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**IDAPA 24
TITLE 02
CHAPTER 01**

24.02.01 - RULES OF THE BOARD OF BARBER EXAMINERS

000. LEGAL AUTHORITY (RULE 0).

These rules are hereby prescribed and established pursuant to the authority vested in the Board of Barber Examiners by the provisions of Section 54-521, Idaho Code. (7-1-93)

001. TITLE AND SCOPE (RULE 1).

These rules shall be cited as IDAPA 24.02.01, "Rules of the Board of Barber Examiners." (7-1-93)

002. WRITTEN INTERPRETATIONS (RULE 2).

The board may have written statements that pertain to the interpretation of the rules of this chapter. Such interpretations, if any, are available for public inspection and copying at cost in the main office of the Bureau of Occupational Licenses. (3-13-02)

003. ADMINISTRATIVE APPEALS (RULE 3).

Administrative appeals shall be governed by the Administrative Procedure Act, Title 67, Chapter 52, Idaho Code. (3-13-02)

004. INCORPORATION BY REFERENCE (RULE 4).

These rules do not incorporate by reference any document other than those sections of Idaho Code so referenced. (3-13-02)

005. ADDRESS OF IDAHO BOARD OF BARBER EXAMINERS (RULE 5).

The office of the Board of Barber Examiners is located within the Bureau of Occupational Licenses, 700 W. State Street, Boise, Idaho 83702. The Bureau is open between the hours of 8 a.m. and 5 p.m. each day except Saturdays, Sundays and holidays. The telephone number of the Board is (208) 334-3233. The Board's fax number is (208) 334-3945. The Board's e-mail address is bar@ibol.idaho.gov. The Board's official website is <http://www.ibol.idaho.gov>. (3-24-05)

006. PUBLIC RECORDS (RULE 6).

The records associated with the Board of Barber Examiners are subject to the provisions of the Idaho Public Records Act, Title 74, Chapter 1, Idaho Code. (3-13-02)

007. -- 009. (RESERVED)

010. DEFINITIONS (RULE 10).

01. Approved or Approval. Approved by or approval of the Board as evidenced by formal action of the Board by a written instrument signed by the chairman of the Board or its agent. (3-13-02)

02. Barber College. A school or college approved by the Board to teach the practice of barbering as required by Section 54-507, Idaho Code, and these rules. (3-13-02)

03. Board. The Board of Barber Examiners as prescribed in Section 54-521, Idaho Code. (7-1-93)

04. First Aid Kit. First-aid kit means an identifiable assortment of medical supplies, including adhesive bandages, skin antiseptic, disposable gloves, and gauze, which may be used for cleaning and protecting minor emergency traumas of the human body. (3-13-02)

05. Hospital Grade. Hospital Grade means a sanitizing agent registered by the Environmental Protection Agency as an effective germicidal/bactericidal, fungicidal, and virucidal disinfectant when used in accordance with the manufacturer's instructions. (7-1-98)

06. Practice of Barbering. Practice of barbering as defined by Section 54-502(2), Idaho Code.

(3-13-02)

07. Practice of Barber-Styling. Practice of Barber-Styling as defined by Section 54-502(1), Idaho Code or under the supervision of an instructor as provided in Section 54-507, Idaho Code. (3-13-02)

08. Barber. Any person who holds a valid license authorizing said person to practice as a barber pursuant to Section 54-501, Idaho Code. (3-13-02)

09. Barber-Stylist. Any person who holds a valid license authorizing said person to practice as a barber-stylist pursuant to Section 54-501, Idaho Code. (3-13-02)

10. Barber Teacher or Instructor. Any person who holds a valid license pursuant to Section 54-502, Idaho Code, authorizing said person to teach or practice barbering and barber-styling. The words "Teacher" and "Instructor" mean the same and are used synonymously. (5-8-09)

11. Theoretical Scientific Study. The study of theoretical subjects of instruction in the practice of barbering which shall include the subjects set forth in Section 54-507, Idaho Code. (7-1-93)

12. Barber Shop. Any establishment licensed pursuant to Section 54-501, Idaho Code, in which barbering or barber-styling is practiced. (3-13-02)

13. Access. For the purpose of licensed shops, access shall be defined as a minimum three (3) foot wide unobstructed path within a primary shop that allows passage to and from entrances, common areas, water sources, restrooms, and contiguous shops. (4-11-15)

14. Direct Personal Supervision. Direct personal supervision shall be defined as supervision by a properly licensed person who is physically present within the licensed area of a school or shop. (3-13-02)

15. Bureau. The Bureau of Occupational Licenses as prescribed in Sections 54-605 and 67-2602, Idaho Code. (3-13-02)

011. -- 099. (RESERVED)

100. BOARD MEETINGS AND EXAMINATIONS -- DATES -- PLACES -- TERMINATION OF RECORDS (RULE 100).

01. Board Meetings. Regular Board of Barber Examiners meetings shall be held at the office of the Bureau of Occupational Licenses on the second Monday of each July and at such other times and places as may be determined by the Board. (3-13-02)

02. Examinations. Examinations for licensure shall be offered at least two (2) times a year and shall be published annually. (5-8-09)

03. Records. All records in the office of the Bureau of Occupational Licenses of applicants who have not qualified for licensure within five (5) years of receipt of an application for licensure under the Barber Law will be terminated and destroyed. (5-8-09)

101. -- 149. (RESERVED)

150. FEES (RULE 150).

01. Examination Fee. Examination fee of seventy-five dollars (\$75) shall be required for each examination administered by the Board. The fee for those examinations administered by a third party administrator shall be that fee determined by the examination administrator and shall be paid directly to the administrator by the applicant. (5-8-09)

02. Endorsement Fee. Endorsement fee - eighty dollars (\$80). (7-1-93)

03. Original Barber and Barber-Stylist License Fee. Original Barber and Barber-Stylist License Fee - twenty-five dollars (\$25). (3-24-05)

04. Annual Renewal Fee for Barber and Barber-Stylist License. Annual renewal fee for Barber and Barber-Stylist license - twenty-five dollars (\$25). (3-24-05)

05. Original Barbershop License Fee. Original Barbershop license fee - fifty dollars (\$50). (3-18-99)

06. Annual Renewal Fee for Barbershop License. Annual renewal fee for Barbershop license - thirty dollars (\$30). (3-18-99)

07. Original License and Annual Renewal Fee For Barber College License. Original license and annual renewal fee for Barber College license - two hundred dollars (\$200). (3-13-02)

08. Teacher Certificate Examination. Teacher certificate examination - one hundred dollars (\$100). (7-1-93)

09. Original Teacher License and Annual Renewal For Teacher License. Original teacher license and annual renewal for teacher license - twenty-five dollars (\$25). (3-24-05)

10. Renewal and Reinstatement of Licenses. See Sections 54-518 and 67-2614, Idaho Code. (7-1-93)

151. -- 199. (RESERVED)

200. APPLICATIONS (RULE 200).

01. Complete Application for License. All applications for license shall be made on forms furnished by the Bureau of Occupational Licenses and received in that office at least thirty (30) days prior to the date of examination. All information requested on the application together with any required supporting documentation and the required fees must be received by the Bureau of Occupational Licenses before any application will be considered complete. (3-13-02)

02. Photographs Required. One (1) passport photograph taken within the six (6) months prior to submission of the application, shall be provided. (Section 54-509, Idaho Code). (3-13-02)

201. -- 249. (RESERVED)

250. EDUCATIONAL REQUIREMENTS AND EQUIVALENCY (RULE 250).

01. High School Education. The Idaho law as amended by the 1959 Session of the Idaho State Legislature requires that an applicant for license under Sections 54-506 and 54-512, Idaho Code, show proof of having at least two (2) years of high school education. This provision has been interpreted as satisfactory completion of the tenth grade - with eligibility to commence the eleventh grade. (3-13-02)

02. Equivalent Tenth Grade Education. The Board will accept any test approved by the United States Department of Education for the purpose of determining equivalent tenth grade education. (4-5-00)

03. Degrees. The Board will accept documents establishing admission to, or an associates, bachelors, or graduate degree from an accredited college or university for the purpose of determining equivalent tenth grade education. (5-8-09)

04. Test Fees. All fees required for any examinations to determine equivalence are the responsibility of the applicant. If an applicant takes the GED equivalence examination and receives an average cutting score of not less than thirty-five (35), with no category below a cutting score of thirty (30), he or she is considered to have the equivalent of a tenth grade education. (3-13-02)

251. -- 349. (RESERVED)

350. ENDORSEMENT (RULE 350).

01. Requirements for Licensure by Endorsement. (3-13-02)

a. Applicants for license by endorsement under the provisions of Section 54-512, Idaho Code, must make application on the form provided by the Board and furnish proof of current license in another state or country, having requirements substantially equal to the requirements of Idaho, or who has a current license as a barber or barber-stylist in another state or country and has maintained that license for at least three (3) years immediately prior to making application in this state. (3-13-02)

b. Certification of licensure must be completed and signed by the licensing agency of such other state, or country, and received in the office of the Bureau of Occupational Licenses directly from the licensing agency of such other state or country. (3-13-02)

c. Each applicant must provide official documentation of having met the education requirements as set forth in Section 54-506, Idaho Code. Documentation must be received in the office of the Bureau of Occupational Licenses directly from the school registrar or other certifying entity. (3-13-02)

d. Applications for license by endorsement must be accompanied by the endorsement fee and the license fee. If the Idaho Barber Board finds that the applicant is ineligible for license by endorsement, but is eligible for license by examination, a refund may be made of the endorsement fee in excess of the required examination fee, and the applicant permitted to take the examination. (7-1-93)

e. The board shall require all applicants for endorsement to sign an affidavit swearing under oath that they have fully reviewed and understand and will abide by the Idaho Barber Law, Title 54, Chapter 5, Idaho Code, and the Board's Rules, IDAPA 24.02.01, "Rules of the Board of Barber Examiners". (4-7-11)

02. Requirements for Licensure by Examination. Credit of fifty (50) hours of instruction in an approved school of barbering, will be given for each three (3) months of practical experience as a licensed barber or a barber-stylist in another state, territory, possession or country. (Example: If a barber-stylist, is licensed in a state which does not have requirements equal to the requirements of Idaho, or for any other reason does not have endorsement with Idaho, such applicant is required to meet the educational requirements of Idaho.) If he has completed a course of one thousand six hundred (1,600) hours of instruction in a licensed school in such other state and has one (1) year of practical experience as a licensed barber-stylist, he is considered to have completed two hundred (200) hours of instruction in school, and is eligible to take the examination for Idaho barber-stylist license. (3-13-02)

351. -- 399. (RESERVED)

400. EXAMINATION (RULE 400).

01. Content and Passing Grade on Exam. The examination will consist of two (2) portions: theory and practical. An applicant must obtain at least a seventy-five percent (75%) grade on each portion to pass the examination. (4-7-11)

02. Subjects on Exam. The examination for licensure as a barber or barber-stylist shall consist of a: (3-13-02)

a. Practical demonstration of all or any combination of those services outlined in Section 54-502(2), Idaho Code, for barbers or Section 54-502(1), Idaho Code, for barber-stylists; and (3-13-02)

b. Written theory examination covering those topics outlined in Section 54-507(2), Idaho Code, for barbers or Section 54-507(1), Idaho Code, for barber-stylists. (4-7-11)

401. -- 449. (RESERVED)

450. BARBER SHOP REQUIREMENTS (RULE 450).

Except as otherwise provided in statute, a duly licensed individual must practice within a licensed barber shop. A barber shop may be licensed as a primary shop or a contiguous shop that operates within a primary shop. (4-11-15)

01. Primary Shop, Licensure and Operation Requirements. A primary shop license may be issued and annually renewed only under the following conditions: (4-11-15)

a. Application for a primary shop license shall be made on forms available from the Bureau and shall include plans and specifications complying with the Board's sanitation requirements, local ordinances, and zoning requirements. All applications shall be submitted to the Idaho Barber Board for approval and a license must be issued before a new shop may open for business; (4-11-15)

b. There is a clearly defined and designated working floor space of adequate dimension to allow the safe and sanitary practice of barbering or barber-styling for all individual stations that may be in operation in addition to any restroom and access areas; (3-13-02)

c. Businesses other than cosmetology, shall be separated from a barber shop by substantial partitions not less than seven (7) feet high. A complete wall and a closable door shall separate the barber shop and living quarters. Doors of separation shall remain closed at all times; (4-11-15)

d. There is an approved hot and cold running water source and drainage system(s) within the perimeters of the primary shop, which is separate from the toilet facilities. The source and drainage system shall be accessible and available to any areas designated for the operation of contiguous cosmetology or barber shops when the designated area for a contiguous shop does not contain a separate approved hot and cold running water source and drainage system; (4-11-15)

e. There is access to restroom facilities from within the building in which the shop is located and which shall be accessible from the primary area to all areas designated for the operation of contiguous shops; (4-11-15)

f. Home shops must provide a separate outside entrance directly into the shop. All doors to a shop from adjacent rooms shall be closed; (4-11-15)

g. Any areas designated by the primary shop for the operation of contiguous shops shall be clearly defined, fixed, and shall provide adequate dimension to allow the safe and sanitary practice of any one (1) or combination of the allowed and defined practices for all stations that may be operated in that area; and (4-11-15)

h. The holder of the primary shop license will be responsible for complying with the sanitation requirements and all other applicable statutes and rules for the designated licensed area of the primary shop, including access pathways, entrances, common areas, water sources, and restrooms. (4-11-15)

02. Contiguous Shop, Licensure and Operation Requirements. A contiguous shop license may be issued and annually renewed only under the following conditions: (4-11-15)

a. Application for a contiguous shop license shall be made on forms available from the Bureau. All applications shall be submitted to the Idaho Barber Board for approval and a license must be issued before a new shop may open for business; (4-11-15)

b. The contiguous shop is associated with a currently licensed primary shop and a holder of the primary shop license provides proof that the primary shop is located and equipped to meet the sanitary requirements and rules of the Board; (4-11-15)

c. The contiguous shop shall only operate in the contiguous shop designated areas within the associated primary shop. (4-11-15)

d. The holder of the contiguous shop license will be responsible for complying with the sanitation

requirements and all other applicable statutes and rules for the contiguous designated area where it operates. (4-11-15)

03. Barber Shop Changes in Ownership or Location. (3-13-02)

a. Whenever a change of ownership or fixed location of a primary or contiguous barber shop occurs, an original registration fee must be paid and compliance with all rules concerning a new shop met, before a new license will be issued. SHOP LICENSES ARE NOT TRANSFERABLE. (4-11-15)

b. Deletion of an owner from multiple ownership does not constitute a change in ownership. (7-1-93)

c. Addition of an owner to multiple ownership constitutes a change in ownership. (7-1-93)

d. Whenever any shop ceases operation at the licensed location, the holder(s) of the license shall notify the Board in writing that the shop is out of business and the shop license shall be submitted to the Bureau. In addition, for a contiguous shop license, a holder of the associated primary shop license may notify the Board in writing that the contiguous shop is out of business. (4-11-15)

e. A new primary shop license will not be issued for any location that is currently licensed as a primary shop at the time of application. (4-11-15)

451. -- 499. (RESERVED)

500. SCHOOLS (RULE 500).

01. Barber College Instructor Requirements. A barber college must be under the direct, personal supervision of a registered barber instructor at all times. (7-1-93)

02. Out of State Barber College Requirements. Barber colleges from out-of-state applying for approval must have licensed instructors in their schools and provide a course of instruction in those areas required in Section 54-507, Idaho Code. (3-13-02)

03. Barber College Maximum Student Enrollment. No barber college shall enroll more students than may be adequately supervised, based on the requirements of Section 54-507, Idaho Code. Students enrolled for instructor training shall not count as instructors for the purpose of the instructor/student ratio. (3-13-02)

04. Identification. (7-1-93)

a. Each barber college shall advertise to the public that it is a barber college by displaying a sign which shall contain in letters not less than six inches (6") in height the words "Barber College" or "Barber School." (7-1-93)

b. Each barber college shall display in a conspicuous place on its premises a sign stating that the work done therein is done exclusively by students. (7-1-93)

c. Each barber college shall be separated completely from and have no connecting entrances with shops or other businesses other than licensed cosmetology schools. (3-13-02)

05. Sanitation. (7-1-93)

a. Each barber college shall post in a conspicuous place on its premises for the public's information a copy of the rules governing sanitary conditions of barber shops and schools adopted by the Board. Each college shall require strict compliance by its students to the barber laws and rules. (3-13-02)

b. Any violation of Section 54-507, Idaho Code, or these rules by a barber college shall be cause for disciplinary action against the school license or, the revocation of approval in the case of an out of state school, by the Board. Any action by the Idaho State Barber Board for the revocation of a barber schools license or approval shall be

in accordance with the provisions set forth in Sections 54-507 and 54-521, Idaho Code. (3-13-02)

c. Each barber college shall have adequate space, ventilation and lighting to allow for the safe and sanitary instruction of all phases of barbering and barber-styling as approved by the Board. (3-13-02)

d. Each barber college shall provide one (1) restroom for men and one (1) restroom for women. Each restroom shall include a sink with hot and cold running water and approved drainage system. (3-13-02)

06. Space Required. Each barber college shall have within the premises in which it is located adequate space and facilities to safely accommodate all students, instructors, and customers. (3-13-02)

07. Barber Chair Required. Each barber chair in each such college shall be of such construction that it may be readily cleaned and it shall be mechanically workable and in good working order. Space between barber chairs, and the workstand or wall, shall be adequate so that no student will be hampered in the performance of his work. Compliance with the requirements of this subsection shall be subject to the determination of the Board and its approval. (7-1-93)

08. Equipment Requirements. Each barber college shall have, within the premises in which it is located, adequate equipment, materials, and facilities to provide a complete course of instruction in all phases of barbering and barber-styling. (3-13-02)

a. Classroom and training areas - The classroom and training areas shall be equipped with sufficient seating capacity and work stations for all enrolled students. (3-13-02)

b. Each barber college shall furnish each student upon enrollment, a copy of the Barber Laws and Rules. (3-13-02)

09. Textbooks. Schools shall use texts that cover all phases of barbering and barber-styling. (3-13-02)

10. Curriculum -- Hours -- Theory -- Work Inspected -- Attendance -- School Examination. (7-1-93)

a. Each barber college shall meet the requirements for admission of students as set forth in Sections 54-506 and 54-507, Idaho Code, and in these rules. (7-1-93)

b. Each barber college curriculum shall consist of not less than nine hundred (900) hours for barbers and one thousand eight hundred (1,800) hours for barber-stylists. Barber students must document satisfactory completion of the entire barber curriculum and graduation from a licensed or approved school before being eligible for the Idaho Barber examination. Barber-styling students must document satisfactory completion of the entire barber-styling curriculum and graduation from a licensed or approved school before being eligible for the Idaho barber-styling examination. The daily schedule of each student shall consist of at least one (1) clock hour of theoretical study or one (1) hour of clinical demonstration in a classroom. (3-13-02)

c. Each barber college shall submit complete curriculums for barbering and barber-styling and a school catalog on an annual basis with the application for license renewal to the Board for its approval. If there are no changes in the curriculum or catalog during the previous year, the school may submit a letter of explanation to the Board in place of the curriculum or catalog. (3-13-02)

d. Each barber college shall require attendance in all subjects. No Patron shall be released from a chair after being served by a student until all the work performed by the student has been thoroughly inspected and approved by an instructor. (4-5-00)

e. Each barber college shall issue a certificate of graduation to each student after satisfactory completion of their course of instruction. (3-13-02)

11. Records Required of Colleges of Barbering. (7-1-93)

a. Schools shall maintain monthly progress records of instruction for each student as established by school policy and procedures that will show daily attendance and academic grades of instructional progress. (3-13-02)

b. Progress records shall be signed and dated by the student and a school official and a copy of the signed and dated record shall be provided to the student. The school shall maintain these records for a period of five (5) years following completion or termination of the student's instruction. These records are subject to inspection by the board or its agents at any time. (5-8-09)

c. The information shown on the progress record forms are to be transferred to a Student Record of Instruction form and provided to the student and maintained by the school for five (5) years. (5-8-09)

d. Each school will be inspected periodically by an agent of the Bureau of Occupational Licenses. (7-1-93)

e. When a student's course of instruction at a school has been completed or terminated, the completed operations, and number of hours of instruction are to be recorded by the school on the Record of Instruction Form. This form shall be provided to the student and maintained by the school for five (5) years. (5-8-09)

f. A record of the operations completed by each barber student shall be maintained and include all of the following: (3-13-02)

i. Haircut. (3-13-02)

ii. Blow dry (does not include haircut). (3-13-02)

iii. Shampoo. (3-13-02)

iv. Shave or Beard Trim. (3-13-02)

v. Facial or Massage. (3-13-02)

vi. Hair or Scalp Treatment. (3-13-02)

vii. Curling Iron. (3-13-02)

viii. Hygiene and Sanitation shall be taught on a continuing basis and indicated on the report form by a grade. (7-1-93)

g. A record of the operations completed by each barber-styling student shall be maintained and include all of the following: (3-13-02)

i. Haircut. (3-13-02)

ii. Style/blow dry (does not include haircut). (3-13-02)

iii. Shampoo. (3-13-02)

iv. Permanent Wave. (3-13-02)

v. Shave or Beard Trim. (3-13-02)

vi. Facial or Massage. (3-13-02)

vii. Color/Bleach/Rinse. (3-13-02)

viii. Hair or Scalp Treatment. (3-13-02)

- ix. Curling Iron. (3-13-02)
- x. Hygiene and Sanitation shall be taught on a continuing basis and indicated on the report form by a grade. (3-13-02)

501. TEACHING STAFF (RULE 501).

01. Qualifications of Instructor. No person shall teach or be employed to teach in any barber school within the state who at the time of rendering such service is not a holder of an instructor's license. (3-13-02)

02. Scope of Instruction. An instructor shall teach only those areas of practice for which the instructor is licensed. (3-13-02)

03. Number of Instructors Requirement. One (1) instructor must be employed and physically present in the school for each twenty (20) students or fractional part thereof. (4-7-11)

04. Licensed Instructors. Only those persons holding a valid instructors license shall count toward the instructor/student ratio. Persons holding cosmetology instructor licenses shall count toward the instructor student ratio only when teaching under the direct personal supervision of a licensed barber instructor. (3-13-02)

502. -- 549. (RESERVED)

550. INSPECTION AND SANITARY RULES. (RULE 550).

Each cosmetological establishment and school of cosmetology and barber shop and school of barbering is subject to inspection by agents of the board or bureau in accordance with the following rules (reference Section 54-824, and 54-524, Idaho Code). Grade score is indicated by number following rule. (7-1-93)

01. Premises. All shops and schools shall be open to inspection during business hours to authorized agents of the Cosmetology/Barber Boards. Shops and schools must be separated from living areas by substantial walls and/or closable doors. All shops and schools must be maintained in an orderly manner and shall be heated, lighted, and ventilated so as to be safe and comfortable to the operators and patrons. Score - 5 (7-1-98)

02. Floors, Walls, and Ceilings. Floors, walls, ceilings, furniture, and all other fixtures shall be kept clean and in good repair at all times. Score - 5 (7-1-98)

03. Instrument Cleaning. All instruments used by operators shall be thoroughly cleaned after each use and prior to storage and/or sanitation. Score - 15 (7-1-98)

04. Instrument Sanitation. All instruments used by operators shall be sanitized, after cleaning and prior to use on the public, with a sanitizing agent registered by the Environmental Protection Agency as Hospital Grade or better. Every precaution shall be taken to prevent the transfer of disease-causing pathogens from person to person. Score - 15 (4-11-15)

05. Towels. Clean towels shall be used for each patron served. A clean paper or cloth neckband shall be used to provide a sanitary barrier which shall be maintained between each patron's neck and all multi-use capes. Paper towels and paper neckstrips shall be disposed of after one (1) use. Score - 5 (7-1-98)

06. Storage of Equipment. All instruments, towels, and linens shall be stored in clean, closed cabinets, drawers, and/or containers after they are cleaned and sanitized. Score - 5 (7-1-98)

07. Dispensers. All solutions and/or compounds shall be clearly labeled, maintained, and dispensed in a sanitary manner. All single-use applicators shall be disposed of after one (1) use. Paraffins, waxes, and all other solutions and/or compounds shall be maintained free of any foreign contaminants. Score - 5 (4-11-15)

08. Uniforms. All clothing worn by operators shall be clean and washable. Score - 5 (7-1-98)

09. Water Supply. Water supplies shall be from an approved source. Sufficient basins with hot and cold running water, approved drainage systems, soap and single-use towels shall be conveniently located within the work area. Every operator and/or student shall wash their hands prior to providing service to any patron. Score - 10 (7-1-98)

10. Toilet Facilities. Clean adequate and convenient toilet facilities located and accessible from within the building where the shop or school is located, shall be available for use by operators and patrons. A basin with hot and cold running water, approved drainage systems, soap and single-use towels shall be provided within said facilities. Score - 10 (7-1-98)

11. Safety. Each shop and school shall have a clearly identifiable first-aid kit readily accessible on the premises. No animals are allowed in shops or schools except service dogs trained to do work or perform tasks for persons with disabilities. The definition of service animal and disabilities shall be as set forth in U.S. Department of Justice Regulations at 28 C.F.R. Section 36.104 effective March 15, 2011. Score - 5 (4-11-15)

12. Licenses and Certificates. All shops and schools must be licensed prior to their operation and must be under the direct supervision of a licensed operator. A current shop and/or school license, valid operator license(s) or permit(s), a copy of these sanitary rules, and a valid classification card shall be conspicuously displayed in the work area of each shop and/or school for the information of operators, board agents, and the public in general. Score - 15 (4-11-15)

13. Classification of Shops and Schools. Following an inspection, each shop and school will receive classification as follows: 100% - 90% = "A"; 89% - 80% = "B"; 79% - 0% = "C." The "C" classification denotes an unacceptable rating and improvements are required within thirty (30) days for continued operation. (7-1-98)

551. -- 574. (RESERVED)

575. DISCIPLINE (RULE 575).

01. Proposed Fines.

VIOLATION	MAXIMUM FINE (each violation)
Operating An Unlicensed Establishment/School. Includes: Failure to obtain original license (includes change of ownership or location); Failure to renew license;	\$ 500 \$ 250
Unlicensed Practice. Includes: Failure to renew license; Practice beyond the scope of license/permit; Practice with an altered license/permit.	\$ 250 \$ 250 \$1,000
Allowing Unlicensed Practice. Includes: Owners, Employees, Renters/Leasees, Partners, Family Members, Others.	\$1,000
Practice In An Unlicensed Establishment. Includes: Owners, Employees, Renters/Leasees, Partners, Family Members, Others.	\$ 250
Failing To Allow The Inspection Of An Establishment. Includes: Failure to admit investigator during business hours; Obstructing/hindering the inspection process; Threatening or exerting physical harm to investigators; Allowing acts of obstruction or harm to occur.	\$1,000

VIOLATION	MAXIMUM FINE (each violation)
<p>Failing To Correct Unacceptable Conditions Within 30 Days. Includes: Failure to separate other business/living areas; Failure to maintain floors, walls, ceilings in good repair; Failure to adequately clean instruments; Failure to adequately sanitize instruments; Failure to use clean towels; Failure to maintain sanitary barrier with multi-use capes; Failure to appropriately store instruments/equipment; Failure to appropriately maintain/dispense products; Failure to wear clean washable clothing; Failure to maintain approved water supply; Failure to maintain approved toilet facilities; Failure to wash hands prior to service; Failure to provide first aid kits; Failure to keep pets or birds out of establishment; Failure to prevent fire or safety hazard; Failure to conspicuously display required certificates; Failure to conspicuously display required licenses.</p>	\$ 250

(3-18-99)

02. Fine in Addition to Other Discipline. In addition to the above schedule of fines, the Board may impose a fine of up to one thousand dollars (\$1000) in addition to the revocation, suspension, or refusal to issue of any certificate or license and may recover the costs and fees incurred in the investigation and prosecution of a license for the violation of any provision of the licensure act. (3-18-99)

03. Costs and Fees in Disciplinary Proceeding. The Board may order all licensed practitioners to pay the costs and fees incurred by the Board in the investigation or prosecution of the licensee for violation of Section 54-516, Idaho Code. (3-18-99)

576. -- 599. (RESERVED)

600. RULEMAKING HISTORY PRIOR TO JULY 1, 1993 (RULE 600).
AS ADOPTED April 20, 1992; EFFECTIVE May 11, 1992; REISSUED July 1, 1993. (7-1-93)

601. -- 999. (RESERVED)

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