

South Carolina Board of Cosmetology
Board Meeting
9:00 a.m., March 13, 2023
Via WebEx

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

Vice Chairperson Laquita Clark-Horton called the meeting of the S.C. Board of Cosmetology to order at 9:05 a.m. Other board members participating in the meeting were:

- ❖ Ashley Tucker Johnson
- ❖ Patricia Walters

LLR staff present included: Mary League, Advice Counsel; Theresa Brown, Administrator; Robynn Devine, Patrice Deas; Jennifer Stillwell, OIE; James Kemfort, OIE; Sheila Hawkins, OIE; and Erin Baldwin, ODC;

Others in attendance: Sallye Nelson, Court Reporter; Garret Shuler, Tiffany Canzater, Sang Le, and Tu Tran.

3. Approval of Excused Absences

Ms. Patricia Walters made a motion to approve the absence of Melanie Thompson from the meeting. Ms. Ashley Tucker Johnson seconded the motion and it carried.

4. Approval of Agenda

Ms. Ashley Tucker Johnson made a motion to approve the agenda with any deviations necessary. Ms. Patricia Walters seconded the motion and it carried.

5. Approval of Meeting Minutes

a. Cosmetology Board Meeting – January 9, 2023

Ms. Ashley Tucker Johnson made a motion to approve the minutes for the January 9, 2023 Board meeting. Ms. Patricia Walters seconded the motion and it carried.

b. Cosmetology Task Force Meeting – January 10, 2023

Ms. Ashley Tucker Johnson made a motion to approve the minutes for the January 10, 2023 Task Force meeting. Ms. Patricia Walters seconded the motion and it carried.

6. Vice Chair Remarks – Laquita Clark Horton

There were no remarks.

7. Administrator's Remarks – Theresa Brown

a. Budget/Drawdowns – For Information

b. **OIE Report – For Information – James Kemfort-** This report was for information purposes only and was given by James Kemfort. The OIE report is as of March 13, 2023, since January 1, 2023 there were 111 total complaints; 18 active complaints with the average age of 47 days and 8 were closed.

- c. **IRC Report** – For Approval – James Kemfort- This report was for approval and was given by James Kemfort. The IRC met on February 21, 2023 with the professional members in attendance being Gloria Lee Smith and Nancy Poole. There were 24 total cases submitted and the committee recommended 14 cases for dismissal, 2 cease and desist letter, 2 letter of cautions, and 6 formal complaints.

Ms. Ashley Tucker Johnson made a motion to approve the IRC report. Ms. Patricia Walters seconded the motion and it carried.

- d. **ODC Report** – For Information – Erin Baldwin- Ms. Erin Baldwin informed the Board that Ms. Sara Morris is no longer with the agency and Ms. Baldwin will be with the Board until the vacancy is filled or it becomes her permanent assignment.
- e. **Inspection Report/Citation Report** – For Approval – Jennifer Stillwell- For the month of January, 888 inspections were completed and 7 of those were schools. For the month of February, a total of 781 inspections were completed and 3 of those were schools. The total to date 1,669 salons that were inspected and 10 of those were schools.

Ms. Ashley Tucker Johnson made a motion to approve the Inspection and Citation Report. Ms. Patricia Walters seconded the motion and it carried.

8. New Business

- a. **Consideration of Licensure**
 - i. **Tiffany Canzater**

Ms. Tiffany Canzater appeared before the board representing herself to request approval to be considered for licensure. She is currently licensed as a barber master haircare specialist and a barber Instructor. Her master haircare education was obtained through on-the-job training. Staff notified Ms. Canzater of the Board's decision regarding equivalent education to cross over into cosmetology and she is here seeking an exemption. Ms. Canzater was sworn in by the court reporter. Ms. Canzater explained her reasoning for why she should be approved for consideration of licensure then discussion ensued.

Ms. Patricia Walters made a motion to deny crossover licensure based on the statutes. Ms. Ashley Tucker Johnson seconded the motion and it carried.

- b. **Consideration of School Changes**
 - i. **Kenneth Shuler Schools (All locations) (Student Contract Change)**

Mr. Garret Shuler appeared before the board representing Kenneth Shuler Schools (All locations) to request changes to the student contracts. Mr. Shuler was sworn in by the court reporter. Mr. Shuler explained his reasoning for wanting to update the student contracts then discussion ensued.

Ms. Ashley Tucker Johnson made a motion to approve Kenneth Shuler Schools (All Locations) changes to their student contracts that were presented. Ms. Patricia Walters seconded the motion and it carried.

- c. **Final Order Hearings**

- i. **2022-259**

This case is in the matter of Amanda Hopkins-Jenkins. Ms. Hopkins-Jenkins did not appear before the board. Ms. Erin Baldwin stated that respondent did not appear at the underlying hearing either and the recommendation is to dismiss the citation appeal. Ms. Baldwin stated there were attempts to reach Ms. Hopkins-Jenkins via phone, email and she was provided the WebEx link even though she did not respond. Also, certified and regular mail was sent to Ms. Hopkins-Jenkins with regards to the certificate of service for the actual Notice of Hearing.

Ms. Laquita Clark Horton asked the Board if they wish to proceed in Ms. Hopkins-Jenkins absence based on the information from the disciplinary counsel that the respondent was timely and properly served notice and has not appeared. The Board members agreed to proceed.

Ms. Erin Baldwin presented the findings of the case.

Ms. Ashley Tucker Johnson made a motion to uphold the hearing officer's recommendations to dismiss the citation appeal. Ms. Patricia Walters seconded the motion and it carried.

ii. 2022-171

This case is in the matter of Sang Le. Mr. Sang Le appeared before the board representing himself. Mr. Le's wife, Ms. Tu Tran, was also in attendance to assist her husband in translating Vietnamese to English and English to Vietnamese. Both Mr. Le and Ms. Tran were sworn in by the court reporter. Ms. Erin Baldwin presented the findings of the case.

Ms. Patricia Walters made a motion to accept to the hearing officer's recommendation. Ms. Ashley Tucker Johnson seconded the motion and it carried.

9. Board Member Reports

No report given at this time.

10. Adjournment

Ms. Ashley Tucker Johnson made a motion to adjourn the meeting at 9:58 a.m. Ms. Patricia Walters seconded the motion and it carried.