

South Carolina Board of Cosmetology
Board Meeting
9:00 a.m., September 14, 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. 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 of Cosmetology to order at 9:08 a.m. Other board members participating in the meeting were:

- ❖ Laquita Clark-Horton
- ❖ Ashley Tucker Johnson
- ❖ Stephanie Nye
- ❖ Patricia Walters

Staff members present included: Mary League, Advice Counsel; Theresa Brown, Administrator; Kimberly Brooks, Staff; Patrice Deas, Staff; Charles Gwynne, Staff; Jennifer Stillwell, Staff; Doc Smith, Staff

All other Person Attending

Sean Cary, Court Reporter; Adeline Ketchen, La'Tanya Epps, Ashley Bonass, Melissa Jones Horton, Kyea Sturkin, Kathryn Martin, Sheila Williams, Sandra Mckinsey, Richard Scott, Tonya Volk, Chesley Phillips, Dung Huynh, Aliceson Wheelchel, Miranda Byars, Nancy Poole, Jannetta Logan, Kimberly Weeks, Marcus Hutchison, Renee Wheeler, Samona Greene, Sandra Mckinsey, Tarnissaya Choice, John Ray, Debora Geigher, Gloria Smith, Janetta Logan, Jasmine Kennedy Kathy Greer, Katrina Sherley, Khali Kenny, Steven Dawson

3. Approval of Excused Absences

No excused absences to approve.

4. Approval of Agenda

Ms. Laquita Clark-Horton made a motion to approve the agenda with any deviations deemed necessary. Ms. Ashley Tucker Johnson seconded he motion and it carried.

5. Approval of Meeting Minute

Ms. Laquita Clark-Horton made a motion to approve the meeting minutes from the July 12, 2021 board meeting. Ms. Patricia Walters seconded the motion and it carried.

Ms. Laquita Clark-Horton made a motion to approve the meeting minutes from the July 13, 2021 board meeting. Ms. Patricia Walters seconded the motion and it carried.

Ms. Laquita Clark-Horton made a motion to approve the meeting minutes from the September 2, 2021 board meeting. Ms. Patricia Walters seconded the motion and it carried.

6. Chair Remarks – Melanie Thompson

No remarks given at this time.

7. Administrator's Remarks – Theresa Brown

a. Budget/Drawdowns – For Information

b. OIE Report – For Information – Doc Smith- This report was for information purposes only and was given by Doc Smith. The OIE report was dated for September 13, 2021. 337 complaints received 1/1/2021-9/2/2021; 27 active investigations and 64 closed cases.

c. IRC Report – For Approval – Doc Smith- This report was for approval and was given by Doc Smith. The IRC report is from the September 13, 2021 IRC meeting. Based on this IRC meeting, the committee recommends 37 cases for dismissal, 6 cease and desist, 2 administrative law court and 4 formal complaint. A total of 55 complaints.

Laquita Clark-Horton made a motion to approve the IRC Report. Ms. Patricia Walters seconded the motion and it carried.

d. ODC Report – For Information – Charles S. Gwynne, Jr- The report is for informational purposes only. The ODC report was dated for August 30, 2021. There are currently 23 open cases. There are 18 cases pending hearing and agreements, 0 cases pending closure, 15 closed cases, and 1 appeal case.

e. Inspection Report/Citation Report – For Approval – Jennifer Stillwell

In January, there were 648 inspections, 4 were schools. In February, there were 756 inspections, 7 were schools. In March, there were 680 inspections, 6 were schools. In April, there were 696 inspections, 2 were schools. In May, there were 510 inspections, 3 were schools. In June, there were 623 inspections, 4 were schools. In July, there were 588 inspections, 5 were schools. In August, there were 740 inspections, 6 were school. A total of 5,241 salon inspections for the year, 37 were schools. There were a total of 6,595 active salons as of September 8, 2021.

Laquita Clark- Horton made a motion to approve the inspection and citation reports. Ms. Patricia Walters seconded the motion and it carried.

8. Old Business

a. Request for Board Promulgation of Emergency Temporary Distance Education Regulations

Board members agreed to discuss this agenda item before adjourning the meeting.

b. Consideration of Virtual or In-person Meetings

Laquita Clark-Horton made a motion to continue with virtual meetings. Stephanie Nye seconded the motion and it carried.

c. Consideration of Methods of Teaching Through Distance Learning

Theresa Brown stated that she received several inquiries about distance learning for methods of teaching courses.

Stephanie Nye made a motion to go into executive session for legal advice. Laquita Clark Horton seconded the motion.

Laquita Clark- Horton made a motion to come out of executive sessions. Ms. Stephanie Nye seconded the motion. There were no motions or votes taken during the executive session.

Ashley Tucker Johnson made a motion to keep methods of teachings classes' in-person. Ms. Laquita Clark-Horton seconded the motion and it carried.

Ms. Laquita Clark- Horton made a motion to move item 9c up (Consideration of New CE Provider). Patricia Walters seconded the motion and it carried.

Each provider below was asked to appear before the board to be approved for the 2021- 2023 renewal period. All providers provided their application, membership roster, and certificates of existence.

9c. Consideration of New CE Provider

- i. A Better You Cosmetology Association CE.34
- ii. Beautiful Innovations by Suzette LLC
- iii. C. Williams CEU Training Association CE.67
- iv. De Luxe Spa LLC
- v. Dunn-N-One, Hairknotx LLC
- vi. Educate Inspire Motivate Cosmetology Association LLC CE.72
- vii. Institute of Advanced Esthetics LLC
- viii. JKU Cosmetology Association LLC CE.36
- ix. Marcus Antonio Training Association LLC
- x. Pedi Parlor LLC CE.81
- xi. Riches Nail & Beauty Bar
- xii. Southern Cosmetology Association of Licensed Professionals LLC (SCALP) CE.14
- xiii. Style Me Up Salon! Salon Suites LLC CE.100
- xiv. Sweet Feet Foot Care Services LLC
- xv. Tarnissaya LLC
- xvi. The ETA Concept for Advance Training CE.97
- xvii. T.L.C Hair
- xviii. U.H.D. Academy CE.74
- xix. Wheeler B's Beauty Association

Ms. Laquita Clark- Horton made a motion to approve all 19 CE providers for 2021- 2021. The motion was seconded by Patricia Walters and it carried.

Administrator Theresa Brown stated to the CE providers that all packets are due September 30, 2021.

9. New Business

a. Consideration of Licensure

i. Miranda Carrasco-Byars

Ms. Miranda Carrasco-Byars represented herself and requested licensure with a criminal background. Ms. Carrasco-Byars answered the board's questions and gave background information on her application.

Patricia Walters made a motion to go into executive session for legal advice. Stephanie Nye seconded the motion and it carried.

Laquita Clark-Horton made a motion to come out of executive session. Ms. Patricia Walters seconded the motion. There were no motions or votes taken during the executive session.

Ms. Laquita Clark-Horton made a motion to approve Ms. Miranda Carrasco-Byars application. Ms. Stephanie Nye seconded the motion and it carried.

ii. Khalia Kenny

Ms. Khalia Kenny was representing herself and was asked to appear before the board regarding

her exam application. Ms. Kenny answered the board's questions and gave a background on her application.

Ms. Laquita Clark- Horton made a motion to go into executive session for legal advice. Stephanie Nye seconded the motion and it carried.

Ms. Laquita Clark -Horton made a motion to come out of executive session. Patricia Walters seconded the motion and it carried. There were no motions or votes taken during the executive session.

The motion was made by Ms. Laquita Clark- Horton that Ms. Kenny be approved under the following conditions, she will be on probation for a 2 year period and must provide a SLED report at the end of each year. Ashley Tucker Johnson seconded the motion and it carried.

A motion was made by Ms. Laquita Clark- Horton to go into closed session. Ms. Patricia Walters seconded the motion carried and it carried.

iii. Katrina Sherley

Ms. Katrina Shirley was seeking approval for an endorsement application with a criminal background. Ms. Sherley answered the board's questions and gave a background on her application.

A motion was made by Laquita Clark-Horton to go in to executive session for legal advice. Ms. Patricia Walters seconded the motion and it carried.

Ms. Laquita Clark -Horton made a motion to come out of executive session. Patricia Walters seconded the motion and it carried. There were no motions or votes taken during the executive session.

A motion was made by Stephanie Nye to approve licensure by endorsement from Arkansas under the following conditions, she will be on probation until Jan 15, 2023 and must provide a SLED check at the end of each calendar year. Based on the decision from the Arkansas court proceedings, Ms. Sherley must report back to the board. The motion was seconded by Laquita Clark –Horton and the motion carried.

The motion was made by Laquita Clark- Horton to come out of closed session. The motion was seconded by Patricia Walters and the motion carried.

A motion was made by Ms. Laquita Clark- Horton to go into closed session. Ashley Tucker Johnson seconded the motion carried and it carried.

iv. Kathryn Martin

Ms. Kathryn Martin represented herself and requested licensure without passing the NIC exam .Ms. Martin answered the board's questions and gave background information on her application.

Patricia Walters made a motion to deny licensure for Ms. Martin based upon our state regulation. Ms. Laquita Clark Horton seconded the motion and it carried.

A motion was made by Laquita Clark- Horton to come out of closed session. Ms. Ashley Tucker Johnson seconded the motion and it carried.

b. Consideration of New Schools

i. Horse Creek Academy Charter School

Tonya Volk appeared before the board representing Horse Creek Academy Charter School to

request to open a new school.

Ms. Laquita Clark- Horton made a motion to approve the new school pending the preliminary and final inspections. Ms. Ashley Tucker Johnson seconded the motion and it carried.

ii. Logan's Academy of Cosmetology

Janette Logan appeared before the board representing Logan's Academy of Cosmetology to request to open a new school.

Ms. Laquita Clark- Horton made a motion to approve the new school pending the preliminary and final inspections. Ms. Ashley Tucker Johnson seconded the motion and it carried.

iii. KNK Academy of Cosmetic Arts

Kyea Sturkin appeared before the board representing KNK Academy of Cosmetic Arts to request to open a new school.

Ms. Laquita Clark- Horton made a motion to approve the new school pending the preliminary and final inspections. Ms. Ashley Tucker Johnson seconded the motion and it carried.

A motion was made by Patricia Walters to approve a comfort break. The motion was seconded by Laquita Clark- Horton and the motion carried.

10. Final Order Hearings – Charles S. Gwynne

i. 2019-422 & 2020-87

This case was in the matter of Esthetics International, INC. Mr. Charles Gwynne presented the findings of the case. The respondent did not appear but was properly noticed.

Ms. Patricia Walters made a motion to accept the Hearing Officer's recommendations. Ashley Tucker Johnson seconded the motion and it carried.

ii. 2020-9

Laquita Clark-Horton made a motion to defer case until the next Board meeting. The motion was seconded by Ashley Tucker Johnson and the motion carried.

Ms. Laquita Clark-Horton made a motion to defer case until the next board meeting. The motion was seconded by Ashley Johnson Tucker and it carried.

11. Request for Board Promulgation of Emergency Temporary Distance Education Regulations

Ms. Melanie Thompson asked the board members for suggested task force members. The purpose for the task force is to establish regulations for how schools will operate in emergency situations.

Laquita Clark-Horton made a motion to establish a task force to discuss regulation with all board members participating and extend an invitation to Ms. Debra Legrand, Scott Bills, Dr. Eleanor Glover Gladney, Ms. Sabrina Huggins and Nancy Poole. If they choose not to participate, a special called meeting will be held to select additional task force members. Ms. Patricia Walters seconded the motion and it carried.

12. Board Member Reports

No report given at this time.

13. Adjournment

Ms. Stephanie Nye made a motion to adjourn the meeting at 1:19p.m. Laquita Clark- Horton seconded the motion and it carried.

The next meeting of the S.C. Board of Cosmetology is scheduled for October 18th and 19th, 2021.