

MINUTES
South Carolina Board of Barber Examiners
Board Meeting
9:00 A.M., December 11, 2006
Synergy Business Park, Kingstree Building
110 Centerview Drive, Conference Room 108
Columbia, South Carolina

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 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.

Edwin Barnes, chairman, of Lexington; called the regular meeting of the SC Board of Barber Examiners to order at 9:00 a.m. Other Board members attending the meeting included: Paul Robinson, vice chairman, of Orangeburg; Frederick Evans, of Columbia; and Marian Tew, of Taylors.

Staff members participating in the meeting included: Sharon Dantzler, Advising Attorney; Sandra Dickert, Administrative Assistant, Lisa Hawsey, Program Assistant; and Glinda Legette, Administrative Specialist.

Members of the public attending the meeting included: Dominick Black, Athena Brown Jason Collins, Walter Davis, Larry Dreher, Candace Fitzgerald, Charles Harris, Sylvia Harrison, Burl Hay, Marwin McKnight, Johnny Miles, Mary Neal, Candace Rapley, Ronnie Werts, Charles Wilburn, and Thomas Williams.

Pledge of Allegiance

All present recited the Pledge of Allegiance.

Approval of the October 9, 2006 Meeting Minutes

MOTION

Mr. Robinson made a motion seconded by Mr. Evans and unanimously carried that the Board accept the minutes of the October 9, 2006 meeting as information.

Chairman's Remarks - Edwin Barnes

Mr. Barnes stated the national convention held in September 2006 went extremely well. He went on to say everyone missed Mr. Jeffers, who had headed the national convention for many years. He further stated it was a very informative meeting. He noted the 2007 convention would be held in Orlando, Florida

Administrator's Remarks, For Information – Eddie Jones

Advisory Opinions, If Needed, Office of General Counsel

USDOL Bureau of Apprenticeship and Training, Mary Neal

Mrs. Dantzler stated she would prefer to present this advisory opinion in executive session since it is legal advice.

Mr. Jones was not present for the meeting; however, Mrs. Hawsey stated Mr. Jones has contacted PCS in reference to the problems noted by the Board. She further stated Mr. Jones has not yet received a response.

Legislative Update, If Needed, Legislative Liaison Office

Mrs. Dantzler stated last week marked the first day bills could be pre-filed for the 2007 legislative session. She further stated that none of bills pre-filed at this point affect the Barber Board. She noted 101 bills were pre-filed on the first day.

Inspection Report

Mr. Sanders briefed the Board on the inspection report. He noted 362 inspections have been conducted since July 1, 2006.

Approval of DRC Report

Mr. Sanders presented the DRC Report to the Board and answered questions concerning the cases.

The Board determined it would discuss the DRC Report in executive session.

New Business

1. Approval of Third Student Permit
 - a. Lamont Austin

On November 30, 2006 the Board received a letter from Lamont Austin seeking the Board's approval for a third student permit. Mr. Austin's letter states he has transferred to another school, which would require another permit.

Lamont Austin appeared before the Board at this time. Mr. Austin stated he transferred to another school due to lack of training. He believes he has approximately 600 hours, which would leave approximately 900 hours needed to complete his training. He presented documentation that indicates during the month of November 2006 from Style Trends Barber and Hair Styling he accumulated 256.5 hours and transferred 300 hours for a total 556 hours at the end of November 2006. He further stated he began attending one school in 2003 but quit as his grant was denied. He continued by saying he began attending Style Trends in August 2006.

MOTION

Mr. Robinson moved the Board grant Mr. Austin a third student permit. Mrs. Tew seconded the motion, which carried unanimously.

- b. *Walter Davis, Jr.*

On November 17, 2006 the Board received a letter from Walter Davis, Jr. seeking the Board's approve for a third student permit. Mr. Davis' letter indicates he was unaware of the second student permit.

Mr. Davis stated when he applied to attend Harley's Barber College in December 2005; he applied for financial assistance and was denied. He further stated he did not attend school since financial aid was denied. He assumes Harley's Barber College had submitted the permit application prior to his denial of financial assistance. He continued by saying he began his training in the OJT program and the barbershop closed three weeks after his arrival. He went on to say the second permit was for him to Harley's Barber Shop. He said he would again be training in the OJT program.

Mr. Robinson noted this was the second person who had trouble obtaining financial aid.

MOTION

Mr. Robinson made a motion seconded by Mr. Evans and unanimously carried that Walter Davis be granted a third student permit.

c. Candace Fitzgerald

In a letter dated November 20, 2006 the Board received a letter from Candace Fitzgerald seeking the Board's approval for a third student permit. Ms. Fitzgerald's letter states she was enrolled under the OJT program and left the barbershop due to unreliable instructors. The letter also states she is enrolling in a barber school.

Ms. Fitzgerald stated she has had two OJT instructors. She further stated she was not aware the first instructor was closing the barbershop or that the second instructor was closing the shop. She went on to say the second instructor would close the shop for remodeling. She continued by saying the first instructor was Freddy Griffith at Freddy G's Barbershop and the second instructor was in the Who Barbershop was on Farrow Road. She said she would be attending Bamms Art of Fades Academy of Tonsorial Arts located on Broad River Road in Columbia. She stated both of the instructors wanted her to work when they were not in the barbershop.

The Board asked staff to research Ms. Fitzgerald's hours.

MOTION

Mr. Evans moved that Candace Fitzgerald be granted a third student permit. Mrs. Tew seconded the motion, which carried unanimously.

d. Ronnie Werts

On November 14, 2006 the Board received a letter from Ronnie Werts seeking the Board's approval for a third student. Mr. Werts' letter stated he worked at Joe's Barbershop in Mauldin but had to move from that area due to a divorce.

Mr. Werts stated he worked for approximately one year under an OJT instructor at Williams Barbershop in Greenville. He went on to say he has learned that the instructor did not turn in hours as required. He further stated he transferred to a barbershop in Mauldin where he believes he earned approximately 400 to 600 hours. He continued by saying he now wants to enroll at Bamms Art of Fades Academy of Tonsorial Arts located in Columbia.

MOTION

Mr. Evans made a motion seconded by Mr. Robinson and unanimously carried that Ronnie Werts be granted third student permit.

2. Approval of Barber School Application

a. *Strictly Business Barber College*

On October 26, 2006 the Board received a barber school application from Jason Collins. Mr. Collins is seeking to open the Strictly Business Barber College in Georgetown.

Jason Collins stated he is transferring his barbershop to a barber school.

Mr. Evans stated Mr. Collins' previous location was top notch. He went on to say he did not find any discrepancy after his review of the school

MOTION

Mr. Evans moved the Board approve Mr. Collins' barber school application. Mr. Robinson seconded the motion, which carried unanimously.

3. Approval of Hair Braiding Instructors

a. *Charles Harris and Sylvia Harrison*

On October 12, 2006 the Board received a hair braiding course outline from Charles Harris and Sylvia Harrison.

Mr. Harris holds a barber instructor license and Mrs. Harrison holds a cosmetology license and is training to be a barber.

MOTION

Mr. Robinson made a motion seconded by Mr. Evans and unanimously carried that the Board allow Mr. Harris and Mrs. Harrison teach hair braiding.

b. *Jason Collins*

On December 5, 2006 the Board received an outline to become a hair braiding instructor.

Mr. Robinson reviewed the hair braiding course outline submitted by Mr. Collins. Mr. Collins stated the course would be taught at the Strictly Business Barber School.

MOTION

Mr. Robinson moved that Jason Collins be allowed to offer the hair braiding course. Mrs. Tew seconded the motion, which carried unanimously.

c. *Athena Brown*

In a letter dated October 9, 2006 Athena Brown is requesting Board approval to become a hair braiding instructor.

Mr. Robinson stated Ms. Brown's outline indicates the class would be eight hours. He noted the class should be six-hours and that she must shorten the class and that she must then resubmit the class outline for the Board's approval.

4. Approval of Barber Applicants

a. *Dominick Black*

On October 16, 2006 PCS received a registered barber exam application from Dominick Black. Mr. Black's application included a SLED Report that indicates in 2002 he was charged with possession of marijuana.

Dominick Black appeared before the Board at this time. Mr. Black stated he was arrested on a misdemeanor charge for the possession of marijuana; however, he did not serve any time in jail. He further stated this was his only arrest.

The Board determined it would discuss this matter in executive session

b. Burl Hay

On November 1, 2006 the Board received a reciprocity application from Burl Hay. Mr. Hay is currently licensed in Florida. Since his application included a criminal history information sheet from the Florida Department of Law Enforcement indicating charges and conviction of DUI and petty theft, staff could not process the application through its process and informed Mr. Hay he must appear before the Board.

Mr. Hay appeared before the Board at this time. He stated he was working part time in a barber shop and had a drinking problem. He further stated he took money out of the cash register and was charged with petty theft. He went on to say he served his jail time and has paid restitution to the gentleman. He said he became sober in 1984 and now attends AA meetings. He continued by saying he married approximately one year ago and that he and his wife moved to South Carolina to be near her daughter.

MOTION

Mr. Robinson made a motion seconded by Mrs. Tew and unanimously carried that the Board grant licensure to Mr. Hay.

Charles Wilburn

On October 11, 2006 PCS received a registered barber exam application from Charles Andre Wilburn, Sr. Since neither PCS nor staff could process the application through the routine process Mr. Wilburn was notified he must appear before the Board.

Mr. Wilburn appeared before the Board at this time. Mr. Wilburn stated he has been arrested several times for selling drugs and spent 13 years in prison. He went on to say he has two grown children in college and a two year old child. He is currently in a custody battle for the child. He said is currently working at the Northside Barbershop and is a changed man. He went on to say he did not sell drugs in a barbershop or near a school. He said he is on parole until 2009 and sees his parole officer every six months. He continued by saying he undergoes random drug tests by hair scan.

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

Thomas Williams

On October 18, 2006 PCS received a registered barber exam application from Thomas Williams. Mr. Williams' application package included a SLED Report that indicates he has been arrested for possession with the intent of distributing marijuana and cocaine. Since neither PCS

nor staff could process the application through staff level, Mr. Williams was notified he must appear before the Board.

Thomas Anthony Williams, Sr. appeared before the Board at this time. Mr. Williams stated he is applying for a barber apprentice license. He further stated he has been off of probation five years. He continued by saying he was charged and convicted of distributing cocaine approximately ten years ago; however, it did not take place near school.

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

Michael Christopher Young

On November 13, 2006 PCS received a registered barber exam application from Michael Young. Mr. Young's application package included a SLED Report that indicates he has been arrested for possession with the intent of distributing marijuana and cocaine. Since neither PCS nor staff could process the application through staff level, Mr. Williams was notified he must appear before the Board.

Mr. Young stated he is applying for licensure as registered barber. He went on to say he, along with three other individuals, was been charged and convicted of selling cocaine and charged with selling hashish near school. He further stated he no longer take responsibility for the items that were found. He continued by saying he did not have the money to fight the charges so his attorney advised him to plead guilty. He noted served five years of years of probation without incident. He said he was in his brother's house at the time and he was arrested with other individuals. He stated no one admitted to owning the illegal drugs. He also stated he completed drug screenings to the satisfaction of court. He went on to say all charges were in Richland County.

Mrs. Dantzler stated there were four charges of which some were nolle prossed due to a plea agreement. She went on to say Mr. Young's SLED Report shows convictions on possession with intent to distribute and one other charge. She said on each conviction the time was suspended based upon payment of a fine and probation. She noted his probation officer wrote a letter that he completed his probation on October 12, 2006 and is no longer required to report.

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

5. Approval of 2007 Meeting Dates

The Board reviewed the following proposed meeting dates for 2007.

| | |
|-------------------|-------------------|
| February 12, 2007 | August 13, 2007 |
| April 9, 2007 | October 8, 2007 |
| June 11, 2007 | December 10, 2007 |

MOTION

Mr. Robinson made a motion the Board approve the proposed meeting dates. Mr. Barnes stated he has been asked to attend the mid winter conference for the National Board of Barber Examiners, which would be held February 10-13, 2007 and would not be in attendance for the February 12, 2007 board meeting. Mr. Evans seconded the motion, which carried unanimously.

Discussion Item

Permit Needs for Beaufort-Jasper Academy for Career Excellence – Marwin McKnight

On November 20, 2006 the Board received a letter from Marwin McKnight of the Beaufort-Jasper Academy for Career Excellence seeking the Board's approval for third student permits for four students.

Marwin McKnight appeared before the Board at this time. He stated he is asking for third student permits for some students at Beaufort Jasper Academy.

Mr. Evans stated he thought a Memorandum of Understanding was granted to the Beaufort-Jasper Academy for Career Excellence, which took care of the student permits. He went on to say that all he needs to do is submit the appropriate paperwork.

Public Comments

Mary Neal stated she has created a barbershop apprenticeship program that she addressed to the Board. She continued by saying she met with the Bureau of Apprenticeship and Training who informed her it was a new program and that she met the standards of apprenticeship. She said she presented the Board with this information and was told the Board needed an opinion by its legal counsel as it would change permission for her and for the entire state. She further stated her program is a recognized educational program. She noted she has involved the Greenville County Council and Greenville Technical College with this endeavor. She said she needs letter from Barber Board to continue with her program.

Mrs. Dantzler stated this is the topic she asked the Board to discuss in executive session.

Mr. Barnes noted the Board received information on a retired barber in Timmonsville who retired from the barber profession after serving for more than 65 years. He asked staff send him a letter of commendation.

Executive Session

The Board moved in executive session at 10:55 a.m.

Return to Public Session

MOTION

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

Mr. Barnes noted that no motions were offered or made during executive session.

Mary Neal

Mr. Evans stated should the Board approve Ms. Neal's program that the students must comply with state law, the students could only earn eight hours of training a day and that since the federal program lasts for 52 weeks the students must apply for second permits.

MOTION

Mr. Evans moved that Ms. Neal's barber college application be approved. Mr. Robinson seconded the motion, which carried unanimously.

Charles Wilburn

MOTION

Mr. Robinson made a motion seconded by Mr. Evans and unanimously carried that Mr. Wilburn be allowed to take exam, upon successful completion that he be issued a license, which will be placed on probation for three years and during the probation Mr. Wilburn will be required to submit to the Board a SLED report on an annual basis at his own expense.

Michael Young

Mr. Robinson moved the Board allow Mr. Young take exam and upon successful completion, be issued a license, that his license be placed on three-year probation during which time he must submit SLED report, at his own expense, each year to the Board. Mr. Evans seconded the motion, which carried unanimously.

Dominick Black

MOTION

Mr. Robinson made a motion seconded by Mr. Evans and unanimously carried the Board grant Mr. Black's application to take the exam.

Thomas Williams

MOTION

Mr. Robinson moved the Board grant Mr. Williams the opportunity to take the exam. Mr. Evans seconded the motion, which carried unanimously.

DRC Report

MOTION

Mr. Robinson made a motion seconded by Mr. Evans and unanimously carried that the Board accept the DRC Report and the Inspection Report as information.

Election of Officers

Chairman

MOTION

Mr. Evans moved Mr. Barnes remain as chairman. Mr. Robinson seconded the motion, which carried unanimously.

Vice Chairman

MOTION

Mr. Evans moved Mr. Robinson remain as vice chairman. Mrs. Tew seconded the motion, which carried unanimously.

Adjournment

MOTION

Mr. Evans moved the meeting be adjourned. Mr. Robinson seconded the motion, which carried unanimously.

The December 11, 2006 meeting of the SC Board of Barber Examiners adjourned at 11:48 a.m.