

**South Carolina Board of Barber Examiners**  
**Board Meeting**  
**Agenda**  
**9:00 a.m., August 10, 2020**  
**Via Teleconference**

**1. Meeting Called to Order**

- a. 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. In accordance with the Governor's directives regarding social distancing, the meeting will be held via teleconference. Due to technical constraints, members of the public who wish to attend may do so by telephone.
- b. Rules of the Meeting

**2. Introduction of Board Members and All Other Persons Attending**

Chairperson Paul Robinson called the meeting of the S.C. Board of Barber Examiners to order at 9:01 a.m. Other Board members participating were:

- ❖ Frederick Evans
- ❖ Christopher Jarvis
- ❖ Renee Patton

Other persons participating included: Theresa Brown, Administrator; Mary League, Advice Counsel; Shannon Beaudry, Staff; Patrice Deas, Staff; Eric Thompson, Office of Investigations and Enforcement (OIE); Shayla Hayes, Office of Disciplinary Counsel (ODC); Rodney Pigford, Office of Investigations and Enforcement (OIE); Jennifer Stilwell, Office of Investigations and Enforcement (OIE); Katie Phillips, Office of Communications and Governmental Affairs; and Tina Behles, Court Reporter

**3. Approval of Excused Absences**

There were no absences for this meeting.

**4. Approval of Agenda**

Ms. Patton made a motion to approve the agenda for the August 11, 2020 meeting. Mr. Jarvis seconded the motion and it carried.

**5. Approval of Meeting Minutes**

*February 10, 2020*

Ms. Patton made a motion to approve the minutes for the February 10, 2020 Board meeting. Mr. Jarvis seconded the motion and it carried.

*February 10, 2020 Task Force*

Mr. Jarvis made a motion to approve the minutes for the February 10, 2020 Task Force meeting. Ms. Patton seconded the motion and it carried.

*March 18, 2020 Special Called Meeting*

Mr. Jarvis made a motion to approve the minutes for the March 18, 2020 Special Called meeting. Ms. Patton seconded the motion and it carried.

**6. Chairperson's Remarks – Paul E. Robinson**

Mr. Robinson stated that he understands this has been a difficult and confusing time for everyone during this public health emergency.

**7. Administrator's Remarks, For Information – Theresa N. Brown**

Ms. Brown stated that we are transitioning to the new exam provider, PSI, and that PSI has been working through the backlog of candidates.

- a. **Budget/Drawdowns** – For Information – The budget was presented for information.
- b. **OIE Report** – For Information – Rodney Pigford – The OIE report shows comparison statistics for 2017, 2018, 2019, and 2020 (so far). In 2017, there were 123 investigations; in 2018, there were 134 investigations; and in 2019, there were 125 investigations. So far in 2020, there have been 59 investigations, 1 of which is still active.
- c. **IRC Report** – For Approval – Rodney Pigford – The first IRC report is dated April 2, 2020. There was 1 case for Dismissal, 2 cases for Dismissal – Cease and Desist, 2 cases for Formal Complaint, and 5 cases for Letter of Caution.

Dr. Evans made a motion to approve the IRC report dated April 2, 2020. Ms. Patton seconded the motion and it carried.

The second IRC report is dated May 28, 2020. There were 5 cases for Dismissal, 1 case for Dismissal – Cease and Desist, and 3 cases for Letter of Caution.

Dr. Evans made a motion to approve the IRC report dated May 28, 2020. Ms. Patton seconded the motion and it carried.

The final IRC report is dated July 30, 2020. There were 2 cases for Dismissal.

Mr. Javis made a motion to approve the IRC report dated July 30, 2020. Ms. Patton seconded the motion and it carried.

- d. ODC Report** – For Information – Shayla Hayes – As of August 4, 2020, there are 7 open cases:
- 1 (Pending Actions)
  - 5 (Pending Hearings)
  - 1 (Pending Consent Agreement/Memorandum of Agreement)

There have been 6 cases closed.

- e. Inspection Report** – For Information – Eric Thompson -- In February 2020, there were 138 attempted inspections; 2 were closed at the time of inspection, and 136 were conducted. In March 2020, there were 84 attempted inspections; 14 were closed at the time of inspection, and 70 were conducted. In April 2020, there were 0 inspections. In May 2020, there were 113 attempted inspections; 12 were closed at the time of inspection, and 101 were conducted. In June 2020, there were 147 attempted inspections; 23 were closed at the time of inspection, and 124 were conducted. In July 2020, there were 223 attempted inspections; 58 were closed at the time of inspection, and 165 were conducted.
- f. Legislative Updates** – Katie Phillips, Office of Communications and Governmental Affairs – The military spouse licensure bill was enacted in May. This will allow spouses of active military members to obtain a professional license in South Carolina on an expedited basis if they meet certain qualifications. Applicants would need to submit an application, provide a copy of the military orders, request a verification of licensure from the home state, and obtain a criminal background check if applicable. The applicant should have no discipline or active investigation against their license, and the requirements of the home state must be the same or greater than South Carolina.

The legislature is coming back in September; business will be limited to the budget and COVID-related issues.

**8. Old Business** – There was no old business for this meeting.

**9. New Business**

**a. Ratification of Board Chair Decisions Regarding Public Health Emergency**

At its March 18, 2020 special called meeting, the board voted to allow the board chair to make decisions regarding the public health emergency. All decisions were placed as alerts on the website.

The board chair made the decision to allow distance learning for up to 25% of clinical/practical program hours until August 15<sup>th</sup>. The distance learning platform used must have allowed the student to view the instructor and the instructor to view the student while the instructor is demonstrating and the student is practicing the demonstrated technique.

Dr. Evans made a motion to ratify the decisions made by the board chair regarding the public health emergency. Mr. Javis seconded the motion and it carried.

**b. Consideration of Student Permit**

**i. Alonzo Gray**

Mr. Alonzo Gray did not appear before the board. He was properly noticed. This item was deferred until a later meeting.

**ii. Demetric M. Burriss**

Mr. Demetric M. Burriss was seeking approval for a student permit with a criminal background. His instructor, Mr. Todd Eskew, and his fiancée, Ms. Cassandra Pickens, were also in attendance.

Mr. Burriss provided a statement on his background and indicated his passion for barbering. His instructor and fiancée spoke in support of his goal of becoming a barber. Mr. Burriss is on lifetime parole.

Ms. Patton made a motion to approve Mr. Burriss's student permit with the stipulation that Mr. Burriss must

appear before the board prior to receiving a license. Mr. Jarvis seconded the motion and it carried.

**iii. Elijah Grant**

Mr. Robinson recused himself from this hearing, due to a professional connection to the school. Ms. Patton led the meeting during the recusal.

Mr. Elijah Grant was seeking approval for a third student permit. His instructor, Mr. Deshawn West, was also in attendance.

Mr. Grant currently has less than 500 hours. He stated that he has not been able to obtain more hours because of family issues but believes he is ready to dedicate the time needed to complete his hours.

Mr. Grant was reminded that the board does not issue fourth student permits.

Mr. Jarvis made a motion to grant Mr. Grant a third student permit. Dr. Evans seconded the motion and it carried.

**iv. Corey Frazier**

Mr. Corey Frazier was seeking approval for a student permit with a criminal background. His instructor, Mr. Richard Adams, was also in attendance.

Mr. Frazier expressed his passion for barbering and his desire to positively influence his young clients. He is on probation until 2028. Mr. Adams spoke in support of Mr. Frazier.

Mr. Jarvis made a motion to approve Mr. Frazier's student permit with the stipulation that he will need to come before the board prior to receiving a license. Dr. Evans seconded the motion and it carried.

**v. Shikeem T. Wiggins**

Mr. Shikeem T. Wiggins was seeking approval for a student permit with a criminal background. His instructor, Mr. Anthony Gibson, was also in attendance.

Mr. Wiggins provided an explanation for the criminal background history and shared his passion and desire to be a barber. Mr. Gibson stated that he believes in second chances.

Mr. Jarvis made a motion to approve Mr. Wiggins's student permit with the stipulation that he will need to come before the board prior to receiving a license. Ms. Patton seconded the motion and it carried.

**c. Consideration of Licensure**

**i. Jason Alfonso**

Mr. Jason Alfonso was seeking approval to receive a BMH license. He originally applied for reciprocity in January 2020, but when it was discovered he had worked as an apprentice in Georgia for less than a year, he was issued an apprentice license here.

The apprentice license has been issued until January 2020, at which time he will be able to receive his full BMH license. Mr. Alfonso provided background on his work history and licensure in Georgia, stating that he worked under a master barber for about three years.

According to Ms. League, the statute states that reciprocity requires one year of work fully licensed.

Ms. Patton made a motion to maintain the apprentice licensure for Mr. Alfonso until the one-year period is up in January 2021. Mr. Jarvis seconded the motion and it carried.

**ii. Daniel Gibert**

Mr. Daniel Gibert was seeking approval to receive a registered barber apprentice license with a criminal background. His fiancée, Ms. Tasha Bolden, was also in attendance.

Mr. Gibert stated he had previously had pending federal charges and was instructed to come before the board after those charges were settled. He stated that while he was incarcerated he did barbering and is trying to fix the mistakes he made as a young man. Mr. Gibert is on supervised release until 2025 but has the chance to be done in two years if he complies with the terms of his release.

Ms. Bolden asked that the board give Mr. Gibert a chance to pursue his desired career.

Ms. Patton made a motion to grant Mr. Gibert licensure with the stipulation that he provide a SLED report at his own cost at the end of each year until his probation is finished. Mr. Jarvis seconded the motion and it carried.

iii. Keith Faulkenberry

Mr. Keith Faulkenberry was seeking approval to upgrade his BRB license to a BMH. Mr. Faulkenberry also holds an instructor license.

He stated he was trained in NC to do chemical services, perming, etc. but that NC does not have a master barber license. He indicated that he selected BRB when applying for reciprocity due to finances. It was determined that Mr. Faulkenberry did not test for a master haircare license and that NC requires less chemical service curriculum hours than SC.

Mr. Jarvis made a motion to deny licensure as a BMH for Mr. Faulkenberry because he has not tested for the BMH license and NC requires less chemical services curriculum hours than SC. Ms. Patton seconded the motion and it carried.

The board indicated that Mr. Faulkenberry can apply to test for the BMH license.

d. **Consideration of a New Barber College**

i. Kutt'n'Up Barber Academy

Mr. Aaron McIntyre appeared before the board representing Kutt'n'Up Barber Academy in reference to their request to open as a new barber college.

Mr. McIntyre described the school and answered the board's questions regarding the school. Mr. Robinson shared with Mr. McIntyre the requirements for reporting hours.

Ms. Patton made a motion to approve Kutt'n'Up Barber Academy to open upon naming a backup instructor and pending inspection by the board and LLR. Mr. Jarvis seconded the motion and it carried.

e. **Consideration of Barber College Location Change**

i. Paul Mitchell the School – Columbia

Mr. Scott Bills appeared before the board representing Paul Mitchell the School – Columbia in reference to their request to change locations.

Mr. Bills stated the new location is less than two miles away from the current location and the reason for the relocation was due to the school losing their parking lot. They stated the relocation was already approved by the Cosmetology board.

Dr. Evans made a motion to approve the relocation for Paul Mitchell the School – Columbia pending inspection by a board member and LLR. Mr. Jarvis seconded the motion and it carried.

**10. Consideration of Distance Learning During Public Health Emergency**

The Board discussed whether to continue to allow distance education during the public health emergency. They also discussed under what conditions and for how long distance education would be allowed.

Ms. Brown stated there is some concern from the public schools about only allowing 25% of hours. Ms. Patton stated it would be unfortunate to only allow 25% of hours.

Dr. Evans made a motion to approve 100% of theory hours to be taken online until December 31, 2020; this would be revisited at the last board meeting of the year. Ms. Patton seconded the motion and it carried.

Dr. Evans made a motion to approve 50% of practical hours to be taken online through live, interactive videoconferencing until December 31, 2020. This would be revisited at the last board meeting of the year. Ms. Patton seconded the motion and it carried.

**11. Consideration of Code of Ethics**

Ms. League stated that the board needed to determine whether they want to develop a code of ethics. A legislator noticed that not all boards have a code of ethics and asked that each board decide whether they need one. Ms. League stated she did some research and did not find another barber board who had a code of ethics.

Mr. Robinson stated he believed the Barber board was tasked with upholding sanitary regulations rather than upholding morality.

Dr. Evans stated he believed the laws and regulations already covered licensees adequately. The rest of the board agreed that no code of ethics is needed. No motion was made

#### **12. Consideration of 2021 Board Meeting Dates**

The proposed dates for 2021 board meetings were presented to the board for review.

Evans made a motion to approve the 2021 board meeting dates with the option to adjust the dates as needed. Ms. Patton seconded the motion and it carried.

#### **13. Board Member Reports**

Mr. Robinson stated that there will be no in-person NABBA conference, which was originally scheduled for September. The conference will be replaced with a virtual videoconference meeting. They will decide later whether the February NABBA meeting will be in person or virtual.

Dr. Evans apologized for signing on late. He stated he read the budget and expressed his gratitude for those who handle the finances for getting the budget in a good place.

#### **14. Discussion**

Ms. Patton questioned who had been involved with the governor's decision to close barber shops.

Mr. Robinson stated that, as far as he knew, no one on the board was invited to join the Accelerate SC task force, and Mr. Robinson and LLR were not asked personally whether shops should close.

#### **15. Adjournment**

Dr. Evans made a motion to adjourn the meeting. The motion was seconded by Ms. Patton and it carried. The meeting adjourned at 12:30 p.m.

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**The next meeting of the S.C. Board of Barber Examiners is scheduled for October 12, 2020.**