

HOUSE BILL No. 2155

By Committee on Health and Human Services

1-30

1 AN ACT concerning cosmetology; relating to licensure and renewal;
2 amending K.S.A. 2012 Supp. 65-1943, 65-1945 and 65-1950 and
3 repealing the existing sections.

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

6 Section 1. K.S.A. 2012 Supp. 65-1943 is hereby amended to read as
7 follows: 65-1943. (a) An applicant for licensure shall pay a non-refundable
8 fee established by rules and regulations adopted by the board and shall
9 show to the satisfaction of the board that the applicant:

10 (1) Has complied with the provisions of this act and the applicable
11 rules and regulations of the secretary;

12 (2) is not less than 18 years of age;

13 (3) has a high school diploma or equivalent education;

14 (4) has submitted evidence of completion of education or training
15 prescribed and approved by the board as follows:

16 (A) A training program under the direct supervision of a licensed
17 tattoo artist, cosmetic tattoo artist or body piercer approved and licensed as
18 a trainer by the board, or another state, in the area of practice in which the
19 person seeks licensure;

20 (B) has performed at least 50 completed procedures;

21 (C) pays a non-refundable application fee set by the board;

22 (D) provides verification of training;

23 (E) completes eight hours of continuing education, approved by the
24 board, in infection control and blood-borne pathogens, in addition to the
25 infection control curriculum requirement; and

26 (F) has successfully completed an examination approved,
27 administered or recognized by the board.

28 (b) *An applicant for apprentice licensure shall be required to pay a*
29 *non-refundable fee established by rules and regulations adopted by the*
30 *board and shall submit an application to the board showing to the*
31 *satisfaction of the board that the applicant:*

32 (1) *Is not less than 18 years of age;*

33 (2) *has a high school diploma or equivalent education; and*

34 (3) *will be studying under a trainer approved by the board.*

35 (c) *Any applicant who apparently possesses the necessary*
36 *qualifications to take an examination, as determined by the board, upon*

1 *application and payment of a non-refundable fee established by rules and*
2 *regulations adopted by the board, may be issued a temporary permit by*
3 *the board to practice cosmetic tattooing, tattooing, or body piercing until*
4 *the next regular examination conducted by the board.*

5 (d) As a condition of annual license renewal, licensees shall complete
6 five hours of continuing education, approved by the board, in infection
7 control and blood-borne pathogens, in addition to paying any non-
8 refundable renewal fee set by the board. Successfully completing the exam
9 is not a substitute for continuing education requirements.

10 (e) If an applicant seeks renewal within six months after the
11 expiration of the practitioner's license, the license may be renewed by
12 submitting, within the six month late renewal period:

- 13 (1) The non-refundable renewal fee;
- 14 (2) the non-refundable delinquent fee; and
- 15 (3) documentation of completion of eight hours of continuing
16 education, approved by the board, in infection control and blood-borne
17 pathogens.

18 (f) If an applicant seeks renewal more than six months after the
19 expiration of a practitioner's license, the license may be renewed by
20 submitting:

- 21 (1) The application and application fee;
- 22 (2) the renewal fee;
- 23 (3) the delinquent fee; and
- 24 (4) documentation of completion of eight hours of continuing
25 education, approved by the board, in infection control and blood-borne
26 pathogens. The continuing education hours shall have been obtained
27 within two months of the submission of the application and fees.

28 (g) An applicant seeking a license as a trainer shall:

- 29 (1) Pay any fees set by the board;
- 30 (2) concurrently maintain a practitioner's license;
- 31 (3) have no more than one apprentice at any time; and
- 32 (4) maintain direct supervision of the apprentice.

33 (h) All application, renewal and delinquent fees shall be non-
34 refundable.

35 Sec. 2. K.S.A. 2012 Supp. 65-1945 is hereby amended to read as
36 follows: 65-1945. (a) Except as otherwise provided in this section, a
37 license issued under K.S.A. 65-1950, and amendments thereto, expires ~~one~~
38 ~~year~~ *two years* after the date of issue unless renewed by payment of the
39 required non-refundable renewal fee. If payment is transmitted by postal
40 service, the envelope must be postmarked on or before the expiration of
41 the license.

42 (b) All tattoo artists, cosmetic tattoo artists and body piercers must
43 participate in continuing education, with guidelines and effective date to

1 be established by rules and regulations of the board.

2 Sec. 3. K.S.A. 2012 Supp. 65-1950 is hereby amended to read as
3 follows: 65-1950. (a) The board shall assess, by rules and regulations
4 adopted by the board, such non-refundable fees as are necessary to carry
5 out the provisions of this act.

6 (b) The board shall license each applicant, without discrimination,
7 who proves to the satisfaction of the board, fitness for such licensure as
8 required by this act and upon payment of a non-refundable fee established
9 by the board under this section. Except as provided in K.S.A. 65-1945, and
10 amendments thereto, the board shall issue to the applicant a license that
11 expires ~~one year~~ *two years* after the date of issuance.

12 (c) The board shall establish all fees under this act. The fees and
13 charges established under this section shall not exceed the cost of
14 administering the regulatory program under this act pertaining to the
15 purpose for which the fee or charge is established.

16 Sec. 4. K.S.A. 2012 Supp. 65-1943, 65-1945 and 65-1950 are hereby
17 repealed.

18 Sec. 5. This act shall take effect and be in force from and after its
19 publication in the statute book.