

MINUTES
South Carolina Board of Barber Examiners
Board Meeting
9:00 AM, October 8, 2007
Synergy Business Park, Kingstree Building
110 Centerview Drive, Conference Room 108
Columbia, South Carolina

Meeting Called to Order

Edwin Barnes, chairman, of Lexington, called the regularly scheduled meeting to order at 9:05 a.m. Other members present for the meeting included: Paul Robinson, vice chairman; Frederick Evans, of Columbia; and Renee Patton of Inman.

Staff members participating in the meeting included: George Barr, Inspector; Sharon Dantzler, Deputy General Counsel, Office of General Counsel; Sandra Dickert, Administrative Assistant; Lisa Hawsey, Assistant Administrator; Eddie Jones, Administrator; and Glinda Legette, Administrative Specialist.

Members of the public attending the meeting included: Frances Archer, Michael Archie, Weyland Burns, Ginny M. Butler, M. Dale Cook, Roseann Charboneau, Jeanine Dowgos, Larry Dreher, Nola Jamerson, Betty W. Jones, Calden, Lucas, Michael Mobley, Tina Moore, Angela Nash, Mary Neal, Phillis Newman, Ruth Ann Owens, Regina Rakar, Randy Reagan, Wanda Robinson, Cedric Sims, Dr. B. J. Staggs, Lynn Taylor, and Kevin White.

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.

Pledge of Allegiance

All present recited the Pledge of Allegiance.

Approval of Excused Absences

MOTION

Ms. Patton moved the Board grant Marion Tew, of Taylors, an excused absence. Mr. Robinson seconded the motion, which carried unanimously.

Approval of the August 13, 2007 Meeting Minutes

MOTION

Mr. Robinson made a motion, seconded by Ms. Patton and unanimously carried, that the Board accept the minutes of the August 13, 2007 meeting.

Chairman's Remarks - Edwin Barnes

Mr. Barnes stated he was unable to attend the National Association of Barber Boards meeting due to personal reasons.

Ms. Patton stated 23 states were represented during the conference. She further stated the participants broke out into focus groups during the day for discussion on what the Boards are currently facing and that the groups gave reports at the end of each day.

Dr. Evans arrived at this time. He apologized for being late and noted there were multiple wrecks on his route to the meeting.

Dr. Evans stated he gave the South Carolina state report, which was accepted. He further stated several of the executive board members are petitioning South Carolina to host the annual conference in the near future.

Administrator's Remarks, For Information – Eddie Jones

Advisory Opinions, If Needed, Office of General Counsel

Legislative Update, If Needed, Legislative Liaison Office

There were no advisory opinions or legislative update given during the October 8, 2007 meeting.

Inspection Report

Mr. Barr briefed the Board on the number of inspections conducted this fiscal year. He noted staff has conducted 346 inspections since July 1, 2007.

Approval of DRC Report

Mr. Barr briefed the Board on the August 13, 2007 DRC Report.

MOTION

Mr. Robinson moved the Board accept the August 13, 2007 DRC Report as information. Ms. Patton seconded the motion, which carried unanimously.

Unfinished Business

1. Approval of Application for Examination/Licensure
 - a. *Vadis V. Greene*

During the August 13, 2007 meeting the Board determined Mr. Greene and his instructor should appear before the Board or that the instructor and Mr. Greene submit documentation of the hours Mr. Greene has earned.

Mr. Greene did not appear at this meeting.

Ms. Legette stated PCS informed her incorrect documentation was sent the first time. She further stated PCS then sent the correct documentation to staff.

The Board determined the document was unacceptable as the number of hours had been changed on the same document and that the notary public did not verify the second set of numbers.

MOTION

Dr. Evans made a motion, seconded by Mr. Robinson and unanimously carried that Mr. Greene be removed from the agenda until he such time that he complies with the Board's order.

2. Approval of Waiver of Required Training and Approval to Take Exam

a. *M. Dale Cook*

On June 1, 2007 the Board received a letter from M. Dale Cook who is asking the Board's approval to waive the required barber training and allow him to take the theory and practical exams to become a licensed barber.

Dale Cook appeared before the Board to explain his reasons for asking the Board to waive the required barber training.

The Board does not have the right to waive statutory requirements which states the Board will issue a certification to an individual who has completed at least a nine month course in a school approved by the Board or twelve months training under a Board approved OJT instructor. The Board would have to examine a barber Mr. Cook has trained under and determine whether or not that individual is qualified to train student barbers.

The Board determined it would have staff research the individuals under whom Mr. Cook trained while at Fort Jackson and would also further research the statute.

Dr. Evans stated during the last meeting the Board discussed a barber kiosk that could be set up in a mall, however, he could not remember the Board's position on the kiosk. The Board had determined that the kiosk would have to meet the criteria of Regulation 17.20. The owner of the kiosk appeared at the national conference last month.

New Business

1. Approval of Students' Hours – Mary Neal and Larry Dreher

Mary Neal and Larry Dreher have appeared before the Board on several occasions in reference to beginning a federal apprenticeship program. The Board informed Ms. Neal and Mr. Dreher that the students must abide by the state statute that requires the student to obtain a student work permit prior to beginning the program. On September 24, 2007 the Board received a letter from Mary Neal and Larry Dreher asking the Board to accept consideration of accepting hours for 15 students who have been the USDOC/BAT apprenticeship program through their school. The students were not issued student work permits at the time they began the program.

Mr. Dreher and Ms. Neal were under the mistaken impression the students could be enrolled in the federal program and begin training without first obtaining a student permit from the Board. They learned in September 2007 that they were not in compliance with the state statute and are now asking the Board to accept the hours the students have earned up to this point.

The Board informed Ms. Neal and Mr. Dreher that the Board could not accept the student hours that their students have earned in the apprenticeship program.

2. Approval of Third Student Permit

a. *Asa W. Harley*

On August 13, 2007 the Board received a letter from Asa Harley seeking the Board's approval for a third student permit as he lacks the appropriate number of training hours.

Asa Harley appeared before the Board and answered questions from the Board members in regard to his training.

Mr. Robinson presented documentation showing Mr. Harley's hours for the Board's review. He recused himself from participating and voting in this matter as Mr. Harley is his former student.

MOTION

Dr. Evans made a motion, seconded by Ms. Patton and unanimously carried, that Mr. Harley be granted a third student permit.

b. Kevin White

On October 3, 2007 the Board received a letter from Kevin White asking for the Board's approval of a third student permit.

Kevin White appeared before the Board and answered questions from the Board members in regard to his training.

The Board determined Mr. White did not need to appear since the agency excuses deployment with proper documentation. He was instructed to submit a copy of his deployment documentation with a completed student permit application.

3. Approval of Application for Examination/Licensure

a. Michael S. Archie

On September 18, 2007 the Board received an application from Michael Archie, which contained a yes answer to a question. Since Mr. Archie's application could not be processed in a normal manner he was notified by letter dated September 24, 2007 that he must appear before the Board to answer any questions the Board members may have.

Michael Archie appeared before the Board at this time and answered questions from the Board members in regard to his application.

MOTION

Dr. Evans moved the Board grant Mr. Archie approval to take the examination. Mr. Robinson seconded the motion, which carried unanimously.

b. Colden Lucas

Mr. Colden Lucas submitted a Registered Barber renewal application, dated July 11, 2007 and containing a yes answer to a question contained in the application, to the Board. Since the renewal application could not be processed in a routine manner staff notified Mr. Lucas by letter dated September 26, 2007 that he must appear before the Board to answer any questions the Board members may have.

Colden Lucas appeared before the Board and answered questions from the Board members in regard to his application.

MOTION

Mr. Robinson made a motion, seconded by Ms. Patton and unanimously carried, that the Board allow Mr. Lucas to renew his license.

c. Michael Mobley

On September 10, 2007 the Board received a master hair care renewal application from Michael Mobley, which contained a yes answer to a question. Since Mr. Mobley answered yes to a question his renewal application could not be processed in a routine manner and staff notified him by letter dated September 11, 2007 that he must appear before the Board to answer any questions the Board members may have.

Michael Mobley appeared before the Board and answered questions from the members concerning his application.

MOTION

Dr. Evans moved the Board carry this matter over to executive session. Ms. Patton seconded the motion, which carried unanimously.

d. Wanda B. Robinson

On August 18, 2007 the Board received an Application for Examination and Licensure from Wanda B. Robinson. Since Ms. Robinson's application contained a yes answer it could not be processed in a routine manner and staff informed her by letter dated September 14, 2007 that she must appear before the Board to answer any questions the Board members may have.

Wanda Robinson appeared before the Board and answered questions from the Board members concerning his application.

MOTION

Mr. Robinson made a motion, seconded by Dr. Evans and unanimously carried, that the Board give Ms. Robinson the privilege of taking the exam.

e. Cedric Sims

The Board has received an Application for Examination and Licensure from Cedric Sims. Mr. Sims answered yes to a question on his application.

Cedric Sims appeared and answered questions from the Board members concerning his application. During his testimony he stated he has not been diagnosed with having a drug addiction.

MOTION

Mr. Robinson moved the Board defer this matter to executive session. Dr. Evans seconded the motion, which carried unanimously.

f. Crystal Wilson-Warner

On August 23, 2007 the Board received an Application for Examination and Licensure as a registered barber from Crystal Wilson-Warner. Ms. Wilson-Warner's application contained a yes answer to one of the questions. Since staff could not process this application in a routine

manner Ms. Wilson-Warner was notified by letter dated August 30, 2007 that she must appear before the Board to answer any questions the members may have.

Ms. Wilson-Warner did not appear at this meeting and the Board took no action on her application.

5. Licensure for Individuals Practicing Electrolysis

Phillis Newman contacted staff asking to speak to the Board in reference to licensing individuals who practice electrolysis. Ms. Newman was notified by letter dated September 12, 2007 that she was scheduled to appear before the Board during this meeting.

Ms. Newman, President of the SC Association of Electrolysis, presented the members with documentation in regard to electrolysis. She stated a bill was introduced in the House of Representatives during the 2007 legislative session to license electrologists. The bill would place the electrologists as an advisory committee under the Board of Cosmetology. There are currently 34 states that license electrologists.

MOTION

Following a brief discussion concerning the proviso allowing cosmetologists to work in barber shops, Mr. Robinson moved to table this matter until the Board can take a position on the matter. Dr. Evans seconded the motion, which carried unanimously.

6. Feasibility of Offering Barber Programs within State Correctional Facilities

In a letter dated September 24, 2007 Mr. Weyland Burns, Associate Superintendent, Vocational Programs, Palmetto Unified School District, SC Department of Corrections, states he is exploring the feasibility of offering barber programs within the correctional facilities. He asked that he and Dr. Randy Reagan, Superintendent of Palmetto Unified School District, be placed on the agenda for this meeting. Staff notified Mr. Burns by letter dated September 25, 2007 that he and Dr. Reagan were scheduled to appear before the Board during this meeting.

Dr. Reagan and Mr. Burns discussed the feasibility of a barber program within the correctional facilities.

The Board asked that Dr. Reagan and Mr. Burns submit a proposal regarding the barber program to the Board.

7. Approval of 2008 Meeting Dates

The Board reviewed the following proposed meeting dates for 2008.

February 11, 2008	April 14, 2008	June 9, 2008
August 11, 2008	October 13, 2008	December 8, 2008

MOTION

Dr. Evans made a motion, seconded by Mr. Robinson and unanimously carried, that the Board accept the proposed 2008 Board meeting dates as presented.

Recess

The Board recessed at 11:05 a.m. and returned to public session at 11:16 a.m.

Return to Public Session

Discussion Topics

1. Clarification on Offenses to be brought before the Board

The Board discussed the possibility of setting parameters for staff to review applications with criminal history reports; however, the Board determined it would continue to review all such applications.

Public Comments

Dr. B. J. Staggs made remarks to the Board in regard to hair braiders performing services other than hair braiding. The Board instructed Dr. Staggs to file complaints against those individuals who are performing services above and beyond the scope of practice of their registration.

Executive Session

MOTION

Dr. Evans moved the Board enter executive session to seek legal advice. Mr. Robinson seconded the motion, which carried unanimously.

Return to Public Session

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

Michael Mobley

MOTION

Dr. Evans made a motion, seconded by Mr. Robinson and unanimously carried, that Michael Mobley's license be renewed and placed in probationary status pending the outcome of his arrest charges, that he notify the Board of the court findings on his pending charges, that he provide the Board with an annual SLED Report at his own expense until such time the findings are made, and that any violations during the probationary period will result in immediate suspension of his license.

Cedric Sims

MOTION

Mr. Robinson moved the Board approve Mr. Sims to sit for the exam and after successful passage of the examination that he be granted licensure, which is to be placed on probation for one year. Ms. Patton seconded the motion, which carried unanimously.

The Board asked that the December 10, 2007 meeting be changed to December 3, 2007.

Ms. Patton asked that any information disseminated from PCS be mailed to barber college and OJT instructors instead of being sent electronically.

Adjournment

MOTION

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

The October 8, 2007 meeting of the SC Board of Barber Examiners adjourned at 12:30 p.m.