

HOUSE BILL No. 2200

By Committee on Health and Human Services

2-7

1 AN ACT concerning cosmetologists and cosmetology; exempting hair
2 threading from the practice of cosmetology; requirements; amending
3 K.S.A. 65-1901 and 65-1928 and repealing the existing sections.

4
5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 65-1901 is hereby amended to read as follows: 65-
7 1901. As used in K.S.A. 65-1901 through 65-1912, and amendments
8 thereto:

9 (a) "Apprentice" means any person engaged in learning the practice
10 of cosmetology, nail technology, esthetics or electrolysis in a school of
11 cosmetology, nail technology, esthetics or electrolysis licensed by the
12 board, except until such time as an electrolysis school is established in this
13 state, apprenticing of electrolysis ~~will~~ shall be subject to approval by the
14 board in a clinic or establishment.

15 (b) "Board" means the *Kansas* state board of cosmetology.

16 (c) "Cosmetologist" means any person, other than a manicurist or
17 esthetician, who practices the profession of cosmetology for
18 compensation.

19 (d) (1) "Cosmetology" means the profession of:

20 (A) Arranging, dressing, permanently curling, curling, waving,
21 cleansing, temporarily or permanently coloring, bleaching, relaxing,
22 conditioning or cutting the hair;

23 (B) cleansing, stimulating or performing any other noninvasive
24 beautifying process on any skin surface by means of hands or mechanical
25 or electrical appliances, other than electric needles, provided for esthetic
26 rather than medical purposes;

27 (C) temporary hair removal from the face or any part of the body by
28 use of the hands or mechanical or electrical appliances other than electric
29 needles;

30 (D) using cosmetic preparations, antiseptics, lotions, creams or other
31 preparations in performing any of the practices described in ~~paragraphs~~
32 *subparagraphs* (A), (B) and (C) of this subsection ~~(d)(1)~~; or

33 (E) manicuring, pedicuring or sculpturing nails.

34 (2) "Cosmetology" ~~shall~~ does not include:

35 (A) A service that results in tension on hair strands or roots by
36 twisting, wrapping, weaving, extending, locking, or braiding by hand or

1 mechanical device so long as the service does not include the application
2 of dyes, reactive chemicals or other preparations to alter the color of the
3 hair or to straighten, curl or alter the structure of the hair and so long as the
4 requirements of K.S.A. 65-1928, and amendments thereto, are met.
5 Nothing in this ~~paragraph~~ *subparagraph* shall be construed to preclude a
6 licensed cosmetologist from performing the service described in this
7 ~~paragraph~~ *subparagraph*; or

8 (B) *threading, so long as the requirements of K.S.A. 65-1928, and*
9 *amendments thereto, are met. Nothing in this subparagraph shall be*
10 *construed to preclude a licensed cosmetologist or licensed esthetician*
11 *from performing threading.*

12 (e) *"Electrologist" means any person who, for compensation,*
13 *removes hair from, or destroys hair on, the human body for beautification*
14 *by use of an electric needle only.*

15 (f) *"Esthetician" means any person who, for compensation practices*
16 *the profession of cosmetology only to the following extent:*

17 (1) *eyebrow and eyelash services, cleansing, stimulating or*
18 *performing any other noninvasive beautifying process on any skin surface*
19 *by means of hands or mechanical or electrical appliances, other than*
20 *electric needles, provided for esthetic rather than medical purposes;*

21 (2) *temporary hair removal from the face or any part of the body by*
22 *use of the hands or mechanical or electrical appliances other than electric*
23 *needles; or*

24 (3) *using cosmetic preparations, antiseptics, lotions, creams or other*
25 *preparations in performing any of the practices described in this*
26 *subsection.*

27 ~~(f)~~(g) *"Instructor-in-training" means a person who is a licensed*
28 *cosmetologist and has met the board's training requirements for obtaining*
29 *an instructor-in-training permit.*

30 (h) *"Manicurist" means any person who, for compensation practices*
31 *the profession of cosmetology only to the extent of:*

32 (1) *Nail technology;*

33 (2) *cleansing, stimulating or performing similar work on the arms,*
34 *hands or ankles and feet by means of hands or mechanical or electrical*
35 *appliances, other than electric needles; or*

36 (3) *using cosmetic preparations, antiseptics, lotions, creams or other*
37 *preparations in performing any practice described in ~~subsection (f)~~*
38 *paragraph (2).*

39 ~~(g)~~(i) *"Nail technology" means manicuring, pedicuring and*
40 *sculpturing nails.*

41 ~~(h)~~ *"Electrologist" means any person who, for compensation removes*
42 *hair from, or destroys hair on, the human body for beautification by use of*
43 *an electric needle only.*

1 (+) (j) "Person" means any individual, corporation, partnership,
2 association or other entity.

3 ~~(j) "Instructor-in-training" means a person who is a licensed~~
4 ~~cosmetologist and has met the board's training requirements for obtaining~~
5 ~~an instructor-in-training permit.~~

6 (k) "Physician" means a person licensed to practice medicine and
7 surgery by the state board of healing arts.

8 (l) (1) *"Threading" means a method of removing hair from eyebrows,*
9 *the upper lip or other body parts by using cotton thread to pull hair from*
10 *follicles. "Threading" may include the use of over-the-counter astringents,*
11 *gels or powders, tweezers or scissors incidental to threading.*

12 (2) *"Threading" does not include the use of chemicals, heat or any*
13 *type of wax.*

14 Sec. 2. K.S.A. 65-1928 is hereby amended to read as follows: 65-
15 1928. The secretary of health and environment shall develop a brochure
16 containing information about infection control techniques ~~which~~ that are
17 appropriate for *threading, as defined in K.S.A. 65-1901, and amendments*
18 *thereto, and hair braiding outside the salon setting.* This brochure shall be
19 made available through the department of health and environment's
20 website or by mail, upon request, for a fee to cover the department of
21 health and environment's printing costs. The brochure shall contain a self-
22 test with questions on the information contained in the brochure. For an
23 individual engaged in *threading or hair braiding* to be exempt from the
24 practice of cosmetology under K.S.A. 65-1901, and amendments thereto,
25 such individual shall complete the self-test part of the brochure and keep
26 the brochure and completed self-test available at the location ~~at which~~
27 *where* the individual is *threading or braiding* hair.

28 Sec. 3. K.S.A. 65-1901 and 65-1928 are hereby repealed.

29 Sec. 4. This act shall take effect and be in force from and after its
30 publication in the statute book.