

# BOARD OF COSMETOLOGY NEWS

Kansas Board of Cosmetology Fall 2019 Newsletter

## **Combatting Human Trafficking in Kansas—By Jennifer Montgomery**

According to the U.S. Department of Justice, human trafficking is one of the largest and fastest-growing criminal industries in the world. It is based on recruiting, harboring and transporting people for the purpose of exploitation. Both sex trafficking and labor trafficking occur in Kansas, and both adults and children are victims. All sexually exploited children are victims even if no elements of force, fraud or coercion are present. Kansas has been identified by the U.S. Department of Justice as an originating state for human trafficking meaning that children are sometimes taken from Kansas and trafficked in other parts of the country.

One in three sex trafficking victims forced into prostitution is a minor under the age of 18, changing the path of a child's life forever. Through the internet, interactive video games, blogs and chat rooms, traffickers target children because they are vulnerable, gullible and there is a market for young victims. Sex trafficking of youth and vulnerable adults in both rural and urban areas occur in Kansas. There have also been persistent reports of labor trafficking occurring within traveling sales crews and other industries around the state.

### **DATA**

Polaris, an anti-human trafficking organization that runs the national hotline, reported 236 calls from Kansas in 2018. The Office of the Attorney General administers several grant programs to victim service agencies across Kansas. All grantees are asked to report annually certain demographics regarding those served. Grantees reported the following numbers of victim identification for the last five years: FY 2014 – 352, FY 2015 – 428, FY 2016 – 463, FY 2017 – 475 and FY 2018 – 450. It is important to note that these numbers reflect victims who were identified during those years as being a victim of sex or labor trafficking. It does not specify that victims were actually trafficked during this specific timeframe. Local data can be obtained through contacting local law enforcement and prosecutors. Due to the underground nature of this crime, concrete and comprehensive data is elusive, but increased awareness of human trafficking drives reporting of suspicious activity which can ultimately lead to charges being filed.

### **KANSAS LAWS**

Kansas enacted its first human trafficking law in 2005. Since that time, additional legislation has been proposed in 2010, 2013, 2015, 2017 and 2018 to strengthen Kansas laws against human trafficking. Legislation enacted last year, Senate Bill 40, strengthened enforcement, support for child victims, anti-demand efforts, and awareness training.

Shared Hope International, a victim advocacy group that seeks to end sex trafficking and exploitation of women and children worldwide, issues annual report cards for states through its Protected Innocence Challenge. The “grade” Kansas received from Shared Hope International for its efforts to combat human trafficking has improved to an “A” from an “F” in 2011 when the organization first started issuing scorecards. Kansas is one of 10 states to receive an “A” ranking from the advocacy group. Much progress has been made as a state toward creating the appropriate legal framework to support victims and bring justice to those who perpetrate this heinous crime, however there is much work to be done to implement these changes in our laws.

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#### ***Mission Statement***

***To protect the health and safety of the consuming public by licensing qualified individuals and enforcing high standards of practice.***

# HUMAN TRAFFICKING

## Combatting Human Trafficking in Kansas– Continued

### DEMAND

The driving force behind domestic sex trafficking is the demand for commercial sex. If nobody purchased individuals for sex, the crime of sex trafficking wouldn't exist. Last July, Attorney General Schmidt and representatives from more than 60 partnering organizations across the state launched the *Demand an End* initiative, which targets the buyers of commercial sex who create the demand for sex trafficking. *Demand an End* is a sex trafficking-specific public awareness campaign driven by a demand-focused approach and designed to complement and build upon legislative initiatives to deter buyers and reduce the demand for commercial sex.

Kansas is one of 11 states participating in this effort supported by Street Grace, a national organization that mobilizes community resources to fight sex trafficking through awareness, education and action. As part of the public awareness initiative, our office created an online petition for Kansans to sign to demand an end to sex buying. The petition collected more than 3,500 signatures and was presented to the governor and the Kansas Legislature earlier this month.

Combatting human trafficking takes collaboration between government, the private sector and non-profit organizations. The public also has a role to play by learning the signs of human trafficking and reporting suspicious activity to the appropriate authorities. Information about the red flags for human trafficking and how to report it can be found on our website at <https://ag.ks.gov/human-trafficking>. To report potential human trafficking, please call 911 for an emergency or the National Human Trafficking Hotline at 1-888-3737-888.

### END

### What can we do?

In 2018, the Board of Cosmetology requested and was subsequently given a presentation from the Human Trafficking Advisory Board and soon after, the KBOC Inspector's received training to identify and report signs of human trafficking.

Shortly thereafter, in January 2019, the Board began including human trafficking flyers along with new and renewed establishment licensees in the mail. This was done to help promote awareness about this issue and provide information on how to identify and report signs of human trafficking. Beginning in 2020, the National Human Trafficking Hotline will be able to provide information on the calls received in 2019, including how many calls were related to the professions the Board regulates. We anticipate these numbers will be available for publication for our 2020 Spring newsletter.

The Polaris Project has identified 25 types of modern slavery; The second highest category includes illicit massage, health, and beauty services. Nails salons, hair salons, health spas and massage parlors are used to conceal sex and labor trafficking under the guise of a legitimate storefront business. As professionals in this industry, it is important to be educated in identifying signs of human trafficking and how to report it.

### RED FLAGS

- Advertised prices are significantly below market level – workers not earning a fair wage.
- Back or side entrance that clients looking to engage in illegal activity use. Buzzer entrance.
- Covered windows or no windows.
- Clients coming in and out at odd hours, non business hours. Primarily male clientele.
- Workers appear to be living on site.
- Online advertisements/reviews that are graphic.



Request a Presentation

NATIONAL  
HUMAN  
TRAFFICKING  
HOTLINE

1-888-373-7888

# HUMAN TRAFFICKING

## Kansas Human Trafficking



Kansas is a hotspot for human trafficking due to its central location and the intersection of two major federal interstate highways, I-70 and I-35. This makes Kansas a target location for transporting victims throughout the United States.

Resources:

<https://ag.ks.gov/public-safety/human-trafficking>

<https://humantraffickinghotline.org/>

<https://polarisproject.org/human-trafficking/facts>

<https://polarisproject.org/sites/default/files/Polaris-Typology-of-Modern-Slavery.pdf>

### National Human Trafficking Resource Center

[Click here to submit a confidential online tip.](#)

If you or someone you know is being forced to engage in any activity and cannot leave - whether it is commercial sex, housework, farm work or any other activity - call the toll-free **National Human Trafficking Resource Center Hotline at 1-888-373-7888** or text **INFO** or **HELP** to **BeFree (233733)** to access help and services. The toll-free hotline is:

- Available 24 hours a day, 7 days a week
- Operated by a nonprofit, nongovernmental organization
- Anonymous and confidential
- Accessible in 170 languages
- Able to provide help, referral to services, training and information.

# PROFESSION UPDATES

## ROLL-ON WAXING

The Board approved the use of single use roll-on waxing cartridges for waxing services at the July 8<sup>th</sup> Board meeting after receiving a presentation from Ms. Cole with the Wax Bar, Lawrence KS. Ms. Cole demonstrated the benefits of using a roll-on waxing cartridge for each client and how it disposed of after each service.



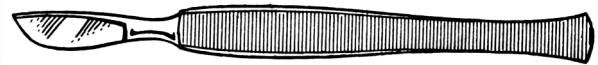
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With the assistance of the Board's legal counsel, the Board voted on and approved the use of single use roll-on waxing cartridges, as long as the service is being performed with a roll-on wax cartridge system which allows the cartridge to be disposed of after each service.

The Board extends a round of applause to Ms. Cole for taking the time to act as an advocate for her industry which brought a much-needed change to a once prohibited device and service.

It is through the collaborative efforts of our licensees and the Board that will bring much needed changes to the current laws and regulations of this wonderful industry!

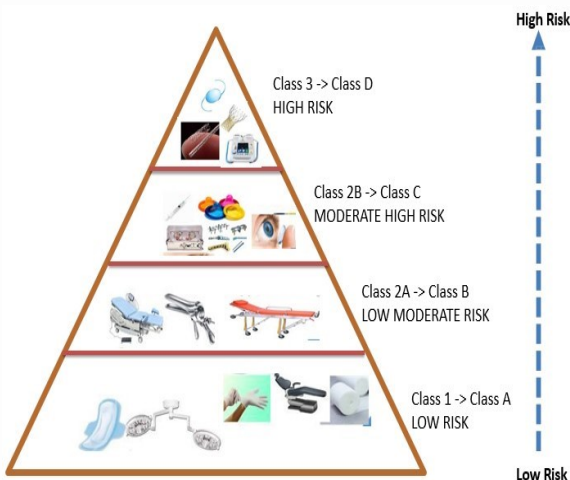
## LANCETS AND DERMAPLANING



On May 13, 2019, the Board approved the use of lancets and scalpels by licensed cosmetologists and licensed estheticians when performing the beauty modalities of Milia lancing and Dermaplaning. These procedures are for esthetic purposes only and are permitted within the scope of practice as they are noninvasive and confined to the nonliving cells of the epidermis found in the stratum corneum layer of the skin. These practices do not alter, cut or damage any living cells as is prohibited in KAR 28-24-14 (a)(5). Additionally, the use of the scalpel in dermaplaning is only for exfoliation and hair removal and is not permitted to be used to remove calluses or skin blemishes as prohibited by KAR 28-24-14 (a)(4).

Cosmetology and Esthetics is a rapidly growing and ever-changing industry, and this major approval is a result of dedicated licensees, Board members and office staff working together to bring much needed changes to the current laws and regulations.

## MEDICAL DEVICES-CLASS 1 OR A



On May 13, 2019, the Board reviewed KSA 65-1902(a)(12), and determined through reasonable interpretation of the statutory prohibition, that class one medical devices registered with the FDA and approved by the FDA for either medical use or general use, are not required to be used under order of a physician, and are not subject to this prohibition as long as they are being used for esthetic and not medical purposes.

To provide further explanation of the reasonable interpretation of this statute, some examples of class one medical devices registered with the FDA and approved for general use or medical use include surgical trays, rubber gloves, and gauze.

It is evident that the Board must use discretion in interpreting this statutory prohibition.

# PROFESSION UPDATES

## CHEMICAL PEELS

Chemical peels are allowed under a Cosmetologist/Esthetician license; only if it is non-invasive, does not go past the stratum corneum layer of the skin, and is not banned by the FDA pursuant to K.S.A. 65-1901(e); K.A.R. 28-24-1(I); K.A.R. 28-24-14 (a)(5) & K.A.R. 24-24-7 (7).

It is the responsibility of the practitioner to ensure they are using products in a way that does not violate the provided statutes or regulations. Full text of the statutes and regulations are cited below.

KSA 65-1901(e) "Esthetician" means any person who, for compensation, practices the profession of cosmetology only to the following extent:

- (1) Eyebrow and eyelash services, cleansing, stimulating or performing any other noninvasive beautifying process on any skin surface by means of hands or mechanical or electrical appliances, other than electric needles, provided for esthetic rather than medical purposes;
- (2) temporary hair removal from the face or any part of the body by use of the hands or mechanical or electrical appliances other than electric needles;
- or (3) using cosmetic preparations, antiseptics, lotions, creams or other preparations in performing any of the practices described in in this subsection.

KAR 28-24-1(l) "Noninvasive," when used to describe procedures or services, means the procedures or services confined to the nonliving cells of the epidermis found in the stratum corneum layer of the skin. The practice of cosmetology, nail technology, or esthetics shall not alter, cut, or damage any living cells.

KAR 28-24-14(a)(5) - The following shall be prohibited in any area of an establishment or school in which consumers are provided service: using invasive skin-removal techniques, products, and practices that remove viable cells that are deeper than the stratum corneum;



KAR 28-24-7(d) A licensee or apprentice shall not use in any establishment or school any product banned or restricted by the FDA for use in cosmetology, nail technology, esthetics, or electrology.

All statutes and regulations pertaining to the cosmetology profession can be viewed online using the following link: <http://www.kansas.gov/kboc/CosmoStatsandRegs.htm>



## “VAMPIRE” Facials

“Vampire Facials”, or Platelet Rich Plasma (PRP) therapy, is a procedure that can only be provided in Kansas by a licensed physician or under the supervision of a licensed physician in their office.

On June 6<sup>th</sup>, 2019 the New Mexico Attorney General issued a consumer health alert warning that this procedure is very dangerous and that individuals in New Mexico have contracted HIV after receiving the procedures.

It is considered a violation of Kansas law to perform “Vampire Facials” in any facility licensed under the Kansas Board of Cosmetology. All practitioners are prohibited from providing this service, unless they are under the supervision of and within a licensed physicians office.

**NM-CONSUMER HEALTH WARNING: AG Balderas Issues Alert Regarding “Vampire**

**Facials”** :<https://www.nmag.gov/uploads/PressRelease/48737699ae174b30ac51a7eb286e661f/>

[CONSUMER HEALTH WARNING AG Balderas Issues Alert Regarding %E2%80%9C9CVampire Facials%E2%80%9D.pdf](https://www.nmag.gov/uploads/PressRelease/48737699ae174b30ac51a7eb286e661f/)

# PROFESSION UPDATES

## BODY ART

### Contaminated Ink Recall

The FDA has provided notice that the following tattoo inks have been recalled because they are contaminated with microorganisms:

- Scalpaink SC, Scalpaink PA, and Scalpaink AL basic black tattoo inks manufactured by Scalp Aesthetics (all lots)
- Dynamic Color - Black tattoo ink manufactured by Dynamic Color Inc (lots 12024090 and 12026090)
- Solid Ink-Diablo (red) tattoo ink manufactured by Color Art Inc. (dba Solid Ink) (dba Antone's Ink) (lot 10.19.18)



[https://www.fda.gov/cosmetics/cosmetics-recalls-alerts/fda-advises-consumers-tattoo-artists-and-retailers-avoid-using-or-selling-certain-tattoo-inks?](https://www.fda.gov/cosmetics/cosmetics-recalls-alerts/fda-advises-consumers-tattoo-artists-and-retailers-avoid-using-or-selling-certain-tattoo-inks?fbclid=IwAR0YC0H9WHDWk7va3OtXOk7YYO)

[hxZwUp8ocO3rZXiQyKsvBpc-kZyuJqlgs](https://www.fda.gov/cosmetics/cosmetics-recalls-alerts/fda-advises-consumers-tattoo-artists-and-retailers-avoid-using-or-selling-certain-tattoo-inks?fbclid=IwAR0YC0H9WHDWk7va3OtXOk7YYO)

### NEW UPDATES TO BODY ART CONTINUING EDUCATION!!

There have been some updates to the body art pre-approved list of continuing education! We have added the following courses to the list:

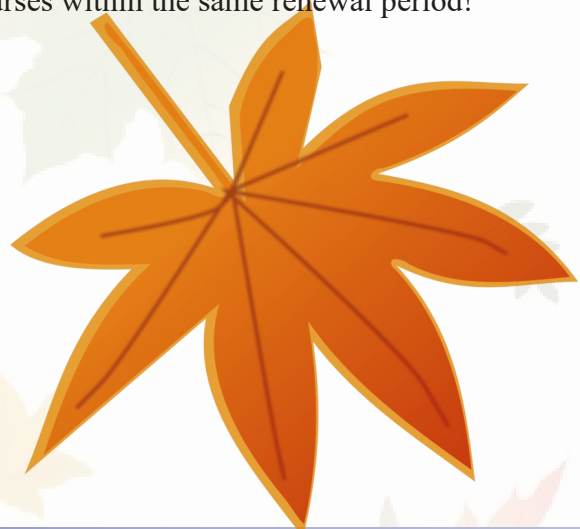
- BBP500 with Your Training Place, worth 5 hours total of Infection Control and Blood-borne Pathogens credit!
- BBP for non-medical persons with Pacific Medical Training, worth 3 hours of Blood-borne Pathogens credit!

Also, did you know that if you complete an educational course that is not listed on the pre-approved list, you can request credit for the course to be credited to your CE hour requirement for renewal? All you have to do is submit the Body Art CE Submission Form to the Board along with the following:

- Location of the course
- Description of the subject that was covered
- Name of all instructors and their qualifications
- Copy of a certificate or sign-in sheet
- Number of hours requesting

If we can confirm that the course you completed provided infection control and/or blood-borne pathogens training, we will be able to grant you the applicable CE credit towards your license renewal!!

REMEMBER- You cannot duplicate any of the courses within the same renewal period!



# PROFESSION UPDATES

## ATTENTION INSTRUCTORS!!!



We have some exciting news!  
You can now renew your license  
online!!!

We are now sending renewal  
reminder postcards for instructor licenses and will  
no longer send out the instructor renewal forms by  
mail! The reminder postcard will provide you  
instructions on how you can renew your license.

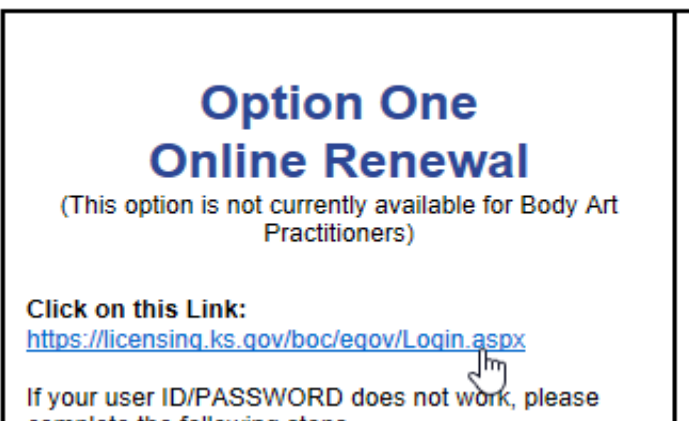
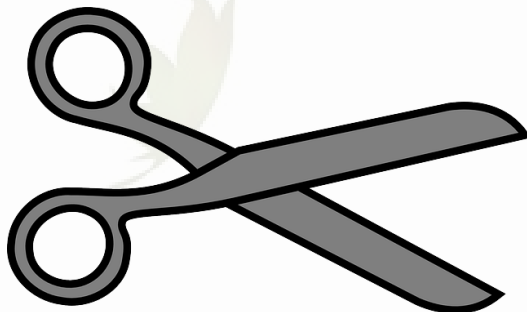
### To renew your license online:

Go to the KBOC website: [www.kansas.gov/kboc](http://www.kansas.gov/kboc)  
and select the “**Renew My License**” tab at the top  
of the page. This will take you to a page providing  
you with all of the different renewal options  
available to you.

To renew online, simply use the link under option  
#1 and select “**Create or Reset User ID &  
Password for a Practitioner**”. Once you have  
created a username and password, you will be  
prompted to select which license you wish to  
renew. Make sure to click on the Instructor  
license! You will be prompted to upload your CE  
documents and pay the required renewal fee.

Once you have successfully uploaded all of your  
CE documents and submitted your payment, the  
KBOC office staff will be notified and will begin  
processing your renewal!

If you do not want to renew your license online,  
you can select option #2 or #3 to renew your  
license. You may also contact the Board office to  
request a renewal form to be sent to you in the  
mail.



### Create or Reset User ID & Password for a Practitioner



- Normal processing is 7-10 business days and your renewal must be received on or before the day of expiration to avoid a delinquent fee!
- Make sure to submit all of the CE's you have taken during the current renewal period (even if you have already sent them to the Board prior to renewal). Office staff will double check the CE's and make sure there are no duplicates.
- If this is your first time renewing your instructor license, CE's are not required!

# KDHE & LEGISLATIVE UPDATES

## **HB 2384**

HB 2384 - Amending powers, duties and functions of the Kansas State Board of Cosmetology relating to licensing and hearings.

- **Establishing a charitable event permit**
- **Establishing a demonstration permit**
- **Apprentice licensing requirements**
- **Placing body art laws under KAPA**
- **Hearing reimbursement**
- **Reciprocity requirements**
- **Definition updates**
- **Prohibitions**
- **Temporary permit expiration**

Use the link below to access the bill from the Legislative website:

[http://www.kslegislature.org/li/b2019\\_20/measures/hb2384/](http://www.kslegislature.org/li/b2019_20/measures/hb2384/)

\*Provide your feedback to the Board using the following link:

<https://www.surveymonkey.com/r/JDYP565>

\*Please do not provide any identifying information with your feedback.

## **KDHE Infection Control Regulations**

As the Board continues to work with the Kansas Department of Health and Environment to update the infection control regulations, updates are posted to the Board's website home page. These updates will prompt changes to proper infection control procedures for daily salon compliance.

You can review the most updated version of the requested changes by using the following link: [Cosmetology Professions - 092019](#)

To provide feedback to the Board regarding the proposed regulations, please use the link below to access the designated form. Please do not include any identifying information in your feedback to the Board.

## **Proposed KDHE Regulations Feedback Form**

The survey responses can be viewed here: [KDHE Proposed Regulations Survey Results](#)

## **HB 2200 - Threading Exemption**



Professional hair removal services are regulated in Kansas to protect the health and safety of the consuming public. Proper training, licensure, and routine compliance inspections are required.

As cosmetology and esthetic professionals, you know that sufficient training in various hair removal techniques, infection control, and the identification of contraindications is essential to providing the service safely to the public, regardless of the technique being used.

House Bill 2200 is a bill that was introduced that would exempt the hair removal service known as threading from the Cosmetology act, along with the use of over-the-counter astringents, gels or powders, tweezers or scissors for that service.

If enacted by the Legislature, any person would be able to provide this hair removal service to the public for compensation without training or licensure requirements. This bill would also remove the requirement for facility licensure and annual health and sanitation inspections for businesses providing this service.

HB2200: [http://www.kslegislature.org/li/b2019\\_20/measures/hb2200/](http://www.kslegislature.org/li/b2019_20/measures/hb2200/)

How can you help? Contact your legislator and share your thoughts.

### **CONTACTING YOUR LEGISLATOR**

If you choose to contact your legislator, please make sure you are contacting the appropriate legislator who represents your district. Locate your legislator here:

<https://openstates.org/>

Also remember to keep your correspondence with your legislator professional and respectful as you represent your profession!



# FY 2019 Statistics

## Overall Licensure

The overall five-year increase for licensure from FY 2015 to FY 2019 is less than 1%, an increase of 12 licenses. FY 2019 licensure numbers have recovered to 32, 291 licensees after a three-year decline. The Board now has more licensees than ever before topping our FY 2015 record of 32, 279 licensees.

Overall Licensure	FY15	FY16	FY17	FY18	FY19
<b>Practitioners</b>	<b>27,530</b>	<b>27,323</b>	<b>27,236</b>	<b>27,083</b>	<b>27,554</b>
<b>Establishments</b>	<b>4,749</b>	<b>4,716</b>	<b>4,675</b>	<b>4,692</b>	<b>4,737</b>
<b>Total</b>	<b>32,279</b>	<b>32,039</b>	<b>31,911</b>	<b>31,775</b>	<b>32,291</b>

## Tanning Establishments

There has been a continued decline in tanning establishment licenses. The five-year decrease in tanning facilities from FY 2015 to FY 2019 is 32%, a loss of 143 facilities. Some of the recent loss may be related to the 2016 legislative action prohibiting minors from tanning at licensed tanning facilities. However, this legislation was not enacted until 2016. The decline in tanning facilities began as far back as 2011 with the most significant loss being a year prior to the new legislation. The tanning federal excise tax initiated with the passage of the Patient Protection and Affordable Care Act came into effect in 2010. According the American Suntanning Association, the 10% quarterly excise tax is the cause of the loss of more than 9,600 businesses and more nearly 95,000 jobs in the US. <https://americansuntanning.org/tan-tax/>

	6/30/2011	6/30/2012	7/5/2013	6/30/2014	6/30/2015	6/30/2016	6/30/2017	6/30/2018	6/30/2019	FY15-FY19
Tanning	563	544	513	502	445	409	360	314	302	-143
Difference		-19	-31	-11	-57	-36	-49	-46	-12	45

## Body Art Profession

There has been a continued increase in overall body art profession practitioner licenses with only one loss in FY17. The five-year increase from FY 2015 to FY 2019 is 35%, an increase of 66 licenses.

Practitioners	06/30/15	06/30/16	06/30/17	06/30/18	06/30/19	FY15-FY19
Tattoo Artists	126	139	138	153	170	44
Cosmetic Tattoo Artists	2	2	2	5	5	3
Tattoo/Cosmetic Tattoo Artists	17	17	21	26	34	17
Body Piercers	41	46	42	40	43	2
Total	186	204	203	224	252	66
Difference		18	-1	21	28	

Likewise, there is a continued increase of overall body art profession establishments with only five losses also in FY17. The five-year increase from FY 2015 to FY 2019 is 13%, an increase of 15 licenses.

Establishments	06/30/15	06/30/16	06/30/17	06/30/18	06/30/19	FY15-FY19
Tattoo	58	57	57	62	67	9
Cosmetic Tattoo	3	4	5	8	6	3
Tattoo/Cosmetic Tattoo	12	14	13	13	15	3
Body Piercing	36	37	32	33	36	0
Total	109	112	107	116	124	15
Difference		3	-5	9	8	

# FY 2019 Statistics

## Cosmetology Profession

There is a small increase for overall cosmetology practitioner professional licensure. The five-year increase from FY 2015 to FY 2019 is 2.6%, an increase of 650. Interestingly, the overall increase in cosmetology profession licensure is due to an increase in manicurist and esthetician licensure which is being offset by a steady decline in cosmetology licensure. Some of the decrease in cosmetology practitioner licensure is due to licensees choosing to transfer their licensure to the one-time senior status license implemented by the legislature in 2013 and later updated during the 2017 legislative session. The five-year increase for manicurists' licenses is 11%, an increase of 369 licenses. For estheticians, the increase is 29%, an increase of 390 licenses. The decrease for cosmetology licensure is 3%, a loss of 710 licensees offset by the substantial increase of the senior status licenses from 31 in FY15 to 637 in FY19.

Practitioners	6/30/2015	6/30/2016	6/30/2017	6/30/2018	6/30/2019	FY15-FY19
Cosmetologists	20,237	20,147	19,997	19,702	19,527	-710
Cosmetology Techs.	35	33	31	31	30	-5
Manicurists	3,138	3,264	3,372	3,430	3,507	369
Estheticians	1,330	1,411	1,510	1,585	1,720	390
Electrologists	33	31	32	30	33	0
Senior Status	31	68	197	376	637	606
Total	24,804	24,954	25,139	25,154	25,454	650
Difference		150	185	15	300	

Cosmetology profession establishment licensure reflects a similar trend showing an overall increase due to increases in nail technology and esthetic establishments, which is being offset by a decrease in cosmetology establishments. The five-year increase for nail technology establishments is 13%, an increase of 49 licenses. For esthetics establishments, the increase is 35%, an increase of 102 licenses. The decrease for cosmetology establishment licensure is less than 1%, a loss of 25 licenses.

Establishments	06/30/15	06/30/16	06/30/17	06/30/18	06/30/19	FY15-FY19
Cosmetology	3,490	3,461	3,437	3,458	3,465	-25
Nail Technology	368	375	388	401	417	49
Esthetics	288	313	339	363	390	102
Electrology	14	14	13	13	13	-1
Total	4,160	4,163	4,177	4,235	4,285	
Difference		3	14	58	50	



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- Compliance Resources
- License Verification



# FY 2019 Statistics

## Cosmetology Profession Cont.

The decline continues for cosmetology profession schools in Kansas. From FY 2015 to FY 2019 the decrease is 21%, a decrease of 7 schools. Consequently, licensure for cosmetology profession instructors have declined as well, although there was no loss in FY 2018.

Schools	06/30/15	06/30/16	06/30/17	06/30/18	06/30/19
Cosmetology	32	29	26	26	25
Esthetics	1	1	1	0	0
Nail Technology	2	2	4	1	1
Total	35	32	31	27	26
Difference		-3	-1	-4	-1

Instructors	06/30/15	06/30/16	06/30/17	06/30/18	06/30/19
Cosmetology	284	267	235	236	229
Manicurist	13	12	12	12	13
Esthetics	31	26	25	28	28
Total	328	305	272	276	270
Difference		-23	-33	4	-6

Although there is a decline for schools and instructors, apprentice licensing for the cosmetology professions is up for the first time since fiscal year 2014.

Apprentices	06/30/14	06/30/15	06/30/16	06/30/17	06/30/18	06/30/19
Cosmetology	1,913	1,797	1,492	1,262	1,020	1,108
Nail Technology	90	104	99	124	147	139
Esthetics	233	199	196	171	174	237
Total	2,236	2,100	1,787	1,557	1,341	1,484
Difference	108	-136	-313	-230	-216	143

## Licensing

Board staff processed 15,597 renewals and 4,322 new initial licenses in FY 2019 for over 19,000 licensees.

ISSUED FY													
	July	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June	Total FY
FY17	293	615	478	382	262	294	381	312	384	251	280	391	4323
FY18	302	687	438	332	268	259	484	314	363	253	270	335	4305
FY19	327	722	343	405	243	253	435	343	301	314	291	345	4322

Of all renewals completed, 76% were completed through the agency's online renewal portal and 88% of the KBOC licensees renewed their licensure for FY 2019.

RENEWALS ONLINE	
	Total FY
FY17	68%
FY18	72%
FY19	76%

RENEWALS FY		
	Total FY	
FY17	15438	88%
FY18	15574	89%
FY19	15597	88%

RENEWABLE LICENSES	
	Total FY
FY17	17456
FY18	17471
FY19	17543



# FY 2019 Statistics

## Enforcement

In FY 2017 the Board approved the new fine schedule and spent the rest of FY 2017 and FY 2018 providing notice of the new fine schedule along with the required citation. After the implementation of the fine schedule in FY 2019, health and sanitation violations decreased by 23%. Inspectors report that licensure violations increased primarily due to non-compliance with proper signage, inspection report, infection control regulation and license postings as required by statute. The decrease in compliance could be attributed to providing a new option of having the establishment inspection reports emailed or mailed. The inspection reports are also available through the Board's online verification portal for viewing and printing. Additionally, upon request the Board will mail the required inspection report, signage, and infection control regulations. To help promote compliance, the Board provides self-inspection checklists, statutes and regulations, and infection control requirements online and through the KBOC mobile app.

Inspection Report Violations			
	Licensure	Health and Sanitation	Total Violations
FY 2017	282	3,838	4124
FY 2018	468	4,021	5012
FY 2019	460	3,060	4079

With the implementation of the new fine schedule in FY 2019, health and sanitation disciplinary actions that result in fines have increased. We are hopeful that the health and sanitation violations continue to decline as well as the disciplinary action needed to promote compliance in FY 2020. The Board has requested updates to the KDHE health and sanitation regulations which we hope will be approved by the end of this year. We anticipate increased compliance and decreased violations and disciplinary actions related to health and sanitation with the approval and enforcement of the updated regulations as they have been reduced, updated and clarified. License compliance related disciplinary action increased in FY 2018 because of increased submissions for licensure with fraudulent identification and/or training.

Disciplinary Action					
	Licensure Establishments	Licensure Practitioners	Health and Sanitation	Discipline-Misc	Total Disciplinary Actions
FY 2017	46	86	20	10	162
FY 2018	71	125	62	42	300
FY 2019	45	97	196	10	348

Board Inspectors attempted and conducted over 4,000 inspections in FY 2019. There was a decrease in routine inspections offset by an increase in compliance inspections, re-checks and conditioned facilities. The overall decrease in inspections was due to an inspector vacancies in Region two and four. The reduction also reflects an increase in the length of time for inspections to provide licensees more education in infection control practices during inspections.

	Routine	Compliance (new)	Re-check	Complaint	Condition	ICS Classes	Attempts	Total
FY 2017	3,271	731	11	28	0	29	1167	5,237
FY 2018	3,429	666	36	48	3	20	912	5,114
FY 2019	2,723	671	44	34	14	22	852	4,360



Have a quick question? Need a quick answer? Unable to wait for a call back? For a faster response, please e-mail us at [kboc@ks.gov](mailto:kboc@ks.gov)!

**Kudos or concerns about inspections should be directed to the Board office.**

Please complete a [Customer Service Survey](#). This survey can be found at the bottom of the Home page of the KBOC website or by using the following link: <https://www.surveymonkey.com/r/K5GPHCC>

# HELPFUL REMINDERS!

## Renewal Notices

**1st Renewal Notice:** A yellow renewal reminder postcard will be mailed out to the most recent address the Board has on file, at least 6 weeks prior to expiration.



**2nd Renewal Notice:** A courtesy email notice will be sent to the last email address the Board has on file, approximately 10 days prior to expiration.

**Final Renewal Notice:** A courtesy email notice will be sent to the last email address the Board has on file, approximately 10 days after the expiration date of the license.

### **Unsure of when your license expires?**

All expiration dates are listed directly on the license.

### **Already renewed but have not received your license?**

Please allow 7-10 business days to receive your license. Otherwise, contact the Board!

**PLEASE NOTE:** The postcard is only a courtesy reminder and is not required in order to renew! The Board is NOT responsible for lost or delayed mail.



## Inspection Reports

Inspection reports are now available on-line! Please visit the **License Verification** tab on our website at [www.kansas.gov/kboc](http://www.kansas.gov/kboc) Please have your full facility license number ready to conduct a search.

If you requested the report be e-mailed by your region inspector, we ask that you give the region inspector one (1) business day to send the report. If it has been more than one (1) business day since your inspection and you have not received the report by e-mail, then please obtain a copy on-line or contact our office to request a copy be mailed to you.

When contacting the office for a copy of the inspection report, please have the current facility license number ready. This ensures the correct report is being mailed for the correct facility.

## Digital Documents

[142984\\_94976\\_InspectionReportDetail](#) ←



The Board has created a notification page on our website!

Please make sure to check it often to stay up to date on the many changes the Board is working on!

### **What kind of notices?**

\* Proposed Health & Sanitation Regulation Changes \*  
Alerts & Warnings \* Job Postings \* Survey Results \*  
Legislative Updates \* General Reminders \*

Visit: <http://www.kansas.gov/kboc/Notices.htm>

# BOARD RECOGNITIONS

## Licensee Milestones

The Board would like to recognize and congratulate the following licensees on over 50 years of professional licensure!

**Florentine Bates**  
65 Years

**Judith Inman**  
61 Years

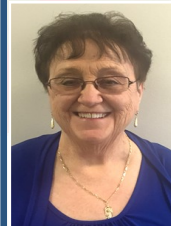
**Mila LeValley**  
58 Years

**Vera Cubie**  
58 Years

**Janeen Walker**  
52 Years

**Mary Oberhelman**  
72 Years

*Congratulations!*



### Ava Fiene Retiring!

Ava will be retiring on December 31st. Ava began her career inspecting for the Board in September 1981, she has been with the Board for 38 years. She is currently the Region 1 inspector. Her wisdom, guidance and encouragement have been a great asset to the Board and all who work with her. Thank you Ava for your service to Kansas and the Board of Cosmetology, you will be sorely missed.



The Board welcomes Jesse Adams to the team as the new Region 2 Inspector! Jesse started in April of this year with the Board. He brings years of military and corrections experience to the KBOC enforcement team.

# WELCOME!



In August, Janet Durham was promoted to Compliance Supervisor. She will handle supervision of the inspection program, complaints, disciplinary actions and hearings. Janet has over three years' experience as a Facility Inspector in

Region 3 for the Board along with previous legal and supervisory experience. We look forward to what she will bring to the Enforcement program



Travis Venn started with the Board as the new Region 3 Inspector this October! Travis has experience working in corrections and has made an awesome addition to the team. Welcome Travis!



# ABOUT THE BOARD

## The Board

The Board's regulatory responsibility is to protect the health and safety of the consuming public and promote standards of professional practice.

Members of the Board are appointed by the Governor for a three-year term.

For more information on the Board, please visit:  
<http://www.kansas.gov/kboc/BoardMembers.htm>

Interested in serving as a Board member? Apply here: <https://governor.kansas.gov/serving-kansans/office-of-appointments/>

## Members of the Board

**David Yocum**, Chair, School Representative

**Tina Burgardt**, Vice Chair, Cosmetologist

**Nichole Hines**, Member, Cosmetologist

**Ashley Rangel**, Member, Esthetician

**Kelly Robbins**, Member, Tanning

**Dave Tucker**, Member, Body Art

**Kimberley Mancuso**, Member, General Public

**Vacant**, General Public



## Contact Us

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Website [www.kansas.gov/kboc](http://www.kansas.gov/kboc)

## Staff Directory

Direct Line Telephone Numbers and Email Addresses

can be found on our website contact page:

<http://www.kansas.gov/kboc/ContactUs.htm>



Find us on:  
**facebook®**

## *Future Board Meeting Dates*

You can find the 2019 Board meeting dates as well as previous Board meeting minutes on our website by using the following link:

<http://www.kansas.gov/kboc/BoardMeetings.htm>

## Quick View

*November 18 - Board Office*

*December 09 - Teleconference*

## **You're Invited!!**

If you have a recommendation, idea, questions regarding the current laws & regulations or any other Board business, we welcome you to attend one of our scheduled Board meetings!

The Board conducts meetings in accordance with the Roberts' Rules of Order. Should an individual or a group of individuals wish to address the Board during the public comment period, a written request should be submitted to the Board prior to the meeting date.

It is through the collaborative efforts of our licensees and the Board that we bring much needed changes to the current laws & regulations of this wonderful industry!