

KBOC BA Regulations

69-15-1. Definitions. Each of the following terms, as used in this article, shall have the meaning specified in this regulation: (a) “Antiseptic” means a chemical germicide used on skin and tissue to stop or inhibit the growth of bacteria “Body art” means body piercing, tattooing, and cosmetic tattooing.

(b) “Clean” means washed with soap or detergent to remove all soil and dirt “Closed-book” means without aid from or availability of written material, including materials stored or accessed on an electronic device, excluding language translation materials approved by the board.

(c) “Closed book” means without aid from or availability of written material, including materials stored or accessed on an electronic device “Completed procedure” means, for the purposes of determining qualification for licensure, a tattoo or piercing that has been finished with the client released from service.

(d) “Completed procedure” means, for the purposes of determining qualification for licensure, a tattoo or piercing that has been finished, including any touchups or additional work following initial healing, with the client released from service “Direct supervision” means a type of supervision in which the supervising licensee is physically present at the site of the consumer service.

(e) “Conch,” when used to describe an ear piercing, means the piercing of the concha, which is the deep, bowl-shaped central shell of the ear “Equivalent” means comparable but not identical, and covering the same subject matter, as approved by the board.

(f) “Disinfectant” means an agent used on inanimate surfaces that is intended to destroy or irreversibly inactivate specific viruses, bacteria, or pathogenic fungi “Gross incompetence” means a demonstrated lack of ability, knowledge, or fitness to effectively or safely perform services for which one is licensed.

(g) “Enclosed storage area” means a separate room, closet, cupboard, or cabinet “License” has the meaning specified in K.S.A. 77-502, and amendments thereto.

(h) “Establishment” means tattoo establishment, body piercing establishment or cosmetic tattooing establishment “Needle” has the meaning specified in K.S.A. 65-1940, and amendments thereto.

(i) “Equivalent” means comparable but not identical, and covering the same subject matter “Official transcript” means a document provided by a school or trainer licensed in Kansas or another state or jurisdiction, indicating the hours and types of coursework, examinations, and scores that were completed by a student.

(j) “Gross incompetence” means a demonstrated lack of ability, knowledge, or fitness to effectively or safely perform services for which one is licensed.

(k) “Infectious or contagious disease” means any disease that is diagnosed by a licensed health care professional as being contagious or transmissible, as designated in K.A.R. 28-1-2, and that could be transmitted during the performance of cosmetic tattooing, tattooing, or body piercing. Blood-

KBOC BA Regulations

borne diseases, including acquired immune deficiency syndrome or any causative agent thereof, hepatitis B, hepatitis C, and any other disease not transmitted by casual contact, shall not constitute infectious or contagious diseases for the purpose of this article.

(l) "Instruments" means needles, probes, forceps, hemostats, or tweezers.

(m) "Labret," when used to describe a piercing, means the piercing of the lips or the area immediately around the lips.

(n) "Linens" means cloths or towels used for draping or protecting a table or similar functions.

(o) "Lower labret," when used to describe a piercing, means the piercing of the lower lip or the area immediately around the lower lip.

(p) "Needle" has the meaning specified in K.S.A. 65-1940, and amendments thereto.

(q) "Needle bar" means the metal device used to attach the needle to a tattoo machine.

(r) "Official transcript" means a document certified by a school accredited by the Kansas board of regents or equivalent regulatory institution in another state or jurisdiction, indicating the hours and types of coursework, examinations, and scores that were completed by a student.

(s) "Piercing gun" means a hand-held tool manufactured exclusively for piercing the earlobe, into which studs and clutches are placed and inserted into the earlobe by a hand-squeezed or spring-loaded action to create a permanent hole. The tool shall be made of plastic, stainless steel, or a disposable material.

(t) "Place or places of business" means each name, mailing address, and location, not a post office box, where the licensee or applicant for license performs services.

(u) "Protective gloves" means gloves made of vinyl nitrile or latex.

(v) "Public view" means open to view and easy for the public to see.

(w) "Repigmentation" means any of the following:

(1) Recoloration of the skin as a result of any of the following:

(A) Dermabrasion, chemical peels, removal or resolution of birthmarks, vitiligo, or other skin conditions that result in the loss of melanin to the skin;

(B) sears resulting from surgical procedures, including face lifts, mole or wart removal, or cauterization; or

(C) burn grafts and other skin irregularities resulting from burns or photo damage;

(2) recreation of an areola or nipple, following mastectomy; or

(3) use of cheek blush or other blending of pigments into skin in order to camouflage blotchy or irregularly pigmented skin.

(x) "Rook," when used to describe an ear piercing, means the piercing of the upper portion of the antihelix.

(y) "Sanitization" means effective bactericidal treatment by a process that reduces the bacterial count, including pathogens, to a safe level on equipment.

KBOC BA Regulations

~~(z) “Sharps” means any object that can penetrate the skin, including needles, scalpel blades, lancets, glass tubes that could be broken during handling, razors, and syringes that have been removed from their original, sterile containers.~~

~~(aa) “Sharps container” means a puncture resistant, leakproof container that can be closed for handling, storage, transportation, and disposal. The container shall be red and shall be labeled with the “biohazard” symbol.~~

~~(bb) “Single use,” when used to describe products or items, means that the products or items, including cotton swabs or balls, tissues or paper products, paper or plastic cups, gauze, and sanitary coverings, are disposed of after each use.~~

~~(cc) “Snug,” when used to describe an ear piercing, means the horizontal piercing of the vertical portion of the antihelix.~~

~~(dd) “Sterilization” means destruction of all forms of microbiotic life, including spores.~~

~~(ee) “Universal precautions” means a method of infection control approved by the United States centers for disease control and prevention (CDC), in which all human blood and certain bodily fluids are handled as if the blood and bodily fluids were known to be infected with a blood borne pathogen. Authorized by K.S.A. 2012 Supp. 65-1946 and K.S.A. 74-2702a; implementing K.S.A. 2012 Supp. 65-1946 and 65-1949; effective Aug. 22, 1997; amended June 6, 2014; amended Sept. 18, 2015.~~

KBOC BA Regulations

69-15-2. Approved course of study. (a)(1) To be approved by the board, a ~~permanent color technician or tattoo artist, body piercing, or cosmetic tattoo~~ training program shall include at least ~~600~~ 500 hours of theory and practical experience that include ~~50~~ 50 completed procedures, if completed in an approved school, or ~~1200~~ 500 hours of theory and practical experience that include 50 completed procedures for each program, if completed under the direct supervision of an approved trainer.

A training program directly supervised by an approved trainer shall be limited to one ~~trainee~~ or two apprentices.

(2) (1) Each program of ~~permanent cosmetics and tattooing~~ shall include the following ~~percentage~~ of hours in its theory and practical experience:

<u>Subject-Health, Safety and Equipment</u>	<u>Percentage of hours Hours</u>
Needles	7
Tattoo machines, equipment, and supplies	20
Safety, sanitation <u>infection control</u> , sterilization, and blood-borne pathogens	15
Basic color theory and pigments	7
Placement of design	7
Skin: Diseases, disorders, and conditions	9
Client handling	2
Business operations and Kansas <u>statutes, rules and regulations</u> statutes and regulations pertaining to permanent cosmetics and tattooing	3
First aid and C.P.R.	
	<u>Total of 350 hours of above</u>
Clinical practice	<u>30 150</u>
Total hours 600 In school	<u>500</u>
1200 Under a trainer	-

(2) Each program of body piercing shall include the following number hours in its theory and practical experience:

<u>Subject-Health, Safety and Equipment</u>	<u>Percentage of hours Hours</u>
Needles	7
Tattoo machines, <u>Body piercing</u> equipment, and supplies	20

KBOC BA Regulations

Safety, sanitation <u>infection control</u> , sterilization, and blood-borne pathogens	15
Basic color theory and pigments <u>Skin: Diseases, disorders, and conditions</u>	7
Placement of design <u>Anatomy</u>	7
Skin: Diseases, disorders, and conditions <u>Standard precautions</u>	9
Client handling <u>First aid and C.P.R.</u>	2
Business operations and Kansas statutes, rules and regulations statutes and regulations pertaining to permanent cosmetics and tattooing	3
Jewelry and placement	
	Total of 350 hours of above
Clinical practice	30 150
Total hours 600 In school	<u>500</u>
1200 Under a trainer	-

(3) Each program of cosmetic tattooing shall include the following hours in its theory and practical experience:

<u>Subject-Health, Safety and Equipment</u>	<u>Percentage of hours Hours</u>
Health and safety <u>Needles</u>	50
Sanitation, sterilization, and blood borne pathogens Cosmetic tattoo equipment and supplies	
Skin: Diseases, disorders, and conditions <u>Safety, infection control, sterilization and blood-borne pathogens</u>	
Anatomy <u>Basic color theory and pigments</u>	
Universal precautions <u>Placement of design</u>	
First aid, C.P.R. <u>Skin: Diseases, disorders, and conditions</u>	
Business operations and Kansas statutes, rules and regulations	
<u>First aid and C.P.R.</u>	

KBOC BA Regulations

	<u>Total of 350 hours of above</u>
<u>Clinical practice/Practical</u>	<u>50 150</u>
<u>Needles, equipment and supplies Total hours</u>	<u>500</u>
<u>Jewelry and placement</u>	
<u>Business operations and laws</u>	
<u>Client relations</u>	-

(b)(1) To be approved by the board, a basic body piercing technician training program shall include at least 600 hours of theory and practical experience that include 50 completed procedures, if completed in an approved school, or 1200 hours of theory and practical experience that include 50 completed procedures, if completed under the supervision of an approved trainer. In the basic body piercing training, the 50 completed procedures shall consist of at least five completed procedures for each of the following seven basic piercings in these areas:

- (A) Ears;
- (B) nose;
- (C) tongue;
- (D) nipple;
- (E) eyebrow;
- (F) navel; and
- (G) labrets (lips or around the mouth).

(2) The following is the minimum course of study for basic body piercing:

Subject	Percentage of hours
Health and safety	50
Sanitation, sterilization, and blood borne pathogens	
Skin: Diseases, disorders, and conditions	
Anatomy	
Universal precautions	
First aid, C.P.R.	
Clinical/Practical	50
Needles, equipment and supplies	
Jewelry and placement	
Business operations and laws	
Client relations	

KBOC BA Regulations

Health and safety	50
Sanitation, sterilization, and blood borne pathogens	
Skin: Diseases, disorders, and conditions	

Any apprentice or trainer may submit for approval of the board duplicate hours obtained by an apprentice during the completion of training for credit toward completion of a course of tattooing, cosmetic tattooing, or body piercing training

~~(e)(1) An advanced training program for body piercing shall include, in addition to the hours required for the basic body piercing, 50 completed procedures within the advanced areas.~~

~~(2) The advanced piercings shall include the following areas:~~

~~(A) Male genitals;~~

~~(B) female genitals;~~

~~(C) multiple piercings in the same area; and~~

~~(D) unusual piercings, including earl, which is surface to surface piercing located across the bridge of the nose, and madison, which is surface to surface piercing located near the clavical.~~ Authorized by K.S.A. 1996 Supp. 74-2702a and implementing K.S.A. 1996 Supp. 65-1943 and 65-1949; effective Aug. 22, 1997.

KBOC BA Regulations

69-15-3. Cosmetic tattoo artist trainer, tattoo artist trainer, and body piercing trainer. (a) Each applicant for initial licensure as a cosmetic tattoo artist trainer, tattoo artist trainer, or body piercing trainer shall apply on forms provided by the board and accompanied by the following:

(1) The nonrefundable trainer license fee;
(2) a valid Kansas cosmetic tattoo artist, body piercer, or tattoo artist license number;

(3) documentation outlining the proposed training syllabus, which shall meet the requirements of K.A.R. 69-15-2(a), ~~(b)~~, or ~~(c)~~;

(4) the name and address of the licensed establishment where training will be provided; and

(5) verification of five years of full-time, active practice, ~~consisting of at least 1,500 hours per year~~, as a licensed cosmetic tattoo artist, tattoo artist, or body piercer in any state.

~~(b) In addition to meeting the requirements in subsection (a), each applicant seeking approval as an advanced body piercing trainer shall be licensed as an advanced body piercer.~~ Each trainer shall submit to the board a record of the number of hours earned in the previous month and the total number of hours accumulated through the previous month by each apprentice, on a form approved by the board. The record shall include each apprentice's name, address, and apprentice license number and shall be submitted no later than the 10th day of each month. Authorized by K.S.A. 74-2702a; implementing K.S.A. 2012 Supp. 65-1943, 65-1948, and 65-1950; effective Aug. 27, 1997; amended Feb. 14, 2014.

KBOC BA Regulations

69-15-4. Out-of-state equivalent course of study. Each applicant who has completed a training program in another state or jurisdiction shall show that all of the following conditions are met, for that training program to be approved by the board:

(a) ~~During the applicant's participation in the training program, the trainer was licensed and in good standing as a cosmetic tattoo artist, tattoo artist, or body piercer in the state or jurisdiction where the training occurred. Upon application to the Kansas board of cosmetology on a form provided for application for a tattoo, cosmetic tattoo, or body piercing license, accompanied by the application fee, a person practicing as a tattoo artist, cosmetic tattoo artist, or body piercer under the laws of another state or jurisdiction shall be granted a license entitling that person to practice in this state if:~~

(1) that person passes a twenty-question open book written examination covering Kansas statutes and administrative rules and regulations of the board and meets one of the following:

(A) that person holds a valid current license, registration or certification another state, district or territory in the profession in which Kansas requires licensure and has at least one year of work experience; or

(B) that person has worked in a state in which the profession is not regulated for at least three in the last four years prior to the application date in the profession in which Kansas requires licensure.

~~(b) The applicant completed the training program under the direct supervision of the trainer or in a school. Each applicant for licensure shall be required to attain a score of at least 75 percent on a twenty-question open book written examination as specified in subsection (a)(1).~~

~~(c) The training program covered the areas of theory and practical experience specified in K.A.R. 69-15-2. If the training program completed in another state or jurisdiction included hours allotted to studying the laws and regulations of that state or jurisdiction, those hours may count toward the required number of hours allotted to studying Kansas statutes and regulations.~~

~~(d) The training program included the total number of hours of theory and practical experience and the number of completed procedures specified in K.A.R. 69-15-2. Authorized by K.S.A. 2012 Supp. 65-1949 and K.S.A. 74-2702a; implementing K.S.A. 2012 Supp. 65-1948 and 65-1949; effective Aug. 22, 1997; amended Feb. 14, 2014.~~

KBOC BA Regulations

69-15-5. Application for licensure by examination. (a) Before issuance of a license, each applicant for tattoo, cosmetic tattoo, or body piercing licensure shall have passed an examination as specified in K.A.R. 69-15-7.

(b) Each applicant for the tattoo, cosmetic tattoo, or body piercing examination shall apply on forms provided by the board and accompanied by the following:

(1) The nonrefundable examination application fee, the written examination fee, and the practical examination fee;

(2) ~~verification of the applicant's date of birth, including a copy of a valid driver's license, passport, or birth certificate~~ a current state or U.S. government-issued photo identification that includes the applicant's date of birth;

(3) verification of the applicant's graduation from an accredited high school or completion of equivalent education, which shall mean any of the following:

(A) A general education development (GED) credential;

(B) proof of program completion and hours of instruction at a nonaccredited private secondary school registered with the state board of education of Kansas, or of the state in which instruction was completed;

(C) proof of a score in at least the 50th percentile on either the American college test (ACT) or the scholastic aptitude test (SAT); or

(D) proof of admission to a postsecondary state educational institution accredited by the Kansas state board of regents or by another accrediting body having minimum admission standards at least as stringent as those of the Kansas state board of regents.

(4) verification of the applicant's completion of eight hours of continuing education in infection control and blood-borne pathogens within the previous 12-month period, in addition to the infection control requirements of the training program; and

(5) ~~an official transcript from a school of cosmetic tattooing, tattooing, or body piercing, or a final operating report from a licensed trainer providing direct supervision of the applicant, documenting~~ verification of the applicant's completion of a training program equivalent to the requirements of K.A.R. 69-15-2.

Authorized by K.S.A. 74-2702a; implementing K.S.A. 2012 Supp. 65-1943 and 65-1948; effective Aug. 22, 1997; Feb. 14, 2014.

KBOC BA Regulations

69-15-6. Application completion and deadlines. (a) Applications for examination shall be received at least 30 calendar days before the next scheduled examination.

(b) Any application submitted during the 30-day period immediately prior to the examination shall be reviewed, and if the applicant satisfies the requirements, that person shall be scheduled for the subsequent examination.

(c) Applicants who fail to submit sufficient fees, complete documentation, and verification of training or experience, or both, shall be considered disqualified, and their application shall be closed. Examination fees may be carried forward one time to the next scheduled examination.

(d) Any candidate for examination who fails to complete the examination process within the following time limits shall be required to submit a new application, documentation, and fees, according to this schedule:

(1) One year from receipt of application, if the applicant does not meet the qualifications for examinations; or

(2) one year from the date that the last section of the examination was attempted.

(e) Any candidate who meets the requirements of the examination and is scheduled for the next examination may work in a licensed facility under the direct supervision of a licensed permanent cosmetic technician, tattoo artist, or body piercing technician until the candidate successfully passes the examination.

Authorized by and implementing L. 1996, Ch. 138, Sec. 4; effective Aug. 22, 1997.

KBOC BA Regulations

69-15-7. Examination for cosmetic tattoo artists, tattoo artists, or body piercers. (a) The examinations for tattoo, cosmetic tattoo, and body piercing shall consist of both a written examination and a practical examination on safety, sanitation, and standards of practice.

(b) The examinations shall test the applicant's knowledge of the following areas:

- (1) Basic principles of safety, sanitation, and sterilization;
- (2) Kansas laws and regulations;
- (3) chemical use and storage;
- (4) diseases and disorders including skin disease, HIV, hepatitis B, and infectious or contagious diseases;
- (5) equipment, supplies, tools, and implements;
- (6) practice standards;
- (7) establishment standards; and
- (8) definitions.

(c) The written examination shall consist of no more than 150 multiple-choice questions and shall not exceed two hours in duration. The examination shall be closed-book and shall be presented and conducted in English. The examination shall consist of two sections, with one section composed entirely of questions related to Kansas law.

(d) To test the applicant's knowledge of infection-control practices and practice standards, the practical examination shall evaluate the following:

- (1) A setup for an actual procedure;
- (2) a mock demonstration of a procedure; and
- (3) a demonstration of the clean-up process for a procedure.

(e) To be eligible for licensure, each applicant shall attain a score of at least 75 percent on each section of the written examination and a score of at least 75 percent on the practical examination. Authorized by K.S.A. 2012 Supp. 65-1943 and 65-1948 and K.S.A. 74-2702a; implementing K.S.A. 2012 Supp. 65-1943 and 65-1948; effective Aug. 22, 1997; amended Feb. 14, 2014.

KBOC BA Regulations

69-15-8. Examination behavior. (a) Taking notes, textbooks, ~~or~~ notebooks, or electronic devices into the examination room shall be prohibited.

(b) An applicant shall be immediately disqualified during or after the examination for conduct that interferes with the examination. Such conduct may include the following behavior:

(1) Giving or receiving aid, directly or indirectly during the examination process;

(2) obtaining help or information from notes, books, or other individuals to answer questions;

(3) removing or attempting to remove any secure, examination-related information or materials from the examination site;

(4) failing to follow directions relative to the conduct of the examination; and

(5) exhibiting behavior that impedes the normal progress of the examination.

(c) Disqualification shall invalidate the examination and result in forfeiture of the examination and fee. The applicant shall be required to ~~reapply,~~ submit an additional examination fee, and schedule another examination ~~at the date and time determined by the executive director. Reexamination shall be conducted at the board office.~~ Authorized by K.S.A. 1996 Supp. 74-2702a and implementing K.S.A. 1996 Supp. 65-1948; effective Aug. 22, 1997.

KBOC BA Regulations

69-15-9. Issuance and renewal of licenses. (a) Each individual license shall expire on the last day of the licensee's birth month. License fees shall be prorated at the rate of 1/12th of the license fee for each month of the original license.

(b) A notice of renewal shall be mailed by the board to the last known address of the license holder.

(c) The applicant shall apply for renewal in advance of the license expiration date of the prior license.

(d) Renewal payments received in the board office or postmarked after the expiration date but within one year of expiration shall be assessed a late fee in addition to the annual renewal fee.

(e) A license that has been expired for more than one year but less than three shall be deemed suspended and may be reactivated by payment of the following:

- (1) A suspended renewal fee for each year expired;
- (2) a reactivation fee; and
- (3) a renewal fee.

(f) Any individual who fails to renew or reactivate a license within three years from the date of expiration shall reapply to take the exams, submit the examination fee and one-year licensee fee, and successfully pass all sections of the examination before a license is reissued. Authorized by and implementing L. 1996, Ch. 138, Sec. 6; effective Aug. 22, 1997.

KBOC BA Regulations

69-15-10. Display of license and inspection certificate. (a) ~~The practitioner shall post in public view in the lobby or waiting area of the place of business the current practitioner and facility license and a copy of the latest inspection certificate~~ Each establishment license and most recent inspection report shall be posted in public view in the lobby or waiting area of the establishment. Each practitioner license shall be posted in public view of the establishment.

(b) A licensee shall not post a reproduction of any license unless the board has issued and marked it "Duplicate."

(c) A licensee shall not post a pocket identification card in lieu of a license. Authorized by and implementing L. 1996, Ch. 138, Sec. 5(a); effective Aug. 22, 1997.

KBOC BA Regulations

69-15-11. Inspections generated by a complaint. (a) Each establishment shall be subject to inspection by the board or its designee, in order to investigate a specific complaint filed with the board, or to investigate any suspected violation of sanitary rules and regulations or other violations of the act.

(b) An inspection generated by a complaint shall be authorized by the board or its executive director at any time, subject to the following limitations:

(1) Inspections shall be made only between the hours of 8:00 a.m. and 6:00 p.m. or anytime the practice or instruction of ~~permanent color, tattooing, or body piercing~~ body art is being conducted, unless agreed otherwise by all interested persons or entities.

(2) Inspections shall be conducted by the board members, the executive director, employees, or agents of the board. Authorized by and implementing L. 1996, Ch. 138, Sec. 9(i); effective Aug. 22, 1997.

KBOC BA Regulations

69-15-12. Continuing education for license renewal. Each licensed cosmetic tattoo artist, tattoo artist, and body piercer shall participate in continuing education according to the following requirements:

(a) Each individual shall biennially complete five clock-hours, either as one unit or a combination of units, not less than one hour each. Each individual who fails to renew the license before its expiration shall meet the additional continuing education requirements pursuant to K.S.A. 65-1943, and amendments thereto.

(b) Continuing education courses shall be of the same subject matter relating to the practice as the required curricula for training as a cosmetic tattoo artist, tattoo artist, and body piercer and shall consist of either of the following:

(1) Participation in or attendance at an instructional program approved by the board; or

(2) attendance at a meeting of the board, comprising up to one hour of the total requirement, which shall not include the public comment portion of the meeting.

(c) Each licensee seeking credit for attendance at or participation in an educational program ~~that was not previously approved by the board shall submit to the board a request for credit,~~ shall complete the form provided by the Board, which shall include the following information:

(1) The location of the program;

(2) the date of the program;

(3) the start and end times of the program;

(4) a detailed description of the subject covered;

(5) the name of each instructor and the instructor's qualifications; and

(6) a sign-in sheet or certificate of attendance, which shall include the date, the program title, and the signature of the instructor.

(d) A license shall not be renewed without the board's receipt and approval of the individual's continuing education as required by K.A.R. 69-15-13. Authorized by K.S.A. 2012 Supp. 65-1945 and K.S.A. 74-2702a; implementing K.S.A. 2012 Supp. 65-1943 and 65-1945; effective Aug. 22, 1997; amended Feb. 14, 2014.

KBOC BA Regulations

69-15-13. Reporting continuing education. (a) Each tattoo licensee, cosmetic tattoo licensee, and body piercing licensee shall submit to the board the renewal application, renewal fee, and proof of five clock hours of the required continuing education as a condition of renewal biennially. Proof of completion of the required continuing education shall consist of either of the following:

(1) Submission to the board of evidence documenting attendance at a meeting of the board; or

(2) submission to the board of a certificate of completion or verification, issued by the sponsoring organization or person, of attendance in a course, program, seminar, or lecture and showing the name of the sponsor, the title of the presentation, a description of its content, the name of the instructor or presenter, the date, the duration of the presentation in clock hours, and any supplemental documentation to support that the sponsor and subject matter meet the requirements and relate to the practice as stated in K.A.R. 69-15-2.

(b)(1) The five clock hours of continuing education shall be accumulated only in the most recent renewal period. The licensee shall retain the proof of continuing education until submitting the proof to the board at the time of renewal.

(2) Hours of continuing education in excess of the requirement for renewal shall not be carried forward. Authorized by K.S.A. 74-2702a; implementing K.S.A. 2012 Supp. 65-1943 and 65-1945; effective Aug. 22, 1997; amended Feb. 14, 2014.

KBOC BA Regulations

69-15-14. Cosmetic tattoo, tattoo, and body piercing establishment licensing and renewal. (a) Each applicant for an establishment license shall meet the following requirements before opening the establishment for business:

(1) Apply on a form approved by the board and pay the nonrefundable establishment license fee;

(2) comply with all applicable regulations of the board;

(3) certify that application information is correct; and

~~(4) provide a map or directions for locating the establishment, if the establishment is in a rural or an isolated area.~~

(b) Each establishment license shall expire one year from the last day of the month in which the license was issued.

(c) Each establishment license holder shall be responsible for the cleanliness and sanitation of any common area of separately licensed establishments on the premises. Each violation found in the common area shall be cited against all establishment licenses issued and posted on the premises.

(d) Each establishment license holder shall meet the following requirements:

(1) Allow a board inspector to inspect the establishment when it is open for business or as agreed by all interested persons or entities;

(2) not impede the normal progress of the inspection; and

(3) prevent employees from impeding the normal progress of the inspection.

(e) Establishment licenses shall not be transferable to a new location.

(f) The ownership of establishment licenses shall not be transferred. A partial change in the ownership of any establishment license may be allowed if at least one original owner remains.

(g) Each establishment licensee shall notify the board in writing and surrender the establishment license within 10 days of closure of the establishment.

(h)(1) Each applicant wanting to renew the establishment license shall submit an application and the establishment renewal fee before the expiration date of the current establishment license.

(2) Any establishment licensee may renew the establishment license within 60 days after the expiration date of the prior establishment license upon submission of an application and payment of the establishment renewal fee and the delinquent establishment fee. Authorized by K.S.A. 74-2702a; implementing K.S.A. 2012 Supp. 65-1944, 65-1948, and 65-1950; effective Aug. 22, 1997; amended Feb. 14, 2014; amended Sept. 18, 2015.