

Approved Gary Blumenthal Date \_\_\_\_\_

MINUTES OF THE House COMMITTEE ON Governmental Organization MAR 23 1992

The meeting was called to order by Vice-Chairman Bob Watson at \_\_\_\_\_  
Chairperson

9:00 a.m./~~p.m.~~ on March 17, 1992 in room 522-S of the Capitol.

All members were present except:

Representative Gary Blumenthal, Chairman, excused  
Representative Rick Bowden, excused  
Representative Nancy Brown, excused  
Committee staff present:

Carolyn Rampey, Legislative Research Department  
Julian Efird, Legislative Research Department  
Avis Swartzman, Revisor of Statutes  
Nita Shively, Committee Secretary

Conferees appearing before the committee:

Gene Yockers, Director, KS Real Estate Commission  
Dixie Bratton, KS Board of Cosmetology  
Eileen Hassett, Director, Board of Cosmetology

The meeting was called to order by Vice-Chairperson Watson when quorum was present.

Hearing on SB 469 - An act concerning requirements based upon congressional districts; relating to membership on certain state boards and commissions.

Gene Yockers indicated that he is neither a proponent or opponent of SB 469. He did, however, propose an amendment. Under Section 12 of the bill, change to reflect that the public person should be from another part of the state. This is intended to alter the current rotation; always having a member from the 2nd Congressional District, (Amendment 1).

Question and answer period followed Mr. Yocker's testimony. Representative Hamilton observed that there is statutorily no need for this amendment; staff (Avis Swartzman) concurred. The problem is not with statute but with appointments. The simple solution would be to get a real estate broker, from the district where a public person is desired, to resign, thereby breaking the chain.

Hearing closed on SB 469.

Hearing on SB 575 - An act concerning cosmetology.

Dixie Bratton, proponent for SB 575, stated that in addition to updating language dealing with revocation of license, the bill would eliminate the practice of shop apprentice. This program is seldom utilized and when it is, has numerous disadvantages. Shop owners find it too costly and time consuming; shop apprentice takes twice as long as school apprentice (18 months); no loan or grant money available for shop apprentice. Years ago there were fewer schools, but today schools are located in all areas of the state. (Attachment 2).

Eileen Hassett, proponent for SB 575, reiterated above testimony that there is no longer a need for shop apprentice. In the past 5 years only 12 actually finished the course and 11 went on to test. However, the Board of Cosmetology must contend with large amounts of paperwork and postage costs. (Attachment 3)

There are currently no electrology schools in the state so the shop apprentice program for electrology should be maintained.

Questions following testimony brought out concerns regarding the wording on page 7, lines 37 and 38. There might be a problem with the statement

CONTINUATION SHEET

MINUTES OF THE House COMMITTEE ON Governmental Organization,  
room 522-S, Statehouse, at 9:00 a.m./~~p.m.~~ on March 17, 1992

dealing with conviction of a felony--considered sufficient cause by the Board to bar licensure.

Hearing closed on SB 575 by Ranking Minority Member Ramirez, who chaired the remainder of the meeting when Vice-Chairman Watson had to leave.

Motion by Representative Hamilton to approve minutes for March 2, 3, 4, and 5, 1992. Motion seconded by Representative Gilbert, motion carried.

Meeting adjourned at 9:35 a.m.



House Governmental Organization Committee  
March 17, 1992  
Senate Bill 469

Mr. Chairman and members of the committee:

My name is Gene Yockers, and I am the Director of the Kansas Real Estate Commission. I am here to ask you to amend section 12 which provides for appointments to the real estate commission.

The commission consists of five members. At least three must be real estate brokers, and at least one must be a public member. The present makeup is one public member and four real estate broker members.

The amendment requires that a public member be appointed from the state at large and that the other four members be appointed from each of the four congressional districts. One of these four could also be a public member.

May I direct your attention to paragraphs (1) through (5) on the second page of the amendment.

Looking at paragraph (2). The successor to the member appointed from the second congressional district is designated to be from the state at large because the only public member now serving is from this district. Since her term expires April 30, 1992, her successor will of necessity have to be a public member from the second district. The successor (whose term will expire on April 30, 1996) would then be appointed from the state at large.

Paragraphs (1), (3) and (4) provide that the members from the first, third and fourth districts be succeeded by members from those three (new) districts.

This leaves us with paragraph (5). The successor to the fifth district member would be appointed from the new second district.

In summary, the amendment provides for a public member from the state at large. A second public member may be appointed from any one of the four new congressional districts, or the members from all four districts may be real estate brokers.

We respectfully request that you amend the bill as proposed.

G.O. 3-17-92  
attachment 1

Proposed Amendment to Section 12 of Senate Bill 469  
March 17, 1992

K.S.A. 74-4201 is hereby amended to read as follows: 74-4201.

(a) After the expiration of the term of each member who was appointed prior to the effective date of this act, the Kansas real estate commission shall consist of ~~five~~ four members appointed by the governor, ~~one from each of the five congressional districts of this state~~ from each of the four congressional districts of this state and one member appointed from the state at large. ~~Subject to the provisions of section 1, one member shall be appointed from each congressional district and the remainder from the state at large.~~ Each member shall have been, for a period of five years immediately preceding the member's appointment, a citizen and a resident of Kansas. Not less than three members shall have been real estate brokers for five years and not less than one member, including the member appointed from the state at large, shall be designated as a public member and shall have never engaged in business as a real estate brokers or salesperson and shall not be so engaged while serving on the commission.

(b) At the expiration of the term of any member of the commission, the governor shall appoint a successor for a term of four years and until a successor is appointed and qualifies.

(c) Upon the expiration of the term of each member who was appointed prior to the effective date of this act, successors shall be appointed in the following manner:

g.o. 3-17-92  
attachment 1-2

(1) The successor to the member who was appointed from the first congressional district, whose term expires on April 30, 1995, shall be appointed from the first congressional district;

(2) the successor to the member who was appointed from the second congressional district, whose term expires on April 30, 1996 and who is a public member of the commission on the effective date of this act, shall be appointed from the state at large;

(3) the successor to the member who was appointed from the third congressional district, whose term expires on April 30, 1994, shall be appointed from the third congressional district;

(4) the successor to the member who was appointed from the fourth congressional district, whose term expires on April 30, 1993, shall be appointed from the fourth congressional district;

(5) the successor to the member who was appointed from the fifth congressional district, whose term expires on April 30, 1993, shall be appointed from the second congressional district.

(d) In the event of a vacancy in the membership of the commission, the governor shall appoint a member to serve for the unexpired portion of the vacated term and until a successor is appointed and qualifies. Each member of the commission shall, before entering upon the member's duties, take and file with the commission an oath to faithfully perform the duties of the office.

*g. O. 3-17-92  
attachment 1-3*

SB 575

Updating the statutes on license revocation or suspension of cosmetologist and removing shop apprentice.

This bill will update 65-1908 with language suggested for use by the Departments representative from the Attorney General's Office about causes for revocation of license.

In the past there have been school apprentices and shop apprentices. This was put into effect when there were only two schools in the state and people wishing to become cosmetologists could not always attend one of these schools. At this time there are 31 schools in various locations within the state. Loans and Grants are now available for attending the schools. The loans and grants are not available for shop apprentices.

It takes a shop apprentice 18 mos. to finish the course and it takes an apprentice in a school only 9mos. For each individual shop apprentice, there are numerous telephone calls from the apprentice and the instructor wanting detailed instructions about the training, hours, where to purchase books, charts, and other details they are not sure of.

This takes a lot of time answering questions where the information is in a letter that has been sent to them or is located in the lawbook. Therefore, lots of time is involved on the telephone and in correspondence through the mail.

Many of these students become disenchanted with their training because they cannot work on the public for the first four months and they cannot be paid for their services for the 18 mos. of training. The instructor in the shop gets disenchanted because she has to teach the apprentice 8 hours a day and this costs her time, patrons and money.

It is now felt that schools are located in such locations throughout the state and can be reached by anyone wishing to attend. Grants and loans are now available for school attendance, therefore making shop apprentice obsolete and not needed.

Electrologist apprentices have been left until such time as a school is established within the state and then there will not be any in clinics at that time.

Thank you for your time and the Board of Cosmetology supports this bill.

Dixie Bratton, Inspector, State Board of Cosmetology

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Attachment 2

SHOP APPRENTICES	YEAR	ENROLLMENT #	DROP OUT #	EXAM #
	1986	2	0	3
	1987	4	1	2
	1988	4	2	2
	1989	10	5	3
	1990	8	5	1
	1991	5	8	1
	TOTAL	33	21	12

IN KEEPING RECORD OF ENROLLMENTS AND DROP OUTS, ONLY THE NUMBER IS AVAILABLE. FOR EXAMS, THE NAMES AND LOCATIONS ARE AVAILABLE. OF THE 12 LISTED ABOVE, 1 STUDENT DID NOT APPEAR FOR THE EXAM IN 1989 AND HAS NOT RE-APPLIED TO TAKE THE EXAM, SHE WAS FROM COLWICH.

THE CITIES THAT THE STUDENTS ARE FROM ARE:

- TOPEKA-----2
- OVERLAND PARK-----2
- OLATHE-----1
- KANSAS CITY, KANSAS-----2
- SHAWNEE MISSION-----1
- ROELAND PARK-----1
- WICHITA-----1
- MOUNDRIDGE-----1

1986--THOM, DONI R.--COS.--O.P.  
 WHITEHEAD, ROBIN L.--COS.-TOPEKA  
 CARILLO, ESTHER--COS.-ROELAND PARK

1987--GAUME, LISA M.--COS.--KCK  
 KAUFMAN, BONITA--COS.--MOUNDRIDGE

1988--BIRCH, SHERRY L.--COS.--WICHITA  
 PRATHER, LORI L.--COS.--O.P.

1989--MC CORMICK, LISA--MANI--COLWICH--NO SHOW  
 GEARHEART, MARY K.--COS.--KCK  
 HALING, ELIZABETH--MANI.--SHAWNEE MSSN

1990--MORRISON, DONNIE--COS.--OLATHE

1991--SEGURA, WILMA--MANI--TOPEKA

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STATE OF KANSAS

# KANSAS STATE BOARD OF COSMETOLOGY

## KANSAS COSMETOLOGY SCHOOLS

717 South Kansas Avenue  
Topeka, Kansas 66603-3811  
PHONE (913) 296-3155

ACADEMY OF COSMETOLOGY  
405 NORTH 8TH ST.  
GARDEN CITY, KS 67846

ACADEMY OF HAIR DESIGN, INC.  
115 SOUTH 5TH ST.  
SALINA, KS 67401

AMERICAN ACADEMY OF HAIR DESIGN  
901 SW 37TH ST.  
TOPEKA, KS 66611

BARTON CO. COMM. COLLEGE  
DEPT. OF COSMETOLOGY  
1025 MAIN ST.  
GREAT BEND, KS 67530

CENTRAL HAIR DESIGN COLLEGE  
812 S. WOODLAWN  
WICHITA, KS 67218

COLLEGE OF HAIR DESIGN  
10324 MASTIN  
OVERLAND PARK, KS 66212

COWLEY CO. COMM. COLLEGE  
BEAUTY SCHOOL  
308 W. CENTRAL  
ARKANSAS CITY, KS 67005

CRUM'S BEAUTY COLLEGE  
512 POYNTZ AVE.  
MANHATTAN, KS 66502

DODGE CITY COMM. COLLEGE  
COSMETOLOGY DEPT.  
2501 N. 14TH AVE.  
DODGE CITY, KS 67801

EMPORIA SCHOOL OF HAIRSTYLING  
124 COMMERCIAL  
EMPORIA, KS 66801

FT. SCOTT COMM. COLLEGE  
COSMETOLOGY DEPT.  
7 S. NATIONAL  
FT. SCOTT, KS 66701

GARDEN CITY COMM. JR. COLLEGE  
COSMETOLOGY DEPT.  
801 CAMPUS DR.  
GARDEN CITY, KS 67846

HAIR BENDERS SCHOOL OF HAIRSTYLING  
3300 CLINTON PARKWAY CT.  
LAWRENCE, KS 66046

HAYS ACADEMY OF HAIR DESIGN  
119 WEST 10TH ST.  
HAYS, KS 67601

INDEPENDENCE COMM. COLLEGE  
COSMETOLOGY DEPT.  
214 W. MAIN ST.  
INDEPENDENCE, KS 67301

JOHNSON CO. AREA VOC. TECH. SCHOOL  
COSMETOLOGY DEPT.  
311 E. PARK ST.  
OLATHE, KS 66061

KANSAS CITY, KANSAS AREA VOC. TECH. SCHOOL  
2220 NORTH 59TH ST.  
KANSAS CITY, KS 66104

KANSAS SCHOOL OF HAIRSTYLING  
1207 EAST DOUGLAS  
WICHITA, KS 67211

LA BARON HAIRDRESSING ACADEMY  
8119 ROBINSON  
OVERLAND PARK, KS 66204

LIBERAL ACADEMY OF HAIR DESIGN  
530 S. KANSAS  
LIBERAL, KS 67901

MISSION BEAUTY ACADEMY  
5855 BEVERLY  
MISSION, KS 66202

NORTHWEST KANSAS AREA VOC. TECH. SCHOOL  
P. O. BOX 668  
GOODLAND, KS 67735

PITTSBURG SCHOOL OF BEAUTY  
813 N. BROADWAY  
PITTSBURG, KS 66762

SANDERS SCHOOL OF BEAUTY CULTURE  
1811 QUINDARO  
KANSAS CITY, KS 66104

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overattachment 2-3*



STATE OF KANSAS

KANSAS STATE BOARD OF COSMETOLOGY

KANSAS COSMETOLOGY SCHOOLS

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717 South Kansas Avenue  
Topeka, Kansas 66603-3811  
PHONE (913) 296-3155

SIDNEY'S HAIRDRESSING COLLEGE  
916 E. 4th St.  
Hutchinson, KS 67501

SUPERIOR SCHOOL OF HAIRSTYLING  
2111 E. Crossroads, Suite 201  
Olathe, KS 66062

VERNON'S KANSAS SCHOOL OF COSMETOLOGY  
501 E. Pawnee  
Wichita, KS 67211

VERNON'S KANSAS SCHOOL OF COSMETOLOGY, EAST  
1675 S. Rock Road, Suite 101-103  
Wichita, KS 67207

VERNON'S KANSAS SCHOOL OF COSMETOLOGY, WEST  
7130 W. Maple Suite 200  
Wichita, KS 67209

VERNON'S KANSAS SCHOOL OF COSMETOLOGY IN EMPORIA  
1402 Industrial  
Emporia, KS 66801

XENON INTERNATIONAL SCHOOL OF HAIR DESIGN  
Twin Lakes Shopping Center  
21st & Amidon Suite 52  
Wichita, KS 67203

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STATE OF KANSAS

# KANSAS STATE BOARD OF COSMETOLOGY

717 South Kansas Avenue  
Topeka, Kansas 66603-3811  
PHONE (913) 296-3155

## SENATE BILL # 575

SENATE BILL # 575 WOULD ABOLISH THE SHOP APPRENTICE PROGRAM WITHIN THE STATE BOARD OF COSMETOLOGY. THIS PROGRAM WAS ESTABLISHED AND IMPLEMENTED, WHEN THERE WERE ONLY 2 SCHOOLS, PRESENTLY WE HAVE 31 SCHOOLS. OVER THE PAST 5 YEARS, ONLY 33 APPRENTICES HAVE UTILIZED THIS PROGRAM, TO WHICH ONLY 12 FINISHED THE PROGRAM AND OF THOSE 12, ONLY 11 TESTED. THIS IS NOT A EXTENSIVELY USED PROGRAM THEREFORE, THE AMOUNT OF TIME, TRAVEL AND EXPENSE INCURRED BY OUR INSPECTORS TO IMPLEMENT AND MAINTAIN THESE SHOP APPRENTICES IS NOT COST EFFECTIVE.

IN RESEARCHING OVER THE PAST 5 YEARS, THE AREAS THAT UTILIZED THIS PROGRAM WERE FROM METROPOLITAN AREAS, NOT THE RURAL AREAS AS ONE MIGHT THINK. ALSO THE AMOUNT OF TIME SPENT BY OFFICE STAFF TO MAINTAIN RECORDS ON THESE APPRENTICES IS OVERWHELMING. ENORMOUS AMOUNTS OF CORRESPONDENCE HAS TO BE SENT TO THESE APPRENTICES AND THEIR INSTRUCTORS, DUE TO THEIR NOT SUBMITTING REQUESTED DOCUMENTS BACK TO US IN A TIMELY MANNER. SINCE THERE ARE PRESENTLY NO ELECTROLOGY SCHOOLS WITHIN THE STATE, A SHOP APPRENTICE PROGRAM HAS BEEN MAINTAINED, UNTIL SUCH TIME AS ONE IS ESTABLISHED.

SENATE BILL # 575 WOULD ALSO GIVE THE BOARD THE AUTHORITY TO REVOKE OR SUSPEND A LICENSE FOR VIOLATING ANY RULE AND REGULATION, NOT JUST FOR A SANITARY VIOLATION. IN ADDITION, ANY LICENSEE CONVICTED OF A FELONY, COULD BE SUBJECT TO A HEARING, REGARDING THE REVOCATION OR SUSPENSION OF THEIR LICENSE, ONLY IF IT WERE FOUND TO THREATEN OR ENDANGER THE HEALTH & WELFARE OF THE GENERAL PUBLIC OR OTHER LICENSEE'S.

SENATE BILL # 575 ALSO INCLUDES THE MODERNIZATION OF SOME OBSOLETE LANGUAGE. SENATE BILL # 575 REQUIRES NO FISCAL IMPACT UPON THIS AGENCY.

THEREFORE, THE PASSAGE OF SENATE BILL # 575 OUT OF COMMITTEE AND ON TO THE HOUSE, IS SINCERELY REQUESTED BY THE FULL BOARD.

*ileen M. Hassett*

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attachment 3*