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MINUTES

**South Carolina Board of Barber Examiners
Telephone Conference Meeting
9:00 a.m., November 28, 2011
Synergy Business Park
Kingstree Building, Conference Room 107
110 Centerview Drive, Columbia, SC 29210**

11 **Meeting Called to Order**

12 Chairman Edwin Barnes called the meeting to order of the SC Board of Barber Examiners at 9:18 a.m.
13 Other members participating in the conference call meeting included: Paul Robinson, Vice Chairman,
14 Edwin Barnes, and Renee Patton.

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16 **Staff members participating in the meeting included:** Sheridan Spoon, Advice Counsel; Byron Ray,
17 Administrator; Lisa Hawsey, Assistant Administrator, Roz Bailey-Glover, Administrative Staff, Cecelia
18 P. Englert, Court Reporter.

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20 **Others participating in the meeting included:** No public attendees

21
22 **Public Notice:**

23 Mr. Barnes announced that public notice of this meeting was properly posted at the SC Board of Barber
24 Examiners Office, Synergy Business Park, Kingstree Building and provided to all requesting persons,
25 organizations, and news media in compliance with Section 30-4-80 of the South Carolina Freedom of
26 Information Act.

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28 **Approval of Excused Absences:**

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30 **Motion:**

31 Chairman Barnes made a motion to excuse the absence of board member Mr. Frederick
32 M.G. Evans. Mr. Robinson seconded the motion, which carried unanimously.

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34 **Approval of the Agenda**

35 Board members did not have an agenda, so Mr. Sheridan Spoon read the agenda information.

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37 **Motion:**

38 Mr. Robinson made a motion to approve the agenda. Ms. Patton seconded the motion,
39 which carried unanimously.

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41 **Chairman's Remarks - Edwin Barnes**

42 There were no remarks.

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44 **Administrator's Remarks, for Information – Byron Ray**

45 There were no remarks.

46
47 **Old Business**

48 There was none.

49
50 **New Business**

51 Approval of Proposed Regulations

52 Mr. Spoon stated to the Board that there is a clean-up provision for the regulations, and that the Practice
53 Act stipulates that the Barber fees be included in the regulations. These are two separate submissions.
54

55 The cleanup section covers the regulations. A draft was provided for Regulation 17-8-1: Barber Students,
56 Application, Permits, Training, Progress Reports, and Examinations. Mr. Spoon explained that the only
57 change had to do with the last sentence *“A registered barber can train one (1) student in his shop at a
58 time, provided said student has a chair at all times”*. The change will now state “2 students instead of
59 1”.

60
61 A discussion ensued that the Board has been using 2 students all along, and that the decision to allow 2
62 students may have been placed in a proviso. Mr. Spoon clarified that a provision is only good for 12
63 months, so updating the regulations at this time will make that correction.
64

65 Mr. Spoon reviewed regulation 17-1(a): Barber Schools, Managers, Teachers and Instructors. The section
66 being changed is under **(a) from Section 40-7-300 to 40-7-350**. The section will now state “unless he has
67 qualified under Section **40-7-350** of the South Carolina Code of 1976. These were the only two changes
68 involved with the clean-up.
69

70 **Motion:**

71 Mr. Robinson made a motion to approve the two regulation changes as presented. Mr.
72 Barnes seconded the motion, which carried unanimously.
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74 Regarding the fees, Mr. Spoon explained that the fee should be part of the regulations. The fees were
75 published on the website, but were not part of the regulations as the Practice Act requires. Mr. Barnes
76 wanted to know if the Board could raise the fees. Mr. Spoon advised that the Board could raise the fees
77 as a separate submission, but should make the existing fees part of the regulations first. A discussion
78 ensued. Mr. Spoon also stated that the board should let the public know the fees will be changed.
79 Mr. Spoon stated that part of the \$165 fee currently goes to the vendor and the Board should review the
80 vendor’s contract before making any changes.
81

82 Mr. Spoon informed the Board that the State Register is published monthly. A notice of drafting can be
83 done at the next meeting. Board members will bring recommendations to the next meeting regarding fee
84 changes. Mr. Ray stated to the Board the he will provide data to the Board on fees and break even points
85 he already discussed with Ms. Doris Cubitt.
86

87 **Motion:**

88 Mr. Robinson made a motion to place the current fees into the Board regulations as
89 recommended. Ms. Patton seconded the motion, which carried unanimously.
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91 Mr. Spoon let the Board know that the Agency proposed changes to the Engine Bill. Mr. Robinson
92 confirmed that the Board received a document on November 4, 2011 regarding the Engine Bill changes.
93 Mr. Robinson had concerns with the section 41-50 regarding people from outside of the profession, who
94 have no familiarity with the profession being hired to administer the regulations. Mr. Spoon
95 acknowledged that the change gives the Agency administrative ability to hire for all Boards. However,
96 the question remains whether or not the Administrator has to be a licensed member of the Board they are
97 administering. Mr. Barnes stated that he was against this change to the Engine Bill, and that the Board
98 seemed to have little voice in the matter. Mr. Spoon stated that he would make a note of their concerns
99 and that the Board should let the Director know of their concerns. A discussion ensued about the hiring of
100 board members and administrators.
101

102 The Board briefly discussed Section 40-1-30 Sanctions. Mr. Spoon stated that changes to the Engine Bill
103 will be submitted on December 1-5, 2011. Mr. Spoon stated that any opposition to the changes must be
104 given to Ms. Templeton prior to that date.

105

106 **Discussion**

107 No further discussion.

108

109 **Public Comments**

110 There were none.

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112 **Executive Session**

113 There was none.

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115 **Adjournment**

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117 **Motion:**

118 Ms. Patton made a motion to adjourn. Mr. Robinson seconded the motion, which carried
119 unanimously.

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121 **The next meeting of the S.C. Board of Barber Examiners is scheduled for December 12, 2011.**

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