

## SENATE BILL No. 331

By Committee on Public Health and Welfare

1-25

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1 AN ACT concerning the board of cosmetology; relating to licensure and  
2 renewal; amending K.S.A. 65-1904a and repealing the existing section.

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

5 Section 1. K.S.A. 65-1904a is hereby amended to read as follows: 65-  
6 1904a. (a) Any licensed cosmetologist, esthetician, electrologist,  
7 manicurist, or person desiring to establish a salon or clinic shall make  
8 application, on a form provided, to the Kansas state board of cosmetology,  
9 accompanied by the new salon or clinic license fee established under  
10 K.S.A. 65-1904, and amendments thereto. Upon filing of the application,  
11 the board shall inspect the equipment as to safety and sanitary condition of  
12 the premises and if the equipment and premises are found to comply with  
13 the rules and regulations of the secretary of health and environment and  
14 the rules and regulations of the Kansas state board of cosmetology, the  
15 board shall issue a new salon or clinic license.

16 (b) Nothing herein contained shall be construed as preventing any  
17 licensed cosmetologist, manicurist, esthetician or electrologist from  
18 practicing in the field for which licensed in such licensee's private home or  
19 residence if the home or residence complies with rules and regulations of  
20 the secretary and the state board. A licensed cosmetologist, manicurist,  
21 esthetician or electrologist may provide services in the field in which  
22 licensed in a place other than the licensed salon or clinic or a private home  
23 or residence of the licensed cosmetologist, manicurist, esthetician or  
24 electrologist. Excluding services provided by a licensed cosmetologist,  
25 manicurist, esthetician or electrologist in a health care facility, hospital or  
26 nursing home or in the residence of a person requiring home care arising  
27 from physical or mental disabilities, in order to provide such services, such  
28 licensed cosmetologist, manicurist, esthetician or electrologist shall be  
29 employed in a salon or clinic or in the licensed cosmetologist's,  
30 manicurist's, esthetician's or electrologist's private home or residence for at  
31 least 51% of the total hours per week employed; and shall attest by  
32 affidavit that such cosmetology, manicuring, esthetics or electrology  
33 services shall be provided only in the residence or office of the person  
34 receiving services.

35 (c) Licensed salons and clinics may be reinspected in accordance with  
36 a schedule determined by the board by rules and regulations or upon a

1 complaint made to the board that such salon or clinic is not being  
2 maintained in compliance with rules and regulations of the board. ~~The~~  
3 ~~license shall expire on June 30 following its issuance. Any such license~~  
4 ~~may be renewed upon application accompanied by the salon or clinic~~  
5 ~~license renewal fee made to the board before July 1 of the year in which~~  
6 ~~the license expires~~ *The license shall expire one year from the last day of*  
7 *the month of its issuance. Any such license may be renewed upon*  
8 *application accompanied by the salon or clinic license renewal fee made*  
9 *to the board prior to the expiration date of the license.* Any license may be  
10 renewed by the applicant within 60 days after the date of expiration of the  
11 last license upon payment of ~~a~~ *the annual establishment renewal fee plus*  
12 *the delinquent renewal fee.*

13 *(d) On or after July 1, 2012, salon renewal application fees will be*  
14 *prorated to reflect an expiration date one year from the last day of the*  
15 *month of the initial issuance of the license.*

16 Sec. 2. K.S.A. 65-1904a is hereby repealed.

17 Sec. 3. This act shall take effect and be in force from and after its  
18 publication in the statute book.