

**AMENDED AGENDA**  
**South Carolina Board of Barber Examiners**  
**Board Meeting**  
**9:00 a.m., April 9, 2018**  
**Synergy Business Park**  
**Kingstree Building**  
**110 Centerview Drive, Conference Room 108**  
**Columbia, South Carolina 29210**

**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.
- b. Rules of the Meeting
- c. Pledge of Allegiance

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

Vice Chair Renee Patton called the meeting of the S.C. Board of Barber Examiners to order. Other Board members participating in the meeting included:

- ❖ Edwin Barnes
- ❖ Dr. Frederick Evans

Other persons in attendance included: Theresa Brown, Administrator; Mary League, Advice Counsel; Shalon Genwright, Staff; Jennifer Stillwell, Office of Investigations and Enforcement (OIE); Eric Thompson, Office of Investigations and Enforcement (OIE); Kyle Tennis, Office of Disciplinary Counsel (ODC); Johnnie Rose, Staff; Gary Haygood, Court Reporter; Kathy Meadows, Office of Investigations and Enforcement (OIE)

**3. Approval of Excused Absences**

Mr. Edwin Barnes made a motion to approve the absence of Chairperson Paul Robinson. The motion was seconded by Dr. Frederick Evans and it carried.

**4. Approval of Agenda**

Mr. Barnes made a motion to approve the meeting agenda due to exigent circumstances to include the review of a barber school inspection form as the Office of Investigations and Enforcement needs the form as soon as possible. The motion was seconded by Dr. Evans and it carried.

**5. Approval of Meeting Minutes**

February 12, 2018

Dr. Evans made a motion to approve the meeting minutes from February 12, 2018, and it was seconded by Mr. Barnes. The motion carried.

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

Vice Chair Renee Patton mention the mid-winter conference that was held in February to prepare for the September conference. It was a good meeting working on policies and procedures, which was the main focus. The September conference will be held in Kansas City, Missouri. Mr. Charles Kirkpatrick, chairman that had been with NABBA for over 25 years had passed away. He was a strong leader with NABBA and will be missed.

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

- a. **Budget/Drawdowns** – For Information – The budget is for informational purposes only. The Board Administrator, Ms. Theresa Brown, will get with Chairperson Robinson to make a recommendation for the travel budget. This recommendation will be \$6,000 for the new fiscal year to cover traveling expenses for the annual conference, inspectors and their meals, and the mid-year conference. The recommendation will go to the Agency Director.
- b. **OIE Report** – For Information - Sharon Wolfe – Ms. Kathy Meadows stood in for Ms. Wolfe. From January 1, 2018, through April 3, 2018, there have been thirteen (13) cases opened for investigation. Of those, there are four (4) cases still active. Since January, fourteen (14) cases have been closed that includes some cases that were carried over from last year. There has been a significant difference in the increase of the budget for the Office of Investigations and Enforcement. It is based on the time and the number of cases.
- c. **IRC Report** – For Approval - Sharon Wolfe – Ms. Kathy Meadows stood in for Ms. Wolfe.
  - 1 case – recommended for dismissal
  - 1 case – dismissed, cease and desist has been issued
  - 1 case – 2017-131 – will be moved forward with formal charges

A motion was made by Mr. Barnes to accept the IRC report and it was seconded by Dr. Evans. The motion carried.

- d. ODC Report** – For Information – Kyle Tennis
- 16 (Open cases)
  - 9 (Pending action)
  - 3 (Pending CA/MOAs)
  - 4 (Pending hearings)

There have been three (3) cases closed since February.

- e. Inspection Report** – For Information – Eric Thompson - There were 81 inspections conducted on barbershops and 3 inspections conducted on barber colleges in January. In February, there were a total of 109 barbershops inspected, along with 4 barber colleges. In March, there were 93 inspections conducted on barbershops and 6 barber colleges inspected. These inspections took place from January through November of 2017. They are having issues keeping records of hours for students. Mr. Thompson mentioned how the data was being used from the inspections and the concerns of the inspectors. Unlicensed practice and sanitation issues are major concern across the state, along with OJT programs not maintaining the barber student hours or obtaining the proper textbooks. Mr. Barnes wants the Board to reestablish doing classes again for the instructors once a year. Dr. Evans mentioned the inspectors having citation authority as well. Ms. Mary League, Advice Counsel, stated that the classes cannot be mandated as it is not seen in the statute. The licensee base has also grown, so that would be a lot of people to educate. Ms. Brown mentioned disciplinary classes being done, accompanied with the fines. It is a privilege to be able to instruct. This issue may need to be brought before the task force.

The barber school inspection form needs to be revised and this may be brought before the task force. Adequate verbiage should be used on the form, so that it isn't challenged.

## 8. Old Business

- a. Consideration of Early Testing**

Barber students would be able to test earlier, prior to completing their OJT or barber school program. This consideration was tabled until the next Board meeting.

- b. Verification of On The Job Training Hours through SCDC**

Individuals have come before the Board with barbering hours through the South Carolina Department of Corrections that were not accrued at Evans Correctional Institution. Evans is the only institution with an approved barbering program. Certificates of hours obtained had been given, but those hours were unsupervised with no educational teachings. The individuals just had the creativity and skill set to cut hair. Input is needed on how to move forward with similar cases.

The statute requires licensing compliance, so the inmates must go through the approved barbering program at Evans Correctional Institution, which is the consensus of the Board. The students must be supervised and instructed. The certificate of completion from a non-Evans institution is only for freelance barbering; they have had no true training. Once released from prison, the individuals must understand that completing the barber hours upon being released from prison does not guarantee licensure approval. Dr. Evans inquired about the approval or disapproval process being completed on the front end, so that the investment has of time and money has not been completed yet. There are currently no questions on the student permit application that makes an inquiry about the applicant's criminal background history.

Mobile barbershops were also mentioned. The subcommittee has not found mobile barbershops favorable.

## 9. New Business

- a. Application Hearings**

- i. Gregory Spry**

Mr. Spry is trying to obtain his Master Hair Care Specialist license. A criminal background report accompanied his upgrade application.

His parole ended in January and he was also involved in anger management and character building programs. Mr. Spry is currently on probation with the Board until September.

Dr. Evans made a motion to approve Mr. Gregory Spry to obtain his Master Hair Care Specialist

license, unencumbered. The motion was seconded by Mr. Barnes and it carried.

ii. Rakeem Covington

Mr. Covington came before the Board for the approval of his Master Hair Care Apprentice license.

He is currently on probation in North Carolina until September 2018, but he plans on paying the fees to end the probation earlier.

Dr. Evans made a motion to go into an executive session to garner legal advice in this matter. The motion was seconded by Mr. Barnes and it carried.

Dr. Evans made a motion to come out of the executive session and it was seconded by Mr. Barnes. The motion carried. There were no motions made or votes taken during the executive session.

A motion was made by Dr. Evans for the approval of Mr. Rakeem Covington's Master Hair Care Apprentice license and it was seconded by Mr. Barnes.

Mr. Covington also let the Board know that those participating in the barber program at Evans Correctional Institution are not being told that they have to come before the Board for approval.

**b. Consideration of a New Barber School/Program**

i. Carolina Barber Institute

The Carolina Barber Institute would like approval from the Board to open as a new barber school. Mr. Broderick Littlejohn attended the Board meeting to represent Carolina Barber Institute. The youth of his community have run astray and this could help them out. The school is ready for inspection and plans to open as soon as they are approved. He does have a back-up instructor.

Dr. Evans made a motion to approve Carolina Barber Institute pending a passing inspection, along with a visit from a Board member. The motion was seconded by Mr. Barnes and it carried.

Dr. Evans made a motion for a comfort break and it was seconded by Mr. Barnes. The motion carried.

Dr. Evans made a motion to reconvene and it was seconded by Mr. Barnes. The motion carried.

**10. Hearings – Kyle Tennis**

i. 2017-42

This case was in the matter of Ms. Sheila Williams, who has agreed to the facts and admitted the alleged violation of failing to provide the Board with timely reports for her barber students.

Ms. Williams explained the mitigating circumstances surrounding the late reports and asked for leniency in this matter as she has never been in this situation before.

Mr. Barnes made a motion to go into an executive session to garner legal advice and it was seconded by Dr. Evans. The motion carried.

A motion was made by Dr. Evans to come out of the executive session and it was seconded by Mr. Barnes. The motion carried. There were no motions made or votes taken during the executive session.

Dr. Evans made a motion that the state proved its case for case number 2017-42. Due to the circumstances, the fine was lessened to \$250, payable within 90 days. The fine will be imposed against her barber instructor license. The motion was seconded by Mr. Barnes and it carried.

ii. 2017-43

This case was in the matter of Renaldo Hemphill, who has agreed to the stipulation of the facts of submitting monthly reports late for his barber students. He stated that he was not aware of the rule change as far as the late fee associated with barber hours being turned in late. He also had a prior consent agreement as well.

Dr. Evans made a motion to go into an executive session to garner legal advice and it was seconded by Mr. Barnes. The motion carried.

Mr. Barnes made a motion to come out of the executive session and it was seconded by Dr. Evans. There were no motions made or votes taken during the executive session.

Dr. Evans made a motion that the state proved its case for case number 2017-43. The fine was reduced to \$250 as his first offense was not resolved prior to this case. The fine has to be paid within 90 days. The fine will be imposed against his barber instructor license. The motion was seconded by Mr. Barnes and it carried.

**iii. 2017-86**

The respondent was not present for the hearing due to a family emergency.

A motion was made by Dr. Evans for a continuance on this hearing and it was seconded by Mr. Barnes. The motion carried.

**iv. 2017-103**

The respondent, Mr. Gary Deveaux, was not present for the hearing in regards to sending in monthly barber student hours late. The state proceeded in his absence. Mr. Deveaux has had a prior consent agreement on this same issue.

The Board Administrator, Ms. Theresa Brown, served as a witness for the state.

Mr. Barnes made a motion to go into an executive session to garner legal advice and it was seconded by Dr. Evans. The motion carried.

A motion was made by Mr. Barnes to come out of the executive session and it was seconded by Dr. Evans. The motion carried. There were no motions made or votes taken during the executive session.

Dr. Evans made a motion that the state proved its case for case number 2017-103. The Board imposed the fine of \$500 against Mr. Gary Deveaux's barber instructor license. The fine must be paid within 90 days.

**11. Board Member Reports**

There were none.

**12. Public Comments**

There were none.

**13. Adjournment**

Mr. Barnes made a motion to adjourn the meeting and it was seconded by Dr. Evans. The motion carried. The meeting adjourned at approximately 12:11 p.m.

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**The next meeting of the S.C. Board of Barber Examiners is scheduled for June 11, 2018.**

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