

TITLE 16. BOARD OF BARBERING AND COSMETOLOGY

INITIAL STATEMENT OF REASONS

Hearing Date: June 17, 2015

Subject Matter of Proposed Regulations: Military Training

Sections Affected:

- Amend Section 910, Division 9 of Title 16, California Code of Regulations.

Specific Purpose of amendment:

1. Problem being addressed:

Section 35 of the Business and Professions Code requires the Board provide a mechanism for veterans to apply barbering and cosmetology training and experience gained in the military toward securing a civilian license in California.

2. Anticipated benefits from this regulatory action:

The Board anticipates this regulatory proposal will make it easier for veterans to gain employment when they return to civilian life.

Factual Basis/Rationale

According to Section 35 of the Business and Professions Code, "It is the policy of (the State of California) that, consistent with the provision of high-quality services, persons with skills, knowledge, and experience obtained in the armed services of the United States should be permitted to apply this learning and contribute to the employment needs of the state at the maximum level of responsibility and skill for which they are qualified." The Board already provides a way for civilian and military personnel who work in the barbering and cosmetology professions on military installations to apply their professional experience toward the requirements for taking the Board's licensing examination, under Section 910(b). The Board's regulatory proposal would also give veterans credit for any formal military training in barbering and cosmetology that they received.

In formulating this regulatory change, the Board contacted both the Department of Veterans Affairs and the Military Department. Both referred the Board to Navy training officials in San Diego. Currently, only the Navy offers any formal barbering and cosmetology training to recruits, in the form of a "Shipboard Barber" rating, and the Board does allow veterans to use that training as a prerequisite for the barber examination under 7321.5(d)(6) of the Business and Professions Code. However, the skills used by barbers are also used by cosmetologists, and an individual who has completed the Navy's Shipboard Barber program and worked as a barber in the military

will have gone a long way toward satisfying the hairstyling component of cosmetologist training in a civilian school. The Board's regulatory proposal will allow that training to be used as a prerequisite for taking the examination for cosmetologist, as well as allow any other relevant training that might be offered by the military in the future to apply to any Board license. The Board will be able to evaluate a veteran's qualifications by reviewing the Verification of Military Experience and Training (V-Met) records that each member of the armed forces receives from the military upon separation from the service. The VMET documents provide an official accounting of the veteran's military career.

Underlying Data

None

Business Impact

This regulation will not have a significant adverse economic impact on businesses because there is no significant economic or fiscal cost associated with this proposal.

Economic Impact Assessment

This regulatory proposal will have the following effects:

- It will not create or eliminate jobs within the State of California, or create new business or eliminate existing business, or affect the expansion of businesses currently operating in the State of California. The Board believes that given that the Navy is the only branch of the service to offer any kind of barbering and cosmetology training, the number of applicants seeking credit for military training from the Board will be very few. The Board has in fact only processed two such applications for the Barber examination in at least five years.
- This regulatory proposal does not significantly affect the health and welfare of California residents because it deals strictly with credit for military training.
- This regulatory proposal benefits does not significantly affect worker safety because it deals strictly with credit for military training.
- This regulatory proposal benefits does not affect the state's environment because it deals strictly with credit for military training.

Specific Technologies or Equipment

This regulation does not mandate the use of specific technologies or equipment.

Consideration of Alternatives

No reasonable alternative to the regulatory proposal would be either more effective in carrying

out the purpose for which the action is proposed or would be as effective or less burdensome to affected private persons and equally effective in achieving the purposes of the regulation in a manner that ensures full compliance with the law being implemented or made specific.

Set forth below are the alternatives which were considered and the reasons each alternative was rejected:

- Maintaining the status quo: The Board has determined that failure to make the proposed changes will violate the mandate of Section 35 of the Business and Professions Code.