

BOARD OF COSMETOLOGY NEWS

Kansas Board of Cosmetology Fall 2020 Newsletter



KDHE COVID-19 Guidance Update

The Kansas Department of Health and Environment (KDHE) has updated the COVID-19 recommendations to include clarification on facial/shaving services and use of face shields. The additions to the guidance are provided below.

- **Face Shields:** A face shield is sufficient when wearing a mask is not feasible for the licensee or the client. More information on the use of face shields can be found [here](#).
- **Facial/Shaving Services:** The consumer should remove the face covering for the service and put it back on with the service is completed.

Click [here](#) to review the full guidance document.

Please remember that these are recommendations. You are required by the Board to adhere to the infection control regulations for your professions provided in regulation. All KBOC statutes and regulations can be accessed on the Board's website [here](#).

Please ensure you are checking with your local health authorities to ensure that you are in compliance with any requirements or restrictions they may have pertaining to your profession as it relates to the COVID-19 pandemic. A directory of local health departments can be found [here](#).

Other resources available to you are provided on the Board's COVID-19 resources page [here](#).

Members of the Kansas Board of Cosmetology

David Yocum - Chair
School Representative

Kelly Robbins
Tanning Representative

Tina Burgardt
Cosmetologist

Ashley Rangel
Esthetician

Nichole Hines - Vice
Chair
Cosmetologist

David Tucker
Body Arts

Kimberley Mancuso
General Public

Mary Blubaugh
General Public

How to attend Board Meetings

The Board posts the Board agenda prior to the Board meetings with the information on how to attend the meeting either by video or phone conference. The agenda, minutes and notices can be found on the Board's website Board Meeting page, we also post the agenda and meeting notices on the Board's Facebook page. <https://www.kansas.gov/kboc/BoardMeetings.htm>

Additionally, the Board posts this information on the state of Kansas public square website. <https://publicsquare.ks.gov/>

Mission Statement

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



Cosmetologist spots skin cancer on client

WIBW reporter Kimberly Donahue wrote an article regarding a cosmetologist who encouraged one of her clients to have an unusual bump looked at resulting in an early detection of skin cancer. Read the full article [here](#).

THANK YOU to the Beauty Industry!

Recently, C.J. Janovy, Kansas Reflector Reporter, interviewed the Board Chair, David Yocum and Board Vice Chair, Nichole Hines, to discuss the impact COVID-19 has had on the beauty industry in Kansas.

“Let’s pause to congratulate the Kansas beauty industry for doing its part to fight the pandemic.” Chairman Yocum, a licensed manicurist and academy director provided insight on what he is seeing from the school perspective and Vice Chairwoman Hines, Licensed cosmetologist, provided feedback on the impact she has experienced as a small business owner.

Read the full article [here](#).

Governor Kelly visits Wichita salon to celebrate National Business Women’s Week

“Hair salons and other personal service industry establishments have always embraced diligent sanitation practices, but they have ramped up their efforts during the pandemic – including by requiring all customers to wear masks,” Governor Kelly said. “Because of these efforts, no COVID-19 outbreaks have been associated with one of these

businesses. Salon Chemistry and all hair salons and barber shops statewide have proved that by wearing masks, we can protect each other and our economy.”

Read the full article [here](#).

Clay County criminal charges for the unlicensed practice of cosmetology and barbering

In April 2019, Board staff received a complaint regarding the unlicensed cosmetology practice of Suzette (Susie) Barteau in Junction City, Kansas.

In May 2019, board inspectors were sent to the commercial location where it was alleged that Ms. Barteau was providing services. At the inspection, it was confirmed that Ms. Barteau was providing cosmetology services without valid practitioner or establishment licensure issued by the board.

On May 31, 2019, Ms. Barteau was assessed fines for unlicensed practice and was also issued an order to cease and desist from providing unlicensed cosmetology services in Kansas.

In August 2019, the board was made aware of a news article in the *Clay Center Dispatch* in which Ms. Barteau was pictured on the front cover providing a haircut service out of a commercial location in Clay Center, Kansas. The Board’s Disciplinary Panel approved board staff and Litigation Counsel to work with the Clay County County Attorney to pursue criminal charges against the unlicensed practice of Ms. Barteau.

On November 4, 2019, the *Clay Center Dispatch* published a news article regarding Ms. Barteau’s arrest for unlicensed practice. You can review the article by clicking [here](#).

On November 15, 2019, the *Clay Center Dispatch* published another news article related to Ms. Barteau’s continued unlicensed practice. You can review the article by clicking [here](#).

On May 18, 2020, Ms. Barteau pled no contest to practicing cosmetology without a license.

Kansas Board of Cosmetology

Legislative Plan

The Board requested statute changes for the 2019-2020 session, but the requests were not heard by the legislative committees. The Board plans to resubmit requested statute changes during the 2021-2022 session. Among many technical updates, the Board will be asking for authorization to:

- Issue demonstration permits
- Issue charitable event permits
- Serve cease and desist orders to unlicensed persons for the Body Art profession
- Update the name of the Board to reflect the professions regulated by order of when they were added to the Board's jurisdiction.

Other bills were introduced by parties not connected to the Board of Cosmetology requesting changes to statute such as an exemption for threading services, expedited licensure laws for reciprocity applicants, sunset laws for regulations, and requiring sales tax on personal care services such as provided by licensees under the Board's jurisdiction. These bills died in committee and would have to be reintroduced in the 2021-2022 session to be reconsidered. A list of these bills with the links to access the documents can be found [here](#).



Regulation updates

The Board is in the process of implementing a permanent regulation to allow distance learning options for cosmetology profession schools. The public hearing will be December 2, 2020. View the hearing announcement and provide feedback [here](#).

Body Art Updates

The Board is currently in the process of working with KDHE to review the infection control regulations for body art and propose them through KDHE. Board staff have been attending weekly staff meetings with subject matter experts and look forward to completing this project. After the infection control regulations are adopted by KDHE and repealed for KBOC, KBOC will move into the phase of working on the KBOC regulation updates for body art. Stay tuned!

K.A.R 69-3-7

Student Records



On Monday, September 14, 2020, the Board formally interpreted language from the regulation as "reasonable amount of time" to be 10 years. There is no required form at this time, and the Board

will not dictate how that information is stored. Pursuant to K.A.R 69-3-7, the student record must contain the daily attendance record, practice services completed and a final record that verifies the curriculum requirement and hours have been successfully completed.



The updated KDHE regulations for the cosmetology professions have been published and are now effective. Please print a copy of the new regulations for your establishment from our website:

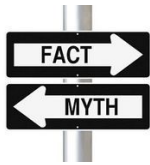
https://www.kansas.gov/kboc/Docs/Infection_Control_Regulations_for_Practitioners_and_Facilities.pdf

A summary of the changes can be reviewed here:

[KDHE Cosmetology Profession Infection Control Regulations Updates-Summary of Changes](#)

Please carefully review the following Cosmetology Establishment Compliance resource reflecting the updates. This resource can be viewed separately on the Board's Resource Page: <https://www.kansas.gov/kboc/Docs/Cosmetology-Establishment-Compliance-Resources.pdf>

Kansas Board of Cosmetology



Freelance Beauty Services

It has been brought to the Board's attention that there is a misconception being widely distributed via the internet and social media platforms that licensure is not required in Kansas for beauty services if the person providing the service(s) is a freelance artist/stylist (self-employed).

You must have a license issued by the Board to engage in the practice of cosmetology, esthetics, nail technology or electrology for compensation, even if you are a freelance artist/stylist or are self-employed, unless exempt by K.S.A. 65-1902(b).

Any form of compensation for these professional services requires licensure regardless of whether you are employed by a person, business entity, self-employed or even taking donations. To review the law, go to: <https://www.kansas.gov/kboc/StatsandRegs.htm>.

Pursuant to K.S.A. 65-1902(a)(1), no person shall engage in practice of cosmetology, esthetics, nail technology or electrology unless the person holds a valid license, issued by the Board, to engage in that practice.

Pursuant to K.S.A. 65-1902(d), if the Board determines that an individual has violated subsection (a), in addition to any other penalties imposed by law, the Board, in accordance with the Kansas administrative procedure act, may issue a cease and desist order against such individual or may assess such individual a fine of not to exceed \$1,500, or may issue such order and assess such fine. In determining the amount of fine to be assessed, the Board may consider the following factors: (1) Willfulness of the violation, (2) repetitions of the violation and (3) risk of harm to the public caused by the violation.

Additionally, pursuant to K.S.A. 65-1902(e), it is a crime to engage in practice of cosmetology, esthetics, nail technology or electrology without a valid license issued by the board to engage in that practice. For information on how to apply for a Kansas license please use the following link: [54. How to apply for Kansas Licensure](#)

Inspector Feedback



Blood Exposure Kits: Inspectors are finding blood exposure kits that are missing necessary supplies and some of the products have expired. Please make sure to check your blood exposure kits regularly to ensure all necessary supplies are available and products are not expired.

Disinfectant Solutions: Some salons may be attempting to save money by cutting corners with disinfectants. Do not be tempted! It is not worth the cost savings to endanger your staff and your consumers by cutting corners.

Your instruments need to be fully immersed in disinfectant, and the disinfectant is required to be changed daily or more often if the disinfectant or bleach solution becomes visibly cloudy or dirty. No debris should be in your disinfectant because you should be cleaning your instruments prior to placing them in disinfectant.

Wax Pots



Wax pots must be kept clean and covered. A new stick must be used each time wax is removed from the pot. Using the opposite end of the stick is prohibited because the licensee has touched it. You can break your sticks in half to maximize their use.

Wax can be directly applied to a new wax strip with the same stick. Wax can also be placed in a disposable container and the same stick may be used. After completion of the service, the container and applicator must be placed in a covered trash can. Remaining wax, including paraffin wax, shall not be reused and must be thrown in the trash. Applicators shall not be left standing in wax pots.

You can prevent wax from sticking to the pot by coating it with a thin film of baby oil. After each client, you will be able to easily wipe any wax drippings on the wax pot.

Kansas Board of Cosmetology



New FAQs:

The Board has approved new FAQs based on inquiries we have received from licensees and consumers. The new FAQ's include braiding, lash services and much more.

All FAQs can be viewed on the Board's FAQ page: <https://www.kansas.gov/kboc/FAQ.htm>

What license do I need to become a lash artist?

All eyelash services offered for compensation are the practice of cosmetology. To offer eyelash services for compensation in Kansas, you must be a licensed Cosmetologist or Esthetician and practice in a licensed facility.

Do I need a license to provide hair braiding services?

Pursuant to K.S.A 65-1901: "Cosmetology" shall not include a service that results in tension on hair strands or roots by twisting, wrapping, weaving, extending, locking, or braiding by hand or mechanical device so long as the service does not include the application of dyes, reactive chemicals or other preparations to alter the color of the hair or to straighten, curl or alter the structure of the hair and so long as the requirements of K.S.A. 65-1928, and amendments thereto are met. Nothing in this paragraph shall be construed to preclude a licensed cosmetologist from performing the service described in this paragraph.

Pursuant to K.S.A. 65-1928: For an individual engaged in hair braiding to be exempt from the practice of cosmetology under K.S.A. 65-1901 and amendments thereto, such individual shall complete the self-test part of the brochure and keep the brochure and completed self-test available at the location at which the individual is braiding hair.

Pursuant to K.S.A 65-1928, The secretary of health and environment (KDHE) shall develop a brochure containing information about infection control techniques which are appropriate for hair braiding outside the salon setting. This brochure shall be made available through the department of health and environment's website or by mail, upon

request, for a fee to cover the department of health and environment's printing costs. The brochure shall contain a self-test with questions on the information contained in the brochure.

Please use the following link to access the KDHE brochure and completed self-test: <https://www.kdheks.gov/epi/download/Hairbraiding.2011.pdf>

Is wig fitting the practice of cosmetology?

The Board determined on October 14, 2013, that if the person providing the wig fitting service is not in a licensed facility and are selling a product, it is not practicing cosmetology and they would not need a license.

Wig fitting in a licensed facility requires the wig fitter to have a practitioner license to offer this service.

Can we serve alcohol in the salon?

While alcohol is no longer prohibited by the Kansas Board of Cosmetology, we do not regulate the sale or consumption of alcoholic beverages in the State of Kansas. Please contact the Department of Revenue, Division of Alcoholic Beverage Control, for further guidance regarding alcoholic beverage laws.

You can contact the Department of Revenue, Liquor Licensing and Enforcement Division at (785) 296-7015 or by email at abc.email@kdor.ks.gov.

Board YouTube Channel



The Board has created a YouTube channel and has posted the new Blood Exposure video. The Board hopes to provide more educational videos on this channel in the future. Do you have any suggestions on what you would like to see? Please email Kboc@ks.gov with your suggestions.

Curriculum Subcommittee Meetings

The Board has been conducting open subcommittee meetings to discuss needed updates to the cosmetology profession curricula. These meetings are open to the public. If you feel you have something to offer to the discussion or just want to listen in, you will find the notice and agenda on the Board meetings page with the information on how to attend the meeting.

Kansas Board of Cosmetology



Examination Information

Scheduling for Exams:

- The testing company is working diligently to provide more exam dates available for scheduling. Here are some helpful tips to keep in mind that will ease the process of waiting for an exam date:
- Exam dates fill up fast! Testing facilities must comply with social distancing guidelines and are only allowed to let a small number of candidates test at the same time. Please visit the testing website regularly for updates on the exam schedule: <https://cosmetologykansas.com/schedule/index.cfm>
- If you need to reschedule your exams, you must do so by sending in a request up to seven (7) calendar days before your exam date. After this point, a schedule change is not allowed.
- Reschedule requests must be submitted in writing through the contact support link with the testing company: <https://cosmetologykansas.com/process.cfm?id=contact>
- Exam fees are non-refundable and they will not take rescheduling requests over the phone.

Expediting Exams:

Requests for an earlier exam date are ONLY for those that have failed an exam and no longer have a valid Temporary Permit license.

If you held a Temporary Permit license and it became null and void due to failing an exam and you are no longer able to work, you must log into <https://cosmetologykansas.com/> and schedule for the next available exam.

You may submit a request to the Kansas Board of Cosmetology at kboc@ks.gov and request for an

earlier exam date due to employment restrictions.

If you have not previously held a Temporary Permit license, have a complete Practitioner application on file and you have not failed any exams, you may apply for a Temporary Permit license: [Temporary Permit Application](#)

- You must be scheduled for your exams
- The Temporary Permit license will be issued to you and valid for 6 weeks after your scheduled exam date.

Only one Temporary Permit license can be issued and will become null and void if you shall fail any exam.

Exciting News about Exam Locations:

The Wichita location has added a new proctor and will be increasing exam scheduling opportunities!

The Great Bend location is now open for scheduling of the written and practical exams!

Exam Updates:

Check out the new Candidate Information Bulletin updates. Exams were updated as of July 1, 2020: <https://cosmetologykansas.com/handbooks.cfm>

As of September 18, 2020, new helpful tips and exam reminders are available at <https://cosmetologykansas.com/pdf/tips-practical-exam.pdf>



Emergency disaster declaration extension of license expiration dates

The Governor has extended the state of emergency disaster declaration for Kansas which extends the licensure renewal deadlines to November 15th.

Pursuant to Executive Order 20-64, all complete renewal applications for licenses expired or set to expire between March 12, 2020 and November 15, 2020, as well as any required continuing education, will be considered timely if received by the Board on or before November 15, 2020. However, the Board will consider the renewal application late and the license invalid if received after November 15, 2020, and a late fee will apply. You can review the full notice by clicking [here](#).

Kansas Board of Cosmetology



Licensing Reminders

Establishments:

ATTENTION OWNERS If you are closing your establishment, you are required to timely notify the Board. Please write the date of closing on your establishment license and send it to the Board office.

Apprentice Licenses:

ATTENTION SCHOOL ADMINISTRATORS If you have students that have graduated or are no longer enrolled, please write the graduation or termination date on the apprentice license and send it to the Board office. Please make sure their hours are updated in Ergometrics and their status has been updated!

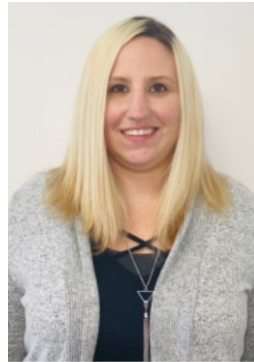
Prior to enrollment, please be sure your students have a valid U.S. Government issued photo ID and social security card. Both ID's are required and must reflect each student's current legal name. No other form of identification will be accepted by the Board. Without the required ID and social security card, the apprentice application will not be considered complete and the Board will not be able to issue the apprentice license to the school.

To avoid any enrollment issues, schools may want to consider ensuring that a potential student has all of the necessary documents required for apprentice licensure **prior** to completing enrollment and signing off on any financial aid funding for training.

Body Art Licenses:

***ATTENTION BODY ART TRAINERS *** If you terminate an apprentice prior to completing an apprenticeship, you must notify the Board. Write the termination date on the apprentice license and send it back to the Board office along with your trainer license. Please make sure their hours are updated in Ergometrics and their status has been updated!

If you have been previously approved as a Body Art Trainer and are taking on a new apprentice, you are not required to submit a new Trainer application and application fee to the Board. Please have your new apprentice submit an Apprentice application to the Board along with the required documents.



Welcome Kassiah!

My name is Kassiah. I just joined the licensing department as a senior administrative assistant. I will be providing online support for applicants and licensees, and managing the daily task in the front office. I have 14 years of experience with customer service and enjoy helping anyone in need. I have two girls and one teenage stepson. I am excited and grateful to start this new adventure with the Kansas Board of Cosmetology!



Welcome Mary!

Mary Blubaugh is the Board's newest Board member, serving as the general public representative. She comes to the board with years of experience in state government. Prior to her retirement in 2017, she was Executive Administrator of the Kansas State Board of Nursing for almost 18 years. She brings her knowledge of legislative process and the workings of the state government to the Board of Cosmetology. Mary holds a Masters in Nursing Administration and has years of experience as a Registered Nurse and Nurse Administrator. Mary loves to spend time with her 5 grandkids. She attends their school, sports and church activities. She also loves to work in the yard and has a garden every year to supply the neighborhood with fresh vegetables. She likes to quilt, sew and knit for pleasure. She has sewed cloth masks and donated them to organizations that are requesting them. Since retirement, Mary volunteers her time with the Shawnee County Extension Master Gardener organization and spends time with her grandchildren.

Kansas Board of Cosmetology



Licensing Statistics

New licensing statistics have been posted to the Board's resource page. You can view the document by clicking [here](#).

Overall Licensure

The overall five-year increase for licensure from FY 2016 to FY 2020 is 1%, an increase of 318 licenses. As of June 30, 2020, the Board currently has a record number of total licenses at 32,357.

Tanning Establishments

Tanning establishment licenses continue to decline. The five-year decrease in tanning facilities from FY 2016 to FY 2020 is 30%, a loss of 122 establishments.

Cosmetology Profession

There is a small increase for overall cosmetology practitioner professional licensure. The five-year increase from FY 2016 to FY 2020 is 2.2%, an increase of 549 licenses. The increase is primarily due to a rise in manicurist and esthetician licensure.

Cosmetology profession establishment licensure reflects a similar trend, showing an overall increase of 2.7% or 115 establishments. The increase is primarily due to a rise in nail technology and esthetic establishments.

Two new cosmetology schools opened in FY20 bringing the school total to 28. The apprentice licensing for the schools has stayed consistent, with only a slight loss of 10 licenses.

Body Art Profession

Body art practitioner licensure is also increasing. The five-year increase from FY 2016 to FY 2020 is 35%, an increase of 70 licenses.

Likewise, there is a continued increase of overall body art profession establishments. The five-year increase from FY 2016 to FY 2020 is 16%, an increase of 18 licenses.

Licensee Milestones

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

Anita June Weber
58 years

Beverly Rogers
58 years

Eva Huard
58 years

Lauraine Fenoglio
58 years

Opal Faye Swearingin
59 years

Congratulations!

Inspection Reports



Inspection reports are available online! Please visit the **License Verification** tab on our website at www.kansas.gov/kboc/. Please have your full facility license number ready to conduct a search.

If you requested the report be emailed 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 email, then please obtain a copy online 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.

Kansas Board of Cosmetology

Future Board Meeting Dates

You can find the 2020 Board meeting dates as well as previous Board meeting minutes on our website by using the following link:

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



Quick View

November 09, 2020
December 14, 2020

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!

Contact Us

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Topeka, Kansas 66603
Phone (785) 296-3155
Fax (785) 296-3002
Email kboc@ks.gov
Website www.kansas.gov/kboc/

Staff Directory

Direct Line Telephone Numbers and Email Addresses can be found on our website contact page:

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



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!



Find us on:
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You're Invited!!



If you have a recommendation, idea, or 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!