

MINUTES

South Carolina Board of Barber Examiners

Board Meeting

1:30 PM, October 14, 2002

Synergy Business Park

110 Centerview Drive, Conference Room 108

Columbia, South Carolina

Ed Barnes, Chairman, of Lexington, called the regular meeting of the S.C. Board of Barber Examiners to order at 1:36 p.m. Other board members present included Don Norris, Vice Chairman, of West Columbia; Fredrick Evans, of Columbia, and Paul Robinson, Jr., of Orangeburg.

Betty Thompson, of Greer, was granted an excused absence.

Staff members present for the meeting included: Sharon Dantzler, Deputy General Counsel, LLR-Office of General Counsel; Sandra Dickert, Administrative Assistant; Lisa Hawsey, Program Assistant; Shonda Johnson, Administrative Specialist; Eddie Jones, Administrator; Raymond Lee, Investigator; and Kathy Stephens, Inspector.

Mr. Barnes announced that public notice of this meeting was properly posted at the S. C. Board of Barber Examiners Office, Synergy Business Park, Kingstree Building, Room 108 and provided to all requesting persons, organizations, and news media in compliance with Section 30-4-80 of the South Carolina Freedom of Information Act. He noted that a quorum was present.

Pledge of Allegiance

All present recited the Pledge of Allegiance.

Invocation

All present recited the Lord's Prayer.

Approval of the June 10, 2002 Meeting Minutes

Mr. Evans moved that the June 10, 2002 minutes be approved as presented. Mr. Norris seconded the motion, which carried unanimously.

Chairman's Remarks - Edwin Barnes

Introduction of New Board Member

Mr. Barnes introduced Mr. Paul Robinson, the new board member. Mr. Robinson gave a brief professional background.

Mr. Barnes briefed the Board on the national convention. He is now the first vice president and would be president next year.

Presentation of Plaque to Napoleon Rogers

Mr. Barnes presented a plaque to Napoleon Rogers, a former Board member for his time served on the board.

Mr. Barnes briefly discussed a possible newsletter.

Administrator's Remarks, For Information - Eddie Jones

Mr. Jones asked for a round of applause for Mr. Rogers. He welcomed Mr. Robinson to the board.

Introduction of Staff

Mr. Jones introduced the Board of Barber Examiners staff to the new Board member.

Exam Results for June 2002, July 2002, August 2002 and September 2002

Mr. Jones presented the board members, for their information, with the exam results for June 2002, July 2002, August 2002 and September 2002.

Advisory Opinions, If Needed, Office of General Counsel

There were no advisory opinions given during the October 14, 2002 meeting.

Legislative Update, If Needed, Legislative Liaison Office

There was no legislative update given during the October 14, 2002 meeting.

Mr. Jones stated that the representatives from Experior and NIC, who were scheduled to discuss the national instructor's exam, were unable to before the Board today.

Mr. Barnes noted that Aurie Gosnell has resigned from NIC.

Mr. Norris asked Mr. Jones to request Experior give the instructor's exam to Mr. Barnes and to ask for a comparison rate of the pass/fail rate from state to state. Mr. Barnes briefly discussed the pass/fail as it was discussed during the national convention.

Ratification of Mail Ballot

Approval of September 10, 2002 DRC Reports (Approved)

The DRC held hearings on September 10, 2002. Since the board would not be meeting again until October 14, 2002 the members were mailed the Complaints Approval Report, the Case Disposition Report and the Disciplinary Report, along with a mail ballot and asked to cast their vote in approval or disapproval. The members were notified that the ballot would be ratified at the October 14, 2002 meeting. The board voted to approve the reports as presented.

MOTION

Mr. Evans moved to approve the mail ballot regarding the DRC reports. The motion was seconded by Mr. Robinson and carried unanimously.

Unfinished Business

Mr. Norris questioned Mr. Jones regarding the air in the Margaret Miller Building. Mr. Jones stated he has contacted the Margaret Miller on this issue and he briefed the Board on his findings. A brief discussion ensued in regard to finding another location for the practical exam.

Mr. Evans noted that according to the minutes of the previous meeting he had moved that the discussion regarding new shop applications had been tabled to this meeting. The board determined it would discuss this matter later in the meeting.

New Business

1. Approval of Permit to Practice Barbering Under Licensed Barber

a. Elliott Adams, III

Mr. Adams is requesting the Board approve a permit to allow him to practice barbering under a licensed barber. He has taken the barber exam on several occasions in the past and has failed. He first took the exam in January 1997. He took it again in April 1997, June 1997, and September 1997. He has not take the exam since.

Following a brief discussion, the Board determined it would discuss this matter in executive session.

2. Approval of Third Student Permit

a. Michael Peeples

Mr. Peeples received his first permit to work in the OJT program in a barbershop, however, an individual in the shop convinced the trainer he should pay \$1,000 up front to be split between the two for training he would receive. The person he was to train under "felt it was going to take out of their pockets" to get trained. He attended Harley's Barbering College for five months; however, he was unable to make ends meet by attending classes and working part time. He is now requesting a third student permit to finish his barber education.

MOTION

Mr. Evans moved that a third permit be granted to Mr. Peeples. The motion was seconded by Mr. Norris and carried unanimously.

3. Approval of Transfer of Hours to a Barber College or OJT

a. Cedric B. Pough (Tolliver's Barber College)

Mr. Pough is requesting the Board approve 1,203 hours to transfer to another barber college so he may complete the course and take the exam.

Mr. Pough stated he would be completing the OJT program under Katherine Kelly. Mr. Lee indicated that according to the records from Tolliver's Barber College, Mr. Pough has completed 1203 hours.

MOTION

Mr. Evans moved that the 1,203 hours be granted and that he be granted the opportunity to train under Katherine Kelly. Mr. Norris seconded the motion, which carried unanimously.

b. Dirk Clark (#1 Cuts); c. Paula Moore (#1 Cuts); d. Sandra Pulley (#1 Cuts); Senyell Westfield (#1 Cuts)

Items b - e are being excluded from discussion pending possible disciplinary action.

4. Approval of Application to Stand Examination

a. Ingrida Jurksa

Ms. Jurksa is applying to become a barber by reciprocity. However, since she was licensed in the country of Lithuania, she must obtain the board's approval to take the exam. She held cosmetology and barber licenses in Lithuania.

Ingrida Jurksa appeared before the Board at this time.

MOTION

Mr. Robinson made a motion, which was seconded by Mr. Norris and unanimously carried, that the Board receive her under reciprocity.

b. Jonta Larenzeo Middleton

Mr. Middleton was arrested in 2001 for breaking and entering of an automobile. He is participating in the PTI program to clear his record. He is requesting the Board approve his application to take the exam.

Mr. Middleton appeared before the Board at this time. He explained the charges brought against him to the Board. He indicated his PTI should be over soon.

MOTION

Mr. Robinson moved the Board grant him the opportunity to take the exam and license him under probation until he has submitted information regarding the completion of the PTI. The motion was seconded by Mr. Norris and unanimously carried.

c. Vincent Rodney Black

Mr. Black is applying to take the examination to become licensed as a barber. However, he answered yes to the question which asks if he has been arrested, indicted, pled guilty, or pled nolo contendere of any federal, state or local law. The board must approve his application to take the exam.

Mr. Black answered questions from the Board at this time.

The board determined it would discuss this matter in executive session.

5. Approval of Barber College

a. B-Unique Barber Academy

Shanita Peppers is appearing before the board for approval to open a barber college in Greenville. The board must approve the college prior to staff conducting an inspection.

Mary Neal and Ms. Pepper appeared before the Board at this time.

Mr. Lee stated everything is in order. He noted that when he conducted an inspection of the school that two chairs were missing but that the chairs are now in the school. He asked Ms. Pepper if she would still be having a nail technician course. She indicated that she knew she could not teach acrylics.

MOTION

Mr. Evans moved that B-Unique be approved for licensure pending inspection of the facility on Friday, October 18, 2002. Mr. Robinson seconded the motion, which carried unanimously.

6. Approval of Students Beginning Classroom Training - Beaufort-Jasper Career Center

Beaufort-Jasper Career Center would like to ask the S.C. Board of Barber Examiners if it would be possible to place students whose transcripts have not been submitted to begin the classroom study until their transcripts have been submitted indicating completion of ninth grade. They would not be performing the practical work until the appropriate transcripts are submitted to the board.

Mr. Barnes stated he handled this matter earlier.

7. Approval of Waiver of Ninth Grade Education

a. Lorenzo Carroll

The records at the Newark Public Schools, Weequahic High School, indicate Mr. Carroll did not complete the ninth grade and was not promoted to tenth grade status. He is requesting the Board waive the ninth education requirement and allow him to become a barber student.

Lorenzo Carroll appeared before the Board at this time.

The Board informed Mr. Carroll that an exception could not be made on this matter and that he must take the GED in order to train as a barber.

8. Hearing to Reinstate License

a. Michael Evans, Registered Barber

This matter was heard in public session and taken by a court reporter should an official transcript be needed.

Angela Tolbert, of the Columbia Urban League, spoke on Mr. Evans' behalf.

MOTION

Mr. Robinson moved the Board reinstate the license of Mr. Evans under probation until he completes his program with the Urban League. Mr. Evans seconded the motion, carried unanimously.

Discussion Items

Discussion of Experior and NIC National Instructor Examinations

This discussion did not take place at this meeting.

Discussion on Biennial Licensure

The board discussed the possibility of biennial licensure.

MOTION

Mr. Evans moved the Board leave the licensing process and when the licenses are due as is. The motion was seconded by Mr. Robinson seconded and unanimously carried.

Public Comments

There were no public comments made during the October 14, 2002 meeting.

Executive Session

The Board entered executive session to discuss disciplinary matters and to seek legal advice.

Return to Public Session to Report on Executive Session

Mr. Barnes noted for the record that no motions were made and no votes were taken during executive session.

The board briefly discussed the budget that had been presented to them for information.

Approval of DRC Reports

MOTION

Mr. Evans made a motion, which was seconded by Mr. Norris and unanimously carried, that the DRC Reports of October 14, 2002 be approved as submitted.

Elliott Adams, III

MOTION

Mr. Robinson moved the board deny Mr. Adams' request for approval for a permit because he is qualified to take the exam. Mr. Evans seconded the motion, which carried unanimously.

Vincent Black

MOTION

Mr. Robinson moved the Board approve Mr. Black to take the exam and, upon successful completion of the exam, be placed under a two-year probation and the board requests he provide a SLED report, at his own expense, at the renewal of each year for two years.

The motion was seconded by Mr. Evans and unanimously carried.

Adjournment

There being no further business to be brought before the Board at this time, the meeting adjourned at 4:35.