Minutes South Carolina Board of Barber Examiners Board Meeting 9:00 a.m., April 22, 2019 Synergy Business Park Kingstree Building 110 Centerview Drive, Conference Room 108 Columbia, South Carolina 29210

Meeting Called to Order

Paul Robinson, Chairman, of Orangeburg, called the meeting to order at 9:00 a.m. Other members present included Dr. Fredrick Evans, of Columbia; and Renee Patton, Vice Chairman, of Inman.

Staff Members participating during the meeting included: Holly Beeson. Communication and Governmental Affairs; Stan Buford, Inspector, OIE; Sharon Cooke, Investigator. OIE; Sandra Dickert, Administrative Assistant; Kevin Eckard, Inspector, OIE; Charles Gwynne, Jr., Attorney, ODC; Micah Hurtt, Administrative Assistant, Mary League, Advice Counsel; and Eric Thompson, OIE.

Members of the public attending the meeting included: Terrance Bishop, Kensey Evans, Twyla Gillins, Eleanor Glover, Randy R. Hardin, Derrick Jones, Chris Javis, Donna Keller, Jimmy McCombs, Angela Morrison, John Shipman, and Mike Wallace.

Mr. Robinson stated 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.

Rules of the Meeting

Mr. Robinson read the rules of the meeting.

Pledge of Allegiance

All present recited the Pledge of Allegiance.

Introduction of Board Members and All Other Persons Attending

The board members and staff introduced themselves.

Approval of Excused Absences

All board members were present.

Approval of Agenda

Dr. Evans noted Mr. Thompson is the proxy administrator for Mrs. Brown.

MOTION

Dr. Evans made a motion to approve the agenda with the noted proxy for Mrs. Brown. Ms. Patton seconded the motion, which carried unanimously.

Approval of Meeting Minutes - February 11, 2019

MOTION

Dr. Evans made a motion the board approve the February 11, 2019 meeting minutes as presented. Ms. Patton seconded the motion, which carried unanimously.

Chairperson's Remarks - Paul E. Robinson

Mr. Robinson asked that a moment of silence be observed in honor of those killed and injured in the Sri Lanka explosions and all those killed and injured in the violence in the United States.

Administrator's Remarks, For Information – Theresa N. Brown Budget/Drawdowns – For Information

Mr. Thompson briefed the board regarding the board's budget.

OIE Report – For Information – Sharon Cooke

Ms. Cooke briefed the board members regarding the OIE Report. This report is for information purposes only.

IRC Report – For Approval – Sharon Cooke

Ms. Cooke presented the March 28, 2019 IRC Report.

MOTION

Dr. Evans moved the board approve the March 28, 2019 IRC report. Ms. Patton seconded the motion, which carried unanimously.

ODC Report – For Information – Charles S. Gwynne, Jr.

Mr. Gwynne presented the members with the ODC report. This report is for information purposes only.

Inspection Report – For Information – Eric Thompson

Mr. Thompson presented the members with the Inspection Reports for February 2019 and March 2019. This report is for information purposes only.

Legislative Updates

Mrs. Beeson briefed the board members on bills which have been filed with the Senate and the House of Representatives.

Old Business

There was no old business for discussion or action.

New Business

There was no new business for discussion or action.

Consideration of Licensure

Twyla Gillins

This appearance was recorded by a certified court reporter should a verbatim transcript be necessary.

MOTION

Dr. Evans made a motion the board enter closed session for confidentiality purposes for this hearing. Ms. Patton seconded the motion, which carried unanimously

MOTION

Dr. Evans made a motion the board enter executive session for legal advice. Ms. Patton seconded the motion, which carried unanimously.

MOTION

- Dr. Evans made a motion the board come out of executive session. Ms. Patton seconded the motion, which carried unanimously.
- Mr. Robinson noted for the record there were no motions or votes taken during the time the board was in executive session.

MOTION

Dr. Evans made a motion the board come out of closed session. Ms. Patton seconded the motion, which carried unanimously.

MOTION

Ms. Patton moved the board allow Ms. Gillins to become registered as a hair braider once the matter with the insurance company has been resolved. Dr. Evans seconded the motion, which carried unanimously.

Derrick Jones

This appearance was recorded by a certified court reporter should a verbatim transcript be necessary.

MOTION

Dr. Evans made a motion the board enter executive session to seek legal advice. Ms. Patton seconded the motion which carried unanimously.

MOTION

- Dr. Evans made a motion the board come out of executive session. Ms. Patton seconded the motion, which carried unanimously.
- Mr. Robinson noted for the record there were no motions or votes taken during the time the board was in executive session.

MOTION

Dr. Evans made a motion licensure as a registered barber granted to Mr. Jones. Ms. Patton seconded the motion, which carried unanimously.

Terrance G Bishop

This appearance was recorded by a certified court reporter should a verbatim transcript be necessary.

MOTION

Dr. Evans moved Mr. Bishop be granted licensure as a registered barber with a two year probation period, with a SLED report due at renewal, at the licensee's expense. If the SLED report is clean, Mr. Bishop may be removed from probation. Ms. Patton seconded the motion, which carried unanimously.

b. Consideration of Student Permit

Christopher Haynes

Mr. Haynes was not present for the meeting and the board did not consider this matter during this meeting.

Randy Hardin

This appearance was recorded by a certified court reporter should a verbatim transcript be necessary.

MOTION

Ms. Patton moved to grant a student permit to Mr. Hardin upon disposition of the case. Dr. Evans seconded the motion, which carried unanimously.

Consideration of a New Barber College

Leath Master Barber School

This appearance was recorded by a certified court reporter should a verbatim transcript be necessary.

MOTION

Dr. Evans made a motion the board enter executive session to seek legal advice. Ms. Patton seconded the motion, which carried unanimously.

<u>MOTION</u>

Dr. Evans made a motion the board come out of executive session. Ms. Patton seconded the motion, which carried unanimously.

Mr. Robinson noted for the record that no motions were made and not votes were taken during the time the board was in executive session.

MOTION

Ms. Patton made a motion the board approve licensure of Leath Master Barber School upon the two required inspections and the schools having a substitute teacher. Dr. Evans seconded the motion, which carried unanimously.

Approval of Board Meeting Dates for 2020

The board members reviewed the following proposed meeting dates for 2020,

February 10, 2020 April 13, 2020 June 8, 2020 August 10, 2020 October 12, 2020 December 14, 2020

MOTION

Ms. Patton moved the board table approval of the proposed 2020 meeting dates to a later meeting. Dr. Evans seconded the motion, which carried unanimously.

Hearings - Charles S. Gwynne, Jr.

2017-131

This hearing was granted continuance.

2018-30

This hearing was recorded by a certified court reporter should a verbatim transcript be necessary.

The respondent was not present; however, the board heard testimony from the State's witnesses regarding the case.

MOTION

Dr. Evans made a motion the board enter executive session to seek legal advice. Ms. Patton seconded the motion, which carried unanimously.

MOTION

Dr. Evans made a motion the board come out of executive session. Ms. Patton seconded the motion, which carried unanimously.

Mr. Robinson noted for the record that no motions were made and no votes taken during executive session.

<u>MOTION</u>

Ms. Patton made a motion that State found the respondent responsible for two (2) violations and for a public reprimand to be issued.

<u>2018-34</u>

This hearing was recorded by a certified court reporter should a verbatim transcript be necessary.

MOTION

Ms. Patton made a motion the board enter executive session to seek legal advice. Dr. Evans seconded the motion, which carried unanimously.

MOTION

Ms. Patton made a motion the board come out of executive session. Dr. Evans seconded the motion, which carried unanimously.

Mr. Robinson noted for the record that no motions were made and no votes were taken during executive session.

MOTION

Dr. Evans moved the board issue a public reprimand in this case. Ms. Patton seconded the motion, which carried unanimously.

2018-97 and 2018-101

This hearing was recorded by a certified court reporter should a verbatim transcript be necessary.

MOTION

Ms. Patton made a motion the board enter executive session to seek legal advice. Dr. Evans seconded the motion, which carried unanimously.

<u>MOTION</u>

Dr. Evans made a motion the board come out of executive session. Ms. Patton seconded the motion, which carried unanimously.

Mr. Robinson noted for the record that no motions were made and no votes taken during executive session.

MOTION

Ms. Patton made a motion the State found the respondent responsible for five (5) violations and the respondent be fined \$250.00 per violation, totaling \$1,250, to be paid within ninety (90) days. The motion was seconded by Dr. Evans, which carried unanimously.

Discussion and Action: Delegation of authority to Board Chair to issue Cease & Desist for unlicensed practice (Advice Counsel)

Ms. League briefed the board on the delegation of authority to the board chair to issue cease and desist orders for unlicensed practice.

<u>MOTION</u>

Dr. Evans made a motion to delegate the authority of the board chair to issue cease and desist orders for unlicensed practice prior to an IRC meeting. Ms. Patton seconded the motion, which carried unanimously.

Board Member Reports

Ms. Patton stated that there is a process of collecting moneys to pay for the Barber pole trademarking via statewide fundraiser being created.

Discussion

There was no discussion during this meeting.

Public Comments

No public comments were made during this meeting.

Adjournment

MOTION

There being no further business to be discussed during this meeting, Dr. Evans made a motion the meeting be adjourned. Ms. Patton seconded the motion, which carried unanimously.

The April 22, 2019 meeting of the SC Board of Barber Examiners adjourned at 1:01 p.m.

The next meeting of the S.C. Board of Barber Examiners is scheduled for June 10, 2019.