

Opinion No. 32-380

February 16, 1932

BY: E. K. Neumann, Attorney General

TO: State Board of Barber Examiners, Santa Fe, New Mexico.

{*142} This letter concerns the matters mentioned in the letter of Mr. F. L. Hawkins under date of February 13, 1932.

The question asked is whether or not a barber who has not followed the trade for more than five years last past, is entitled to receive a barber's license in this state without taking the regular course of an apprentice. It is my opinion that he is not entitled to such a license, without first becoming a registered apprentice and passing a satisfactory examination. Both Sections 10 and 11 of the New Mexico Barber Law require the applicant for registration as a registered barber to have practiced for periods of five and two years respectively "**immediately preceding** the passage of this Act." It is apparent that a barber who has not practiced in any state for more than five years does not come within the provisions of either of these sections.

Since there is no other provision of law covering the situation mentioned in Mr. Hawkins letter, it follows that the person referred to should become a registered apprentice and pass the regular examination before being issued a license by the Board.

I am herewith returning Mr. Hawkins letter.

By: Quincy D. Adams,

Asst. Attorney General