

South Carolina Board of Barber Examiners
Board Meeting
9:00 a. m, December 13, 2021
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. The meeting will be held via teleconference. Due to technical constraints, members of the public who wish to attend may do so by telephone. For meeting access information, please email boardinfo@llr.sc.gov.
- b. Rules of the Meeting

2. Introduction of Board Members and All Other Persons Attending

Chairman Paul E. Robinson called the meeting of the S.C Board of Barber Examiners to order at 9:00a.m. Other Board members participating in the meeting included:

- ❖ Renee Patton
- ❖ Melissa Jones Horton
- ❖ Christopher Jarvis

Staff members present included: Theresa Brown, Administrator; Mary League, Advice Counsel; Patrice Deas, Staff; Kimberly Brooks, Staff; Shayla Hayes, Office of Disciplinary Counsel (ODC); Doc Smith Office of Investigations and Enforcement (OIE); Jennifer Stillwell; Officer of Investigations (OIE).

All other persons in attendance: Sean Cary, Court Reporter; Lynn Thomas, Pierre Houey, Shawn Conder

3. Approval of Excused Absences

There were no absences for this meeting.

4. Approval of Agenda

Ms. Renee Patton made a motion to approve the agenda. The motion was seconded by Ms. Melissa Jones Horton and it carried.

5. Approval of Meeting Minutes
October 11, 2021- Board Meeting

Ms. Melissa Jones Horton made a motion to approve the meeting minutes for October 11, 2021. Ms. Renee Patton seconded the motion and it carried.

October 11, 2021 Task Force Meeting

Mr. Christopher Jarvis made a motion to approve the meeting minutes for October 11, 2021, with the corrections of adding Melissa Jones Horton to the agenda. Ms. Renee Patton seconded the motion and it carried.

October 18, 2021- OJT Meeting

Mr. Christopher Jarvis made a motion to approve the meeting minutes for October 18, 2021. Ms. Renee Patton seconded the motion and it carried.

November 15, 2021- OJT Meeting

Mr. Christopher Jarvis made a motion to approve the meeting minutes for November 15, 2021. Ms. Renee Patton seconded the motion and it carried.

December 6, 2021- OJT Meeting

Mr. Christopher Jarvis made a motion to approve the meeting minutes for December 6, 2021. Ms. Melissa Jones Horton seconded the motion and it carried.

6. Chairperson's Remarks – Paul E. Robinson

No remarks given at this time.

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

a. Budget/Drawdowns – For Information

b. OIE Report – For Information – Doc Smith- This report was for information purposes only and was given by Mr. Doc Smith. The OIE report shows that as of December 13, 2021 there have been a total of 203 complaints; 4 active case and 101 closed cases.

c. IRC Report – For Approval – Doc Smith- This IRC report for investigations is dated December 15, 2021. There were 11 cases for dismissal; 6 formal complaints; and a total of 32 cases for approval.

Ms. Renee Patton made a motion to approve the IRC report. The motion was seconded by Mr. Christopher Javis.

d. ODC Report – For Information – Shayla Hayes- the ODC report is for informational purposes only. There were 18 open cases, 10 pending hearings/rescheduling cases, 69 closed cases as of 1/1/2021.

e. Inspection Report – For Information – Jennifer Stillwell- In October 2021, there were 165 attempted inspections; 20 were closed at the time of inspections and 140 were conducted. In November, there were 137 attempted inspections; 25 were closed at the time of inspections and 103 were conducted. A total of 1,897 barber inspections were conducted for the year.

f. Legislative Updates- Holly Beeson- Ms. Beeson was not present at the meeting. No report was given at this time.

8. New Business

a. Consideration of New Barber School

All Even Barber School

Mr. Pierre Houey appeared before the board representing All Even Barber School in reference to his request to open a new barber school. Mr. Houey stated that he wanted to empower, enlighten and educate students. Mr. Houey described the school and answered the board's questions regarding the school.

Ms. Renee Patton made a motion to approve All Even Barber School pending preliminary and final inspection by the board. Ms. Melissa Jones Horton seconded the motion and it carried.

9. Discussion and Consideration of Ways to Improve Pass/Fail Rates

Shawn Conder, PSI Services

Mr. Shawn Conder discussed with the board about ways to improve the pass/fail rates. He stated that PSI have been working with the schools to try and improve the pass rates. He stated that the pass rates have increased tremendously from October to November.

Ms. Lynn Thomas stated that the theory examination appeared to be the bigger issue. Ms. Thomas stated that they're using online target methods to help narrow down the weaker areas. Ms. Thomas stated that they discussed problems and issues at the testing sites and looked for ways to improve.

Ms. Melissa Jones Horton stated that she had concerns about the support from PSI. Ms. Melissa Jones Horton made a visit to one of the testing sites and discussed several issues while visiting the site. She observed the following; the barber instructor was not provided a chair and stood approximately 15 to 20 minutes before he was instructed to begin; proctor 1 did not give a 5-minute notice prior to ending testing; the space provided for the students was very congested; and electrical cords were not properly secured. Ms. Horton stated that the PSI staff were very professional and helpful. She also stated the Men's restrooms were out of order.

Ms. Horton stated that she noticed students were confused and used cordless clippers, aerosol sprays

and bags that appeared to have company names on them. She stated on November 22, 2021 she received a video from students. The video showed numerous students outside and waiting in the lobby. PSI staff were not in attendance for testing at 8:00a.m. and the testing did not start until 12:00 p.m.

Mr. Christopher Jarvis stated that two of his students were very impressed with PSI staff. They stated that PSI staff were very helpful and informative. Mr. Jarvis thanked PSI for working one on one with the students.

Mr. Conder stated to the board that it would be helpful if the schools or the board could contact them immediately with any problems or concerns. This will allow them to address the issue at hand.

10. Hearing- Shayla Hayes
a. 2021-99

The hearing was deferred after item 13.

11. Mid-Year Meeting 2022

Mr. Paul Robinson stated that the NABBA Mid –Year meeting is scheduled for February 18-20, 2022 in Columbia, SC. He stated that it will be held at Embassy Suites on Greystone. Mr. Robinson stated that it will be an educational invite. Pivot Point and Milady will be in attendance. He stated that a decision will be considered for instructors to be hands on. He also stated that a health professional and a tax professional will be present at the meeting. The final meeting agenda will be published and finalized by the end of the year.

A motion was made by Ms. Renee Patton to approve all Board members and staff to attend the National Association of Barber Boards of America mid-year conference. The motion was seconded by Mr. Christopher Jarvis and the motion carried.

12. Clarification of Chapter 17-51(3)

Ms. Theresa Brown stated that she wanted to discuss with the board about how to implement Chapter 17-51(3). Ms. Brown stated that when an individual fails the examination, the score report does not show exactly what sections was failed. Ms. Brown wanted to know if the 50 hours of training is needed in each of the 9 categories or 50 hours total. Ms. Brown recommend that the barber schools submit a training affidavit or a certificate stating the 50 hours were completed.

Ms. Renee Patton made a motion to approve the 50 hours of training for the entire practical and not in a specific category. The motion was seconded by Christopher Jarvis and the motion carried.

A motion was made by Mr. Paul Robinson to establish a Task Force to include all Board members who wish to participate; and the administrator will contact 1 or 3 school owners to see if they want to participate in the task force to review Chapter 17-51(3). The motion was seconded by Ms. Renee Patton and the motion carried.

13. Discussion and Consideration Regarding Criminal Background Offenses for Board or Administrator Review and Approval

Ms. Theresa Brown discussed with the board about the approval process for criminal background offenses. She stated that she is looking for clarification on what can be approved at the administrator level.

A motion was made by Ms. Renee Patton to reaffirm that any applicants with a criminal background 5 years or older can be approved at the administrator level. The motion was seconded by Ms. Melissa Jones Horton and the motion carried.

Revisited Final Hearing 2021-99

This case was in the matter of Carlos David Santoni Figueroa. Ms. Shayla Hayes presented the findings of the case. Mr. Figueroa appeared before the Board but waived his right to an attorney. Mr. Figueroa is currently licensed with board as a barber.

Ms. Renee Patton made a motion to go into executive session for legal advice. The motion was seconded by Melissa Jones Horton and the motion carried.

Ms. Renee Patton made a motion to come out of executive session. The motion was seconded by Christopher Jarvis and it carried. There were no votes taken or motions made during executive session.

Mr. Renee Patton made motion to dismiss the case and have a Letter of Caution sent to Mr. Figueroa to be mindful in the future, and to notify the board of any changes with his license. Mr. Christopher Jarvis seconded the motion and it carried.

14. Consideration of Task Force to Revise Resolution Guidelines for Disciplinary Parameters

Ms. Brown stated that the IRC resolution guidelines haven't been updated since 2014 and a task force should be established to review the resolution guidelines for disciplinary.

Ms. Renee Patton made a motion to establish a task force with all Board members to revise guidelines for disciplinary parameters. Mr. Christopher Jarvis seconded the motion and it carried.

15. Board Member Elections

Currently, Mr. Paul Robinson is the Chair, and Renee Patton is the Vice Chair.

A motion was made by Mr. Christopher Jarvis to keep Mr. Paul Robinson as Chair. Ms. Melissa Jones Horton seconded the motion and it carried.

A self-nomination was made by Christopher Jarvis for Vice Chair. A nomination was made by Mr. Paul Robinson to keep Ms. Renee Patton as Vice Chair. There were a 2-1 vote to keep Ms. Renee Patton as Vice Chair. The motion was seconded by Melissa Jones Horton and the motion carried.

16. Board Member Reports

Ms. Melissa Jones Horton stated that she attended the computer coding presentation for barbering at Fairfield school district. She stated that the students learned about the unique approach of barber coding and hair designs. She stated that it was very informative and enlightening.

17. Public Comments

There were no public comments for this meeting.

18. Adjournment

A motion was made by Ms Renee Patton to adjourn the meeting at 10:58am. The motion was seconded by Christopher Jarvis and the motion carried.

The next meeting of the S.C. Board of Barber Examiners is scheduled for February 14, 2022.