

## MINUTES

### South Carolina Board of Barber Examiners

February 12, 2001, 1:30 PM

110 Centerview Drive, Conference Room 108, Columbia, South Carolina

Mr. Don Norris, Vice-Chairman, of West Columbia, called the regular meeting of the S. C. Board of Barber Examiners to order, with a quorum present. Other board members participating during the meeting included: Mr. Fred Evans, of Columbia; Mr. Napoleon Rogers, of Hartsville; and Ms. Betty Thompson, of Greer.

Mr. Ed Barnes was granted an excused absence from today's meeting.

Staff members participating during the meeting included: Ms. Lisa Hawsey, Assistant Administrator; Mr. Randy Bryant, Assistant Deputy Director; Ms. Sharon Dantzler, Deputy General Counsel, LLR-Office of General Counsel; Ms. Kathy Stephens, Inspector, BRS-Investigations; Ms. Shonda Johnson, Administrative Specialist; and Ms. Sandra Dickert, Administrative Assistant.

Mr. Norris announced the meeting was being held in accordance with Section 30-4-80 of the Freedom of Information Act by notice mailed to The State Newspaper, Associated Press, WIS-TV and all other requesting persons, organizations, or news media. In addition, notice was posted on the bulletin boards at the two main entrances of the Kingstree Building.

#### Invocation

All present recited the Lord's Prayer.

#### Approval of the December 11, 2000 Meeting Minutes

Ms. Thompson moved the minutes from the December 11, 2000 meeting be approved as presented. Mr. Rogers seconded the motion, which carried unanimously.

#### Chairman's Remarks

Mr. Norris made no remarks during the February 12, 2001 meeting.

#### Administrator's Remarks, For Information

1. Advisory Opinions, If Needed, Office of General Counsel

There were no advisory opinions given during the February 12, 2001 meeting.

2. Legislative Update, If Needed, Legislative Liaison Office

There was no legislative update given during the February 12, 2001 meeting.

3. Exam Results for December 2000 and January 2001

The members were presented with copies of the exam results for December 2000 and January 2001. (The exam results are herewith attached and hereby become a permanent part of this record.)

The board briefly discussed the exam results.

## Action Items

### Old Business

Mr. Norris reminded the members that during the previous two meetings the board had been informed that the General Assembly had deemed that all boards must be self-sufficient. He noted that the Barber Board is not self-sufficient and that proposed fee increases had been presented to the board for its approval.

Mr. Bryant stated that the board had been uncomfortable with the initial proposed fee increases and that he had met with Mr. Norris and Mr. Barnes regarding the proposed fee increases. He noted that during this meeting the proposed fee increases had been shifted from the Master Hair Care Specialists, the Registered Barbers and the shop owners and placing the burden on the individuals entering the industry. He noted he had taken the new figures to the Office of Administration who indicated the new fee increases were fine.

Mr. Norris stated that the board needs to generate \$64,400 over the next three years to get the board out of the deficit. He noted that the fees may need to be increased again in three years.

Mr. Bryant stated the agency is procuring an agency-wide computer system, which the agency hopes would assist in reducing the expenses in the next two to three years. He noted that the new e-government the agency is setting up would also help reduce expenses. He said that the agency is working toward having the licensees renew by credit cards and over the internet.

Mr. Evans moved the board accept the latest proposed fee increases. Mr. Rogers seconded the motion, which carried unanimously.

Mr. Bryant noted that Ms. Cat Kelly, President of the Palmetto Barbers' Association, is present at today's meeting. He further stated that the Palmetto Barbers' Association has opposed the fee increases for a number of reasons. He noted he would be speaking to the association at its meeting on March 5, 2001. He asked that the board allow her to comment regarding the proposed fee increases.

Ms. Kelly stated when she had appeared at the previous meetings she had not understood the findings regarding the proposed fee increases and had asked the association to oppose the fee increases. However, after hearing the comments made during today's meeting she understands why the fees are being increased. She indicated she would take this information to the association's meeting on March 5, 2001 and would ask the association to reverse its decision and endorse the proposed fee increases.

### New Business

#### 1. Derek Griggs' Request to Take the Barber Exam

After reviewing Mr. Griggs' application, Mr. Norris asked Mr. Griggs to explain why he had been incarcerated. Mr. Griggs stated shortly after he moved to South Carolina he had been in a bar and an individual began a fight. He attempted to leave the establishment when an individual reached into his vehicle. He shot the individual and served his jail term. He had been with a barbershop for four months in Spartanburg (from February 24, 1992 – June 30,

1992) prior to his arrest learning the barber business. He worked in the barbershop in the Department of Corrections for two years during his incarceration. He is currently serving time under house arrest to finish his term as a result of good behavior. He will be fully released from the S. C. Department of Corrections on May 15, 2001. He has permission to work outside of the home, to attend religious services and to meet with his representative from the Department of Corrections. He will not be placed on parole once he has been released from house arrest.

The board briefly discussed which license Mr. Griggs would need should they determine he could take the exam.

### **Executive Session**

Ms. Thompson moved the board enter executive session to discuss this matter. Mr. Evans seconded the motion, which carried unanimously.

### **Return to Regular Session**

Mr. Norris noted for the record that no votes were taken and no decisions were made while the board was in executive session.

The board determined it would grant Mr. Griggs a ninety-day temporary license and allow his to take the apprentice exam.

#### **2. Brian Mumford's Request for Third Student Permit**

The board reviewed Mr. Mumford's application and request for a third student permit. The matter was tabled until the April 9, 2001. The board directed staff to notify Mr. Mumford he must appear at the next meeting to request the third student permit.

Ms. Hawsey stated she had received a phone call from an individual on Thursday, February 8, 2001, regarding her son's haircut. She went on to say the individual complained that the barber used a straight razor on her son's neck during the haircut. She noted the individual would not leave her name and would not agree to file a formal written complaint. She said the individual would be calling her later in the week for the board's decision.

The board instructed Ms. Hawsey to inform the individual that straight razors may be used in a haircut in South Carolina and that the board cannot take action against a barber unless a formal written complaint is filed with the board.

### **Discussion Item**

#### **1. Newsletter**

Ms. Hawsey stated Mr. Barnes had indicated that if any of the members had an article for the newsletter they must present it to him by the next meeting for it to go into the next newsletter.

### **For Board Member Information**

#### **1. Consent Order on Steven Lenord**

The members were presented copies of the consent order regarding Mr. Steven Lenord for their information.

### **Public Comments**

Mr. Evans recommended that when the public informs the board verbally regarding a complaint they must realize that the complaint must be filed in writing prior to the board taking action against the barber. He feels the board may find itself in trouble if a complaint is filed verbally.

### **Executive Session**

Mr. Rogers moved the board enter executive session to discuss disciplinary matters. The motion was seconded by Mr. Evans and unanimously carried.

### **Return to Open Session to Report on Executive Session**

Mr. Norris noted for the record that no votes were taken and no decisions were made while the board was in executive session.

Mr. Rogers moved the board approve the DRC Reports. Mr. Evans amended the motion to state the board approve the DRC Reports dated January 8, 2001. Ms. Thompson seconded the motion, which carried unanimously.

Mr. Evans moved the board approve the February 12, 2001 DRC Reports. The motion was seconded by Ms. Thompson and unanimously carried.

### **Adjournment**

There being no further business to be discussed, Mr. Rogers moved the meeting be adjourned. Mr. Evans seconded the motion, which carried unanimously. The February 12, 2001 meeting of the S. C. Board of Barber Examiners adjourned at 3:15 p.m.

The next meeting of the S. C. Board of Barber Examiners is scheduled for 1:30 p.m., Monday, April 9, 2001.