

HOUSE BILL No. 2597

By Representative Swenson

2-2

9 AN ACT concerning tattoo artists; licensure by endorsement; amending
10 K.S.A. 2009 Supp. 65-1943 and repealing the existing section.

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

13 Section 1. K.S.A. 2009 Supp. 65-1943 is hereby amended to read as
14 follows: 65-1943. (a) An applicant for licensure shall pay a non-refundable
15 fee established by rules and regulations adopted by the board and shall
16 show to the satisfaction of the board that the applicant:

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

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

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

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

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

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

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

29 (D) provides verification of training;

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

33 (F) has successfully completed an examination approved, adminis-
34 tered or recognized by the board.

35 (b) As a condition of annual license renewal, licensees shall complete
36 five hours of continuing education, approved by the board, in infection
37 control and blood-borne pathogens, in addition to paying any non-re-
38 fundable renewal fee set by the board. Successfully completing the exam
39 is not a substitute for continuing education requirements.

40 (c) If an applicant seeks renewal within six months after the expiration
41 of the practitioner's license, the license may be renewed by submitting,
42 within the six month late renewal period:

43 (1) The non-refundable renewal fee;

- 1 (2) the non-refundable delinquent fee; and
2 (3) documentation of completion of eight hours of continuing edu-
3 cation, approved by the board, in infection control and blood-borne
4 pathogens.
- 5 (d) If an applicant seeks renewal more than six months after the ex-
6 piration of a practitioner's license, the license may be renewed by
7 submitting:
- 8 (1) The application and application fee;
9 (2) the renewal fee;
10 (3) the delinquent fee; and
11 (4) documentation of completion of eight hours of continuing edu-
12 cation, approved by the board, in infection control and blood-borne path-
13 ogens. The continuing education hours shall have been obtained within
14 two months of the submission of the application and fees.
- 15 (e) An applicant seeking a license as a trainer shall:
- 16 (1) Pay any fees set by the board;
17 (2) concurrently maintain a practitioner's license;
18 (3) have no more than one apprentice at any time; and
19 (4) maintain direct supervision of the apprentice.
- 20 (f) *(1) The board may issue, without examination, a license to prac-*
21 *tice as a tattoo artist to an applicant who pays the prescribed non-re-*
22 *fundable fee and submits evidence satisfactory to the board that such*
23 *applicant:*
- 24 (A) *Is not less than 18 years of age;*
25 (B) *has a high school diploma or equivalent education;*
26 (C) *is legally authorized to practice tattooing in another state, the*
27 *District of Columbia, territory or country which has substantially the*
28 *same requirements for authorization to practice as required for licensure*
29 *under K.S.A. 65-1940 through 65-1954, and amendments thereto;*
30 (D) *at the time of making the application has not been subject to*
31 *discipline or does not have a disciplinary action pending resulting from*
32 *the practice of tattooing in another state, District of Columbia, territory*
33 *or foreign country; and*
34 (E) *has been actively engaged in the practice of tattooing for at least*
35 *the five-year period immediately prior to the application for licensure*
36 *under this subsection.*
- 37 (2) *No license shall be issued under this subsection to any person*
38 *without examination unless such person meets all requirements of this*
39 *subsection.*
- 40 ~~(g)~~ (g) All application, renewal and delinquent fees shall be non-
41 refundable.
- 42 Sec. 2. K.S.A. 2009 Supp. 65-1943 is hereby repealed.
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1 Sec. 3. This act shall take effect and be in force from and after its
2 publication in the statute book.