Salon owner & manicurist	Against
Vicky Macon	Hairdresser	
Michelle Hampton	Cosmetologist	Against

HEALTH AND WELFARE COMMITTEE

GUEST REGISTER

Date: 3/12/73

NAME

REPRESENTING

NAME	REPRESENTING
Rose Davis	Cosmetologist
Ubbie Loukin	Cosmetologist
Bart Anderson	Barber - Stylist FOR
Ray Anderson	Future Barber Stylist FE
→ AH Livingston	Cosmetologist
Thomas J. Stelmak	Barber for
Jackie Dupont	Cosmetologist (Miss)
Theresa Buchanan	Cosmetologist Against
Frank McNamee	Cosmetologist Against
Paula Coate	Cosmetology Against
Ray Monin	Cosmetology against
Janet Glover	Cosmetology Against
George Beaquad	Cosmetology Against
→ Bernice Randall	Cosmetology - against
B. J. Spratt	Cos. against
Phyllis Karlar	cosmet. against
11-1-73	

Charles B Cuddy	Barber	FOR
Young J. Capitan	BARBER	FOR
Robert Kimington	Barber	For
Samuel	Barber	For
John H. Dixon	Barber	For.
George E. Mann	Barber	FOR
James S. Cannon	Barber	FOR

5 - Hair & Beauty

NAME	PROFESSION	FOR
Jack F. Ferrel	Barber	For
June M. Allen	Barber	For
NILVA WISE	Cosmetologist	against
KAREN MOYLE	-	against
DENNIS EATON	-	against
DENISE MILLER	-	against
Bernice Randall	Cosmetologist	against
Herald Feeney	Cosmetologist	Against
Cara Williams	Cosmetologist	Against
Ezzie Marion	"	Against
Charles B. Bane	"	against
Gene L. Yates	Cosmetologist	against
Maurice Bunde	Cosmetologist	Against
Marjorie Young	Cosmetologist	against
Mary Lou Schweigman	Cosmetologist	Against
Esperanza Hooden	" " "	against
Kela Nelson	Cosmetologist	against
Dyno Bobo	COSMETOLOGIST	against
Blanche Riggs	"	against
Robert M. Smith	cosmetologist	against
Fred Fisher	cosmetologist	against
Dorcas Keeser	cosmetologist	against
Nilva Wise	"	against
Janice Turner	-	-
Brenda Banovich	Cosmetologist	Against
Cathy Banovich	CITIZEN	Against
John C. Nelson	Cosmetologist	Against

Please PRINT

Name

Frances Craik

JANETTE VERNER

Albina Jonkin

Rose Davis

Verna Penney

Rose Luck

HOWARD SANDERSON

Dan Gray

Gary Rine

→ Carl Lovell

Representing

Cosmetologists

Cosmetologists

"

cosmetologist

cosmetologist

cosmetologist

BARBERS

Barber

Barber

Representing

For
Agains

against

against

against

against

against

against

FOR

For

for

Feb. 12.

Melvin E. Keller Barber for
S Nevada of Hairdressers Assoc. - Sec + Treas)
Lewdell Schlar Cosmetologist against
Iris Edmu Cosmetologist against
A. C. Harretow, Registered Vota Against.
Mrs Lila Purcell Hairdresser Against

John Brown	Barber	For
Ellen G. Gorman		
Ann Gorman	Barber	For
Charles C. Cuddy	Barber	FOR
John D. Dixon	Barber	For
James D. Hall	Barber	FOR
Ken Maddy	Barber	For
Tracy Heights	Cosmetologist	Against
Judi Baldwin	" "	Against
Julie B. Gray	Attorney	Against
Boni G. Lense	Cosmetologist	Against
Virginia Sebban	Cosmetologist	Against
Joe Sturtevant	Barber	For

Cora Liff Adams	Cosm	Against
Ida M. Reynolds	Cos	Against
Emma Jackson	Cos	Against
May Collins	Cos	Against

HEALTH AND WELFARE COMMITTEE

GUEST REGISTER

Date: _____

A.B.
267

NAME	REPRESENTING
Ed. V. Smith	BARBERS For
→ Kent Remington	Barbers For
James P. Carpenter	BARBERS FOR
Larry J. Nelson	Barber FOR
→ Bill E. Secret	Stylist BARBER FOR
Kay "Lenny" Pellmessel	Barber/Hair Stylist FOR
Emo M. Martelli	BARBER FOR
Howard G. C. M.	BARBER STYLIST <u>FOR</u>
BYRON SHUTT	BARBER FOR
RAY FERGOTT	BARBER FOR
Agnes	HAIRDRESSERS AGAINST
Laura Kinder	Cosmetologist (against)
Felice Schumacher	Cosmetologist (against)
Mary Ferris	cosmetologist (against)
Lori Hanson	cosmetologist (against)
Lissa Herman	cosmetologist (against)
Bill Thompson	HAIR DRESSERS