

SESSION OF 2013

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2155

As Amended by House Committee on Health
and Human Services

Brief*

HB 2155 would create apprentice licenses and temporary permits for the practice of cosmetic tattooing, tattooing, or body piercing regulated by the Kansas Board of Cosmetology (Board) and would change the license expiration period for body art practitioners from one year to two years. The bill also would make technical amendments.

The bill would require an applicant for apprentice licensure to pay a non-refundable fee, submit an application to the Board, and meet the following requirements:

- Be no less than 18 years of age;
- Have a high school diploma or equivalent education; and
- Will be studying under a Board-approved trainer.

The bill would provide for issuance of a temporary permit for the practice of cosmetic tattooing, tattooing, or body piercing to any applicant possessing the necessary qualifications to take an examination, as determined by the Board, upon application and payment of a non-refundable fee. The temporary permit would remain valid until the next regular examination conducted by the Board.

Under the bill, licenses issued for the practice of cosmetic tattooing, tattooing, or body piercing, excluding temporary licenses, would expire two years after the date of

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

issuance. Current law provides for license expiration one year after the date of issuance.

Background

The bill was introduced by the House Committee on Health and Human Services at the request of the Kansas Board of Cosmetology (Board). A representative of the Board indicated no current statute provides for an apprentice license or a temporary permit for body art, although the Board currently issues apprentice licenses and temporary permits in the cosmetology professions. The representative noted changing the body art practitioner license expiration period from one year to two years would align body art practitioner licenses with licenses for all other professions regulated by the Board, reduce the amount of renewal applications processed and licenses printed by half, and reduce the amount of fees and paperwork required of body art practitioners. There was no opponent testimony provided on the bill.

The House Committee on Health and Human Services recommended an amendment inserting a statute relating, in part, to the issuance of temporary permits to practice cosmetology. The House Committee then removed “apparently” from language in the amendment and the original bill where used to refer to whether an applicant possesses the necessary qualifications for issuance of a temporary permit to practice cosmetology, cosmetic tattooing, tattooing, or body piercing. Further, “annual” was replaced with “biennial” in one instance referencing license renewal to conform with the two year license expiration period proposed by the bill. A technical amendment also was made.

The fiscal note prepared by the Division of the Budget on the original bill states the Board of Cosmetology indicates passage of the bill would cause fee revenue to decrease because of the change in the expiration period of body art practitioner licenses. According to the Board, there are

currently 165 body art practitioners and each currently pays \$100 per year to renew their licenses for a total of \$16,500 per year, which would be reduced to \$8,250 per year if the bill is enacted. The Board also indicates there would be a small increase in revenue received because of the creation of the apprentice license and the temporary permit for the body art profession, but the increase would be negligible. Any fiscal effect associated with the bill is not reflected in *The FY 2014 Governor's Budget Report*.