

MINUTES
South Carolina Board of Cosmetology
Board Meeting
10:00 a.m., July 12, 2010
Synergy Business Park
Kingstree Building
110 Centerview Drive, Conference Room 108
Columbia, South Carolina

Meeting Called to Order

Rosanne Kinley, Chairman, of Anderson, called the regular meeting of the Board of Cosmetology to order at 10:00 a.m. Other Board members present for the meeting included: Melanie Thompson, Vice Chairman, of Myrtle Beach; Selena Brown, of Columbia; Delores Gilmer, of Charleston; Cynthia Rodgers, of Lancaster; Ruth Settles, of Greenville; and Kathy Webb, of Easley.

Staff members participating in the meeting included DeLeon Andrews, Investigator, OIE; George Barr, Inspector; Ronnie Blackmon, Inspector; Sharon Dantzler, Deputy General Counsel; Sandra Dickert, Administrative Assistant; Eddie Jones, Administrator; and Shirley Wider, Program Assistant.

Others participating in the meeting included:

Public Notice

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.

Pledge of Allegiance

All present recited the Pledge of Allegiance.

Rules of the Meeting

Mrs. Kinley read the rules of the meeting.

A video of this meeting can be viewed at www.llr.state.sc.us/POL/Cosmetology. On the Board's home page, click 'Board Information' and follow the link to the video.

Introduction of Board Members and All Other Persons Attending

The Board members, staff and other persons attending the meeting introduced themselves.

Approval of Excused Absences

All members were present.

Approval of the May 3, 2010 Minutes

The following corrections were made to the May 3, 2010, minutes: 1) on page one the date should be changed from March 8, 2010 to May 3, 2010, 2) add the letter 'b' to Mrs. Webb's name, 3) change the date under approval of agenda on page two, 4) under the chairman remarks on page two Representative Cain should be Representative King, 5) on page four under Approval of Licensure, *Nhu Mai Thi Le, Yen Thi Le, and Andy Thuong* the sentence should state that the witnesses were unable to attend instead of ~~was~~ unable to attend, 6) Mrs. Thompson did not second the motion in the middle of page four, 7) on page five the Board's policy for nail technicians applying for licensure by endorsement is that the nail technicians sit for the exam, 8) on page eight change Charles R. Sanders to Charlise Sanders, 9) on page nine

in the second paragraph and the fifth paragraph change 'master's degree in education ~~and~~ to or show expertise', 10) page nine the motion regarding Dinah Shaw should read that the Board defer action until the July 2010 meeting, 11) on page 11 under the motion regarding Luat Hoang add a 'b' to Mrs. Webb's name, 12) on page 14 at the top of page in Mrs. Thompson's board meeting report she inspected the location change of SC Massage and Esthetics, and 13) on page 14 Adjournment the date should be changed to May 3, 2010.

MOTION

Mrs. Thompson made a motion to approve the minutes as amended. Mrs. Webb seconded the motion, which carried unanimously.

Approval of Agenda

MOTION

Mrs. Thompson made a motion the Board approve the agenda with any deviations deemed necessary. Mrs. Webb seconded the motion, which carried unanimously.

Mrs. Kinley added the following items to the agenda. She noted these items were received within the required time frame but were inadvertently left off the agenda.

- n. CEA Approval for Continuing Education
- o. Approval of Southern Spa Show in Hickory, NC
- p. Two By-law Amendments for NIC Conference
- 5. Methods of Teaching Approval
- h. Harriett Harvey

Chairman's Remarks – Rosanne Kinley

Mrs. Kinley welcomed everyone to the meeting. She reported that Mrs. Hampton-Furtick was not re-appointed to the board. Mrs. Kinley introduced two new Board members, Selena Brown of Columbia and Cynthia Rodgers of Lancaster.

Mrs. Kinley stated a bill was introduced in the House to discontinue booth renter licenses, which did not pass. She noted the regulations did pass and noted the following changes: a bond increase for the schools, the school's equipment and supply lists have changed, ten hours were assigned to threading in the cosmetology and esthetics curriculums, the pass score for the practical exam is now 75, and the continuing education hours for instructors have decreased from 30 hours to 24 hours, which will not take effect until January 1, 2011. She noted the schools would receive a letter regarding the changes.

Mrs. Kinley stated that on June 27, 2010, she monitored a Nails, Hair and Skin continuing education class. She further stated she attended an E-Nails continuing education class on July 11, 2010, and found several issues with that class.

Administrator's Remarks, For Information – Eddie Jones

Mr. Jones made no remarks at this time.

Advisory Opinions, If Needed, Office of General Counsel

There were no advisory opinions given during this meeting.

Legislative Update, If Needed, Legislative Liaison Office

Mrs. Kinley gave the legislative update during her remarks.

OIE Report – Office of Investigations and Enforcement

Mr. Deleon Andrews briefed the Board regarding the OIE report. He noted there are 257 open complaints, of which 90 are from the recent year and should be going off soon. He stated OIE has closed 122 cases this year and opened 13 new investigations since January 1, 2010.

OGC Report – Office of General Counsel

No representative from OGC was present to give this report.

Number of Inspections

Mr. Blackmon noted the inspectors conducted 6,755 inspections between July 1, 2009 and June 30, 2010.

Mr. Blackmon noted there are currently 27,910 licensees (cosmetologists, nail technicians, and estheticians), 6,441 salons, and 111 schools.

Unfinished Business

There was no unfinished business for discussion during this meeting.

Approval of Reinstatement Policy and Procedure

Mr. Hayes stated that the Board needed to approve the Reinstatement Policies and Procedures. Mrs. Kinley stated that the Board has not received anything in writing stating what the Reinstatement Policies and Procedures are. Mr. Hayes stated that he would present the Board with a copy of the Reinstatement Policies and Procedures at the next meeting for discussion and approval.

Mr. Jones stated that Office of Licensure and Compliance asked based on the discussion why the Board did not vote at the May 3, 2010, meeting on the Reinstatement Policies and Procedures. He stated that this concerns him because there are a number of applicants pending licensure and jobs that have been waiting for a decision. The applications cannot be approved because the Board has not approved on record the reinstatement policies and procedures.

Ms. Richardson stated that based on the Regulations the individual license has expired three to five years would have to retake the portions and the entire examination and it would be a lot easier to go through a reinstatement process rather than come through by endorsement.

Mrs. Settles asked what the difference between endorsement and reciprocity is.

Mrs. Thompson read from the May 3, 2010, minutes under the Reinstatement of Lapsed License. Mr. Hayes stated that he would work with Mrs. Dickert reassure the reinstatement policy is stated correctly in the minutes.

Mrs. Dantzer stated that reciprocity is a contract between two States that one would recognize the credentials of the other so long as it is reciprocal. Since it was difficult to keep up with the different reciprocity agreements so most statutes including the Cosmetology moved to endorsements or comity, which means the same. Endorsements and Comity means one State would extend certain courtesies to another State so long as the qualifications are the same. She stated that §35-13 states a person currently licensed or certified to practice in another state or territorial possession of the United States, or the District of Columbia, whose license is in good standing, maybe issued a license if the person has satisfactorily passed a nationally recognized examination for entry into the profession. Mrs. Dantzer advised that if the applicant fits in that category the license could be reinstated.

MOTION

Mrs. Thompson made a motion to allow anyone who meets the criteria of §35-13 of the Regulations who was previously licensed in South Carolina be issued a reinstated license rather than a new endorsement license. Mrs. Webb seconded the motion, which carried with six votes, Mrs. Brown was not present during the time of the vote.

New Business

Approval of DRC Report

Mr. Blackmon briefed the Board regarding the June 7, 2010, DRC report and the June 28, 2010, DRC report.

MOTION

Mrs. Thompson made a motion to approve the June 7, 2010, DRC report and the June 28, 2010, DRC report. Mrs. Gilmer seconded the motion, which carried unanimously.

Approval of IRC Report

Mr. Andrews briefed the Board regarding the June 3, 2010 IRC report and the July 8, 2010, IRC report.

MOTION

Mrs. Thompson made a motion to approve the June 3, 2010, IRC report and the July 8, 2010, IRC report. Mrs. Rodgers seconded the motion, which carried unanimously.

Approval for Nail Technician License

Tuyet Thad T. Nguyen

This proceeding was recorded by a court reporter in order to produce a verbatim transcript should one be necessary.

Ms. Nguyen appeared during this meeting; however, she does not read or understand the English language.

MOTION

Mrs. Thompson made a motion to deny licensure to Ms. Nguyen. Mrs. Gilmer seconded the motion, which carried unanimously.

Duc H. To

This proceeding was recorded by a court reporter in order to produce a verbatim transcript should one be necessary.

Staff notified Mr. To by letter dated June 16, 2010, informing him the Board would review his application during this meeting and asked that he be present to answer questions from the members.

Mr. To did not appear during this meeting.

MOTION

Mrs. Thompson made a motion to deny licensure to Mr. To. Mrs. Webb seconded the motion, which carried unanimously.

Chang Thuy Pham

This proceeding was recorded by a court reporter in order to produce a verbatim transcript should one be necessary.

Staff notified Ms. Pham by letter dated June 17, 2010, the Board would review her application during this meeting and asked that he be present to answer questions from the members.

Ms. Pham did not appear during this meeting.

MOTION

Mrs. Thompson made a motion to deny licensure to Ms. Pham. Mrs. Webb seconded the motion, which carried unanimously.

Approval for Cosmetology Application

May T. Pham:

This proceeding was recorded by a court reporter in order to produce a verbatim transcript should one be necessary.

Staff notified Ms. Pham by letter dated June 17, 2010, the Board would review her application during this meeting and asked that she be present to answer questions from the members.

May Pham appeared before the Board.

It was noted during this hearing that Ms. Pham's application included a transcript from a school that has been shut down, a notary seal from an instructor whose license has been revoked, an affidavit signed by an instructor whose license has been revoked, an ATB exam signed by an individuals whose credentials have been revoked, a school transcript from Florida that is questionable. It was also noted that Ms. Pham presented the Board with her pass score rate from the testing facility.

MOTION

Mrs. Thompson made a motion to defer this matter to executive session. Mrs. Webb seconded the motion, which carried unanimously.

Approval for Duplicate Copy of Third License

Tuan Le

This proceeding was recorded by a court reporter in order to produce a verbatim transcript should one be necessary.

Staff notified Mr. Le by letter dated June 17, 2010, the Board would review his request during this meeting and asked that he be present to answer questions from the members.

Tuan Le appeared before the Board at this time.

Mr. Le currently attended school in Florida, took the exam in Texas, and holds a Georgia cosmetologist license.

It was noted during the discussion that his address listed is not the address he gave to the Board.

MOTION

Mrs. Gilmer made a motion to approve the issuance of a third copy of license to Mr. Le due to an incorrect address. Mrs. Settles seconded the motion, which failed. Mrs. Gilmer and Mrs. Settles voted in favor of the motion. Mrs. Brown, Mrs. Rodgers, Mrs. Thompson, and Mrs. Webb voted nay.

Approval for License Through Endorsement

Hue Diue Vu, Nail Technician

This proceeding was recorded by a court reporter in order to produce a verbatim transcript should one be necessary.

Staff notified Ms. Vu by letter dated June 17, 2010, the Board would review her application during this meeting and asked that she be present to answer questions from the members.

Mrs. Thompson noted this was the second notice sent to Ms. Vu to attend a meeting.

Ms. Vu did not appear during this meeting.

MOTION

Mrs. Thompson made a motion to deny licensure to Hue Dieu Vu. Mrs. Webb seconded the motion, which carried unanimously.

Lisa Bell, Nail Technician

This proceeding was recorded by a court reporter in order to produce a verbatim transcript should one be necessary.

Staff notified Ms. Bell by letter dated June 16, 2010, the Board would review her application during this meeting and asked that she be present to answer questions from the members.

Lisa Bell appeared before the Board. Ms. Bell was licensed as a nail technician in Pennsylvania in September 2009, although she did not work in that state. She obtained 300 hours of training; however, the documentation shows she obtained 200 hours.

MOTION

Mrs. Thompson made a motion to defer this matter to later in the meeting. Mrs. Gilmer seconded the motion, which carried unanimously.

Staff verified that Ms. Bell has completed 300 hours of training.

Mrs. Kinley noted Pennsylvania is a NIC state.

MOTION

Mrs. Thompson made a motion to approve Ms. Bell for licensure. Mrs. Gilmer seconded the motion, which carried unanimously.

Azalee Williams-Kinard, Cosmetologist

This proceeding was recorded by a court reporter in order to produce a verbatim transcript should one be necessary.

Staff notified Ms. Williams-Kinard by letter dated June 14, 2010, the Board would review her application during this meeting and asked that she be present to answer questions from the members.

Azalee Williams-Kinard appeared before the Board. Ms. Williams-Kinard has been licensed as a cosmetologist in New York since 1978 and remains currently licensed. She retired and moved to South Carolina in 2001. She met an individual in 2004 and began assisting in the salon.

MOTION

Mrs. Thompson made a motion to approve licensure for Ms. Williams-Kinard. Mrs. Rodgers seconded the motion, which carried unanimously.

Mary Jane Alves, Cosmetologist

This proceeding was recorded by a court reporter in order to produce a verbatim transcript should one be necessary.

Staff notified Ms. Alves by letter dated June 14, 2010, the Board would review her application during this meeting and asked that she be present to answer questions from the members.

Mary Jane Alves appeared before the Board. Ms. Alves was originally licensed in South Carolina and moved after she married. She was licensed in South Carolina, California, Virginia, Nevada and Washington. Her licenses in Nevada and Washington remain current. Although the Board did not have copies of either license, staff confirmed her licenses are current in Nevada and Washington.

MOTION

Mrs. Thompson made a motion to approve licensure for Ms. Alves. Mrs. Gilmer seconded the motion, which carried unanimously.

Kim Thu Thi Hoang, Nail Technician

This proceeding was recorded by a court reporter in order to produce a verbatim transcript should one be necessary.

Staff notified Ms. Hoang by letter dated June 17, 2010, the Board would review her application during this meeting and asked that she be present to answer questions from the members.

Kim Thu Thi Hoang appeared before the Board. Ms. Hoang presented the members with a current Georgia license. She has been licensed for approximately eight years.

Mrs. Thompson noted Ms. Hoang was initially licensed in Georgia in 2003 and her license expires in 2011. She noted no disciplinary actions have been taken against her license.

MOTION

Mrs. Webb made a motion to approve licensure for Ms. Hoang. Mrs. Brown seconded the motion, which carried unanimously.

Throng Van Nguyen, Nail Technician

This proceeding was recorded by a court reporter in order to produce a verbatim transcript should one be necessary.

Staff notified Mr. Nguyen by letter dated June 17, 2010, the Board would review his application during this meeting and asked that he be present to answer questions from the members.

Throng Van Nguyen appeared before the Board. He currently holds a nail technician license in Colorado; however, he did not bring the license with him. He does not have a GED but completed the eleventh grade in a school in Colorado. He is currently living in Colorado and would like to move to Columbia to work. His teacher converted his credit hours to clock hours.

Ms. Dantzer stated there is not a standard conversion from credit hours to clock hours.

It was noted that after the agendas were mailed to the members that OLC received licensure verification from Colorado stating he was issued a license on February 13, 2010, which will expire on March 31, 2012.

Mrs. Kinley noted that Colorado is not a national testing state.

MOTION

Mrs. Thompson made a motion to accept Mr. Nguyen's credentials; however, that he to sit for the nail technician theory and practical exams. Mrs. Webb and Mrs. Brown seconded the motion, which carried with a majority vote. Mrs. Settles voted nay.

Charlise R. Sanders, Cosmetologist

This proceeding was recorded by a court reporter in order to produce a verbatim transcript should one be necessary.

Staff notified Ms. Sanders by letter dated June 16, 2010, the Board would review her application during this meeting and asked that she be present to answer questions from the members.

Charlise Sanders appeared before the Board. Ms. Sanders was originally licensed in South Carolina. Her application and transcript were not signed nor was a copy of her driver's license included with the application.

MOTION

Mrs. Thompson made a motion to defer action on this application until the application is signed and a copy of her driver's license has been made. Mrs. Webb seconded the motion, which carried unanimously.

Viry Yommarath, Nail Technician

Mr. Jones stated Ms. Yommarath contacted him and informed him she would be taking the nail technician examination. He further stated she would not be appearing before the Board.

Amy Elizabeth Tep, Nail Technician

This proceeding was recorded by a court reporter in order to produce a verbatim transcript should one be necessary.

Staff notified Ms. Tep by letter the Board would review her application during this meeting and asked that she be present to answer questions from the members.

Amy Tep appeared before the Board. Ms. Tep was originally licensed in Massachusetts in 2007. She moved to Maine in 2008, where she also obtained licensure. Staff has received certification from California Nails Academy. She took the exam in Massachusetts and obtained licensure by endorsement in Maine.

Mrs. Kinley noted that Massachusetts is not a national testing state.

MOTION

Mrs. Thompson made a motion to allow Mrs. Tep to sit for the theory and practical exams. Mrs. Webb seconded the motion, which carried with a majority vote. Mrs. Settles voted nay.

Approval of Background Reports

Chelsea R. Ragan

This proceeding was recorded by a court reporter in order to produce a verbatim transcript should one be necessary.

Staff notified Ms. Ragan by letter dated June 16, 2010, the Board would review her application during this meeting and asked that she be present to answer questions from the members.

Ms. Ragan did not appear during this meeting.

MOTION

Mrs. Thompson made a motion to deny licensure to Ms. Ragan. Mrs. Gilmer seconded the motion, which carried. Mrs. Webb recused herself from voting in this matter.

Michelle L. Harrison

This proceeding was recorded by a court reporter in order to produce a verbatim transcript should one be necessary.

Staff notified Ms. Harrison by letter dated June 16, 2010, the Board would review her application during this meeting and asked that she be present to answer questions from the members.

Ms. Harrison did not appear during this meeting.

MOTION

Mrs. Thompson made a motion to deny licensure to Ms. Harrison. Mrs. Webb seconded the motion, which carried unanimously.

Camella S. Harding

This proceeding was recorded by a court reporter in order to produce a verbatim transcript should one be necessary.

Staff notified Ms. Harding by letter dated June 14, 2010, the Board would review her application during this meeting and asked that she be present to answer questions from the members.

Camella Harding appeared before the Board.

MOTION

Mrs. Thompson made a motion to deny Ms. Harding's application at this time; however, the Board will grant her permission to return to a future meeting with legible copies of the documentation. Mrs. Webb seconded the motion, which carried with a majority vote. Mrs. Settles voted nay.

Amye R. Cook

This proceeding was recorded by a court reporter in order to produce a verbatim transcript should one be necessary.

Staff notified Ms. Cook by letter dated June 16, 2010, the Board would review her application during this meeting and asked that she be present to answer questions from the members.

Ms. Cook appeared before the Board. She briefed the Board regarding her criminal history report.

MOTION

Mrs. Thompson made a motion to approve Ms. Cook for licensure, that her license be placed on one-year probation and that she submit a clean SLED report at the end of the one year. Mrs. Brown seconded the motion, which carried unanimously.

Deborah N. Frazier

This proceeding was recorded by a court reporter in order to produce a verbatim transcript should one be necessary.

Staff notified Ms. Frazier by letter dated June 14, 2010, the Board would review her application during this meeting and asked that she be present to answer questions from the members.

Ms. Frazier appeared before the Board and briefed the members regarding her criminal history report.

MOTION

Mrs. Thompson made a motion to approve licensure for Ms. Frasier with a one year probation period and after the one year she submit a clean SLED report at her own expense. Mrs. Gilmer seconded the motion, which carried unanimously.

Teresa Williams-James

This proceeding was recorded by a court reporter in order to produce a verbatim transcript should one be necessary.

Staff notified Ms. Williams-James by letter dated June 14, 2010, the Board would review her application during this meeting and asked that she be present to answer questions from the members.

Teresa Williams-James appeared before the Board and briefed the members regarding her criminal history report.

MOTION

Mrs. Webb made a motion to approve Mrs. Williams-James for licensure. Mrs. Gilmer seconded the motion, which carried unanimously.

Michael D. Adams

This proceeding was recorded by a court reporter in order to produce a verbatim transcript should one be necessary.

Staff notified Mr. Adams by letter dated June 16, 2010, informing him the Board would review his application during this meeting and asked that he be present to answer questions from the members.

Michael Adams appeared before the Board and briefed the members regarding his criminal history report.

MOTION

Mrs. Rodgers made a motion to approve Mr. Adams for licensure. Mrs. Thompson seconded the motion, which carried unanimously.

Ashanti R. White

Ms. White contacted Mr. Jones and asked that this matter be continued to the September 13, 2010, meeting.

Ms. Tracey McCarley stated she is appearing on Mr. Bryant's behalf. She further stated there are several different financial statements.

Mr. Bryant stated the state legislature stated the agency did not provide the Boards with financial information. He further stated he doesn't know how much information is being currently provided to the Board. He asked the members what type of information they would like to see on a financial report. He noted the fines the Board assesses goes into an account in the State Treasurer's Office and the Board does not see any of those funds. Income from all licensees (broken down) on a quarterly basis, expenses, such as travel, how much money goes to the general fund.

The Board asked that they be provided with a report on a quarterly basis and asked that it included income from licensee's fees broken down by category as well as booth renter fees.

Approval for Methods of Teaching
Gina Shelley

On June 17, 2010, the Board received a request from Gina Shelley seeking the Board's approval to become methods of teaching instructor. She included documentation with her request.

Ms. Shelley did not appear during this meeting.

Mrs. Thompson recused herself from participating and voting in this matter.

MOTION

Mrs. Gilmer made a motion to deny Ms. Shelley's request. Mrs. Webb seconded the motion, which carried with a majority vote. Mrs. Settles voted nay. Mrs. Thompson recused herself from voting.

Teleia Hamlin

The Board received a request from Teleia Hamlin seeking the Board's approval to become methods of teaching instructor. She included documentation with her request. Staff notified Ms. Hamlin that the Board would review her request during this meeting and asked that she be present to answer questions from the Board.

Ms. Hamlin appeared before the Board.

MOTION

Mrs. Settles made a motion to approve Ms. Hamlin to teach the methods of teaching course. Mrs. Brown seconded the motion, which was denied. Mrs. Settles and Ms. Brown voted in favor of the motion. Mrs. Gilmer, Mrs. Thompson, Mrs. Rodgers, and Mrs. Webb voted nay.

Barbara J. Padget

On June 30, 2010, the Board received a request from Barbara J. Padget seeking the Board's approval to become methods of teaching instructor. She included documentation with her request.

Ms. Padget appeared before the Board.

MOTION

Mrs. Settles made a motion the Board approve Ms. Padget to teach the methods of teaching course. Mrs. Gilmer seconded the motion, which carried unanimously.

Gerlyn Vereen

In a letter dated June 16, 2010, Gerlyn Vereen asks the Board for approval to become a methods of teaching instructor. She included documentation with her request.

Gerlyn Vereen appeared before the Board.

MOTION

Mrs. Settles made a motion to approve Ms. Vereen a methods of teaching instructor. Mrs. Brown seconded the motion, which carried with a majority vote. Mrs. Thompson and Mrs. Webb voted nay.

Harriette Harvey

In a letter dated March 10, 2010, Harriette Harvey is seeking the Board's approval to become a methods of teaching instructor. She included documentation with her request.

Harriette Harvey appeared before the Board.

MOTION

Mrs. Webb made a motion to approve Ms. Harvey as a methods of teaching instructor. Mrs. Rodgers seconded the motion, which carried unanimously.

Approval for CEU Changes:

BIG – Shawonda Thomas

On June 14, 2010, the Board received a request from the Beauty Industry Group (BIG) to add an educator, Rolonda R. Ceasar-Coaxum. This change will be the third and final change allowed for BIG to the 2010 continuing education classes. Staff notified Ms. Thomas by letter dated June 21, 2010 that the Board would review this request during this meeting and asked that she be present to answer questions from the members. Karen Stacks of BIG appeared before the Board.

MOTION

Mrs. Thompson made a motion to approve the third and final change for BIG's to the 2010 continuing education classes by adding Mrs. Rolonda R. Ceasar-Coazum as an educator. Mrs. Gilmer seconded the motion, which carried unanimously.

SCSCA – Pearl Clark:

On May 4, 2010, the Board received a letter from Pearl Clark of SCSCA seeking the Board's approval for a change in a continuing education class scheduled for September 13, 2010. SCSCA is asking the date of the class be moved from September 13, 2010, at the Mount Moriah Baptist Church Life Center in Spartanburg to September 12, 2010, at the CC Woodson Center in Spartanburg. The contacts for the continuing education will remain the same. Staff notified Ms. Clark by letter dated June 18, 2010 that the Board would review the request during this meeting and asked that she be present to answer questions from the members.

MOTION

Mrs. Webb made a motion to approve SCSCA's request to change the continuing education course location and date. Mrs. Rodgers seconded the motion, which carried unanimously.

SCPCBA – Jacqueline Golden:

On June 24, 2010, the Board received an email from Jacqueline Golden of SCPBCA requesting a location change for a July 12, 2010, cosmetology continuing education class. The request is to move the class from Piedmont Technical College in Greenwood to Augusta Road Library in Greenville.

The Board took no action on this matter.

SCACS – Gloria L. Smith

On June 7, 2010, the Board received an email from Gloria Smith of SCACS asking for the Board's approval to change a continuing education class inadvertently scheduled for Friday, September 10, 2010. Ms. Smith did not catch the typographical error prior to the submission of the 2010 continuing education package.

MOTION

Mrs. Thompson made a motion to approve the typographical error, which does not qualify as a change. Mrs. Gilmer seconded the motion, which carried unanimously.

Approval for CEU Provider

Edutainment LLC – Roderick Samuels

The Board received a request for a new continuing education provider from Roderick Samuels on behalf of Edutainment, LLC. Mr. Samuels included with his request an updated member list for the association's formation.

Roderick Samuels appeared before the Board and answered questions regarding the consent agreement, which he entered with the Board of Barber Examiners.

MOTION

Mrs. Settles made a motion to deny Mr. Samuels' request to form a continuing education provider association. Mrs. Thompson seconded the motion, which carried unanimously.

SCALP – Nancy Poole

The Board has received a request seeking Board approval of a new association called Southern Cosmetology Association of Licensed Professionals. Nancy Poole is the initial agent for service of process for the association.

MOTION

Mrs. Thompson made a motion to approve SCALP as a continuing education provider. Mrs. Webb seconded the motion, which carried unanimously.

MOTION

Mrs. Thompson made a motion to approve the September 12, September 26, 2010, October 3, 2010, November 21, 2010, December 3, 2010 and the December 12, 2010, classes be listed as SCALP Association classes and those dates be removed from PCP Association classes. Mrs. Gilmer seconded the motion, which carried unanimously.

Approval for Extended Program

Garrett Academy of Technology – Louis J. Martin, Jr.

On June 1, 2010, the Board received a letter from Garrett Academy of Technology seeking the Board's approval to add a cosmetology extended day program to include 20 students from North Charleston High School and Stall High School. The letter states that the session would begin in August 2010, and the hours would be from 2:00 p.m. to 6:00 p.m. Staff notified Mr. Martin that the Board would review the request during this meeting and asked that he be present to answer questions from the members.

MOTION

Mrs. Webb made a motion to deny Garrett Academy of Technology's request. Mrs. Thompson seconded the motion, which carried unanimously.

Palmetto Academy of Cosmetology (approval of summer hours) – Vickie Gregory

In a letter date April 28, 2010, the Palmetto Academy of Cosmetology is notifying the Board that effective June 14, 2010, their summer will be 8:30 a.m. to 2:30 p.m., Monday through Friday, until August 16, 2010. The letter also states that there are five students enrolled in the summer cosmetology classes.

No action was needed on this matter.

Approval of School Applications

Strom Thurmond High School, Willie Green

On April 27, 2010, the Board received a cosmetology and nail technician's school application from Strom Thurmond High School. The application shows that Willie J. Green will be the director and Tamara Mills will be the instructor. Staff notified the school by letter dated June 14, 2010, that the Board would review the application during this meeting and asked that a representative be present to answer questions from the members.

MOTION

Mrs. Thompson made a motion to approve the Strom Thurmond's High School application. Mrs. Gilmer seconded the motion, which carried unanimously.

Kenneth Shuler School of Cosmetology – Florence, Kenneth Shuler

On April 22, 2010, the Board received a cosmetology school application from Kenneth Shuler School of Cosmetology. The application reflects the school will be located in Florence. The instructors will be Tarsha Pooler and Kelli Stevens. Staff notified Kenneth Shuler's School of Cosmetology by letter dated June 14, 2010, that the Board would review the application during this meeting and asked that a representative be present to answer questions from the members.

MOTION

Mrs. Thompson made a motion to approve the Kenneth Shuler's School of Cosmetology, Florence application. Mrs. Webb seconded the motion, which carried unanimously.

Kenneth Shuler School of Cosmetology – Greenville, Kenneth Shuler

On June 30, 2010, the Board received a cosmetology school application from Kenneth Shuler School of Cosmetology. The application shows the school will be located in Greenville and the instructor will be Wendi Ingalls. Staff notified Kenneth Shuler's School of Cosmetology by letter dated June 14, 2010, that the Board would review the application during this meeting and asked that a representative be present to answer questions from the members.

MOTION

Mrs. Brown made a motion to approve the Kenneth Shuler's School of Cosmetology, Greenville application. Mrs. Webb seconded the motion, which carried unanimously.

Lincoln Middle High School, Yvonne A. Commodore

On May 17, 2010, the Board received a nail technician's school application from Lincoln Middle High School. The application shows Yvonne Commodore as the person holding financial interest in the business; however, it also shows that the instructors are pending. The application also shows that the school plans to open on August 10, 2011. Staff notified the school by letter dated June 14, 2010, that the Board would review the application during this meeting and asked that a representative be present to answer questions from the members regarding the application.

MOTION

Mrs. Webb made a motion to approve the Lincoln Middle High School's application pending correction of questions number #5, #7, as well as #5A drawings and #9. Mrs. Thompson seconded the motion, which carried unanimously.

West Ashley High School, Rhonda S. Miles

On April 26, 2010, the Board received a nail technician's school application from West Ashley High School. The application reflects Rhonda Miles as being a person holding financial interest in the school and as being the instructor. Staff notified the school by letter dated June 14, 2010, that the Board would review the application during this meeting and asked that a representative be present to answer questions from the members.

MOTION

Mrs. Thompson made a motion to approve the West Ashley High School's application pending the correction of the answer to the question regarding interest in the school. Mrs. Gilmer seconded the motion, which carried unanimously.

Hanna-Westside Ext. Campus, Cathy B. Shaw

On June 10, 2010, the Board received a cosmetology school application from Hanna-Westside Ext. Campus. The application reflects that no instructors have yet been hired. Staff notified the

school by letter dated June 14, 2010, that the Board would review the application during this meeting and asked that a representative be present to answer questions from the members.

MOTION

Mrs. Thompson made a motion to approve the application process for a preliminary inspection pending inclusion of instructors with license numbers. Mrs. Brown seconded the motion, which carried unanimously.

Approval for CEU Credit

Michelle Hampton-Furtick

The Board received a request from Michelle Hampton-Furtick that the Dudley's Educational & Motivational Symposium be approved as continuing education.

Michelle Hampton-Furtick appeared before the Board. Mrs. Hampton-Furtick stated that she asked to be placed on the July 2010, meeting agenda but was informed that the information had to be submitted forty-five days prior to the meeting. Mrs. Hampton-Furtick stated that she would take responsibility for working with USC and making sure the paperwork is submitted.

MOTION

Mrs. Settles made a motion to approve Mrs. Hampton-Furtick's request that Dudley's Educational Motivational Symposium to be held on July 31, 2010 through August 2, 2010, in Greensboro, North Carolina be approved as continuing education providing that she is responsible for appropriately certifying the information to USC and the Board of Cosmetology. Mrs. Thompson seconded the motion, which carried unanimously.

Con Ed - Cosmetology Educators Association

Mrs. Kinley reported that the request was not included in the Board's package and approximately the package included twenty-five pre-registered instructors from South Carolina. She reported package included several issues to include verification of attendances; fees being correct; and the application was not submitted within the forty-five day period.

Mrs. Thompson stated that the licensees attending the show must register prior to attending the class in order to get continuing education credit.

MOTION

Mrs. Thompson made a motion to approve CEA's as an approved continuing education program with Kenneth Schuler's Schools being the liaison. Mrs. Gilmer seconded the motion, which carried unanimously.

Hickory Southern Spa Show

The Board received a request from Hickory Southern Spa Show. Mrs. Kinley reported that this show would be for cosmetologist and estheticians only; and everything in the package is complete with the exception of the Nail, Leg, Foot Care, and Vascular Disease Class; and the Study Light Slim and Trim Treatment Option Class.

MOTION

Mrs. Gilmer made a motion to approve Hickory Southern Spa Show with the following exceptions: The Nail, Leg, Foot Care and Vascular Disease Class; and The Study Light Slim and Trim Treatment Option Class. Mrs. Webb seconded the motion, which carried unanimously.

NIC By-Law Amendments

Mrs. Kinley reported that the NIC By-Laws were written a number of years ago and there are two NIC By-Laws that needed to be amended. A Coordinator Americas Testing position was

created on the Examination Committee, which is a proclamation that states that, Aurie J. Gosnell would be the only person that would hold that title. Since that time, Mrs. Gosnell has passed away and she asked the State of South Carolina to submit that by-law amendment. Mrs. Kinley reported that in order to be eligible to be able to hold a position on the NIC Executive Board a person must be an active Board Member. She stated to that she would like to incorporate the language of the by-law to allow Advisor Board Members to be eligible to hold a position.

MOTION

Mrs. Webb made a motion to amend the By-laws to remove the proclamation that states that, Aurie J. Gosnell would be the only person to hold the title of Coordinator Americas Testing position. Mrs. Gilmer seconded the motion, which carried unanimously.

MOTION

Mrs. Gilmer made a motion to amend the By-Laws to allow Advisor Board Members to hold a position on the NIC Executive Board. Mrs. Webb seconded the motion, which carried unanimously.

Discussion Topics

Wonderlic Examination

Mr. Jones stated that the Office of Licensure and Compliance posed the question weather the Board accepts Wonderlic Examinations. Mrs. Kinley stated that yes; the Board accepts Wonderlic Examinations and asked weather Board wants to continue accepting the examinations. There are some concerns that Wonderlic does not take there testing procedures very seriously and when fraudulent practices exist, they do not do much to rectify the problems.

Mr. Hayes stated that many students do not have a high school diploma or GED in the United States and he would like the Board to consider requiring this type of examination for anyone who does not have a high school diploma or GED in the United States. Mrs. Kinley requested that Mr. Hayes submit the request to staff in writing.

MOTION

Mrs. Thompson made a motion to remove Wonderlic from the Board's Approved List of Examinations Accepted. Mrs. Gilmer seconded the motion, which carried unanimously.

State Law Exam

Mrs. Kinley reported that Representative King insisted that Quality Licensure Endorsements is added to the Regulations. This would require anyone coming into the State seeking endorsement would have to sit for an examination. Mrs. Kinley appointed a committee to research cost development and the examination fee and report back to the Board at the September 2010 meeting. The committee consisted of Mrs. Kinley; Mrs. Thompson; Mrs. Webb; and Mrs. Gilmer.

Public Comments

Mrs. Gloria Smith

Mrs. Gloria Smith asked whether the Board should allow individuals, who would like to attend the different trade shows that have been approved for continuing education to be responsible to certify that the registrants' paperwork is submitted to the association. She asked what would make that individual so approval worthy and the associations goes through so much to be approved.

Mrs. Kinley stated that the Board would have to draft a set of guidelines that would and would not be accepted.

Executive Session

MOTION

Mrs. Thompson made a motion for the Board to enter executive session to seek legal advice. Mrs. Webb seconded the motion, which carried unanimously.

Return to Public Session

The Board returned to public session.

Mrs. Kinley noted for the record that no official action was taken during executive session.

May T. Pham

MOTION

Mrs. Thompson made a motion the Board deny May Pham's application. Mrs. Settles seconded the motion, which carried unanimously.

Throng Van Nguyen

MOTION

Mrs. Thompson stated Mr. Nguyen was approved earlier to sit for both nail exams based on his application from Colorado. She modified the motion to state the motion only stands if he can show satisfactorily completion of a tenth grade education. Mrs. Brown seconded the motion, which carried unanimously.

2011 Board Meeting Dates

MOTION

Mrs. Webb made a motion the Board approve the following dates for the 2011 Board meetings. Mrs. Thompson seconded the motion, which carried unanimously.

January 10, 2011

March 14, 2011

May 9, 2011

July 11, 2011

September 12, 2011

November 14, 2011

Adjournment

MOTION

There being no further business to be discussed at this time, Mrs. Gilmer made a motion the meeting be adjourned. Mrs. Brown seconded the motion, which carried unanimously.

The July 12, 2010, meeting of the SC Board of Cosmetology adjourned at 6:07 p.m.