AN ACT renaming the Kansas state board of cosmetology; amending
1904b, 65-1909, 65-1940, 65-2872, 74-1806, 74-2704 and 75-3717 and
repealing the existing sections.

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

New Section 1. The name of the Kansas state board of cosmetology is
hereby changed to the Kansas board of beauty and body professions. All
properties, moneys, appropriations, rights and authorities now vested in
the Kansas state board of cosmetology shall be vested in the Kansas board
of body and beauty professions. Whenever the title of the Kansas state
board of cosmetology, or words of like effect, is referred to or designated
by any statute, contract or other document, such reference or designation
shall be deemed to apply to the Kansas board of beauty and body
professions.

Sec. 2. K.S.A. 2015 Supp. 39-938 is hereby amended to read as
follows: 39-938. Adult care homes shall comply with all the lawfully
established requirements and rules and regulations of the secretary for
aging and disability services and the state fire marshal, and any other
agency of government so far as pertinent and applicable to adult care
homes, their buildings, operators, staffs, facilities, maintenance, operation,
conduct, and the care and treatment of residents. The administrative rules
and regulations of the state Kansas board of cosmetology beauty and body
professions and of the Kansas board of barbering shall not apply to adult
care homes.

Sec. 3. K.S.A. 65-1,148 is hereby amended to read as follows: 65-
1,148. (a) As used in this section, "sanitation standards" means standards
for personal and environmental sanitation and for the prevention of
infectious and contagious diseases.

(b) The secretary of health and environment shall adopt rules and
regulations establishing sanitation standards for professions, shops, salons,
facilities, clinics, schools and colleges regulated by the state board of
barber examiners or the state Kansas board of cosmetology beauty and
body professions.

Sec. 4. K.S.A. 2015 Supp. 65-1901 is hereby amended to read as
follows: 65-1901. As used in K.S.A. 65-1901 through 65-1912, and amendments thereto:

(a) "Apprentice" means any person engaged in learning the practice of cosmetology, nail technology, esthetics or electrology in a school of cosmetology, nail technology, esthetics or electrology licensed by the board, except until such time as an electrology school is established in this state apprenticing of electrology will be subject to approval by the board in a clinic or establishment.

(b) "Board" means the state Kansas board of cosmetology beauty and body professions.

(c) "Cosmetologist" means any person, other than a manicurist or esthetician, who practices the profession of cosmetology for compensation.

(d) (1) "Cosmetology" means the profession of:

(A) Arranging, dressing, permanently curling, curling, waving, cleansing, temporarily or permanently coloring, bleaching, relaxing, conditioning or cutting the hair;

(B) 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;

(C) 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;

(D) using cosmetic preparations, antiseptics, lotions, creams or other preparations in performing any of the practices described in paragraphs (A), (B) and (C) of this subsection (d)(1)(A), (B) and (C); or

(E) manicuring, pedicuring or sculpturing nails.

(2) "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.

(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 this subsection.

(f) "Manicurist" means any person who, for compensation practices the profession of cosmetology only to the extent of:
(1) Nail technology;
(2) cleansing, stimulating or performing similar work on the arms, hands or ankles and feet by means of hands or mechanical or electrical appliances, other than electric needles; or
(3) using cosmetic preparations, antiseptics, lotions, creams or other preparations in performing any practice described in subsection (f)(2).

(g) "Nail technology" means manicuring, pedicuring and sculpturing nails.
(h) "Electrologist" means any person who, for compensation removes hair from, or destroys hair on, the human body for beautification by use of an electric needle only.
(i) "Person" means any individual, corporation, partnership, association or other entity.
(j) "Instructor-in-training" means a person who is a licensed cosmetologist and has met the board's training requirements for obtaining an instructor-in-training permit.
(k) "Physician" means a person licensed to practice medicine and surgery by the state board of healing arts.

Sec. 5. K.S.A. 2015 Supp. 65-1902 is hereby amended to read as follows: 65-1902. (a) Except as provided in subsection (b), no person shall:
(1) 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;
(2) engage in the practice of tattooing, cosmetic tattooing or body piercing unless the person holds a valid license, issued by the board, to engage in such practice;
(3) teach cosmetology in a licensed school unless the person holds a valid cosmetology instructor's license issued by the board;
(4) conduct a school for teaching nail technology unless the person holds a valid license, issued by the board, to conduct the school;
(5) teach nail technology in a licensed school unless the person holds a valid cosmetology or manicuring instructor's license issued by the board;
(6) conduct a school for teaching electrology unless the person holds a valid license, issued by the board, to conduct the school;
(7) teach electrology in a licensed school or clinic unless the person holds a valid electrology instructor's license issued by the board;
(8) conduct a school for teaching esthetics unless the person holds a valid license, issued by the board, to conduct the school;
(9) teach esthetics in a licensed school unless the person holds a valid cosmetology or esthetics instructor's license issued by the board;
(10) own or operate a school, salon or clinic where cosmetology, esthetics, nail technology or electrology is taught or practiced unless the person holds a valid school, salon or clinic license issued by the board;
(11) teach or practice cosmetology, esthetics, nail technology or electrology in a school, salon or clinic unless the owner or operator of the school, salon or clinic holds a valid school, salon or clinic license issued by the board; or
(12) provide a service constituting the practice of cosmetology, nail technology, esthetics or electrology by use of a medical device registered with the federal food and drug administration, or as defined in federal or state law which may be distributed only upon the order of a physician.

This act does not prohibit a Kansas board of cosmetology beauty and body professions licensee from providing services using a medical device upon the order and under the supervision of a physician and in a location maintained by the physician.

(b) The provisions of this act shall not apply to:
(1) Any person licensed as a barber or apprentice barber;
(2) any person licensed to practice medicine and surgery, chiropractic, optometry, nursing or dentistry, while engaged in that practice;
(3) any person who is a licensed physical therapist or certified physical therapist assistant while engaged in that practice; or
(4) any teacher while engaged in instructing elementary or secondary school students in the proper care of their own persons.

(c) A person holding a license as a cosmetology technician on the day immediately preceding the effective date of this act shall continue to be a licensed cosmetology technician and perform the functions of a cosmetology technician, as such term was defined immediately prior to the effective date of this act, and may renew such license subject to the payment of fees and other conditions and limitations on the renewal of licenses under article 19 of chapter 65 of the Kansas Statutes Annotated, and acts amendatory of the provisions thereof.

(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.
(e) A violation of subsection (a) of this section is a class C
misdemeanor.

Sec. 6. K.S.A. 2015 Supp. 65-1904a is hereby amended to read as
follows: 65-1904a. (a) Any licensed cosmetologist, esthetician,
electrologist, manicurist, or person desiring to establish a salon or clinic
shall make application, on a form provided, to the Kansas state board of
cosmetology beauty and body professions, accompanied by the new salon
or clinic license fee established under K.S.A. 65-1904, and amendments
thereto. Upon filing of the application, the board shall inspect the
equipment as to safety and sanitary condition of the premises and if the
equipment and premises are found to comply with the rules and
regulations of the secretary of health and environment and the rules and
regulations of the Kansas state board of cosmetology beauty and body
professions, the board shall issue a new salon or clinic license.
(b) Nothing herein contained shall be construed as preventing any
licensed cosmetologist, manicurist, esthetician or electrologist from
practicing in the field for which licensed in such licensee's private home or
residence if the home or residence complies with rules and regulations of
the secretary and the state board. A licensed cosmetologist, manicurist,
esthetician or electrologist may provide services in the field in which
licensed in a place other than the licensed salon or clinic or a private home
or residence of the licensed cosmetologist, manicurist, esthetician or
electrologist. Excluding services provided by a licensed cosmetologist,
manicurist, esthetician or electrologist in a health care facility, hospital or
nursing home or in the residence of a person requiring home care arising
from physical or mental disabilities, in order to provide such services, such
licensed cosmetologist, manicurist, esthetician or electrologist shall be
employed in a salon or clinic or in the licensed cosmetologist's,
manicurist's, esthetician's or electrologist's private home or residence for at
least 51% of the total hours per week employed; and shall attest by
affidavit that such cosmetology, manicuring, esthetics or electrology
services shall be provided only in the residence or office of the person
receiving services.
(c) Licensed salons and clinics may be reinspected in accordance with
a schedule determined by the board by rules and regulations or upon a
complaint made to the board that such salon or clinic is not being
maintained in compliance with rules and regulations of the board. The
license shall expire one year from the last day of the month of its issuance.
Any such license may be renewed upon application accompanied by the
salon or clinic license renewal fee made to the board prior to the expiration

date of the license. Any license may be renewed by the applicant within 60
days after the date of expiration of the last license upon payment of the
annual renewal fee plus the delinquent renewal fee.

(d) On or after July 1, 2014, salon and clinic renewal application fees
will be prorated to reflect an expiration date one year from the last day of
the month of the initial issuance of the license.

Sec. 7. K.S.A. 2015 Supp. 65-1904b is hereby amended to read as
follows: 65-1904b. (a) Upon application to the Kansas state board of
cosmetology beauty and body professions on a form provided for
application for a cosmetologist, esthetician or electrologist license,
accompanied by the application fee, a person practicing as a
cosmetologist, esthetician or electrologist under the laws of another state
or jurisdiction shall be granted a license entitling the person to practice in
this state if:

(1) The person is not less than 17 years of age and a graduate of an
accredited high school, or equivalent thereof, or the person has held a
current license in another state or jurisdiction in the area of practice in
which the person seeks a license for not less than 10 years prior to the date
of application;

(2) the person submits to the board verification of date of birth; and

(3) the person holds a current license in another state in the area of
practice in which the person seeks a license and meets at least one of the
following criteria:

(A) The person passes a written and a practical examination
administered by the board relating to the area of practice in which the
person seeks a license; or

(B) the person has the number of hours of training required for
licensure in this state and passes the written examination administered for
license renewal under subsection (a) of K.S.A. 65-1904(a), and
amendments thereto.

(b) The renewal of a license issued pursuant to this section shall be in
the manner provided in K.S.A. 65-1904, and amendments thereto.

Sec. 8. K.S.A. 2015 Supp. 65-1909 is hereby amended to read as
follows: 65-1909. (a) No person shall:

(1) Employ an individual or allow any individual to engage in any
activity for which a license is required pursuant to K.S.A. 65-1902, and
amendments thereto, unless such individual holds a currently valid license
issued to such individual;

(2) violate any order or ruling of the state Kansas board of
cosmetology beauty and body professions;

(3) fail or refuse to comply with rules and regulations prescribed by
the board or applicable sanitation standards adopted by the secretary of
health and environment pursuant to K.S.A. 65-1,148, and amendments
thereto; or

(4) violate any of the provisions of article 19 of chapter 65 of Kansas
Statutes Annotated, and amendments thereto.

(b) Violation of subsection (a) is a misdemeanor punishable by a fine
of not less than $10 nor more than $100, or by imprisonment in the county
jail for not less than 10 days nor more than 90 days, or by both such fine
and imprisonment.

(c) The board may bring an action in its own name in a court of
competent jurisdiction to enjoin any person from practicing or teaching
cosmetology, esthetics, nail technology or electrolgy or from operating a
salon, clinic or school where such courses are taught without a currently
valid license. In any civil action brought under this section, it shall be
presumed that irreparable damage will occur where the board alleges and
proves a person committed a violation of such licensing laws. In addition
to issuing an order for injunctive relief, the court also may assess a fine of
not to exceed $1,500 against such person.

Sec. 9. K.S.A. 65-1920 is hereby amended to read as follows: 65-
1920. (a) As used in this act:

(1) "Authorized agent" means an employee of the state Kansas board
of cosmetology, beauty and body professions designated by the board to
enforce this act.

(2) "Board" means the state Kansas board of cosmetology, beauty and
body professions.

(3) "Phototherapy device" means equipment that emits ultraviolet
radiation that is used in the treatment of disease or other medical use.

(4) "Tanning device" means equipment that emits electromagnetic
radiation with wavelengths in the air that is used for tanning of human skin
and includes any accompanying items incidental to operation of the
tanning device.

(5) "Tanning facility" means any facility, whether independent or part
of a salon, health spa or any other facility, which provides access to
tanning devices but shall not include private residences if access to tanning
devices is provided without charge.

(b) This act does not apply to use of a phototherapy device by or
under supervision of a person licensed to practice medicine and surgery.

Sec. 10. K.S.A. 2015 Supp. 65-1940 is hereby amended to read as
follows: 65-1940. As used in this act, unless the context otherwise
requires:

(a) "Board" means the Kansas state board of cosmetology, beauty and
body professions or its designee.

(b) "Director" means the executive director of the board.

(c) "Department" means the department of health and environment.

(d) "Secretary" means the secretary of health and environment.
(e) "Tattoo artist" and "cosmetic tattoo artist" mean a person who practices tattooing or cosmetic tattooing or both pursuant to this act.

(f) "Body piercer" means a person engaged in the practice of body piercing pursuant to this act.

(g) "Body piercing" means puncturing the skin of a person by aid of needles designed or used to puncture the skin for the purpose of inserting removable jewelry through the human body, except puncturing the external part of the human earlobe shall not be included in this definition. This act shall not be construed to authorize a licensed body piercer to implant or embed foreign objects into the human body or otherwise to engage in the practice of medicine and surgery.

(h) "Physician" means a person licensed to practice medicine and surgery by the state board of healing arts.

(i) "Tattooing" means the process by which the skin is marked or colored by insertion of nontoxic dyes or pigments by use of a needle into or under the subcutaneous portion of the skin so as to form indelible marks for cosmetic or figurative purposes.

(j) "Tattoo establishment" means any room or space or any part thereof where tattooing is practiced or where the business of tattooing is conducted.

(k) "Body piercing establishment" means any room, or space, or any part thereof, where body piercing is practiced or where the business of body piercing is conducted.

(l) "Cosmetic tattooing" means the process by which the skin is marked or colored by insertion of nontoxic dyes or pigments into or under the subcutaneous portion of the skin, by use of a needle, so as to form indelible marks for cosmetic or figurative purposes.

(m) "Cosmetic tattooing establishment" means any room, or space, or any part thereof, where cosmetic tattooing is practiced or where the business of cosmetic tattooing is conducted.

(n) "Court appointed guardian" means one who is appointed by a court and has legal authority and duty to care for another person, especially because of the other's infancy, incapacity or disability.

(o) "Needle" means a sharp, pointed implement used for the purpose of tattooing, cosmetic tattooing or body piercing. The term "needle" does not include any implements or objects altered to be used as needles.

(p) "Trainer" means a licensed individual who guides another in tattooing, cosmetic tattooing or body piercing.

(q) "Apprentice" means any person licensed by the board to engage in learning the practice of tattooing, cosmetic tattooing or body piercing.

Sec. 11. K.S.A. 2015 Supp. 65-2872 is hereby amended to read as follows: 65-2872. The practice of the healing arts shall not be construed to include the following persons:
(a) Persons rendering gratuitous services in the case of an emergency.
(b) Persons gratuitously administering ordinary household remedies.
(c) The members of any church practicing their religious tenets provided they shall not be exempt from complying with all public health regulations of the state.
(d) Students while in actual classroom attendance in an accredited healing arts school who after completing one year's study treat diseases under the supervision of a licensed instructor.
(e) Students upon the completion of at least three years study in an accredited healing arts school and who, as a part of their academic requirements for a degree, serve a preceptorship not to exceed 180 days under the supervision of a licensed practitioner.
(f) Persons who massage for the purpose of relaxation, muscle conditioning, or figure improvement, provided no drugs are used and such persons do not hold themselves out to be physicians or healers.
(g) Persons whose professional services are performed under the supervision or by order of or referral from a practitioner who is licensed under this act.
(h) Persons in the general fields of psychology, education and social work, dealing with the social, psychological and moral well-being of individuals or groups, or both, provided they do not use drugs and do not hold themselves out to be the physicians, surgeons, osteopathic physicians or chiropractors.
(i) Practitioners of the healing arts in the United States army, navy, air force, public health service, and coast guard or other military service when acting in the line of duty in this state.
(j) Practitioners of the healing arts licensed in another state when and while incidentally called into this state in consultation with practitioners licensed in this state.
(k) Dentists practicing their professions, when licensed and practicing in accordance with the provisions of article 14 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto, and any interpretation thereof by the supreme court of this state.
(l) Optometrists practicing their professions, when licensed and practicing under and in accordance with the provisions of article 15 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto, and any interpretation thereof by the supreme court of this state.
(m) Nurses practicing their profession when licensed and practicing under and in accordance with the provisions of article 11 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto, and any interpretation thereof by the supreme court of this state.
(n) Podiatrists practicing their profession, when licensed and practicing under and in accordance with the provisions of article 20 of
chapter 65 of the Kansas Statutes Annotated, and amendments thereto, and any interpretation thereof by the supreme court of this state.

(o) Every act or practice falling in the field of the healing arts, not specifically excepted herein, shall constitute the practice thereof.

(p) Pharmacists practicing their profession, when licensed and practicing under and in accordance with the provisions of article 16 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto, and any interpretation thereof by the supreme court of this state.

(q) A dentist licensed in accordance with the provisions of article 14 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto, who administers general and local anesthetics to facilitate medical procedures conducted by a person licensed to practice medicine and surgery if such dentist is certified by the board of healing arts under K.S.A. 65-2899, and amendments thereto, to administer such general and local anesthetics.

(r) Practitioners of the healing arts duly licensed under the laws of another state who do not open an office or maintain or appoint a place to regularly meet patients or to receive calls within this state, but who order services which are performed in this state in accordance with rules and regulations of the board. The board shall adopt rules and regulations identifying circumstances in which professional services may be performed in this state based upon an order by a practitioner of the healing arts licensed under the laws of another state.

(s) Persons licensed by the state Kansas board of cosmetology beauty and body professions practicing their professions, when licensed and practicing under and in accordance with the provisions of article 19 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto, and any interpretation thereof by the supreme court of this state.

Sec. 12. K.S.A. 2015 Supp. 74-1806 is hereby amended to read as follows: 74-1806. (a) Except as provided in subsection (b), the board shall meet immediately after appointment and determine the policies of the board and may conduct any business that may be before such board. Thereafter, the board shall meet as required by law, at times designated by the board and on the call of the administrative officer. The board shall keep a record of all its proceedings and a register of all applicants for licensure and all licensees. Members of the board attending meetings of such board, or attending a subcommittee meeting thereof authorized by such board, shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3223, and amendments thereto. The board shall adopt rules and regulations for the purpose of carrying out the provisions of this act. The administrative officer, with the approval of the board, shall have authority to employ inspectors and office personnel as may be deemed necessary to administer this act, and shall provide and
maintain offices. The inspectors so appointed shall perform all of the inspection duties of the board. All employees of the board shall be within the classified service of the Kansas civil service act, with the exception of the administrative officer, who shall be in the unclassified service.

(b) The chairperson of the *Kansas* board of barbering, with the approval of the board, may enter into an agreement with the chairperson of the *Kansas* board of cosmetology *beauty and body professions* as to which board's inspectors shall inspect a dual-licensed salon and barber shop. Such designated inspectors shall perform all of the inspection duties of both boards, as required by the applicable statutes and rules and regulations of both boards and the sanitation standards adopted by the secretary of health and environment pursuant to K.S.A. 65-1,148, and amendments thereto. Such designated inspectors shall be trained by both boards as required by the applicable statutes and rules and regulations of both boards.

Sec. 13. K.S.A. 74-2701 is hereby amended to read as follows: 74-2701. (a) There is hereby created the *Kansas* state board of cosmetology *beauty and body professions*, the members of which shall be appointed by the governor, to regulate the practice of the profession of cosmetology in Kansas. Not more than four members shall be of the same political party. Three members shall be licensed under the provisions of K.S.A. 65-1901 through 65-1912, and amendments thereto, at least two of whom shall be licensed cosmetologists; one member shall be a licensed permanent color technician and tattoo artist or a licensed body piercer; one member shall be an owner and licensed operator of a tanning facility; one member shall be a person who holds a valid school license issued by the board or a person who is engaged in the day-to-day operation of a school licensed by the board; and two members shall represent the general public interest. If none of the licensed cosmetologist members of the board is an African-American, at least one member representing the general public interest shall be an African-American. No manufacturer, wholesaler or retailer of cosmetic supplies or equipment used by the profession of cosmetology, or any representative of such manufacturer, wholesaler or retailer, shall become a member of the board.

(b) Members of the board serving prior to the effective date of this act may be reappointed as provided in this section. Of the members first appointed to the board on and after the effective date of this act, two members shall be appointed for terms of one year, two members shall be appointed for terms of two years and three members shall be appointed for terms of three years. Thereafter each member of the board shall be appointed for a term of three years, and until a successor is appointed and qualifies. The board shall annually select a chairperson from its membership.
(c) The governor shall appoint an executive director who shall serve at the pleasure of the governor. The executive director shall also be the treasurer of the board and shall keep a record of the proceedings and perform such other duties as the board shall direct.

(d) When a vacancy occurs by death or resignation, appointees to the board shall have the prescribed qualifications. All vacancies in the board shall be filled by the governor for the unexpired terms. The members of the board shall take the oath of office prescribed for public officers before entering upon the discharge of their duties.

Sec. 14. K.S.A. 74-2702 is hereby amended to read as follows: 74-2702. (a) The Kansas state board of cosmetology beauty and body professions shall meet immediately after appointment and determine policies of the board and conduct any business that may be before such board, and said the officers thereafter shall meet as required by law, at times designated by the board and shall also meet on the call of the chairman. The executive director shall not be entitled to vote at such meetings. Said The board shall keep a record of its proceedings and a register of the names of applicants for licenses, showing whether the licenses were granted or refused. Said The board shall have a seal, and said the members of said the board shall have the authority and be empowered, for all purposes and duties of said the board in connection therewith, to administer oaths. The chairman chairperson with the approval of the board shall have the power to appoint inspectors who shall perform all of the inspection duties of the board and may employ such additional help as may in his or her the chairperson's judgment be necessary to properly carry out the provisions of this act.

(b) All employees appointed as herein authorized, except the executive director, shall be within the classified service of the Kansas civil service act. The executive director shall be within the unclassified service of the Kansas civil service act and shall receive an annual salary to be fixed by the board, with the approval of the state finance council. Members of the state Kansas board of cosmetology beauty and body professions attending meetings of such board, or attending a subcommittee meeting thereof authorized by such board, shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3223, and amendments thereto.

Sec. 15. K.S.A. 74-2702a is hereby amended to read as follows: 74-2702a. The Kansas state board of cosmetology beauty and body professions may adopt rules and regulations as may be necessary for the administration of matters within the jurisdiction of the board.

Sec. 16. K.S.A. 2015 Supp. 74-2704 is hereby amended to read as follows: 74-2704. All fees and payments required to be paid by applicants for examinations or licenses, shall be paid to the executive director of the
Kansas state board of cosmetology beauty and body professions or the board's designee. The executive director, or the board's designee, shall remit all moneys received from fees, charges or penalties to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury. Ten percent of each such deposit shall be credited to the state general fund and the balance shall be credited to the cosmetology fee fund. All expenditures from such fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the executive director or by a person or persons designated by the board.

Sec. 17. K.S.A. 74-2706 is hereby amended to read as follows: 74-2706. (a) Not later than January 1, 2003, the secretary of health and environment shall review all rules and regulations related to methods of and procedures for tattooing, permanent color technology and body piercing. Not later than the first day of the 2003 legislative session, the secretary of health and environment shall report the results of the review pursuant to this subsection to the appropriate standing committees of the house and senate.

(b) All rules and regulations of the Kansas state board of cosmetology beauty and body professions in effect on the effective date of this act which establish sanitation standards, as defined in K.S.A. 65-1,148, and amendments thereto, for tanning facilities, tattoo facilities, body piercing facilities, permanent color technicians and tattoo artists and persons performing body piercing shall continue to be effective and shall be deemed to be rules and regulations of the secretary of health and environment under K.S.A. 65-1,148, and amendments thereto, until revised, amended, revoked or nullified by the secretary of health and environment, or otherwise, pursuant to law.

Sec. 18. K.S.A. 2015 Supp. 75-3717 is hereby amended to read as follows: 75-3717. (a) As provided in this section, each state agency, not later than October 1 of each year, shall file with the division of the budget its budget estimates for the next fiscal year, and all amendments and revisions thereof, except that, in lieu of such annual filing, each agency listed in subsection (f), not later than October 1, 2000, and every two years thereafter, shall file budget estimates for the next fiscal year and for the ensuing fiscal year thereafter. Each agency listed in subsection (f) may file adjustments to such agency's budget that was approved by the legislature during a prior fiscal year. All such budget estimates shall be in the form provided by the director of the budget. Each agency's budget estimates shall include:

(1) A full explanation of the agency's request for any appropriations
for the expansion of present services or the addition of new activities, including an estimate of the anticipated expenditures for the next fiscal year and for each of the three ensuing fiscal years which would be required to support each expansion of present services or addition of new services as requested by the state agency;

(2) a listing of all programs of the agency that provide services for children and their families and the following information regarding each such program: Of the amount of the agency's request for appropriations to fund the program, that amount which will be spent on services for children or families with children and the number of children or families with children who are served by the program; and

(3) a listing of the sources and amounts of all federal funds received or budgeted for by a state agency for the purpose of homeland security or for the purpose of sustaining, enhancing or improving the safety and security of the state, the amount of such funds budgeted for expenditure on administrative cost and the amount of such funds budgeted for expenditure on aid to each unit of local government.

(b) At the same time as each state agency submits to the division of the budget a copy of its budget estimate, and all amendments and revisions thereof, each such state agency shall submit a copy of such estimate, and all amendments and revisions thereof, directly to the legislative research department for legislative use.

(c) The director of the budget shall require the agencies to submit a sufficient number of copies of their budget estimates, and all amendments and revisions thereof, to the director's office to satisfy the requirements of such office and one additional copy for legislative use which shall be retained in the division of the budget until the budget of the governor is submitted to the legislature. On or before the day that such budget is submitted to the legislature such legislative use copy, posted to reflect the governor's budget recommendations, shall be submitted to the legislative research department for use by the ways and means committee of the senate and the committee on appropriations of the house of representatives. Following presentation of the governor's budget report to the legislature, the legislative research department may request and shall receive detailed information from the division of the budget on the governor's budget recommendations.

(d) The director of the budget may prepare budget estimates for any state agency failing to file a request.

(e) As used in this section, "services for children and their families" includes, but is not limited to, any of the following services, whether provided directly or made accessible through subsidies or other payments:

(1) Financial support for children and families with children or enforcement of the obligation to support a child or a family with one or
more children;
(2) prenatal care, health care for children or immunizations for
children;
(3) mental health or retardation services for children;
(4) nutrition for children or families with children or nutritional
counseling or supplements for pregnant or nursing women;
(5) child care, early childhood education or parenting education;
(6) licensure or regulation of child care or early childhood education
programs;
(7) treatment, counseling or other services to preserve families;
(8) care, treatment, placement or adoption of children without
functioning families;
(9) services to prevent child abuse and to treat and protect child abuse
victims;
(10) services for children who are pregnant, substance abusers or
otherwise involved in high risk behavior;
(11) services related to court proceedings involving children; and
(12) youth employment services.
(f) On a biennial basis, the following state agencies shall file budget
estimates under the provisions of subsection (a): Abstracters' board of
examiners, behavioral sciences regulatory board, board of accountancy,
board of examiners in optometry, board of nursing, consumer credit
commissioner, Kansas board of barbering, Kansas board of examiners in
fitting and dispensing of hearing aids, Kansas dental board, Kansas real
estate commission, Kansas state board of cosmetology, beauty and body
professions, office of the securities commissioner of Kansas, real estate
appraisal board, state bank commissioner, state board of healing arts, state
board of mortuary arts, state board of pharmacy, state board of technical
professions, state board of veterinary examiners, governmental ethics
commission, state department of credit unions, and Kansas home
inspectors registration board.
Sec. 19. K.S.A. 65-1,148, 65-1920, 74-2701, 74-2702, 74-2702a and
1904b, 65-1909, 65-1940, 65-2872, 74-1806, 74-2704 and 75-3717 are
hereby repealed.
Sec. 20. This act shall take effect and be in force from and after its
publication in the statute book.