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**APPROVED MINUTES**  
**South Carolina Board of Barber Examiners**  
**9:00 A.M., February 4, 2013**  
**Synergy Business Park**  
**Kingstree Building, Conference Room 105**  
**110 Centerview Drive, Columbia, SC 29210**

8 **Video of this meeting can be viewed at the state’s public website: [www.llr.state.sc.us/POL/Barber](http://www.llr.state.sc.us/POL/Barber), On the**  
9 **Board’s home page click “Board Information” and follow the link to the video.**

10 *These minutes are a record of the motions/ official actions taken by the Board, and a brief summary of the*  
11 *meeting. A transcript of this meeting providing more detail will be available on the Board’s website –*  
12 *[www.llr.state.sc.us/pol](http://www.llr.state.sc.us/pol)*

13 **Pledge of Allegiance:** All present recited the Pledge of Allegiance.

14 **Rules of the Meeting Read by Chairman**

15  
16 **Meeting Called to Order**

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18 **Public Notice:**

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

22 **Board Members Present**

23 Chairman Paul Robinson called the meeting to order of the SC Board of Barber Examiners at 9:00 a.m. Other Board  
24 members participating in the meeting included: Renee Patton Vice Chairman, Frederick M. G. Evans.

25  
26 **Approval of Excused Absences:** Edwin Barnes

27  
28 **Motion:**

29 Mr. Evans made a motion to approve absence of Mr. Barnes. Ms. Patton seconded the motion, which carried  
30 unanimously.

31  
32 **Staff Members**

33 Georgia (Gi-Gi) Lewis, Advice Counsel; Tracey McCarley, Administrator; Roz Bailey-Glover, Matteah Taylor,  
34 Administrative Staff; Sharon Wolfe, Investigations; Ronnie Blackmon, Inspections; Cecelia P. Englert, Court  
35 Reporter.

36 **Others participating in the meeting included:**

37 Dr. Eleanor Glover, Clarence D. Bryant, Zachariah Johnson, John R. Campbell, Sheniqua L. Riley

38  
39 **Chairman’s Remarks – Paul E. Robinson**

40 Mr. Robinson reminded the Board that the national meeting was coming up next Monday and will be held in San  
41 Antonio, Texas. Mr. Barnes and Ms. Patton will be representing the SC Barber Board at the meeting.

42  
43 **Approval of the Meeting Minutes from December 10, 2012.**

44  
45 **Motion:**

46 Ms. Patton made a motion to approve the December 10, 2012 minutes. Mr. Evans seconded the motion, which  
47 carried unanimously.

49 **Approval of Agenda** - Agenda accepted by the Board as written.  
50 Ms. McCarley let the Board know that item number eight (8) on the agenda regarding the complaint process  
51 overview presentation was covered in the December 2012, meeting and is should be deleted from the agenda.  
52

53 **Motion:**

54 Ms. Patton made a motion to approve the agenda for February 4, 2013 with the deletion of item number eight (8).  
55 Mr. Evans seconded the motion, which carried unanimously.  
56

57 Mr. Robinson continued the Chairman's remarks stating that the contact person for the proposed testing site for  
58 reintroducing the live shave for barbers, in Richland One, will be Dr. Johnny Murdock at the Heyward Technical  
59 Center in Columbia. If LLR already has a contract with a site other than the Heyward Technical Center, let the  
60 Board know the status of the contract, so that all practitioners will be notified of the new requirement and location for  
61 the live shave during the practical examination. The date for the live shave to begin will be determined by the Board,  
62 and take place within nine (9) months to one year from now. Mr. Robinson stated that he was unable to attend the  
63 inspection at the Evans Correctional Center. However, the Principal, Mr. Allen Parker provided him with a diagram  
64 he shared with the Board of the facility which is currently approved as a barber shop and is used for their barbering  
65 program. The site was previously approved and will be used by Professional Credential Services (PCS) for testing.  
66 PCS will cover the expenses for the testing.  
67

68 **Administrator's Remarks, for Information – Tracey McCarley**  
69

70 **Budget Reports for** - November 2012 and December 2012

71 Ms. McCarley let the Board know that the budget information for November and December 2012 was included in  
72 their packets. Mr. Evans commented that even though the Board is not responsible for the budget, he still does not  
73 understand why there is a deficit, and hopes that it is eventually eliminated.

74 **SC State Ethics Commission Statement of Economic Interests Reports**

75 Ms. McCarley provided the Board with information regarding from the State Ethics Commission and the statement  
76 of economic interest. The instructions on how to complete the statement was included in the Board's packet.

77 **OIE Report – Office of Investigations and Enforcement – Sharon Wolfe**

78 The Office of Investigative Enforcement report is also included in the Board's packet as information. Ms. Wolfe had  
79 another meeting to attend so if the Board has questions she can relay them to Ms. Wolfe.

80 **OGC Report – Office of General Counsel – Andrew Rogers**

81 Mr. Andrew Rogers handed out the OGC case load statistics to the Board. As of February 4, 2013, there were thirty-  
82 five (35) open cases. There are thirty-two (32) cases pending OGC actions, one (1) case pending final order hearings,  
83 two (2) cases pending final orders, and two (2) cases were closed. Mr. Rogers stated that there are more pending  
84 actions as a direct result of inspections. Most parties are sent consent agreements instead of going to a formal  
85 hearing. Mr. Evans wanted Mr. Rogers to explain the open cases and pending actions. Mr. Rogers stated that once a  
86 case comes to OGC from the IRC reports, that case will show up in the "open cases" column of the report. Pending  
87 action means that the case is waiting attorney review. Once a consent agreement or formal complaint is sent out,  
88 those cases are moved from the "pending actions" into the appropriate column. Most of the open cases include some  
89 of these pending cases. Mr. Rogers did not have the exact number of pending cases still included in the number of  
90 open cases, but would have the information for the Board the next time. The second group of cases will come from  
91 OIE. The OIE reports are complaint driven from customers, etc. Mr. DeLeon Andrews is the investigator for the  
92 Barber Board. Mr. Andrews will then investigate the allegations and present those cases to the IRC for processing.  
93 Mr. Rogers stated that he has both inspections and investigations. Mr. Evans was also concerned that it appears that  
94 legal counsel is being overloaded with cases that should be resolved with inspections. Mr. Rogers stated that because  
95 citation authority is not in the regulation changes that he is aware of, however, if the citation authority was placed in  
96 regulation, he agreed with Mr. Evans that it would help to reduce some of the cases going to the OGC office.  
97  
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100

101 Mr. Robinson stated that some of the inspectors were having problems in the field, and the Board does not want the  
102 inspectors to become judge, jury and prosecutor during inspection visits. So this helps to eliminate any subjectivity  
103 and personality problems when an inspector visits a barber shop and finds a violation and continued violations and  
104 some of the actions were a little “heavy-handed” and possibly inappropriate. Mr. Robinson stated that LLR is  
105 working on providing better training for the inspectors to elevate some of the past problems.

106 Ms. Lewis commented that other boards have citation authority. Once a citation is issued, if they contest the citation  
107 then it goes to the OGC for review. If not contested, it’s accepted. Some boards issue a citation along with a cease  
108 and desist notice. Ms. Lewis stated that she can look into whether or not the Barber Board has anything in the works  
109 for adding citation authority. Mr. Rogers added that complaints received are routine and are handled fairly quickly  
110 by OGC. Should a licensee object to a fine then a formal hearing or complaint will be filed. It is the formal hearings  
111 where the bulk of the attorney’s time is spent.

### 112 113 **Inspection Report – Robbie Boland**

114 Mr. Ronnie Blackmon appeared before the Board to present the Inspections Report in Mr. Boland’s absence. The  
115 Board was provided with a report in their packets. Mr. Blackmon stated that there were 118 inspections completed in  
116 December, 2013 and 190 inspections completed in January, 2013. From July 2012, through January 2013, there were  
117 a total of 1,379 inspections completed. The Board accepted the report as information.

118  
119 Ms. Lewis made the Board aware of two pieces of legislation proposed. Ms. Lewis stated that the awareness was a  
120 courtesy extended to all Boards by LLR and that the first piece of legislation proposed is H.3411 which will be  
121 coming up before the 3M Committee on February 9, 2013 at 9:00 a.m., if any Board members are interested in  
122 attending. Ms. Lewis encouraged the Board members to go online to review this public information affecting their  
123 licensees. This is a bill to amend section 40-7-20, Code of Laws of South Carolina, 1976, relating to the definition of  
124 “Hair Braiding” associated with the licensure and regulation of barbers, so as to permit the use of hair extensions in  
125 hair braiding, except in public places. Any concerns the Board has, the legislature will take testimony at the  
126 subcommittee meeting. The second bill is H.3456 which has not had an initial meeting as of yet. The bill deals with  
127 adding another statute, section 40-7-355 to provide for mobile barbershop permits. Again the Board members are  
128 encouraged to visit the website at [www.scstatehouse.gov](http://www.scstatehouse.gov) and review this information.

129 Mr. Robinson stated that in the past the Barber Board was opposed to changing the definition of hair braiders. The  
130 hair braider registration was imposed on the Board in past legislation, and the Board was opposed to it at that time. It  
131 is Mr. Robinson’s position that he is opposed to changing the definition of a hair braider at this time. Mr. Evans  
132 commented that as a public member, he recalls the initial bill became law. There is currently a requirement for those  
133 individuals to go through sanitation training. Without being a practitioner, it appears that this bill will move away  
134 from weaving natural human hair to include other items, processes or service. Mr. Robinson clarified that, in theory,  
135 hair braiders are not allowed to perform those other services. In practice the violations have come before the Board.  
136 For sanitation reasons, it is not advisable for hair braiders to perform services on a client that does not have clean  
137 hair, and they are not allowed to add extensions to the hair.

138  
139 Ms. Lewis clarified that bill number H.3381 was a separate bill which referred to the Board of Cosmetology. Mr.  
140 Robinson addressed the portable barber shops. There were some discussions about this already happening. Mr.  
141 Robinson has concerns of mobile shops being able to set up business near an already established barber shop. He also  
142 expressed concerns about the bill, section 40-7-355 (c) referring to “*another institution or location as may be*  
143 *authorized by the board in regulation.*” Mr. Robinson wanted to know if this proposed bill also included “kiosk” and  
144 if that was considered a portable barber shop in a mall. Mr. Robinson stated that he will make an effort to attend the  
145 meeting on Wednesday, and make contact other members of the other Associations to attend the meeting to give  
146 testimony.

### 147 148 **Old Business**

#### 149 **SC Vocational Schools/Barber Program – Dr. Eleanor Glover**

150 Dr. Glover appeared before the Board for a status of the proposed secondary public school barbering program  
151 curriculum requirements, submitted on December 19, 2012. Mr. Robinson stated that the Board did not receive a  
152 copy of the proposed curriculum in their packets nor have they had a meeting since December 2012. So the Board

153 did not have an opportunity to review the proposed curriculum before today. Ms. McCarley offered to make copies.  
154 Dr. Glover stated that she submitted the curriculum to LLR staff, but that she had copies for the Board if they needed  
155 them. Dr. Glover's copies were passed around. Dr. Glover provided the Board with an overview of her proposed  
156 curriculum reduction on page three (3). Dr. Glover stated that she used the Cosmetology Boards curriculum as a  
157 basis of the request since they require 1,000 cosmetology hours and 500 academic hours to be completed. This is just  
158 a proposal and can be changed. Mr. Evans stated that if the hours were being covered in the entire curriculum then  
159 why would the Board make any determination about the curriculum for secondary education, when the Board does  
160 not monitor the hourly content covered by the students at barber colleges? Mr. Robinson stated that the regulations  
161 require that the barber curriculum be taught by a licensed barber instructor. This proposal would allow a deviation  
162 from regulation and require that the academics be taught by instructors from other disciplines and not by barbers. A  
163 discussion ensued to clarify the proposed reduction of hours in the barber curriculum to accommodate the academic  
164 subjects. Dr. Glover stated that the problem is that students should be well rounded, and focus on academics. When  
165 it comes the barbering practice, they have that well covered, however when it comes to the academics, they cannot  
166 read. Some of the career centers have the academic classes on campus, but most of them have the feeder schools  
167 where they obtain the students from the high school. Many of the students do not complete the barber program  
168 because they are completing high school, particularly if they start the barber program in their sophomore year. Board  
169 members had many concerns about the reduction of barber hours to accommodate the academics. The Cosmetology  
170 Board has it in their legislation that students in a secondary school must complete the academic hours, because they  
171 are not transferrable. A lengthy discussion ensued.

172 **Motion:**

173 Ms. Patton made a motion to go into executive session for legal advice. Mr. Evans seconded the motion, which  
174 carried unanimously.

175

176 **Motion:**

177 Mr. Evans made a motion to return to public session. Ms. Patton seconded the motion, which carried unanimously.

178

179 While in executive session, no motions were made or votes taken.

180

181 Mr. Robinson wanted to know from Dr. Glover how will the credit hours she is proposing be reported for the barber  
182 schools. The academic transcripts, if accepted, will become part of the transcript proposed, and the barber hours will  
183 be reported to the Board. If a student does not complete high school, how does her proposal apply to them? Dr.  
184 Glover stated that if a student is not in school, secondary education rules would not apply to them. Students out of  
185 secondary school must follow the board regulations.

186

187 Mr. Robinson thanked Dr. Glover for her proposal however the regulations require 1,500 hours of training. The  
188 Board is not rejecting or endorsing the proposal. The Board, however, will continue to operate according to the  
189 1,500 hours in the regulations with the curriculum already established. Ms. Lewis agreed stating that if the SC  
190 Department of Education wishes to equate it's hours to the Barber Board regulations of 1,500 hours, they can, as long  
191 as it meets the requirements of statute 40-7-230 (B) (3). However the SC Department wants to divide up the hours is  
192 up to their discretion, and the Board will not take a position on the proposal. Ms. Lewis encouraged Dr. Glover to  
193 contact the Board Administrator, Ms. McCarley for further clarification. The Board minutes will be posted on the  
194 LLR website at a later date. Dr. Glover's proposed 1,500 hours for the secondary education students would meet the  
195 1,500 hours of education required in regulations by the Barber Board. How the secondary education programs meet  
196 the requirements, and divide it up is left to the discretion of the SC Department of Education.

197

198 **New Business**

199 **Approval of Third Student Permit - Clarence D Bryant**

200 Mr. Bryant appeared before the Board because he had already received two (2) student permits, but did not complete  
201 the required number of hours. He is seeking a third permit from the Board. Mr. Bryant explained his circumstances  
202 and that he completed 600 hours, and wanted the third permit to attend barber school instead of on-the-job training.  
203 Mr. Robinson let Mr. Bryant know that the Board, by policy, does not extend a 4<sup>th</sup> permit.

204

205

206 **Motion:**  
207 Ms. Patton made a motion to approve the third permit for Mr. Bryant. Mr. Evans seconded the motion, which carried  
208 unanimously.  
209

210 **Approval of Third Student Permit - Zachariah Johnson**

211 Mr. Johnson appeared before the Board to obtain a third permit. He explained that the first permit was used to attend  
212 a barber school in 2009, however, he moved from South Carolina to Georgia. So he never used the first permit.  
213 Unfortunately the 400 hours in Georgia at Samberdis Beauty and Barber Career Institute were not transferrable when  
214 he moved back to South Carolina in 2011. Mr. Johnson stated that he had a permit for Harley's Beauty & Barber  
215 Career Institute too. Mr. Robinson let Mr. Johnson know that the Board, by policy, does not extend a 4<sup>th</sup> permit.  
216

217 **Motion:**

218 Ms. Patton made a motion to grant Mr. Johnson a third student permit. Mr. Evans seconded the motion, which  
219 carried unanimously.

220 **Approval to Reactivate Suspended License - John R. Campbell**

221 Mr. Campbell appeared before the Board to reactivate his suspended license. Mr. Campbell had a Board Order that  
222 was signed on September 6, 2012. The Order required Mr. Campbell's license to be suspended for a period of six  
223 months, effective the date of the Order.  
224

225 **Motion:**

226 Ms. Patton made a motion to go into executive session. Mr. Evans seconded the motion, which carried unanimously.

227 **Motion:**

228 Mr. Evans made a motion to return to public session. Ms. Patton seconded the motion, which carried unanimously.  
229

230 While in executive session, no motions were made or votes taken.  
231

232 **Motion:**

233 Mr. Evans made a motion to reactivate the license for Mr. Campbell on March 7, 2013. Ms. Patton seconded the  
234 motion, which carried unanimously.  
235

236 Mr. Campbell is not required to return to the Board to obtain his license on March 7, 2013. Mr. Robinson informed  
237 Mr. Campbell that the suspension was not over until March 7, 2013 and he cannot practice until that time. Mr.  
238 Campbell stated that he is ready to go back to work and would like to move on with his life.  
239

240 **Discussion**

241 Mr. Robinson asked LLR staff to ensure that correspondence meant for the Barber Board appears on the Barber  
242 Board stationary instead of the Cosmetology Board stationary. Noticed one correspondence went out under the  
243 Cosmetology Board stationary. Also, LLR staff should arrange the Board seating so that the Board members are  
244 together for discussion with the attorney seated in the middle or on the side. Board members need to talk amongst  
245 themselves and the current seating arrangement prohibited that from happening.  
246

247 Ms. Lewis stated that Ms. Roz Glover, no relation to Dr. Glover who testified earlier, stayed during the executive  
248 session to assist the Board members with the proposal. Ms. Lewis thanked Ms. Glover for her assistance.  
249

250 Mr. Evans mentioned the email received soliciting Board member opinions regarding providing additional training  
251 for LLR inspectors. As with any organization, there will be complaints. Mr. Evans, however, is of the opinion that  
252 the inspectors are already doing a wonderful job, and that they are already adequately trained. The problems may be  
253 more of a structural issue rather than a training issue.  
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257

258 Mr. Robinson let the Board know that PCS will be notified by LLR staff with regards to the new testing site for the  
259 live shave that will be reinstated in Richland One. The Board would like notification as to when the live shave will  
260 begin. Mr. Robinson also wanted to know if there was a contract established yet with Ms. Deloris Rush for the new  
261 testing site. Ms. McCarley was not aware of an existing contract. Mr. Robinson stated that LLR staff should move  
262 forward with contacting Dr. Johnny Murdock at the Heyward Technical Center in Columbia to establish a visit to  
263 their site to determine when to move forward with changing test sites. Place on the website, contact associations to  
264 put practitioners on notice that the live shave will be reinstated in the future.

265  
266 LLR staff will also notify all practitioners that the live shave will be reinstated in the practical examination.

267 **Public Comments – There were none**

268 **Adjournment**

269 **Motion:**

270 Mr. Evans made a motion to adjourn. Ms. Patton seconded the motion, which carried unanimously.

271 **The next meeting of the South Carolina Board of Barber Examiners is scheduled for April 8, 2013**

272