

## **Article 25.—SANITARY REGULATIONS FOR BARBERS**

### **28-25-1. Definitions.**

- (a) “EPA” means the United States environmental protection agency.
  - (b) “Shop” means any place where barbering is practiced, other than a barbering school.
  - (c) “Licensee” means any person licensed as a barber.
  - (d) “School” means any place licensed by the board of barbering for the training of barbers.
  - (e) “Student” means a person receiving training in a school.
- (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

### **28-25-2. Personal cleanliness.**

- (a) The person and the uniform or attire worn by an individual serving a patron shall at all times be clean.
  - (b) Each person shall thoroughly wash his or her hands with soap and water or any equally effective cleansing solution before serving each patron.
- (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

### **28-25-3. Infectious disease.**

- (a) No person afflicted with an infectious or communicable disease, which may be transmitted during the performance of the acts of barbering shall be permitted to work or train in a school or shop.
  - (b) No school or shop shall require or permit a student or licensee, knowingly, to work upon a person suffering from any infectious or communicable disease which may be transmitted during the performance of the acts of barbering.
- (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

### **28-25-4. Towels.**

- (a) After a towel has once been used, it shall be deposited in a closed receptacle, and shall not again be used until properly laundered and sanitized.
  - (b) Used towels shall be laundered either by regular commercial laundering or by a noncommercial laundering process which includes immersion in water at 140 degrees F for not less than fifteen minutes during the washing or rinsing operation.
  - (c) All clean towels are to be stored in a closed cabinet or container.
- (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

### **28-25-5. Headrests and shampoo bowls.**

- (a) Clean cloth or clean tissue shall be placed on headrests before serving each patron. When the headrest is not in use, it shall be kept in a clean place, free from dust and dirt.
  - (b) A shampoo bowl or sink with hot and cold running water shall be near each station at which a barber is working. The water shall be supplied from an approved public water supply, with drain connected to an approved sewer system.
  - (c) A soap dispenser and disposable towels shall be provided near each sink or shampoo bowl.
  - (d) The shampoo bowl or sink shall be kept in good repair and in a clean and sanitary condition at all times.
- (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

**28-25-6. Bottles and containers.**

All bottles and containers in use shall be distinctly and correctly labeled to disclose their contents. All bottles containing poisonous or caustic substances shall be additionally and distinctly marked as such.

(Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

**28-25-7. Liquids, creams, powders and other preparations.**

(a) All liquids, creams, and other preparations shall be kept in properly labeled, clean and closed containers. Powders shall be kept in a clean shaker.

(b) When only a portion of a preparation is to be used on a patron, it shall be removed from the container in such a way as not to contaminate the remaining portion.

(Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

**28-25-8. Neck strips.**

The hair cloth shall never be permitted to come in direct contact with the neck of the patron. Sanitary neck strips or towels must be used at all times to prevent such contacts.

(Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

**28-25-9. Instruments and supplies.**

(a) All supplies and instruments which come in direct contact with a patron and cannot be disinfected shall be disposed of in a covered waste receptacle immediately after use.

(b) No person training or working in a school or establishment shall be permitted to carry any instrument or supplies in or on a garment or uniform.

(Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

**28-25-10. Disinfecting non-electrical instruments and equipment.**

(a) Before use upon a patron, all non-electrical instruments and equipment shall be disinfected in the following manner: clean with soap or detergent and water and then totally immerse in either an EPA-registered product that contains one of the following terms on its label: sterilant; or bactericide, fungicide and virucide; or disinfectant, fungicide and virucide; or germicide, fungicide and virucide used according to manufacturer's instructions or 70% isopropyl alcohol for at least ten minutes.

(b) The disinfectant solutions specified in section (a) shall remain covered at all times and shall be changed at least once per week and/or whenever visibly cloudy or dirty.

(c) All non-disinfected instruments that have been used on a patron or soiled in any manner shall be placed in a properly labeled covered receptacle.

(d) All disinfected instruments shall be stored in a clean enclosed cabinet or covered container reserved for instruments only.

(Authorized by and implementing K.S.A. 65-1,148; effective Aug. 23, 1993.)

**28-25-11. Disinfecting electrical instruments.**

(a) Clippers, vibrators, and other electrical instruments shall be disinfected prior to each use by:

(1) First removing all foreign matter; and

(2) Disinfecting with an EPA-registered product that contains one of the following terms on its label: sterilant; or bactericide, fungicide and virucide; or disinfectant, fungicide and virucide; or germicide, fungicide and virucide used according to manufacturer's instructions.

(b) All disinfected electrical instruments shall be stored in a clean, covered place.

(Authorized by and implementing K.S.A. 65-1,148; effective Aug. 23, 1993.)

**28-25-12. Physical facilities.**

- (a) The school or shop shall be kept well lighted, well ventilated, and in a sanitary condition. Floors, walls, ceilings, furniture and other fixtures and apparatus and all other exposed surfaces in each school or shop shall be kept clean, free from dust, hair and other debris, and in good repair at all time. All curtains shall be kept carefully laundered or chemically cleaned.
  - (b) If a room or rooms used for residential or non-barbering business purposes are in the same room or adjacent to a room used for the practice of barbering, then a solid partition shall separate the premises used for residential or business purposes from the barbering area. The partition may contain a door, provided it remains closed except for entering and leaving.
  - (c) A separate outside entrance shall be provided for the school or shop.
  - (d) All schools or shops shall be supplied with sanitary drinking water facilities.
- (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

**28-25-13. Prohibitions.**

- (a) The use of cuspidors or other receptacles for sputum is prohibited. No person shall expectorate in any shop or school.
  - (b) The use of shaving mugs and lather brushes is prohibited.
  - (c) The use of lump alum, styptic sticks or pencils, powder puffs, and sponge, finger or towel bowls is prohibited.
  - (d) Neck dusters are prohibited.
  - (e) No person shall bring any animal into, or permit any animal to be brought into, or permit any animal to remain in a school or shop. Trained animals accompanying sightless or hearing impaired persons shall be exempt from this section.
  - (f) No school or shop shall permit an accumulation of waste or refuse.
  - (g) All open waste containers are prohibited.
- (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

**28-25-14. Rules and licenses posted.**

- (a) Each school or shop shall keep a copy of the sanitation regulations adopted by the Kansas department of health and environment, the inspection report for the school or shop, and the license of the school or shop posted in a conspicuous place.
  - (b) Each employee or student shall post their personal license at their work station.
- (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

**28-25-15. Enforcement.**

- (a) The holder or holders of a shop or school license and the person in charge of any such shop or school shall be liable for implementing and maintaining all applicable sanitary regulations individually and jointly with all persons employed by or working in or on the premises. All students and licensees shall be held individually liable for implementation and maintenance of all applicable sanitary regulations.
  - (b) Refusal to permit, or interference with, an inspection by an authorized representative of the board of barbering during any time the instruction or practice of barbering is being conducted shall constitute a cause for disciplinary action.
- (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)