

MINUTES

South Carolina Board of Barber Examiners

Board Meeting

1:30 PM, October 13, 2003

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 Service to order at 1:30 p.m. Other Board members present for the meeting included: Fred Evans, of Columbia and Paul Robinson, of Orangeburg.

Staff members participating at various times during the meeting included: Jeffrey Bonham, Attorney, LLR-Office of General Counsel; Sharon Dantzler, Deputy General Counsel, LLR-Office of General Counsel; Sandra Dickert, Administrative Assistant; Lisa Hawsey, Program Assistant; Eddie Jones, Administrator; and Raymond Lee, Inspector/ Investigator.

Members of the public attending the meeting included: Tony Allen, Teodore Anastacio, Marwin McKnight, Catherine Smith and Alfred Stone.

Meeting Called to Order

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.

Approval of the August 11, Meeting Minutes

MOTION

Mr. Robinson moved the Board accept the minutes from the August 11, 2003 meeting. Mr. Evans seconded the motion, which carried unanimously.

Chairman's Remarks - Edwin Barnes

Mr. Barnes stated he and Mr. Evans attended the 2003 national conference. He indicated the 2005 national conference would be held in South Carolina, probably in Myrtle Beach. He indicated he would be attending national conference meetings in January 2004 and February 2004.

Mr. Evans stated he noticed some of the other states had Board administrators and other staff members present at the national conference and those states were pushing their agendas. He indicated he would like to have more of the staff attend the conferences.

Administrator's Remarks, For Information - Eddie Jones

Exam Results for August 2003 and September 2003

Mr. Jones presented the members with the exam results for August 2003 and September 2003. (These exam results are herewith attached and hereby become a permanent part of this record.)

Mr. Jones presented the members with a list of the 2004 meeting dates. (These dates are herewith attached and become a permanent part of this record.)

Advisory Opinions, If Needed, Office of General Counsel

There were no advisory opinions given during the October 13, 2003 meeting.

Legislative Update, If Needed, Legislative Liaison Office

There was no legislative update given during the October 13, 2003 meeting.

Unfinished Business

There was no unfinished business to be discussed during the October 13, 2003 meeting.

New Business

1. Approval of Request for Oral Exam without Written Notice from Physician - Leonne Hayden

Mr. Hayden was not present for the meeting, however, a brief discussion on this matter ensued.

MOTION

Mr. Evans moved the Board send Mr. Hayden a second notice in an effort to accommodate this request with instructions to have the form signed by a professional. The motion was seconded by Mr. Robinson and unanimously carried.

2. Approval of Third Student Permit - Tony Allen

Mr. Tony Allen had requested the Board's approval for a third student permit. He did not have a mailing address and staff mailed a notice to the barbershop where he is employed informing the owner he must appear before the Board.

Mr. Allen was not present for the meeting.

MOTION

Mr. Robinson moved Mr. Allen's request be tabled until such time he appears before the Board with the proof of hours.

3. Approval of Registered Barber Apprentice Application - Alfred L. Stone

Alfred Stone appeared before the Board at this time.

Mr. Stone has submitted a registered barber apprentice application. His arrest record indicates he has been arrested for criminal sexual conduct (non conviction), possession of

marijuana, assault and battery, carrying a firearm unlawfully, and battery. None of these activities occurred around or near a barbershop. He completed his hours on September 30, 2003 and is now ready to take the exam.

MOTION

Mr. Robinson made a motion, seconded by Mr. Evans and unanimously carried, that the Board approve Mr. Stone to take the exam.

4. Student Permits - Catherine M. Smith, Beaufort-Jasper Academy for Career Excellence Dr. Catherine Smith, Director, and Marwin McKnight, Instructor with the Beaufort-Jasper Academy for Career Excellence, appeared before the Board at this time.

Ms. Smith stated the Beaufort-Jasper Academy for Career Excellence must spread the required hours for the barber program over three years and indicated that students enter the program in their sophomore year and finish during their senior year. She noted that one of the challenges the school is conquering is the rising costs of the program and one of the variables is that the students are required to annually pay for student permits since the program is spread over three years.

Mr. McKnight stated the permits are not a major problem for new students since he can obtain the permits prior to the first day of school. He further stated that returning students are having to provide a transcript indicating they have completed the ninth grade and obtain the tuberculin test twice and that some of the parents are complaining of the costs involved of obtaining subsequent student permit. He indicated he has been attempting to figure if there is any way the school could extend the permit over three years. He suggested an alternative avenue would be an upfront one-time fee.

Ms. Dantzler stated Regulation 17-10 indicates that when a permit expires, a new application must be completed.

Mr. Robinson stated since LLR adjusted the barber licenses from annual to biennial he sees no problem with the agency finding a way to make student permits triennial for this restricted case.

A brief discussion ensued during which Ms. Dantzler stated the Board could direct staff to

1. Extend the time for the student permit across the board;
2. Differentiate between OJT and schools but give a longer permit for schools; or
3. Differentiate between OJT proprietary schools and public schools.

The Board directed staff to develop steps for differentiating between the OJT proprietary schools and public schools. The Board asked that the technical schools be encompassed in these steps.

Mr. Evans stated that while attending the national conference in September 2003 they boasted about the Beaufort-Jasper Career Center. He indicated a representative from

Pennsylvania would like information from the Beaufort-Jasper Career Center. He asked that this information be forwarded to him.

5. Advice on Becoming A Barber in South Carolina - Teodoro Anastacio

Ms. Hawsey stated Mr. Anastacio was trained as a barber in the Mexican Army. She further stated he had no formal training in Mexico and that he holds a high school diploma. (Documentation and interpretation of this diploma is herewith attached and becomes a permanent part of this record.)

Teodoro Anastacio appeared before the Board at this time.

Jeffrey Bonham, of the Office of General Counsel, acted as interpreter for the Board and Mr. Anastacio.

Mr. Anastacio has no certification other than his training in the Army, as there is no other way to train to become a barber in Mexico. In October 1992 he was an Army specialist in barbering and was promoted to corporal with a barber specialty. He served as a corporal barber from 1993 to his discharge in 1997. He was a barber for seven years in Mexico.

Mr. Bonham explained to Mr. Anastacio that he could 1) first learn the English language, then either attend a barber school or train under OJT prior to taking the exam and becoming licensed or 2) he could locate a Hispanic barber to train under and work in the Hispanic community.

Practical Exams

Mr. Robinson stated most of the students do not come to the practical exams with the knowledge of the appropriate length of haircut. He would like the privilege of improving communications with the students.

Mr. Barnes asked Mr. Robinson to review this matter.

Mr. Barnes stated he would like to continue searching for another location to conduct the practical exams.

Instructor's Exam

Mr. Barnes stated he met with Mr. Randy Bryant and Mr. Wayne Corley, Attorney for NIC, and reviewed the NIC instructor's exam. He further stated he is in favor of dropping the Board's instructor's exam. He went on to say he believes the testing fee is \$15 and believes the Board tests approximately six instructors each month.

MOTION

Mr. Robinson made a motion, seconded by Mr. Evans and unanimously carried, that the Board move to the NIC testing system for barber instructor's test.

Tony Allen

Tony Allen appeared before the Board at this time.

Mr. Allen stated he trained for ten months on his first permit. He further stated that during the time he was training under his second permit his son's mother died and his instructor had a stroke.

MOTION

Mr. Robinson made a motion, seconded by Mr. Evans and unanimously carried, that Mr. Allen receive his third permit.

Discussion Items

There were no discussion items to be discussed during the October 13, 2003 meeting.

Public Comments

Mr. Evans stated that on behalf of the Board he would like to congratulate Mr. Barnes on his newly elected position of president of the national conference.

Executive Session

MOTION

Mr. Evans made a motion, seconded by Mr. Robinson and unanimously carried, that the Board enter executive session.

Return to Public Session to Report on Executive Session

MOTION

Mr. Evans moved the Board return to public session. Mr. Robinson seconded the motion, which carried unanimously.

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

DRC Report

MOTION

Mr. Evans moved to accept the Disciplinary Report. Mr. Robinson seconded the motion, which carried unanimously.

Adjournment

There being no further business at this time, Mr. Evans made a motion, seconded by Mr. Robinson and unanimously carried, that the meeting be adjourned.

The October 13, 2003 meeting of the S.C. Board of Barber Service adjourned at 3:35 p.m.