

South Carolina Board of Cosmetology
Board Meeting
9:00 a.m, January 11, 2021
Via Teleconference

1. Meeting Called to Order

- a. 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. In accordance with the Governor's directives regarding social distancing, the meeting will be held virtually. 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

Chairperson Melanie Thompson called the meeting of the S.C. Board to order. Other Board members participating in the meeting included:

- ❖ Laquita Clark-Horton
- ❖ Patricia Walters
- ❖ Stephanie Nye

Staff members present included: Mary League, Advice Counsel; Theresa Brown, Administrator; Patrice Deas, Staff; Christa Bell, Office of Investigations and Enforcement (OIE); Jennifer Stillwell, Office of Investigations and Enforcement (OIE); Charles S. Gwynne, Jr., Office of Disciplinary Counsel; Rodney Pigford, Office of Investigations and Enforcement (OIE); Jamie Bellamy, Office of Investigations and Enforcement (OIE)

All Other Persons Attending:

Tina Behles, Court Reporter; Bahiyah Ladson; Dana Williams; Saranda Prince; Erica Horton; Rex Faile; Jayson Powers; Shawonda Thomas; Keyona Joseph; Gina Shelley; Gloria Smith; Luisa Navarro; Seth Rose; Chesley P. Phillips; Steven Dawson; David Phami; Terry Frick; Christine Howell; Nancy Poole; Lynn Martin; Sherri Dunlap

3. Approval of Excused Absences

Ms. Laquita Clark-Horton made a motion to excuse the absence of Marci Delaney. The motion was seconded by Ms. Patricia Walters

4. Approval of Agenda

Ms. Laquita Clark-Horton made a motion to approve the meeting's agenda with any deviations deemed necessary. The motion was seconded by Ms. Patricia Walters and it carried.

5. Approval of Meeting Minutes

September 14, 2020 – Board Meeting

A motion was made by Ms. Laquita Clark-Horton to approve the meeting minutes from the September 14, 2020, board meeting. The motion was seconded by Ms. Patricia Walters and it carried.

September 28, 2020 – Committee Meeting

A motion was made by Ms. Laquita Clark-Horton to approve the meeting minutes from the September 28, 2020, committee meeting. The motion was seconded by Ms. Patricia Walters and it carried.

November 30, 2020 – Board Meeting

A motion was made by Ms. Laquita Clark-Horton to approve the meeting minutes from the November 30, 2020, board meeting. The motion was seconded by Ms. Patricia Walters and it carried.

6. Chair Remarks – Melanie Thompson

I hope that everyone had a wonderful holiday and a Happy New Year and that everyone will have a safe, healthy, and peaceful year. I asked that everyone be patient with the board and staff.

7. Administrator’s Remarks – Theresa Brown

- a. **Budget/Drawdowns** – For Information
- b. **OIE Report** – For Information - Rodney Pigford – This report was for informational purposes only and given by Mr. Rodney Pigford. In 2017 there were a total of 330 complaints; in 2018 there were a total of 346 complaints; in 2019 there were a total of 448 complaints; in 2020 there were a total of 357 complaints and a total of 33 currently active.
- c. **IRC Report** – For Approval - Rodney Pigford – This report was given by Mr. Rodney Pigford. The IRC report is from the October 8, 2020 IRC meeting. The committee recommended 11 cases for dismissal. On January 6, 2021 the investigation/inspection there were 47 cases heard and presented; 30 cases for dismissal, 8 cases for dismiss/C&D, 5 cases for letter of caution (LOC) and 4 cases for formal complaint.

A motion was made by Ms. Laquita Clark-Horton to approve the IRC report and it was seconded by Ms. Patricia Walters.

- d. **ODC Report** – For Information – Charles S. Gwynne, Jr. – The ODC report is for informational purposes only. There were 37 open cases, 1 pending CA/MOA open case, 1 pending complaint, 2 pending board action, 1 final hearing, and 20 pending citation hearing and 1 closed case.
- e. **Inspection Report/Citation Report – For Approval** – Christa Bell. In November, there were 663 inspections, with 1 of them being a school; there were 727 inspections and 2 of them were schools; there were a total of 7706 inspections with 45 of them were schools. There are a total of 5987 active salons as of January 8, 2021.

Chairperson Melanie Thompson asked if they had a total number of schools and Jennifer Stillwell said that she will have that report the next time.

- f. **State Ethics Commission** –Submit your State Ethics report by March 30, 2021

8. Old Business

9. New Business

- a. **Ratification of Approved CE Packets with Substantial Corrections**

Ms. Brown request that the below following associations with substantial corrections be ratified for Board approval.

- Bella Miranda CE Assn LLC
- Bella Touch Association LLC
- Beyond Education Standards Team LLC (BEST)
- C. Howell Beauty’s Done LLC
- Diverse Beauty LLC
- Excel Continuing Education online & on-site
- Higher Edge Cosmetology PA
- Miracle Cosmetology Association
- South Carolina Association of Cosmetic Arts on-site
- Style Me Up! Salon Suites LLC

Ms. Laquita Clark-Horton made a motion to ratify the approval of the CE Providers substantial corrections. Ms. Patricia Walters seconded the motion and it carried.

b. Consideration of Revised Final Inspection Form

Ms. Jennifer Stillwell presented to the Board the revisions to the Final Inspection form.

Ms. Laquita Clark-Horton made a motion to approve the revised Final Inspection form pending changes. Ms. Patricia Walters seconded it and the motion carried.

c. Consideration of Licensure

i. My Dung Luu

This agenda item was resolved prior to the board meeting.

ii. Rex Faile

Mr. Rex Faile was representing himself and requested to appear before the board for licensure through endorsement.

Ms. Laquita Clark-Horton made a motion to request that they go into executive session for legal advice. It was seconded by Ms. Patricia Walters.

Ms. Laquita Clark-Horton made a motion to come out of executive session and it was seconded by Ms. Patricia Walters. No motions were made in executive session.

The motion was made by Ms. Patricia Walters that Mr. Faile receive his license with conditions, he will be on probation for a two year period and must provide at his own expense a SLED report at the end of each year. The motion was seconded by Ms. Laquita Clark-Horton and it carried.

iii. Savannah Ballard

Ms. Savannah Ballard was represented by her lawyer, Seth Rose, and requested to appear before the board for licensure.

Ms. Laquita Clark-Horton made a motion to request that they go into executive session for legal advice. It was seconded by Ms. Patricia Walters.

Ms. Laquita Clark-Horton made a motion to come out of executive session and it was seconded by Ms. Patricia Walters. No motions were made in executive session.

The motion was made by Ms. Patricia Walters that Ms. Ballard receive her license with conditions, she will be on probation for a two year period and must provide at her own expense a SLED report at the end of each year. The motion was seconded by Ms. Laquita Clark-Horton and it carried.

d. Consideration to Add New Program

i. The Academy of Beauty

Ms. Saranda Prince appeared before the Board representing The Academy of Beauty in regards to add an Esthetics program targeted for February 9th for 5 hours Tuesday and Thursday evenings and every other Saturday for 7 hours with Theory given online through mind tap.

Ms. Laquita Clark-Horton made a motion to approve The Academy of Beauty to add a new program. Ms. Patricia Walters seconded it and the motion carried.

e. Consideration of New School

i. Split Image School of Cosmetic Arts

Ms. Shawonda Thomas appeared before the Board representing Split Image School of Cosmetic Arts in regards to her request for approval of a new school. The program will include 1500 hours for cosmetology, 300 hours for nail technicians, 450 hours for estheticians and 750 hours for instructor training. Her planned opening date is February 1, 2021.

Ms. Laquita Clark-Horton made a motion to approve Split Image School of Cosmetic Arts pending approval of pending inspection. It was seconded by Ms. Patricia Walters and it carried.

f. Consideration to Update School Contract

i. Pampered Beauty School of Nails

Ms. Keyona Joseph appeared before the Board representing Pampered Beauty School of Nails to request to update their school contract. Ms. Joseph discussed the updates to the student contract. The Board chair recommended some changes/update and Ms. Joseph agreed.

Ms. Laquita Clark-Horton motioned to approve pending the revisions of the contract and clarification of the withdrawal policy. Ms. Patricia Walters seconded the motion and it carried.

g. Consideration of Classroom Change

i. Academy for Technology and Academics

Mr. Jayson Powers appeared before the Board representing Academy for Technology and Academics to request for the esthetics class room change. Mr. Powers stated that it would be ready for inspections by next week.

Ms. Laquita Clark-Horton motioned to approve Academy for Technology and Academics pending approval of the inspection. Ms. Patricia Walters seconded the motion and it carried.

h. Consideration of Temporary Classroom Change

i. Kenneth Shuler School of Cosmetology

Mr. Steve Dawson appeared before the Board representing Kenneth Shuler School of Cosmetology to request a temporary classroom change for six (6) months to allow for social distancing due to COVID.

Ms. Laquita Clark-Horton motioned to approve Kenneth Shuler School of Cosmetology for a temporary classroom change pending inspection. Ms. Patricia Walters seconded it and the motion carried.

i. Consideration of Disciplinary CE Providers

i. Alpha Cosmetology Assoc. LLC

Ms. Dana Williams appeared before the Board representing Alfa Cosmetology Assoc. LLC in regards to her request to become a Disciplinary CE Provider.

Ms. Laquita Clark-Horton motioned to approve Alpha Cosmetology Assoc. LLC as a disciplinary provider pending update of the contact information. Ms. Patricia Walters seconded it and the motion carried.

ii. B and T Hair Group

Ms. Bahiyah Ladson appeared before the Board representing B and T Hair Group in regards to her request to become a Disciplinary CE Provider.

Ms. Laquita Clark-Horton motioned to approve B and T Hair Group as a Disciplinary CE Provider. Ms. Patricia Walters seconded it and the motion carried.

Chairperson Melanie Thompson requested a 10 minute comfort break.

During the break, Ms. Stephanie Nye joined the meeting.

iii. Hair Heirs LLC

Chairperson Melanie Thompson recused herself due to the familial affiliation.

Gina Shelley appeared before the Board representing Hair Heirs in regards to her request to become a Disciplinary CE Provider.

Ms. Patricia Walters motioned to approved Hair Heirs LLC as a Disciplinary CE Provider. Ms. Stephanie Nye seconded it and the motion carried.

iv. Nails Skin and Hair of America LLC

Ms. Chesley Paige Phillips appeared before the Board representing Nails Skin and Hair of America LLC in regards to her request to become a Disciplinary CE Provider.

Ms. Patricia Walters motioned to approve Nails Skin and Hair of America LLC as a Disciplinary CE Provider pending update of the contact information. Ms. Laquita Clark-Horton seconded it and the motion carried.

v. SC Assoc. of Cosmetology Schools

Ms. Gloria Smith appeared before the Board representing SC Assoc. of Cosmetology Schools in regards to her request to become a Disciplinary CE Provider.

Ms. Laquita Clark-Horton motioned to approve SC Assoc. of Cosmetology Schools as a Disciplinary CE Provider. Ms. Patricia Walters seconded it and the motion carried.

vi. Upstate Hair Skin and Nails LP

Ms. Lynn Martin appeared before the Board representing Upstate Hair Skin and Nails LP in regards to her request to become a Disciplinary CE Provider.

Ms. Laquita Clark-Horton motioned to approve Upstate Hair Skin and Nails LP as a Disciplinary CE Provider. Ms. Patricia Walters seconded it and the motion carried.

10. Final Order Hearings

a. 2018-306

This case was in the matter of David Phami. Mr. Charlie Gwynne presented the findings of the case and Kevin Eckerd was the witness. Mr. Phami was fined \$500 which has been paid. Mr. Phami appeared before the Board but waived his right to an attorney.

Ms. Patricia Walters motioned to accept the Hearing Officer's recommendations. Ms. Laquita Clark-Horton seconded it and the motion carried.

b. 2019-221

This case was in the matter of Luisa Navarro. She requested to defer this hearing until the next meeting. Ms. Navarro must obtain an attorney and get him up to speed with her case.

11. Adjournment

Ms. Laquita Clark-Horton motioned to adjourn the meeting at 1:12 pm. Ms Patricia Walters seconded it and the motion carried.

The next meeting of the S.C. Board of Cosmetology is scheduled for March 8, 2021.