



STATE OF KANSAS

## Office of the Attorney General

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**Curt T. Schneider**  
Attorney General

June 9, 1977

ATTORNEY GENERAL OPINION NO. 77-192

Mr. Henri Fournier  
Executive Director  
Kansas State Board of Cosmetology  
630 Kansas Avenue  
Topeka, Kansas 66603

RE: State Board of Cosmetology--Appointment of Members

Synopsis: There is no statutory provision preventing the appointment of a beauty school instructor as a member of the Board of Cosmetology.

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Dear Mr. Fournier:

You have requested an opinion on the question of whether a beauty school instructor may be appointed to serve on the Board of Cosmetology.

K.S.A. 74-2701 provides that of the five board members, two must be licensed operators of a shop and also registered cosmetologists; two must be registered cosmetologists; and one must represent the general public interest. It is further provided that manufacturers or dealers of cosmetic supplies or their representatives may not be on the board, nor may any two members be graduates of the same system or school of beauty culture. The qualifications required by the statute are clear, and there is no indication that the legislature contemplated further restrictions on board membership, other than the geographical and political party distribution also required by the statute.

Therefore, I conclude that a board candidate's position as an instructor in a beauty school is not, as a matter of law, relevant

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to the consideration of whether that person should be appointed to one of the board positions for which he is otherwise qualified under the terms of K.S.A. 74-2701.

Very truly yours,



CURT T. SCHNEIDER  
Attorney General

CTS/ERH/cgm