

## HOUSE BILL No. 2521

By Committee on Appropriations

3-14

---

9 AN ACT concerning cosmetologists; relating to examinations; amending  
10 K.S.A. 65-1905 and 65-1912 and repealing the existing sections.

11

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

13 Section 1. K.S.A. 65-1905 is hereby amended to read as follows: 65-  
14 1905. (a) All examinations held or conducted by the board shall be in  
15 accordance with rules and regulations adopted by the board. The exam-  
16 inations shall include a written test administered at the completion of  
17 1,000 hours of training. If the applicant has attended a licensed school  
18 electing to base the course of instruction and practice on credit hours as  
19 provided in K.S.A. 65-1903, and amendments thereto, the written test  
20 shall be administered at the completion of the credit hours which are the  
21 equivalent of 1,000 clock hours under the formula for conversion used  
22 by the licensed school. ~~A practical test may be administered prior to~~  
23 ~~licensure.~~ Examinations to qualify for an instructor's license shall be lim-  
24 ited to written tests.

25 (b) Each applicant for licensure by examination shall:

26 (1) Be at least 17 years of age;

27 (2) be a graduate of an accredited high school, or equivalent thereof.

28 The provisions of this paragraph shall not apply to any applicant who was  
29 at least 25 years of age and licensed as an apprentice on May 21, 1998;

30 (3) submit to the board verification of date of birth;

31 (4) submit to the board a written statement from a person licensed  
32 to practice medicine and surgery under the laws of any state showing that  
33 the applicant is free from contagious and infectious diseases; and

34 (5) have served as an apprentice for the period of time provided by  
35 K.S.A. 65-1912, and amendments thereto.

36 (c) Any person making application who apparently possesses the nec-  
37 essary qualifications to take an examination provided herein, upon appli-  
38 cation and payment of the nonrefundable temporary permit fee, may be  
39 issued a temporary permit by the board to practice cosmetology until the  
40 next regular examination conducted by the board.

41 Sec. 2. K.S.A. 65-1912 is hereby amended to read as follows: 65-  
42 1912. (a) Any person desiring to practice as an apprentice shall be re-  
43 quired to pay to the board the fee required pursuant to K.S.A. 65-1904

1 and amendments thereto and obtain an apprentice license from the  
2 board. Application for an apprentice license allowing a person to practice  
3 in a licensed school shall be submitted to the board not more than 15  
4 days after the person's enrollment in the school.

5 (b) (1) An applicant for examination and licensure as a cosmetologist  
6 shall be required to have practiced as an apprentice in a licensed school  
7 for not less than 1,500 clock hours or, if the applicant has attended a  
8 licensed school electing to base the course of instruction and practice on  
9 credit hours as provided in K.S.A. 65-1903, and amendments thereto, the  
10 applicant shall have practiced as an apprentice for not less than those  
11 credit hours which are the equivalent of 1,500 clock hours under the  
12 formula for conversion used by the licensed school. *In accordance with*  
13 *rules and regulations adopted by the board, the licensed school may be*  
14 *required to administer a practical examination to each apprentice prior*  
15 *to certifying successful completion of the apprenticeship.*

16 (2) An applicant for examination and licensure as an esthetician shall  
17 be required to have practiced as an apprentice in a licensed school for  
18 not less than 650 clock hours or, if the applicant has attended a licensed  
19 school electing to base the course of instruction and practice on credit  
20 hours as provided in K.S.A. 65-1903, and amendments thereto, the ap-  
21 plicant shall have practiced as an apprentice for not less than those credit  
22 hours which are the equivalent of 650 clock hours under the formula for  
23 conversion used by the licensed school. *In accordance with rules and*  
24 *regulations adopted by the board, the licensed school may be required to*  
25 *administer a practical examination to each apprentice prior to certifying*  
26 *successful completion of the apprenticeship.*

27 (3) An applicant for examination and licensure as a manicurist shall  
28 be required to have practiced as an apprentice in a licensed school of  
29 cosmetology or nail technology for not less than 350 clock hours or, if the  
30 applicant has attended a licensed school electing to base the course of  
31 instruction and practice on credit hours as provided in K.S.A. 65-1903,  
32 and amendments thereto, the applicant shall have practiced as an ap-  
33 prentice for not less than those credit hours which are the equivalent of  
34 350 clock hours under the formula for conversion used by the licensed  
35 school. *In accordance with rules and regulations adopted by the board,*  
36 *the licensed school may be required to administer a practical examination*  
37 *to each apprentice prior to certifying successful completion of the*  
38 *apprenticeship.*

39 (4) An applicant for examination and licensure as an electrologist shall  
40 be required to have practiced as an apprentice: (A) In a licensed school  
41 of cosmetology or electrology for not less than 500 clock hours or, if the  
42 applicant has attended a licensed school electing to base the course of  
43 instruction and practice on credit hours as provided in K.S.A. 65-1903,

1 and amendments thereto, the applicant shall have practiced as an ap-  
2 prentice for not less than those credit hours which are the equivalent of  
3 500 clock hours under the formula for conversion used by the licensed  
4 school; or (B) in a licensed clinic or establishment for not less than 1,000  
5 clock hours of training. The duration of practice as an apprentice in a  
6 clinic or establishment must be in the clinic or establishment in which  
7 practice was commenced, except that the board may permit, upon written  
8 application and for good cause, the transfer of the apprentice to another  
9 clinic or establishment for completion of the term of apprenticeship. ~~Any~~  
10 ~~licensed cosmetologist who is practicing electrology in a licensed clinic or~~  
11 ~~establishment on July 1, 1987, may apply for and be issued an electrolo-~~  
12 ~~gist's license without examination. In accordance with rules and regula-~~  
13 ~~tions adopted by the board, the licensed school may be required to ad-~~  
14 ~~minister a practical examination to each apprentice prior to certifying~~  
15 ~~successful completion of the apprenticeship.~~

16 (c) No apprentice shall make any charge for the apprentice's services,  
17 but a licensed school of cosmetology, electrology or nail technology or a  
18 proprietor of a licensed clinic or establishment in which an apprentice of  
19 electrology practices may charge for services of the apprentice.

20 (d) For purposes of subsection (b), a person is not required to have  
21 practiced as an apprentice continuously or without interruption in ob-  
22 taining the required number of hours.

23 Sec. 3. K.S.A. 65-1905 and 65-1912 are hereby repealed.

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