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LEGISLATIVE RESEARCH COMMISSION

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MEMORANDUM

TO: Mason McNulty, Administrator, Board of Barbering

FROM: Ange Darnell, Regulations Compiler

RE: Proposed Amendment or New Regulation – 201 KAR 014:205.

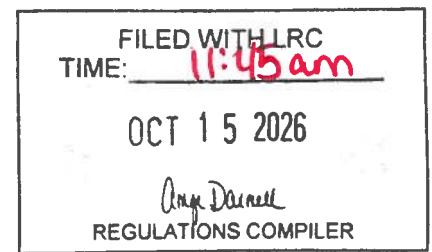
DATE: October 15, 2026

A copy of the administrative regulation listed above is enclosed for your files. This regulation is **tentatively** scheduled for review by the Administrative Regulation Review Subcommittee at its **JANUARY 2027** meeting. We will notify you of the date and time of this meeting once it has been scheduled.

Pursuant to KRS 13A.280, **if** comments are received during the public comment period, a Statement of Consideration or a one-month extension request for this regulation is due **by noon on January 15, 2027**. Please reference KRS 13A.270 and 13A.280 for other requirements relating to the public hearing and public comment period and Statements of Consideration.

If you have questions, please contact us at RegsCompiler@LRC.ky.gov or (502) 564-8100.

Enclosures



1 BOARDS AND COMMISSIONS

2 Board of Barbering

3 (New Administrative Regulation)

4 201 KAR 14:205. Mobile barbering.

5 RELATES TO: KRS 317.410, 317.420, 317.430, 317.440, 315.450, 317.570, 317.580

6 STATUTORY AUTHORITY: KRS 317.440

7 CERTIFICATION STATEMENT: This is to certify that this administrative regulation
8 complies with the requirements of 2025 RS HB 6, Section 8.

9 NECESSITY, FUNCTION, AND CONFORMITY: KRS 317.440(1)(a), (b), and (h)
10 requires the board to promulgate administrative regulations governing mobile barber
11 shops, including the location and housing of mobile barber shops, quantity, and quality of
12 equipment, supplies, materials, records, and furnishings, and inspection criteria. KRS
13 317.440(2) requires the board to establish fees by administrative regulation.

14 Section 1.

15 (1) All barber schools, barber shops or mobile barber shops are subject to inspections
16 at any time by the Board of Barbering or its agents. A manager, Instructor, teacher operator,
17 owner or employee shall not obstruct or interfere with the inspection. Any mobile unit shall
18 comply with all state and local law and hold a valid business license in each county of
19 operation.

20 (2) A Mobile Barbershop shall be a self-contained unit sufficiently equipped to provide
21 services within the premises of the mobile shop The mobile shop name as it is stated on

1 the license, and the mobile shop license number shall be visibly displayed and clearly
2 legible on at least two (2) exterior sides of the mobile shop. No windows of the unit may
3 be tinted so that it is obstructed seeing inside the mobile unit. The interior of a mobile unit
4 shall be clearly visible from outside the unit.

5 (3) No services may be performed on a patron in a moving vehicle. All fixtures in a
6 mobile unit shall be firmly anchored to the floor. All services shall be provided within the
7 mobile unit and not inside the business or residence where the unit may be parked.

8 (4) Each barber shall be provided with a securely anchored enclosed cabinet
9 constructed of such a material that it may easily be cleaned, consisting of adequate space
10 for clean freshly laundered towels, and each barber shall be provided with an adequate
11 enclosed container or cabinet for discarding soiled linens and towel: each chair shall be
12 securely anchored, mechanically workable and have a good grade of upholstery. A mobile
13 barbershop shall have adequate and functional sink within the shop to include a holding
14 tank with adequate wastewater storage; it shall be well lighted and ventilated; and the
15 mobile shop shall not be used for any purposes other than providing barber services. A
16 mobile shop shall have a working and easily accessible fire extinguisher. (fully inspected
17 and tagged) and an OSHA/ANSI approved first aid kit.

18 (5) An application for inspection and registration with the Board of a new mobile
19 barbershop shall be filed by a licensed barber who shall be the operator or manager of the
20 mobile shop at least ten (10) business days prior to the opening. The designated operator
21 is responsible for compliance with this administrative regulation established by the Board.
22 The Vehicle Identification Number (VIN) or chassis number of the mobile shop shall be
23 provided on the application. No new mobile shop shall be operated until Mobile Barber

1 Permit fee of fifty (50) dollars and Mobile Barber Shop License fee of \$100 are paid and
2 the shop have passed inspection. The inspection shall be held at the time and place
3 designated by the Board. Mobile Unit and any driver shall have a valid Kentucky driver
4 license and be able to provide the license and proof insurance upon request: and

5 (6) Mobile Barbershop permits shall be renewed annually. Each unit shall be inspected
6 no less than twice per year, to qualify for renewal. The inspection shall be held at the time
7 and place designated by the Board or its agents. The manager of mobile unit shall make
8 themselves and the unit available at the request of an inspector or representative of the
9 Board.

10 Section 2. Application Process.

11 (1) Applications shall be filed with the Board at least ten (10) business days prior to the
12 date when the mobile shop wishes to be inspected prior to operation.

13 (2) A mobile shop permit shall not be transferred from one (1) person to another or one
14 (1) vehicle to another.

15 Section 3. Services.

16 (1) Services in a mobile shop may only be provided by a licensed barber with a mobile
17 certification.

18 (2) Only barbering services can be provided in a mobile barber shop.

19 (3) Barber students, and hair braiders shall not provide services in a mobile shop.

20 (4) An Apprentice shall not operate a mobile shop.

21 Section 4. Records.

22 (1) Mobile Barbershops shall maintain a written or electronic record of the street
23 address where barbering services will be provided and shall provide those records to the

1 board in a manner specified by the Board at least twenty four (24) hours in advance of
2 when the service is to be performed.

3 (2) Changes to those records including adding or deleting the address where services
4 are to be provided shall immediately be provided to the Board.

5 (3) These records shall be maintained by the mobile barbershop and subject to
6 inspection by the Board.

7 Section 5. Sanitation.

8 (1) A mobile barbershop shall comply with all sanitary rules as established in this
9 subsection.

10 (a) Inspection. All mobile barbershops shall be available for inspection during
11 business hours to any member or representative of the Board of Barbering, their agents or
12 assistants.

13 (b) Proper quarters. No barbershop shall be used as a dormitory, sleeping or living
14 quarters, or for the preparation of food.

15 (c) Barbershops. Every Barbershop shall be well lighted, well-ventilated, and kept
16 in a clean, orderly and sanitary condition.

17 (d) Fixture conditions. Work stands or cabinets, towels and tools and fixtures of all
18 barber shops shall be always kept in clean and sanitary condition.

19 (e) Water.

20 1. Barbershops shall provide a supply of hot and cold running water located at
21 a convenient point within each barbershop under pressure and in such quantities as may be
22 necessary to provide services and conduct the shop in a sanitary manner, including at least
23 ten (10) gallons of fresh and twelve (12) gallons of gray capacity.

- 1 2. The sink shall be within line of site of the customer in the cutting area.
- 2 3. Mobile barber shops shall immediately cease operations if:
 - 3 a. Wastewater storage capacity has been reached;
 - 4 b. Sink is non-functioning; or
 - 5 c. The mobile shop no longer has an adequate supply of clean hot and cold
 - 6 running water or adequate supply to perform all barbering services.
- 7 4. Maintaining an adequate water supply is of particular importance if a shop is
- 8 performing chemical services.
- 9 (f) First Aid.
 - 10 1. The use of a common styptic pencil or lump alum shall not be permitted for
 - 11 any purpose.
 - 12 2. Each shop shall have a fully stocked OSHA/ANSI approved ten (10) person
 - 13 First Aid Kit.
- 14 (g) Instruments.
 - 15 1. All equipment used in connection with serving a patron shall be maintained
 - 16 in a clean and sanitary manner.
 - 17 2. Instruments or appliances which contact a patron shall be before use,
 - 18 sanitized by either spraying or immersing in a solution of at least 70% alcohol.
- 19 (h) Hairbrushes and neck dusters. Hairbrushes and neck dusters shall be kept in
- 20 clean and sanitary condition at all times.
- 21 (i) Headrests. The headrest of every barber chair shall be protected with fresh clean
- 22 paper, single use shower cap or clean laundered towel before use.
- 23 (j) Towels.

- 1 1. A clean freshly laundered towel shall be used for each patron.
- 2 2. This applies to every kind of towel, dry towel, steamed towel, or washcloth.
- 3 3. All towels that are used on a patron shall be discarded in a hamper with a lid
- 4 until laundered.
- 5 4. Used towels shall not be replaced in a sterilizer or rinsed or washes in the
- 6 shop.
- 7 5. All wet towels shall be removed from the work stand or lavatory after serving
- 8 each client.
- 9 (k) Chair cloths (Cape).
- 10 1. Whenever a chair cloth is used in cutting the hair, shampooing, etc. a newly
- 11 laundered towel or neck strip shall be placed around the neck to prevent the chair cloth
- 12 from touching the skin.
- 13 2. A clean single use clean chair cloth is acceptable without a neck strip.
- 14 (l) Bathrooms and toilets. Bathrooms and toilets shall be kept in a clean and sanitary
- 15 manner at all times.
- 16 (m) Hand hygiene. Every barber shall thoroughly wash his or her hands with soap
- 17 and water immediately before servicing another customer.
- 18 (n) Treating disease. No barber shall undertake to treat any disease of the skin.
- 19 (o) Shaving diseased faces.
- 20 1. No barber shall shave any person with the surface to be shaved is inflamed
- 21 or broken out.
- 22 2. Alternatively, any implement or items used shall be immediately and
- 23 thoroughly cleaned, sanitized and disinfected.

(p) Rules posted. The manager of the mobile unit shall post a copy of these rules and regulations in a conspicuous place within the premises.

(q) Traffic/safety cones should be placed at the rear of the vehicle and next to the entrance when the shop is in use.

(2) KRS 317.590 authorizes disciplinary action for violations of KRS Chapter 317 and 201 KAR Chapter 14.

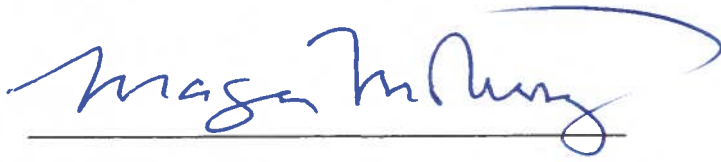
Section 6. Incorporation by reference: (1) The following material is incorporated by reference:

(a) "Application for Inspection and Registration", (10/15/2026); and
(b) CHFS approval letter regarding sanitation regulations. (3/28/2026)

(2) This material may be inspected, copied, or obtained, subject to applicable copyright law, at the Kentucky Board of Barbering, at 312 Whittington Parkway Suite 110, Monday through Friday, 8:30 a.m. to 4:00 p.m..

Or online at: <https://barbering.ky.gov/Pages/default.aspx>

BOARD APPROVED: October 12, 2026



Mason McNulty, Administrator

PUBLIC HEARING AND PUBLIC COMMENT PERIOD

A public hearing on this administrative regulation shall be held on Monday December 28, 2026, at 12pm, at 312 Whittington Parkway Ste 110 Louisville, KY 40222. Individuals interested in being heard at this hearing shall notify this agency in writing by five workdays prior to the hearing, of their intent to attend. If no notification of intent to attend the hearing was received by that date, the hearing may be cancelled. A transcript of the public hearing will not be made unless a written request for a transcript is made. If you do not wish to be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be accepted through December 30, 2026. Send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person.

CONTACT PERSON: Mason McNulty 312 Whittington Pkwy Ste 110. Louisville, KY 40222
502-429-7148 mason.mcnulty@ky.gov

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

201 KAR 14:205E

Contact Person: Mason McNulty, Administrator Kentucky Board of Barbering

Phone: 502-429-7148

Email: mason.mcnulty@ky.gov

(1) Provide a brief summary of:

(a) What this administrative regulation does: This administrative Regulation establishes ground rules for establishing and operation of a mobile barber shop licensed by the Kentucky Board of Barbering

(b) The necessity of this administrative regulation: This administrative regulation is necessary to satisfy requirements and guidelines for mobile barbering a new category of licensure. KRS 317.440

(c) How this administrative regulation conforms to the content of the authorizing statutes: KRS 317.440 requires the Board of Barbering to establish regulations regarding mobile barbering.

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes: This administrative regulation provides structure for licensing and operation for mobile barbering.

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

(a) How the amendment will change this existing administrative regulation: This is a new category of barbering established by the General Assembly. There are no existing regulations currently in place.

(b) The necessity of the amendment to this administrative regulation: This is necessary to establish language as it relates to mobile barbering, a structure for

licensure and rules for operation.

(c) How the amendment conforms to the content of the authorizing statutes: This amendment conforms with the requirement of KRS 317.440 which requires the Board of Barbering to establish regulations for the operation of mobile barber shops.

(d) How the amendment will assist in the effective administration of the statutes: amendment would update the language to be uniform across 201 KAR 22.

(3) Does this administrative regulation or amendment implement legislation from the previous five years? *NO*

(4) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation: This administrative regulation has the potential to impact 3300 license holders that would have the potential to make their operations mobile throughout the state in all 120 counties.

(5) Provide an analysis of how the entities identified in question (3) will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:

(a) List the actions that each of the regulated entities identified in question (3) will have to take to comply with this administrative regulation or amendment: Any licensee wishing to participate in mobile services would be required to acquire a Mobile Barber Permit and a Mobile Shop license by complying with the regulations established here.

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (3): A Mobile Barber Permit will

be \$50.00 and a Mobile Shop License will be \$100.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (3): It established the model in which a Mobile Barber Shop can operate in Kentucky.

(6) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:

(a) Initially: \$2000 in IT related services to implement through our website.

(b) On a continuing basis: No cost.

(7) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation or this amendment: Agency Revenue Fund, and costs will not change from current spending.

(8) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment: This amendment creates a new category of licensure, there will be new fees.

(9) State whether or not this administrative regulation established any fees or directly or indirectly increased any fees: A \$50 fee for a Mobile Permit and a \$100 fee for Mobile Shop License. Demand is unknown.

(10) TIERING: Is tiering applied? Tiering was not used in this administrative regulation because the administrative regulation applies equally to all those individuals regulated by it.

FISCAL IMPACT STATEMENT

201 KAR 14:205E

Contact Person: Mason McNulty, Administrator Kentucky Board of Barbering

Phone: 502-429-7148

Email: mason.mculty@ky.gov

(1) Identify each state statute, federal statute, or federal regulation that requires or authorizes the action taken by the administrative regulation: 317.410, 317.420, 317.430, 317.440, 317.450, 317.570

(2) State whether this administrative regulation is expressly authorized by an act of the General Assembly, and if so, identify the act: 317.440

(3)(a) Identify the promulgating agency and any other affected state units, parts, or divisions:
Kentucky Board of Barbering

(b) Estimate the following for each affected state unit, part, or division identified in (3)(a):

1. Expenditures:

For the first year: NA

For subsequent years: NA

2. Revenues:

For the first year: Unknown

For subsequent years: Unknown

3. Cost Savings:

For the first year: NA

For subsequent years: NA

(4)(a) Identify affected local entities (for example: cities, counties, fire departments, school districts): NA

(b) Estimate the following for each affected local entity identified in (4)(a):

1. Expenditures:

For the first year: NA

For subsequent years: NA

2. Revenues:

For the first year: Unknown

For subsequent years: Unknown

3. Cost Savings:

For the first year: NA

For subsequent years: NA

(5)(a) Identify any affected regulated entities not listed in (3)(a) or (4)(a): NA

(b) Estimate the following for each regulated entity identified in (5)(a):

1. Expenditures:

For the first year: NA

For subsequent years: NA

2. Revenues:

For the first year: Unknown

For subsequent years: Unknown

3. Cost Savings:

For the first year: NA

For subsequent years: NA

(6) Provide a narrative to explain the following for each entity identified in (3)(a), (4)(a), and

(5)(a):

(a) Fiscal impact of this administrative regulation: Unknown

(b) Methodology and resources used to reach this conclusion: NA

(7) Explain, as it relates to the entities identified in (3)(a), (4)(a), and (5)(a):

(a) Whether this administrative regulation will have a “major economic impact”, as defined by

KRS 13A.010(13): Unknown

(b) The methodology and resources used to reach this conclusion: With 120 counties, each with its own regulations, it is up to the licensee to comply with local jurisdictions.

FEDERAL MANDATE ANALYSIS COMPARISON

201 KAR 14:205E

Contact Person: Mason McNulty, Board Administrator Kentucky Board of Barbering

Phone: 502-429-7148

Email: mason.mcnulty@ky.gov

- (1) Federal statute or regulation constituting the federal mandate. NA
- (2) State compliance standards. NA
- (3) Minimum or uniform standards contained in the federal mandate. NA
- (4) Will this administrative regulation impose stricter requirements, or additional or different responsibilities or requirements, than those required by the federal mandate? NA
- (5) Justification for the imposition of the stricter standard, or additional or different responsibilities or requirements. New program for Kentucky.

SUMMARY OF MATERIAL INCORPORATED BY REFERENCE

The Mobile Barbershop License Application for Inspection and Registration is a one-page form that someone wishing to operate a Mobile Barbershop is required to file prior to engaging in Mobile services. KRS 317.440 requires Mobile licensees to complete a form prescribed by the Board.

COMMONWEALTH



OF KENTUCKY

**MOBILE BARBER LICENSE APPLICATION
for Inspection and Registration
KENTUCKY BOARD OF BARBERING
312 Whittington Parkway, Suite 110
Louisville, Kentucky 40222**

Check one or both

Mobile Barber Permit \$50 _____ Mobile Shop License \$100 _____

BARBER NAME: _____ BARBER LICENSE # _____

Address _____

Number and Street – include apartment or suite number.

City State Zip Phone

MOBILE SHOP NAME: _____

Address _____

Number and Street – include apartment or suite number.

City State Zip Phone

Mobile Shop Owner: _____

Mobile Shop Manager: _____ Barber License _____

Applicant's Signature: _____

IMPORTANT: Complete above Mobile Barber 1st License Application and return it to the Kentucky Board of Barbering with the license fee of \$100.00 for Shop and \$50 for Mobile Barber Permit. License and permits shall be renewed June 1 thru July 1 of each year. There is a \$10.00 fee for duplicates, should you need an extra copy of the Barber License.

Fees must be in the form of a certified Check or Money Order and made payable to:
The Kentucky Board of Barbering. Must be included for this application to be complete.

For internal staff use only.

Rev 10/15/2026 Mobile Shop # _____ Mobile Permit # _____



Andy Beshear
GOVERNOR

CABINET FOR HEALTH AND FAMILY SERVICES

Steven Stack, MD
SECRETARY

275 East Main Street, 5W-A
Frankfort, Kentucky 40621
Phone: (502) 564-7042
Fax: (502) 564-7091

May 28, 2026

Administrative Regulations Office
Legislative Research Commission
702 Capitol Avenue
Capitol Annex, Room 29
Frankfort, KY 40601

RE: 201 KAR 14:205E, Sanitation Requirements

To Whom It May Concern:

Pursuant to KRS 317.440(3), the Cabinet for Health and Family Services (CHFS) has reviewed 201 KAR 14:205E. CHFS has no concerns with the amendments and approves them to move forward.

Sincerely,

Steven J. Stack, MD, MBA
Secretary

Cabinet for Health and Family Services