

MINUTES
South Carolina Board of Cosmetology
Board Meeting
10:00 a.m., July 9, 2007
Synergy Business Park
Kingstree Building
110 Centerview Drive, Conference Room 108
Columbia, South Carolina

Rosanne Kinley, Chairman, of Anderson, called the regular meeting of the SC Board of Cosmetology to order at 10:05 a.m. Other board members present included: Melanie Thompson, Vice Chairman, of Myrtle Beach; Michelle Hampton-Furtick, of Columbia; Delores Gilmer, of Charleston; Kristy McMillan, of Summerville; Ruth Settles, of Greenville; and Katherine Webb, of Easley.

Staff members participating in the meeting included: Sharon Dantzler, Deputy General Counsel, Office of General Counsel; Sandra Dickert, Administrative Assistant; Larry Hall, Inspector; Eddie Jones, Administrator; Mark Sanders, Inspector; and Shirley Wider; Program Assistant.

Members of the public attending the meeting included: Laurel Crumwell, Laura Edge, Molly Foster, Dawn Girard, Christina Hanna, Jessica Hook, Jay Lacy, Dina Leaird, Eric McGee, Robin Mixon, Max Nguyen, Jennifer Norman, Lisa Osterkamp, Tammi Stevens, Christine Stevenson, Natasha Whitfield, and Dawn Wolfert.

Meeting Called to Order

Mrs. Kinley announced that public notice of this meeting was properly posted at the S. C. Board of Cosmetology 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. She noted that a quorum was present.

Pledge of Allegiance

All present recited the Pledge of Allegiance.

Rules of the Meeting Read by the Chairman

Mrs. Kinley read the rules of the meeting for all present.

Introduction of Board Members and All Other Persons Attending

The Board members, staff and members of the public attending the meeting introduced themselves.

Approval of Excused Absences

All Board members were present.

Approval of the May 14, 2007 Meeting Minutes

MOTION

Mrs. Thompson moved the minutes of the May 14, 2007 meeting be approved as written. Mrs. Hampton-Furtick and Mrs. Webb seconded the motion, which carried unanimously.

Approval of Agenda

MOTION

Mrs. Thompson made a motion, seconded by Mrs. Settles and unanimously carried, that the agenda be approved with any deviations deemed necessary.

Chairman's Remarks – Rosanne Kinley

Mrs. Kinley stated PCS, the testing agency administering the written and practical exams, held a meeting with the examiners in South Carolina on June 3, 2007 and June 4, 2007 and held an overview for the schools on June 5, 2007.

Administrator's Remarks, For Information – Eddie Jones

Advisory Opinions, If Needed, Office of General Counsel

Legislative Update, If Needed, Legislative Liaison Office

There were no advisory opinions or legislative update given during the July 9, 2007 meeting.

Mr. Jones stated he has submitted the travel requests for the members to attend the NICS conference in Rapid City, South Dakota in September 2007. He further stated the members must complete and return the registration forms with the required fees to register for the conference.

Mrs. Sandra Dickert stated she has made arrangements for the September 10, 2007 Board meeting to be held at Greenville Technical College in Greenville. She further stated those members (Mrs. Gilmer, Mrs. Thompson, Mrs. Hampton-Furtick, and Ms. McMillan) traveling to the September 10, 2007 meeting would need to make their hotel reservations. She noted the federal rate for Greenville is \$75 per night.

Number of Inspections

Mr. Ronnie Blackmon, staff inspector, briefed the Board on the number of inspections for the month of June 2007 and for fiscal year July 1, 2006 through June 30, 2007.

Number of Open Complaint Cases

There was no report given regarding complaint cases.

Unfinished Business

Mrs. Kinley questioned Mr. Jones in regard to the continuing education audit. Mr. Jones stated he projects the letter to the licensees in regard to the continuing education audit to be mailed on August 1, 2007.

New Business

1. Approval of DRC Reports – June 4, 2007 and July 2, 2007

Mr. Blackmon briefed the Board in regard to the June 4, 2007 and the July 2, 2007 DRC Reports. Mr. Blackmon, along with Mr. Mark Sanders and Mr. Larry Hall, staff inspectors, answered questions from the members.

MOTION

Mrs. Hampton-Furtick moved the Board approve the June 4, 2007 and the July 2, 2007 DRC Reports. Mrs. Webb seconded the motion, which carried unanimously.

2. Approval of License Application

a. *Laura Edge*

On May 2, 2007 the Board received an Esthetician Application for Examination and Licensure from PCS on behalf of Laura S. Edge. Ms. Edge's application indicated she had been arrested after which she was notified by staff that she must obtain a criminal history report from the State Law Enforcement Division (SLED) for the Board's review. Ms. Edge's criminal history report reflects she had been arrested and convicted for exploitation of a vulnerable adult. Since staff could not approve Ms. Edge's application, she was notified by letter dated July 2, 2007 that she must appear before the Board to answer questions from the Board members in regard to her application.

Laura Edge appeared before the Board at this time and offered the following testimony.

Ms. Edge had been in an abusive marriage for many years. Her husband has been bent on destroying any attempts for her to become financially independent and to become educated. When the arrest took place she was working full time and was attending school. Her father had been ill and was living with her. Her father took a turn for the worse and her husband used that situation against her as an attempt to get out of the marriage without spending any money. She was charged with neglecting her father's care. Her probation has now ended. Her father did not return to her home and is now deceased. The charge of unlawful neglect of child or helpless person referred to Ms. Edge's children; however, the charge was dropped.

Ms. Edge presented the members with two letters of recommendation. One letter is from the senior pastor of her church who is attesting to approximately four and one-half of years of good character. The second letter is from a social worker in a medical practice that has provided counseling and is attesting to good character.

Laurel Crumwell spoke on Ms. Edge's behalf. She finds Ms. Edge to be very ethical, kind and well organized and would not hesitate to hire her.

MOTION

Mrs. Settles made a motion, seconded by Mrs. Thompson and unanimously carried, the Board grant Ms. Edge the opportunity to sit for the licensure examination and to grant licensure.

b. *Melody D. Wolfert*

On May 9, 2007 the Board received an Esthetician Application for Examination and Licensure from PCS on behalf of Melody D. Wolfert. Ms. Wolfert's application indicated she had been arrested after which she was notified by staff that she must obtain a criminal history report from the State Law Enforcement Division (SLED) for the Board's review. Ms. Wolfert's criminal history report reflects she had been arrested and convicted for assault of a high and aggravated nature in 2002. She was fined and placed on probation. There have been no further infractions

of the law. Since staff could not approve Ms. Wolfert's application, she was notified by letter dated June 29, 2007 that she must appear before the Board to answer questions from the Board members in regard to her application.

Melody D. Wolfert appeared before the Board at this time and offered the following testimony.

Ms. Wolfert was attending a concert when a young man came at her making gestures and she felt threatened. She grabbed a bottle, hit him causing him to bleed. She later learned he was on a scholarship for wrestling.

Mrs. Dantzler stated under South Carolina law assault of a high and aggravated nature is considered to be a misdemeanor. She notes that this charge and conviction occurred in New Jersey and is listed as unclassified.

MOTION

Mrs. Thompson moved the Board approve Ms. Wolfert's application for licensure. Mrs. Hampton-Furtick seconded the motion, which carried unanimously.

3. Approval of Renewal Application a. *Christina McIntosh*

On May 14, 2007 the Board received a cosmetologist renewal application from Christine McIntosh. Ms. McIntosh answered yes to the question asking, "Since the date of your last renewal application, have you been charged, arrested, indicted, or convicted, pled guilty of, or pled nolo contendere for violation of any federal, state, or local law (other than minor traffic violation)?" Ms. McIntosh's criminal history report provided by SLED reflects she was arrested and charged with possession of a Schedule I controlled substance on October 1, 2005.

Christina McIntosh did not appear at this meeting nor did she contact staff stating why she would not be appearing at today's meeting.

The Board reviewed Ms. McIntosh's renewal application at this time.

Mrs. Dantzler stated it appears the charge for distribution was plea bargained to simple possession of methadone and that the sentence for a first offense possession of methadone was a 90 day prison term which was suspended to six months of probation or 250 hours of community service. She further stated Ms. McIntosh's letter states she has paid a fine, served her probation and is working on getting the matter expunged.

MOTION

Mrs. Thompson made a motion, seconded by Mrs. Hampton-Furtick and unanimously carried, that the Board approve Ms. McIntosh's renewal application.

4. Vocational School Testing by LaserGrade – Rosanne Kinley

Mrs. Kinley stated the Board has been approached by PCS to no longer give the paper exam for the career and technology schools, formerly known as vocational schools, and require all of these schools to move to the computer based testing. The move toward computer testing would still take place during the six week time period. It would allow PCS to test more students while allowing the schools to determine when they would like for their students to be tested.

Mrs. Kinley submitted a list of the individuals attending the PCS overview on June 5, 2007 for the record.

MOTION

Mrs. Thompson made a motion, seconded by Mrs. Gilmer and unanimously carried, that the Board approve PCS requiring the LaserGrade testing versus paper and pencil with the exception of those students meeting the ADA requirements.

5. **Approval of Additional Monitors for SC Esthetics Association**

On June 5, 2007 the Board received a letter from the SC Esthetics Association seeking the Board's approval of two additional monitors for their 2007 continuing education courses. The individuals are Dorcas Rhodes and D'Anna Burris, who are estheticians.

MOTION

Mrs. Thompson moved the Board approve Ms. Rhodes and Ms. Buriss as additional monitors for the SC Esthetics Association. Mrs. Hampton-Furtick seconded the motion, which carried unanimously.

6. **Approval of Changes to Instructors Seminar – SCACS**

On May 14, 2007 the Board received a letter from Jerry Poer, President, SCACS, seeking the Board's approval to changes for their upcoming Instructor's Seminar. The changes would include a hands-on workshop in addition to the observation workshop.

MOTION

Mrs. Thompson moved the Board approve the change to the SCACS instructor's seminar. Mrs. Gilmer seconded the motion, which carried unanimously.

7. **Approval of Final Inspection – Florence-Darlington Technical College**

On June 12, 2007 Melanie Thompson, Board member, and Mark Sanders, staff inspector, conducted a final inspection on the nail program at Florence-Darlington Technical College.

MOTION

Mrs. Thompson made a motion, seconded by Mrs. Gilmer and unanimously carried, the Board approve the final inspection on Florence-Darlington Technical College for the nail program.

Recess

MOTION

Mrs. Webb moved the Board take a ten-minute recess. Ms. Settles seconded the motion, which carried unanimously.

The Board recessed at 11:00 a.m. and returned to public session at 11:10 a.m.

Return to Public Session

Board Member Reports

Katherine Webb

Mrs. Webb monitored the practical exam on May 21, 2007. On June 9-12, 2007 she attended the Premier Beauty Show in Orlando, Florida as a monitor.

Michelle Hampton-Furtick

Mrs. Hampton-Furtick attended the PCS workshop on June 3-5, 2007.

Melanie Thompson

Mrs. Thompson attended the Premier Beauty Show in Orlando, Florida on June 10-11, 2007 in an unofficial capacity. On June 12, 2007 she conducted a final inspection of the nail technology program at Florence-Darlington Technical College with Mr. Mark Sanders and Mr. Ronnie Blackmon, staff inspectors.

Ruth Settles

Ms. Settles attended the PCS training and school overview June 3-5, 2007.

Kristy McMillan

Ms. McMillan attended the Premier Beauty Show in Orlando, Florida on June 10-11, 2007.

Delores Gilmer

Mrs. Gilmer attended the PCS training and school overview on June 3-5, 2007.

Reciprocity Report

In May 2007 the Board licensed 46 cosmetologists, four estheticians and four nail technicians. In June 2007 the Board licensed 39 cosmetologists and six estheticians.

Public Comments

The Board was questioned if the trade show in Las Vegas, NV would ever be considered for continuing education. Mrs. Kinley stated information regarding the show would have to be submitted for the Board's approval to be considered as continuing education. She further stated she would like for the documentation regarding the trade shows to be received by the Board ninety days in advance of the show.

The Board was questioned if an individual licensed in North Carolina could be credited for continuing education in South Carolina. Mrs. Kinley stated an individual could receive credit if the continuing education course was approved by both South Carolina and North Carolina.

Executive Session

MOTION

Mrs. Thompson made a motion, seconded by Mrs. Gilmer and unanimously carried, the Board enter executive session.

Return to Public Session

Mrs. Kinley left the meeting during executive session to attend another meeting.

Mrs. Thompson noted for the record that no motions were offered or made during executive session.

Adjournment

MOTION

There being no further business to be discussed at this time, Mrs. Hampton-Furtick moved the meeting be adjourned. Mrs. Gilmer seconded the motion, which carried unanimously.

The July 9, 2007 meeting of the SC Board of Cosmetology adjourned at 11:57 a.m.

Note: The advisory committee did not meet following this meeting as no advisory committee members were present.