



STATE OF KANSAS

*Office of the Attorney General*

1st Floor, State Capitol Bldg. (913) 296-2215 Topeka, Kansas 66612

CURT T. SCHNEIDER

*Attorney General*

October 6, 1975

ATTORNEY GENERAL OPINION NO. 75- 389

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

Re: Public Health--Barbers, Cosmetologists and Beauty Shops; Kansas Administration Regulations--Board of Barber Examiners

Synopsis: A men's hairstyling school that is licensed by the Kansas Board of Barber Examiners and is operating in compliance with all rules, regulations and statutes of that regulatory body may not be diversified and expanded to include cosmetology and women's hair-styling.

\* \* \*

Dear Mr. Fournier:

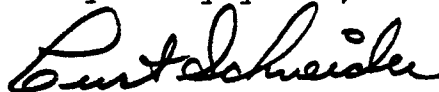
Your letter of September 23, 1975, directed to this office requested a formal opinion as to the legality of an accredited barber school expanding into women's hairstyling if all the rules and regulations of both the Kansas Board of Barber Examiners and Kansas State Board of Cosmetology are met.

K.A.R. 61-3-22 would prohibit the teaching of cosmetology in an accredited barber school. K.A.R. 61-3-22 states: "the board [Board of Barber Examiners] shall not issue a permit to any correspondence or night school, nor shall the board approve any school or college of barbering in an establishment which teaches or conducts any other trade, profession or business." Therefore, while there is no violation of Chapter 65, Article 18, of the Kansas Statutes Annotated and it may be argued K.A.R. 69-3-17 could have application, there would be a direct violation

Henri Fournier  
Page Two  
October 6, 1975

of K.A.R. 61-3-22, promulgated by the Board of Barber  
Examiners which does not allow a permit to be issued to any  
barber school when any other trade, profession or business is  
taught in the same establishment.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Curt Schneider".

CURT T. SCHNEIDER  
ATTORNEY GENERAL

CTS:RRS:bv