

Phone: 785-296-3155 Fax: 785-296-3002 KBOC@ks.gov www.ks.gov/kboc

Laura Kelly, Governor

UPDATE: Temporary approval for distance learning - COVID-19 - 03/25/2020

TO: Kansas Board of Cosmetology Licensed Schools

FROM: Laura Gloeckner, Executive Director

DATE: MARCH 13, 2020

RE: TEMPORARY APPROVAL FOR DISTANCE LEARNING – COVID-19

On March 12th, the Board held a special meeting and authorized the Executive Director to temporarily approve school requests for distance learning for students currently enrolled where the distance learning venue meets the statutory 1:25 student-instructor ratio and a method of tracking attendance is in place. Schools requesting approval should email the following to KBOC@ks.gov for review:

- 1. Documentation that the school has been closed or preparing for closure if needed due to the coronavirus (COVID-19).
- 2. Detailed distance learning plan outlining how attendance will be tracked, how the 1:25 studentinstructor ratio will be maintained and how assignments will be provided, completed and credited per subject hour requirements.

Upon approval, the school will be issued an approval letter from the Board.

Laura Gloeckner, Executive Director Kansas Board of Cosmetology

Notice to School Administrators:

TEMPORARY APPROVAL FOR DISTANCE LEARNING - COVID-19 - ONLINE RESOURCES

Monday, March 16, 2020

Dear School Administrators,

Please use the links below to access online education resources and assistance being offered by Milady and Pivot Point. These links are posted to the front page of the KBOC website.

Milady Response Regarding Temporary Distance Education Pivot Point Response Regarding Temporary Distance Education

Additional COVID-19 Resources:

KDHE COVID-19 Resource Center

CDC Interim Guidance for Businesses and Employers to Plan and Respond to Coronavirus Disease 2019 (COVID-19), February 2020 EPA's Registered Antimicrobial Products for Use Against Novel Coronavirus SARS-CoV-2, the Cause of COVID-19 Notice to all licensees - Bulletin #2020-01-COVID-19 Thursday, March 19, 2020

Please use the link below to view a letter from the Board Chair.

Bulletin #2020-01-COVID-19

This communication is also available on the homepage of our website: <u>www.kansas.gov/kboc</u>

Thank you for your patience and understanding.

Notice to School Administrators

March 20, 2020

Dear School Administrators,

Please see the latest update provided on the NACCAS website concerning approval of temporary distance education for practical hours.

http://www.naccas.org/

NACCAS Update on Temporary Distance Education - March 20, 2020 https://naccasngo.sharepoint.com/:b:/s/NACCASWeb/Ec8ZLaPsXXNJk9sUihO9W-YB8I010TrjOrSw4tRSO_xuMA?e=FCQOd6 Notification to all Licensees

March 21, 2020

Dear Licensee,

It is of the highest importance that Kansas' employees are healthy and doing their part to mitigate the spread of COVID-19. As such the KBOC office is temporarily closed and will reopen Monday, April 6th 8AM. All licensing services will be postponed. For those that have licenses and permits expiring during this time information will be forthcoming. Office phone, email inquiries and requests will be monitored and prioritized for urgency by limited KBOC staff. Please hold your licensure submissions and non-urgent inquires until Monday, April 6th 8AM. Non-urgent inquiries and submissions will be responded to in the order they are received and as soon as possible starting Monday, April 6th 8AM. Please do not send multiple emails and leave multiple voicemails. Persons inquiring about COVID-19 should refer to the Board's KBOC <u>Bulletin #2020-01-COVID-19</u>. Board staff are not authorized to respond to inquiries regarding COVID-19 apart from the information posted.

We appreciate your patience and understanding.

Kansas Board of Cosmetology 714 SW Jackson St, Ste 100 | Topeka Ks 66603 Direct (785) 291-3155 | Fax (785) 296-3002 Email | Website

This guidance has been superseded by Executive Order No. 20-16

Notice to all Licensees

March 25, 2020

Dear Licensee,

The following guidance has been posted to the Kansas Department of Health and Environment (KDHE) website under COVID-19 Resource Center and to the homepage of the KBOC website:

KDHE Interim COVID-19 Guidance for Barbering, Cosmetology, Esthetics, Nail Technology, Electrology, Tanning, Tattoo, and Body Piercing Establishments and Schools as well as Other Similar but Unregulated Professions (i.e. Massage and Natural Hair Braiding).

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KDHE COVID-19 Resource Center

KBOC Bulletin #2020-01-COVID-19



Laura Kelly, Governor

TO:	Kansas Board of Cosmetology (KBOC) Licensed Schools
FROM:	Laura Gloeckner, Executive Director
DATE:	MARCH 25, 2020
RE:	UPDATE: TEMPORARY APPROVAL FOR DISTANCE LEARNING - COVID-19

In response to the recent guidance provided by the US Department of Education and the National Accrediting Commission of Career Arts & Sciences (NACCAS), the KBOC temporary approval for distance learning has been expanded to include new enrolling students as well as currently enrolled students.

Guidance for interruptions of study related to Coronavirus (COVID-19) (Updated March 20, 2020)

Guidance for interruptions of study related to Coronavirus (COVID-19) FAQs: http://ifap.ed.gov/sites/default/files/attachments/2020-03/COVID-19FAQs.docx

NACCAS Update on Temporary Distance Education - March 20, 2020

If your school has already been approved by KBOC for temporary distance learning, no further actions are needed for this approval with KBOC.

Schools requesting approval should email the following to KBOC@ks.gov for review:

- Documentation that the school has been closed or preparing for closure if needed due to the coronavirus (COVID-19).
- Detailed distance learning plan outlining how attendance will be tracked, how the 1:25 student instructor ratio will be maintained and how assignments will be provided, completed and credited per subject hour requirements.

Upon approval, the school will be issued an approval letter from the Board.

Laura Gloeckner, Executive Director Kansas Boar of Cosmetology

The original notice from the Board regarding temporary distance learning approval can be accessed on the Board's <u>notifications page</u> and by using the link below:

Temporary approval for distance learning - COVID-19 - 03/13/2020

Notice to all licensees - Bulletin #2020-02-COVID-19 Thursday, April 2, 2020

Please use the link below to view a letter from the Board Chair.

Bulletin #2020-02-COVID-19

This communication is also available on the homepage of our website: <u>www.kansas.gov/kboc</u>

Thank you for your patience and understanding.

This notice has been removed to avoid confusion to consumers and licensees. Please use the following link to access the current information on licensing extensions and requirements.

Notice Regarding Extension of Licenses Pursuant to Executive Order 20-39 06/19/2020

Notice to all licensees - Bulletin #2020-03-COVID-19 Friday, April 17, 2020

Please use the link below to view a letter from the Board Chair.

Bulletin #2020-03-COVID-19

This communication is also available on the homepage of our website: <u>www.kansas.gov/kboc</u>

Thank you for your patience and understanding.

Notice to all Licensees

April 29, 2020

Dear Licensee,

The following guidance has been posted to the Kansas Department of Health and Environment (KDHE) COVID-19 Response website page for Business and Employers and to the homepage of the KBOC website:

KDHE COVID-19 Guidance for Barbering, Cosmetology, Esthetics, Nail Technology, Electrology, Tanning, Tattoo, and Body Piercing Establishments and Schools as well as Other Similar but Unregulated Professions (i.e. Massage and Natural Hair Braiding).

All Board notices can be viewed on the Board Notices page.

As we noted in <u>Bulletin 2020-01 COVID-19</u>, on March 28, 2020, Governor Laura Kelly issued a statewide "stay home" order (Executive Order 20-16, <u>https://governor.kansas.gov/wp-content/uploads/2020/03/EO20-16.pdf</u>)It lists the reasons that people can leave their homes, including going to work to perform "essential functions." The list of essential functions does not include any of the professions licensed by the Board. The Order became effective March 30, 2020 and will remain in force until April 19, 2020 unless extended or rescinded.

On April 16, 2020, Governor Kelly extended the statewide "stay home order" referenced above to May 3, 2020 according to Executive Order 20-24 (<u>https://governor.kansas.gov/wp-content/uploads/2020/04/EO-20-24-Executed.pdf</u>). The list of essential functions have not changed.

By May 1, 2020, if the Executive Order 20-24 is not extended, licensees and consumers should review whether their local health official or municipality has issued any orders that would affect their ability to leave their homes. Unfortunately, there is no single website to provide to you.

This information is provided as a public service to enhance public education. It is not intended to take the place of statutory law, regulations, or guidance documents. Such information is subject to change. This information is not legal advice, therefore, if you have additional questions or need clarification, please consult with your own legal counsel for assistance or legal advice.

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KBOC Bulletin #2020-01-COVID-19 KBOC Bulletin #2020-02-COVID-19 KBOC Bulletin #2020-03-COVID-19

KDHE COVID-19 Response Page

Notice to all licensees - Bulletin #2020-05-COVID-19 Friday, May 15, 2020

Please use the link below to view a letter from the Board Chair.

Bulletin #2020-05-COVID-19

This communication is also available on the homepage of our website: www.kansas.gov/kboc

Thank you for your patience and understanding.

Notice to all licensees - Bulletin #2020-06-COVID-19 Thursday, May 21, 2020

Please use the link below to view a letter from the Board Chair.

Bulletin #2020-06-COVID-19

This communication is also available on the homepage of our website: www.kansas.gov/kboc

Thank you for your patience and understanding.

<u>Notice</u>

KBOC NEWSLETTER

June 2, 2020

Dear Licensee,

Please use the following link to access the KBOC 2020 Spring Newsletter: <u>http://www.kansas.gov/kboc/Newsletters.htm</u> Exam Updates Effective July 1

June 9, 2020

Dear Schools Administrators,

Please be informed that changes have been made to the practical exam and the candidate information bulletins have been updated. Please use the links below to review the changes. **These changes will go into effect on July 1.**

<u>Practical Exam Changes - July 1</u> <u>School Exam Update Training</u> 2020 Candidate Information Bulletins Effective July 1st, 2020

An online training was held on Monday, June 8, 2020 with Ergometrics to review the changes and ask questions. Many of you were not able to attend and/or did not receive the notice. An additional training has been scheduled for **Friday**, **June 19**, **2020 at 11:00 AM**. Please mark your calendar!

Kansas Cosmetology Practical Exam Update Review

June 19, 2020 11:00 AM Meeting ID <u>meet.google.com/dtz-mkwv-kqe</u> Phone Number (US)+1 612-400-9980 PIN: 996 873 387#

If you have questions or need clarification about these changes or the meeting, please contact Ergometrics directly using the following link: <u>https://www.cosmetologykansas.com/process.cfm?id=contact</u>

This notice has been removed to avoid confusion to consumers and licensees. Please use the following link to access the current information on licensing extensions and requirements.

Notice Regarding Extension of Licenses Pursuant to Executive Order 20-39 06/19/2020

Notice to all licensees - Bulletin #2020-07-COVID-19 Thursday, June 11, 2020

Please use the link below to view a letter from the Board Chair.

Bulletin #2020-07-COVID-19

This communication is also available on the homepage of our website: www.kansas.gov/kboc

Thank you for your patience and understanding.

Notice to Cosmetology Profession Licensees

KDHE Infection Control Regulations Update - Cosmetology Professions

June 12, 2020

Dear Licensee:

The updated KDHE infection control regulations for 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:

https://www.kansas.gov/kboc/Docs/KDHE_Cosmetology_Profession_Infection_Control_Regulations_Updates-Summary_of_Changes.pdf

Please carefully review the following Cosmetology Establishment Compliance resource reflecting the updates:

https://www.kansas.gov/kboc/Docs/Cosmetolology-Establishment-Compliance-Resources.pdf

Please use the self-inspection checklist available to you from the Board's website Resources page and the KBOC law book app to assist you with daily salon compliance:

Self-Inspection Checklist-Cosmetology Professions https://www.kansas.gov/kboc/Docs/Self-Inspection%20Checklist.pdf

Android Mobile Law book App: https://play.google.com/store/apps/details?id=com.goodbarber.kboc&hl=en_US

IOS Mobile Law book App:

https://itunes.apple.com/us/app/kansas-board-of-cosmetology/id1199032529

June 19, 2020

On May 26, 2020, Kansas Governor Laura Kelly issued Executive Order 20-39 granting the Kansas Board of Cosmetology the authority to extend without penalty the renewal deadlines for licenses that expired between March 12, 2020 and June 30, 2020, to June 30, 2020. This order remains in force until rescinded, until June 30, 2020, or until the statewide State of Disaster Emergency proclaimed on May 26, 2020, expires, **whichever is earlier**.

See: <u>https://governor.kansas.gov/executive-order-no-20-39/</u>

Although the order intends to provide the Board authority to continue to extend licensing deadlines out 90 days after the State of Disaster Emergency ends, the Board has been advised by counsel that the authority of the order cannot be extended past the date of being terminated, expired or rescinded. The order expires on June 30, 2020.

Therefore, pursuant to that Order, all complete renewal applications for licenses expired or set to expire between March 12, 2020 and June 30, 2020, as well as any required continuing education, will be considered timely if received by the Board on or before June 30, 2020. However, the Board will consider the renewal application late and the license invalid if received after June 30, 2020, and a late fee will apply.

Please be advised, to practice without a valid Kansas license is a violation of Kansas law and may subject you to legal action.

Notice to School Administrators

July 14, 2020

Temporary Distance Learning Approval- Cut Off

On March 13, 2020, the Board approved temporary distance learning for Kansas cosmetology profession schools.

On May 11, 2020, the Board set the cut-off date to August 20, 2020.

On July 13, 2020, the Board extended the cut-off date to September 15, 2020. The Board also approved a new regulation to allow distance learning permanently and authorized staff to proceed with the required process to adopt that regulation.

On June 30, 2020, Kansas Governor Laura Kelly issued Executive Order 20-49 granting the Kansas Board of Cosmetology the authority to extend without penalty the renewal deadlines for licenses that expired or will expire during the State of Disaster Emergency (<u>https://governor.kansas.gov/executive-order-no-</u>20-49/).

This order is effective immediately and remains in force until rescinded, until September 15, 2020, or until the statewide State of Disaster Emergency extended by House Bill 2016 enacted during the June 2020 special session relating to COVID-19 expires, whichever is earlier. The State of Disaster Emergency enacted via House Bill 2016 expires September 15, 2020 (<u>https://governor.kansas.gov/governor-kelly-signs-bipartisan-covid-19-response-bill/</u>).

Therefore, pursuant to that Order, all complete renewal applications for licenses expired or set to expire between March 12, 2020 and September 15, 2020, as well as any required continuing education, will be considered timely if received by the Board on or before September 15, 2020. However, the Board will consider the renewal application late and the license invalid if received after September 15, 2020, and a late fee will apply.



Laura Kelly, Governor

August 14, 2020

RE: KDHE (Kansas Department of Health and Environment) Guidance Update

Notice to Licensees of the Board of Cosmetology:

The KDHE has issued an update to the guidance for professions licensed by the Board to provide clarification on facial and shaving services as well as the use of face shields.

Please review the updated guidance here:

https://www.coronavirus.kdheks.gov/DocumentCenter/View/1048/COVID-19-Guidance-for-Cosmetology-PDF---8-7-20?bidId=

Please be advised that these are recommendations and local governments retain authority to issue and enforce equally or more restrictive orders or provisions and retain any authority to issue or enforce isolation or quarantine orders or other orders restricting movement as necessary to respond to escalating or worsening conditions in any local jurisdiction. This is a rapidly changing situation and it is incumbent on the salon owner to keep informed of the daily developments. Licensees should check with their local health department to ensure compliance with local health orders.

As always, you are required to adhere to the infection control regulations already in place for your profession that you operate under every day. All KBOC laws and regulations can be accessed on the KBOC website: <u>http://www.kansas.gov/kboc/StatsandRegs.htm</u>

Resources

Ad Astra Plan to Reopen Kansas https://covid.ks.gov/ad-astra-a-plan-to-reopen-kansas/

Establishment Self-Inspection Checklists Self-Inspection Checklist-Body Art Professions Self-Inspection Checklist-Cosmetology Professions Self-Inspection Checklist- Tanning Facilities

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September 4, 2020

Dear school administrators:

The Board has been receiving an increase of incomplete apprentice application submissions. We understand that there may be delays in obtaining updated or replacement documents, if needed, due to COVID-19 and that should be considered in your admissions process.

Enrolling students prior to ensuring that the student has all the required documents to obtain licensure for their training may cause unnecessary delays in their training, complications in financial aid processing and could result in discipline on the student's license for submitting a late apprentice application pursuant to Board policy 011-12.

Please ensure that when your students are submitting apprentice applications to the Board the application has been completed by the student and includes the following:

- 1. Non-refundable \$15 application fee (if paying by check or money order);
- 2. Legible photocopy of your current government issued photo identification (i.e. driver's license, state identification card, or military identification).
- 3. Legible photocopy of your social security (SS) card (The name on your application, ID and SS card must match exactly).

NOTE: The name on the application and the identification documents must match exactly.

An incomplete application is not considered a timely submission. If an apprentice application is completed after the 15-day deadline, it is considered late.

Thank you for your prompt attention to this matter.

September 10, 2020

This is a courtesy reminder that pursuant to Executive Order 20-49, all complete renewal applications for licenses expired or set to expire between March 12, 2020 and September 15, 2020, as well as any required continuing education, will be considered timely if received by the Board on or before September 15, 2020. However, the Board will consider the renewal application late and the license invalid if received after September 15, 2020, and a late fee will apply.

The full notice can be viewed here: <u>http://www.kansas.gov/kboc/Notices/07172020_Notice.pdf</u>

Notice to School Administrators

September 14, 2020

Temporary Distance Learning Approval- Cut Off

On March 13, 2020, the Board approved temporary distance learning for Kansas cosmetology profession schools.

On May 11, 2020, the Board set the cut-off date to August 20, 2020.

On July 13, 2020, the Board extended the cut-off date to September 15, 2020.

On September 14, 2020, the Board extended the cut-off to December 31, 2020

On September 10, 2020, Kansas Governor Laura Kelly issued Executive Order 20-64 granting the Kansas Board of Cosmetology the authority to extend without penalty the renewal deadlines for licenses that expired or will expire during the State of Disaster Emergency (<u>https://governor.kansas.gov/executive-order-no-20-64/</u>)

This order is effective immediately and remains in force until rescinded, until January 26, 2020, or until the statewide State of Disaster Emergency extended by House Bill 2016 enacted during the June 2020 special session relating to COVID-19 expires, whichever is earlier. The State of Disaster Emergency, as extended by the State Finance Council on September 11, 2020, expires October 15th, 2020.

Therefore, pursuant to Executive Order 20-64, all complete renewal applications for licenses expired or set to expire between March 12, 2020 and October 15, 2020, as well as any required continuing education, will be considered timely if received by the Board on or before October 15, 2020. However, the Board will consider the renewal application late and the license invalid if received after October 15, 2020, and a late fee will apply.

Notice to School Administrators – Exam Tips and Trends

September 22, 2020

Dear school Administrators,

The testing company has provided a new document for practical examination tips based off current trends. Please view the document using the link below. This document is also available on the Board's resources page and exam info page.

Exam Tips and Trends - September 2020

(http://www.kansas.gov/kboc/Docs/Exam Tips and Trends.pdf)

On September 10, 2020, Kansas Governor Laura Kelly issued Executive Order 20-64 granting the Kansas Board of Cosmetology the authority to extend without penalty the renewal deadlines for licenses that expired or will expire during the State of Disaster Emergency (<u>https://governor.kansas.gov/executive-order-no-20-64/</u>)

This order is effective immediately and remains in force until rescinded, until January 26, 2020, or until the statewide State of Disaster Emergency extended by House Bill 2016 enacted during the June 2020 special session relating to COVID-19 expires, whichever is earlier. The State of Disaster Emergency, as extended by the State Finance Council on October 7, 2020, expires November 15th, 2020.

Therefore, 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. Dear Licensee,

This notice is to inform you that the Board has issued a correction to the Spring Newsletter and the Cosmetology Compliance document related to the information provided about the removal of the alcohol prohibition from the cosmetology act. The corrected language can be found on page 11 of the Spring Newsletter and page 8 if the Cosmetology Compliance document.

The Board has updated the wording in the documents as follows:

To the extent the language used in the Cosmetology Establishment Compliance document and the Spring Newsletter regarding the service of alcohol to consumers inside of the salon conflicts with K.S.A. 41-719, it is retracted. While alcohol is no longer prohibited in an establishment by the Kansas Board of Cosmetology, we do not regulate the sale or consumption of alcoholic beverages in the State of Kansas.

If you need legal advice on any matter, please seek the advice of private legal counsel.

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.

Please use the following link to access the Spring Newsletter: Link

Please use the following link to access the Cosmetology Compliance document. Link

Notice

KBOC NEWSLETTER

November 6, 2020

Dear Licensee,

Please use the following link to access the KBOC 2020 Fall Newsletter:

https://www.kansas.gov/kboc/Newsletters/2020FALLNL.pdf

On September 10, 2020, Kansas Governor Laura Kelly issued Executive Order 20-64 granting the Kansas Board of Cosmetology the authority to extend without penalty the renewal deadlines for licenses that expired or will expire during the State of Disaster Emergency (<u>https://governor.kansas.gov/executive-order-no-20-64/</u>)

This order is effective immediately and remains in force until rescinded, until January 26, 2020, or until the statewide State of Disaster Emergency extended by House Bill 2016 enacted during the June 2020 special session relating to COVID-19 expires, whichever is earlier. The State of Disaster Emergency, as extended by the State Finance Council on November 13, 2020, expires December 15th, 2020.

Therefore, pursuant to Executive Order 20-64, all complete renewal applications for licenses expired or set to expire between March 12, 2020 and December 15, 2020, as well as any required continuing education, will be considered timely if received by the Board on or before December 15, 2020. However, the Board will consider the renewal application late and the license invalid if received after December 15, 2020, and a late fee will apply.

On September 10, 2020, Kansas Governor Laura Kelly issued Executive Order 20-64 granting the Kansas Board of Cosmetology the authority to extend without penalty the renewal deadlines for licenses that expired or will expire during the State of Disaster Emergency (<u>https://governor.kansas.gov/executive-order-no-20-64/</u>)

This order is effective immediately and remains in force until rescinded, until January 26, 2021, or until the statewide State of Disaster Emergency extended by House Bill 2016 enacted during the June 2020 special session relating to COVID-19 expires, whichever is earlier. The State of Disaster Emergency, as extended by the State Finance Council on December 11, 2020, expires January 10, 2021.

Therefore, pursuant to Executive Order 20-64, all complete renewal applications for licenses expired or set to expire between March 12, 2020 and January 10, 2021, as well as any required continuing education, will be considered timely if received by the Board on or before January 10, 2021. However, the Board will consider the renewal application late and the license invalid if received after January 10, 2021, and a late fee will apply. Notice to School Administrators

September 14, 2020

Temporary Distance Learning Approval- Cut Off

On March 13, 2020, the Board approved temporary distance learning for Kansas cosmetology profession schools.

On May 11, 2020, the Board set the cut-off date to August 20, 2020.

On July 13, 2020, the Board extended the cut-off date to September 15, 2020.

On September 14, 2020, the Board extended the cut-off to December 31, 2020.

On December 14, 2020, the Board extended the cut-off to April 30, 2021.