

SENATE BILL No. 398

By Committee on Public Health and Welfare

2-7

1 AN ACT concerning the Kansas state board of cosmetology; relating to
2 cosmetology; licensure; senior status license; requirements; amending
3 K.S.A. 2017 Supp. 65-1904 and repealing the existing section.
4

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

6 Section 1. K.S.A. 2017 Supp. 65-1904 is hereby amended to read as
7 follows: 65-1904.(a) Unless revoked for cause, all licenses of
8 cosmetologists, cosmetology technicians, estheticians, electrologists and
9 manicurists issued or renewed by the board shall expire on the expiration
10 dates established by rules and regulations adopted by the board under this
11 section. Subject to the other provisions of this subsection, each such
12 license shall be renewable on a biennial basis upon the filing of a renewal
13 application prior to the expiration of the license, payment of the
14 nonrefundable license renewal fee established under this section and the
15 filing of a successfully completed written renewal examination prescribed
16 by the board under this subsection. For renewal applications, the board
17 shall prescribe a written renewal examination for each classification of
18 licensee under this subsection—~~which~~ that will test the applicant's
19 understanding of the laws relating to the practice for which the applicant
20 holds a license, will test the applicant's understanding of health and
21 sanitation matters relating to the practice for which the applicant holds a
22 license and will test the understanding of the applicant about safety matters
23 relating to the practice for which the applicant holds a license. The board
24 shall fix the score for the successful completion of a written renewal
25 examination. At least 30 days prior to the expiration of a license, the board
26 shall provide to the licensee notice of the date of expiration of the license.

27 (b) (1) Any cosmetologist's, cosmetology technician's, esthetician's,
28 electrologist's or manicurist's license may be renewed by the applicant
29 within six months after the date of expiration of the applicant's last license
30 upon submission of proof, satisfactory to the board, of the applicant's
31 qualifications to practice as a cosmetologist, cosmetology technician,
32 esthetician, electrologist or manicurist, successfully completing the
33 renewal exam and payment of the applicable nonrefundable renewal fee
34 and delinquent fee prescribed pursuant to this section.

35 (2) Any applicant whose license as a cosmetologist, cosmetology
36 technician, esthetician, electrologist or manicurist has been expired for

1 more than six months may obtain reinstatement of such license upon
 2 application to the board, upon filing with the board a successfully
 3 completed written renewal examination and upon payment of the
 4 applicable nonrefundable delinquent renewal fee and a nonrefundable
 5 renewal penalty fee of \$100.

6 (c) Any applicant for a license other than a renewal license shall
 7 make a verified application to the board on such forms as the board may
 8 require and, upon payment of the license application fee and the
 9 examination fee, shall be examined by the board or ~~their~~ *the board's*
 10 appointees and shall be issued a license, if found to be duly qualified to
 11 practice the profession of cosmetologist, esthetician, electrologist or
 12 manicurist.

13 (d) The board is hereby authorized to adopt rules and regulations
 14 fixing the amount of nonrefundable fees for the following items and to
 15 charge and collect the amounts so fixed, subject to the following
 16 limitations:

17	Cosmetologist license application fee, for two years—not	
18	more than.....	\$60
19	Cosmetologist license renewal fee.....	60
20	Delinquent cosmetologist renewal fee.....	25
21	Cosmetology technician license renewal fee, for two	
22	years—not more than	60
23	Delinquent cosmetology technician renewal fee.....	25
24	Electrologist license application fee, for two years—not	
25	more than	60
26	Electrologist license renewal fee.....	60
27	Delinquent electrologist renewal fee.....	25
28	Manicurist license application fee, for two years—not	
29	more than	60
30	Manicurist license renewal fee.....	60
31	Delinquent manicurist renewal fee.....	25
32	Esthetician license application fee, for two years—not	
33	more than.....	60
34	Esthetician license renewal fee	60
35	Delinquent esthetician renewal fee.....	25
36	Any apprentice license application fee—not more than.....	15
37	New school license application fee.....	150
38	School license renewal fee—not more than.....	75
39	Delinquent school license fee—not more than.....	50
40	New cosmetology services salon or electrology	
41	clinic license application fee—not more than.....	100
42	Cosmetology services salon or electrology	
43	clinic license renewal fee—not more than	50

1 Delinquent cosmetology services salon or
 2 electrology clinic renewal fee.....30
 3 Cosmetologist's examination—not more than.....75
 4 Electrologist's examination—not more than.....75
 5 Manicurist's examination—not more than.....75
 6 Esthetician examination—not more than.....75
 7 Instructor's examination—not more than.....75
 8 Reciprocity application fee—not more than.....75
 9 Senior status license fee.....30
 10 Verification of licensure.....20
 11 Any duplicate of license.....25
 12 Instructor's license application fee, for two years—not
 13 more than.....100
 14 Renewal of instructor's license fee.....75
 15 Delinquent instructor's renewal fee—not more than.....75
 16 Temporary permit fee.....15
 17 Statutes and regulations book.....5
 18 Instructor-in-training permit.....50

19 (e) Whenever the board determines that the total amount of revenue
 20 derived from the fees collected pursuant to this section is insufficient to
 21 carry out the purposes for which the fees are collected, the board may
 22 amend its rules and regulations to increase the amount of the fee, except
 23 that the amount of the fee for any item shall not exceed the maximum
 24 amount authorized by this subsection. Whenever the amount of fees
 25 collected pursuant to this section provides revenue in excess of the amount
 26 necessary to carry out the purposes for which such fees are collected, it
 27 shall be the duty of the board to decrease the amount of the fee for one or
 28 more of the items listed in this subsection by amending the rules and
 29 regulations which fix the fees.

30 (f) Any person who has held a license issued by the board for at least
 31 ~~40~~ 10 years and is ~~70~~ 60 years or more of age and not regularly engaged in
 32 cosmetology practice in Kansas shall be entitled to a senior status license
 33 upon application and payment of the one-time senior status license fee.
 34 The holder of the senior status license shall not be required to renew the
 35 license and shall not be entitled to practice cosmetology.

36 (g) Any person who failed to obtain a renewal license while in the
 37 armed forces of the United States shall be entitled to a renewal license
 38 upon filing application, paying the nonrefundable renewal fee for the
 39 current year during which the person has been discharged and successfully
 40 completing the renewal exam.

41 Sec. 2. K.S.A. 2017 Supp. 65-1904 is hereby repealed.

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