

Amendment No.1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u>      </u>	(Y/N)
ADOPTED AS AMENDED	<u>      </u>	(Y/N)
ADOPTED W/O OBJECTION	<u>      </u>	(Y/N)
FAILED TO ADOPT	<u>      </u>	(Y/N)
WITHDRAWN	<u>      </u>	(Y/N)
OTHER	<u>      </u>	

1 Committee/Subcommittee hearing bill: Regulatory Reform &  
2 Economic Development Subcommittee  
3 Representative Valdés offered the following:

**Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:  
7 Section 1. Subsection (8) is added to section 476.144,  
8 Florida Statutes, to read:  
9 476.144 Licensure.—

10 (8)(a) As used in this chapter, "limited barbering" means  
11 the following practices when done for remuneration for the  
12 public, but not when done for the treatment of disease or  
13 physical or mental ailments:

14 1. Hair cutting and styling, including the application of  
15 hair tonics and hair spray, but not including the application of  
16 any other chemical preparations or solutions to the hair,

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17        2. Mustache and beard trimming, and

18        3. Shampooing hair, including the application of shampoos  
19 and hair conditioners and blow drying the hair.

20        (b) Notwithstanding any other provision of this chapter or  
21 board rule, a person without a license to practice barbering and  
22 who has not completed an examination or training required under  
23 s. 476.114 may perform limited barbering, if:

24        1. The person registers his or her name with the board.

25        2. The person performs limited barbering in a licensed  
26 barbershop with a licensed barber present.

27        3. The person has completed a continuing educational  
28 course approved by the board on human immunodeficiency virus and  
29 acquired immune deficiency syndrome, as required by s. 455.2228.

30        4. The person complies with all safety and sanitation  
31 requirements for barbershop personnel while practicing limited  
32 barbering.

33        (c) Upon receipt of the registration request, the board:

34        1. May not charge a fee for such registration.

35        2. May deny such registration if the person has been  
36 disciplined relating to the practice of barbering in the  
37 previous 5 years in any jurisdiction or as provided under s.  
38 455.213(3).

39        3. Must list the person on department's website as a  
40 limited barber if he or she is granted a registration.

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41 Section 2. Subsection (10) of section 476.184, Florida  
42 Statutes, is amended to read:

43 476.184 Barbershop licensure; requirements; fee;  
44 inspection; license display.—

45 (10) Each barbershop shall display, in a conspicuous  
46 place, the barbershop license and each individual licensee's  
47 certificate or each individual's proof of limited barber  
48 registration.

49 Section 3. Subsection (1) of section 476.188, Florida  
50 Statutes, is amended to read:

51 476.188 Barber services to be performed in registered  
52 barbershop; exception.—

53 (1) Barber services shall be performed only by licensed  
54 barbers in registered barbershops, except as otherwise provided  
55 in this section. However, a person registered to perform limited  
56 barbering pursuant to s. 476.144(8) may perform limited  
57 barbering in a licensed barbershop.

58 Section 4. Paragraphs (a), (b), and (d) of subsection (1)  
59 of section 476.194, Florida Statutes, are amended to read:

60 476.194 Prohibited acts.—

61 (1) It is unlawful for any person to:

62 (a) Engage in the practice of barbering without an active  
63 license as a barber issued pursuant to the provisions of this  
64 act by the department, unless the person is registered to  
65 perform limited barbering under s. 476.144(8).

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66 (b) Hire or employ any person to engage in the practice of  
67 barbering unless such person holds a valid license as a barber  
68 or is registered to perform limited barbering under s.  
69 476.144(8).

70 (d) Own, operate, maintain, open, establish, conduct, or  
71 have charge of, either alone or with another person or persons,  
72 a barbershop:

73 1. Which is not licensed under the provisions of this  
74 chapter; or

75 2. In which a person not licensed as a barber is permitted  
76 to perform services, unless the person is registered to perform  
77 limited barbering under s. 476.144(8).

78 Section 5. Paragraph (a) of subsection (1) of section  
79 476.204, Florida Statutes, is amended to read:

80 476.204 Penalties.—

81 (1) It is unlawful for any person to:

82 (a) Hold himself or herself out as a barber unless duly  
83 licensed as provided in this chapter or registered to perform  
84 limited barbering under s. 476.144(8).

85 Section 6. Subsections (1) and (2) of section 476.214,  
86 Florida Statutes, are amended to read:

87 476.214 Grounds for suspending, revoking, or refusing to  
88 grant license or certificate.—

89 (1) The board shall have the power to revoke or suspend  
90 any registration to practice limited barbering, license,

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91 registration card, or certificate of registration issued  
92 pursuant to this act, or to reprimand, censure, deny subsequent  
93 licensure of, or otherwise discipline any person registered to  
94 practice limited barbering or any holder of a license,  
95 registration card, or certificate of registration issued  
96 pursuant to this act, for any of the following causes:

97 (a) Gross malpractice or gross incompetency in the  
98 practice of barbering;

99 (b) Practice by a person knowingly having an infectious or  
100 contagious disease; or

101 (c) Commission of any of the offenses described in s.  
102 476.194.

103 (2) The board shall keep a record of its disciplinary  
104 proceedings against persons registered to practice limited  
105 barbering and holders of licenses or certificates of  
106 registration issued pursuant to this act.

107 Section 7. This act shall take effect July 1, 2023.

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109 -----  
110 **T I T L E A M E N D M E N T**

111 Remove lines 2-6 and insert:

112 An act relating to limited barbering; amending s. 476.144, F.S.;  
113 authorizing persons without a license to practice barbering to  
114 perform restricted barbering at barbershops if certain

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115 requirements are met; amending ss. 476.184, 476.188, 476.194,  
116 and 476.204, F.S.;