

## MINUTES

South Carolina Board of Barber Examiners

Board Meeting

1:30 PM, August 9, 2004

Synergy Business Park, Kingstree Building

110 Centerview Drive, Conference Room 108

Columbia, South Carolina

Edwin Barnes, chairman, of Lexington, called the regular meeting of the SC Board of Barber Examiners to order at 1:39 p.m. Other Board members attending the meeting included: Frederick Evans, of Columbia and Paul Robinson, of Orangeburg.

Staff members participating in the meeting included: Ronnie Blackmon, Inspector; 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.

Members of the public attending the meeting included: Jason Collins, Theorpheus Gamble, and Melvin Jefferson, Jr.

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.

Pledge of Allegiance

All present recited the Pledge of Allegiance.

A moment of silence was observed for the soldiers fighting in Iraq.

Approval of the June 14, 2004 Meeting Minutes

MOTION

Mr. Evans moved the minutes of the June 14, 2004 meeting be approved as submitted.

Mr. Robinson seconded the motion, which carried unanimously.

Chairman's Remarks - Edwin Barnes

Mr. Barnes stated he reviewed another Myrtle Beach hotel for the 2005 national convention, although he has recommended two other hotels. He further stated the national convention is being held in September 2004. He went on to say it has been an interesting year and thanked staff for their assistance during this past year.

Administrator's Remarks, For Information - Eddie Jones

Mr. Jones stated that in September 2004 the Board would begin administering the practical exam at the Samuel Heyward Career Center, which is located near Keenan High

School. He further stated the facility would be providing directions to the Board and the applicants. He went on to say he would like for the Board members to walk through the facility prior to September. He indicated that he has made preparations only for the practical exam to be held at Samuel Heyward Career Center. He asked the Board if the OJT meetings would be held at the career center or at the office.

Mr. Barnes asked staff how they felt the OJT meetings were going. Mr. Jones stated he feels the meetings are effective to some degree, however, the Board may wish to look at alternative avenues. He noted that the same instructors are attending the meetings every month and being familiarized with the same information. He went on to say instructors are asking if they must attend the meeting if they had attended the meeting the previous month. He said staff would be happy to assist Mr. Barnes in this meeting. Ms. Hawsey stated the meetings are helpful to the students; however, the students are dropping out of OJT. Mr. Robinson stated he has been to the OJT meetings and has reviewed the video. He believes it would be helpful to distribute the video to the OJT instructors. It was noted that distributing the video to all OJT instructors would be costly, however, the first OJT permit fee could be set to pay for the video and the video would go to the student.

Mr. Robinson stated he has been receiving calls from individuals who have failed the exam and would like assistance. He asked what his restrictions would be in directing the individuals where to obtain assistance. Ms. Dantzler stated it would be legal to direct the individuals where to obtain assistance. She went on to say he would not be able to examine those individuals who he gives test prep.

Mr. Evans stated if the Board reviews the various reasons why the OJT meetings were initiated the Board could narrow the two issues being discussed: the OJT instructors attending the meetings for every new student and protecting the students.

Mr. Jones stated the agency has consolidated the agency's investigators, which is known as the Office of Investigations and Enforcement. He further stated the investigators would be handling all of the complaints, however, the program administrators would be screening the complaints to some degree to ensure the complaint is within the jurisdiction of the practice act. He noted that the unit was established July 1, 2004 and is working well.

Ms. Dantzler stated the investigation consolidation separates the investigators and inspectors to some extent. She noted that the investigators and inspectors follow different legal paths. She further stated that the investigation unit is designed to produce cases that would go for a hearing in court smoothly. She went on to say the unit is under the direct supervision of the General Counsel and consists of approximately 18 investigators and their support staff. She said it makes the General Counsel responsible for both aspects (the investigation and presentation) of the case preparation.

Exam Results for June 2004 and July 2004

Mr. Jones presented the members, for their review, with the exam results for the months of June 2004 and July 2004.

#### Advisory Opinions, If Needed, Office of General Counsel

There were no advisory opinions given during the August 9, 2004 meeting.

#### Legislative Update, If Needed, Legislative Liaison Office

There was no legislative update given during the August 9, 2004 meeting.

#### Ratification of Mail Ballot

##### 1. Mail Ballot #1 - Approval of Addition Information in Regard to Rosa Williams

Mr. Barnes stated he did not return the ballot as he has questions regarding the information, which was mailed in. He asked that the Board discuss the information in executive session.

#### Unfinished Business

Mr. Robinson stated he had mentioned during the June 2004 meeting that he had a conflict with the October 11, 2004 meeting date. He further stated that he has not been able to resolve the conflict and asked if the meeting could be scheduled for another date. Following a brief discussion, the Board determined it would meet at 1:30 p.m., Monday, October 18, 2004. The Board would also administer the practical exam on October 18, 2004; however, the DRC meeting would be held at 10:00 a.m., October 11, 2004.

#### New Business

##### 1. Approval of Barber School Application

###### a. Strictly Business Barber College - Jason Collins

Mr. Jason Collins has submitted an application to open a barber college known as Strictly Business Barber College in Georgetown, South Carolina.

Jason Collins appeared before the Board at this time.

Mr. Collins is the only instructor and would be teaching morning and evening classes.

Mr. Robinson questioned Mr. Collins regarding the square footage of the facility. He indicated he thought the facility was required to have 2,000 square feet. Mr. Collins stated the facility has 1,630 square feet. Mr. Robinson asked Mr. Collins how he is going to divide the facility.

A discussion ensued regarding the square footage of the facility, the required distance between the barber chairs and the counter and between each barber chair.

Mr. Evans will conduct an inspection of the facility on August 10, 2004. Mr. Raymond Lee, staff inspector, will inspect the facility the week of August 16, 2004.

#### MOTION

A motion was made by Mr. Evans to Jason Collins' barber school application be approved pending the Board member and the staff inspector inspection.

## 2. Approval of Third Student Permits

### a. Caroline Killian

The Board did not discuss this matter, as Ms. Killian was not present for the meeting.

### b. Theorpheus Gamble

Mr. Theorpheus Gamble is requesting the Board's approval for a third student permit.

Theorpheus Gamble appeared before the Board at this time.

Mr. Gamble stated he was enrolled in a barber college at the time of his first student permit. He did not finish the OJT program prior to the expiration of the permit and he quit the OJT program prior the expiration of the second permit. He needs approximately 1,100 hours to complete his training. He will be learning under a different OJT instructor (Jermaine Gamble) if approved for the third permit.

## MOTION

A motion was made by Mr. Robinson and seconded by Mr. Evans that the Board grant Mr. Gamble a third permit. The motion carried unanimously.

## 3. Review of Records

### a. Melvin Jefferson, Jr.

Melvin Jefferson, Jr. appeared before the Board at this time.

Mr. Jefferson stated he had been previously licensed as an apprentice between 1995-1998. He further stated he completed Tolliver's Barber College. However, he has misplaced all of his records and would like the Board's advice regarding how to return to the barber industry without returning to school.

Ms. Hawsey stated no longer has records from 1998.

Ms. Dantzler stated he must produce evidence regarding his completion of a nine-month barber college and affidavits from three registered barbers attesting that he was registered as an apprentice for twelve months during that time. She suggested he locate tax records during that time which would indicate that he was working in a barbershop during that time.

## Discussion Items

There were no discussion items for the August 9, 2004 meeting.

## Public Comments

There were no public comments made during the August 9, 2004 meeting.

## 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

A motion was made by Mr. Evans that the Board return to public session. The motion was seconded by Mr. Robinson and unanimously carried.

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

## Mail Ballot Regarding Rosa Williams

### MOTION

Mr. Evans moved the mail ballot for Rosa Williams be denied until she is able to submit the appropriate documents with a seal from the governing body. The motion was seconded by Mr. Robinson and unanimously carried.

## Approval of DRC Report

### MOTION

Mr. Robinson moved the Board accept the DRC Reports as information. Mr. Evans seconded the motion, which carried unanimously.

## Interpreters

### MOTION

Mr. Robinson made a motion, seconded by Mr. Evans and unanimously carried, that any applicant for the barber written and practical exam who needs to take the exam in a language other than English be required to provide a certified interpreter at their own expense. The applicants must submit the appropriate documents regarding the certified interpreter with the application and at the exam site.

## Adjournment

There being no further business to be discussed by the Board at this time, Mr. Evans moved the meeting be adjourned. Mr. Robinson seconded the motion, which carried unanimously.

The August 9, 2004 meeting of the SC Board of Barber Examiners adjourned at 3:00 p.m.