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APPROVED MINUTES
South Carolina Board of Cosmetology
10:00 a.m., January 10, 2012
Synergy Business Park
Kingstree Building, Conference Room 108
110 Centerview Drive, Columbia, SC 29210

Video of this meeting can be viewed at the state's public website:

www.llr.state.sc.us/POL/Cosmetology, On the Board's home page click "Board Information" and follow the link to the video.

These minutes are a record of the motions/ official actions taken by the Board, and a brief summary of the meeting. A transcript of this meeting providing more detail will be available on the Board's website – www.llr.state.sc.us/pol/

Meeting Called to Order

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 Pledge of Allegiance was recited by all present. The rules of the meeting were read by the Chairperson.

Pledge of Allegiance

Rules of the Meeting Read by the Chairman

Introduction of Board Members and All Other Persons Attending

Rosanne H. Kinley, Chairperson, of Anderson, called the regular meeting of the Board of Cosmetology to order. Other Board members present for the meeting included: Melanie C. Thompson, Vice Chairperson, of Myrtle Beach; Delores J. Gilmer of Charleston and Selena M. Brown of Columbia.

Staff Members Participating in the Meeting

Dean Grigg, Advice Counsel; Byron Ray, Administrator, Roz Bailey-Glover, Matteah Taylor, Shirley Wider, Administrative Staff, Betty M. Washington, Court Reporter.

All Other Persons Attending:

Ton Vo, Vu Le, Phuong Le, Lita Rivera, Angela Cook, Vuong Rufty, Dixie Bardo, Johnny Hong, Kristen Faust, Christopher Rufty, Fong Lee, Lee Von Vo, Janice Curtis.

Approval of Excused Absences

Cynthia T. Rodgers of Lancaster was excused.

Katherine T Webb came to the meeting, but the meeting was late getting started so she had to leave.

Approval of Agenda

MOTION:

Ms. Thompson made a motion to approve the agenda with deviations as deemed necessary. Ms. Gilmer seconded the motion, which was carried unanimously.

51 **Chairman’s Remarks – Rosanne Kinley – There were none.**

52

53 **Administrator’s Remarks, For Information – Byron Ray: There were none.**

54

55 **Advisory Opinions, if Needed, Office of General Counsel: There were none.**

56

57 **Legislative Update, if Needed, Legislative Liaison Office: There was none.**

58

59 **OIE Report – Office of Investigations and Enforcement: No report given.**

60

61 **OGC Report – Office of General Counsel: No report given.**

62

63 **Inspector’s Report: No report given.**

64

65 **Old Business**

66

67 **Approval of License through Endorsement**

68 **Lita K. Rivera**

69 Staff notified Ms. Rivera to appear before the Board to answer questions members may have concerning
70 the endorsement application. Ms. Rivera needed 500 credit hours in order to complete the licensing
71 requirements. Ms. Rivera testified she has 13 years of work experience, but could not explain why she
72 submitted an old W2 form from 1999. The Board explained the W2’s should be current years. Ms. Rivera
73 stated she passed the NIC examinations, and was told by the Board that she could work on the passing
74 scores until the license was issued. The license decision was tabled to allow Ms. Rivera to provide current
75 W2’s for the past three years. The application was tabled and would be revisited during the next
76 scheduled conference call.

77

78 **MOTION:**

79 Ms. Thompson made a motion to table the application to give Ms. Rivera time to submit current
80 W2 forms for the last three years. The Board will include her application in the next conference call
81 meeting. Ms. Gilmer seconded the motion, which was carried unanimously.

82

83 **Approval of License with Background Report**

84 **Kristen M. Faust**

85 Staff notified Ms. Faust to appear before the Board to answer questions members may have concerning
86 the application and background report. Ms. Faust testified that the case against her was dismissed in 2000
87 and that she paid \$6,000 in restitution for writing bad checks. Ms. Faust stated that she knowingly
88 received a credit card from a friend that belonged to someone else. Ms. Faust stated she received a 5 and a
89 half year sentence and spent 6 months in jail which changed her life for the better.

90

91 **MOTION:**

92 Ms. Thompson made a motion to approve the license. Ms. Gilmer seconded the motion, which
93 was carried unanimously.

94

95

96 **Angela Cook**

97 Staff notified Ms. Cook to appear before the Board to answer questions members may have concerning
98 the application and background report. Ms. Cook stated she had a domestic violence charge, but the drug
99 charge was dropped. Ms. Cook explained she received prescription drugs from a doctor she should not
100 have obtained. Ms. Cook stated she has a job in Myrtle Beach, SC

101

102 **MOTION:**

103 Ms. Gilmer made a motion to approve the license. Ms. Brown seconded the motion, which was
104 carried unanimously.

105

106 **Approval of License through Endorsement**

107 **Lena T. Nguyen**

108 Staff has requested that the Board review the application for endorsement. Ms. Nguyen was not notified
109 to appear for questions. Mr. Ray stated that Ms. Nguyen would appear at the March, 2012 Board meeting.

110

111 **Approval of Licenses with Education Concerns**

112 **Vuong Rufty—Nail Technician**

113 Staff has requested that the Board review the application with education concerns. Vuong Rufty attended
114 school in Florida and received 350 hours of education and has taken the NIC examinations.

115

116 **MOTION:**

117 Ms. Brown made a motion to approve the license. Ms. Gilmer seconded the motion, which was
118 carried unanimously.

119

120 **Johnny Hong—Nail Technician**

121 Staff has requested that the Board review the application with education concerns. Mr. Hong testified that
122 he went to nail tech school in Florida for 6 months but did not obtain the license. He moved to South
123 Carolina with his sister, and that he does not have a job as he is currently in college. Mr. Hong stated that
124 he took the NIC examinations in 2011 and needs to go to work.

125

126 Ms. Brown made a motion to approve the license, but the motion was withdrawn as the Board members
127 had more questions for Mr. Hong.

128

129 **MOTION:**

130 Ms. Brown made a motion to approve the license. Ms. Gilmer seconded the motion which was
131 carried. Ms. Thompson voted nay.

132

133 **Ton X. Vo—Nail Technician**

134 Staff has requested that the Board review the application with education concerns. Mr. Vo testified that
135 he was from Georgia, but went to school in Florida. His family owns two salons in Georgia, he has a
136 Georgia license, but he did not want to work with his family. He moved to Florida in 2010 and went to
137 school while living with a friend. The Board had concerns that the training affidavit he presented was not
138 notarized properly. Mr. Vo completed the form for the testing service, PCS which LLR staff used to
139 verify Mr. Vo's school training.

140

141 **MOTION:**

142 Ms. Brown made a motion to approve the license. Ms. Gilmer seconded the motion which was
143 carried. Ms. Thompson voted nay.

144

145 Mr. Ray stated to the Board that the Affidavit of School Training will appear on the next Board meeting
146 agenda for discussion.

147 **Approval of Instructor's License**

148 Dixie Lee Bardo was notified by staff to appear before the Board. Ms. Bardo stated that she attended a
149 vocational high school in Pennsylvania and went on to take 500 hours of instructor training. She has a
150 license in Pennsylvania. After a brief discussion the Board approved the instructor's license.

151

152 **MOTION:**

153 Ms. Thompson made a motion to approve the license. Ms. Gilmer seconded the motion, which
154 was carried unanimously.

155
156 **Discussion: There was none.**

157
158 **Board Member Reports**

159 Ms. Brown did not have a member report. Ms. Thompson stated that she participated in the Board's
160 conference call meetings on November 28, December 5 and 7, 2011. She's working on the regional
161 meeting and stated that everyone should have received their registrations packets by now. Ms. Gilmer
162 stated that she also participated in the Boards conference call on December 5, 2011. Ms. Gilmer stated
163 that she attended a PCS program on December 19, 2011 at the Clarion Hotel, which was successfully
164 attended by 95 people.

165
166 Ms. Thompson had questions about the November 28, 2011 minutes, specifically line 160 where the
167 Board discussed having the staff to send a letter to Mr. Jay Lacy about the sanitation classes not being
168 approved to be offered on line. Ms. Thompson wanted to know if the letter was ever sent to Mr. Lacy by
169 staff and wanted a copy for the Board. Chairperson Kinley clarified that this was a second request and
170 wanted to know if PPC was making the three hour sanitation and legal classes available online. Mr. Lacy
171 was previously told that the online courses were for continuing education purposes only, and that the
172 sanitation and legal classes were not continuing education classes. These classes are for disciplinary
173 purposes only and cannot be offered online under continuing education. When the letter goes out, please
174 copy the Board members. Also, Ms. Thompson asked that the online continuing education classes that
175 providers establish some type of protocol to verify the attendees have not taken 6 hours with one provider
176 and 6 hours with another provider. This request was also made at the November Board meeting. Ms.
177 Thompson wanted to know if the request was ever put in writing for the providers. Chairperson Kinley
178 requested that the online providers of continuing education forward to staff member, Ms. Wider the
179 names of those licensees who took CEU's online. USC stated that they cannot cross-reference on-line
180 attendees. The Board needs something developed to cross check to ensure licensees are not taking 6 hours
181 on-line with one provider and 6 hours with another.

182
183 CEU providers need to send their finalized copy to the Board staff to be published on the website.
184 Providers must sign their finalized copy submitted to the Board to ensure that it is true and accurate.
185 Providers must be sent the guidelines outlining the videotaping requirements. Providers must have the
186 video taping of their courses. Ms. Wider stated that she has received the letters back with the exception
187 of one provider. Ms. Thompson also stated that providers were supposed to submit specific video archive
188 tapes of the classes for the Boards review. Mr. Ray stated that none have come in and that he will contact
189 the providers to obtain the video tapes. Ms. Thompson stated that all providers who did not submit the
190 video must be sent a formal letter letting them know that they are in violation of the continuing education
191 procedures of the Boards. The letter should state that they have seven business days to comply.

192
193 Ms. Thompson stated that the next Board meeting in March will be two days unless otherwise
194 established, based on the agenda, by Ms. Thompson and Chairperson Kinley. Mr. Ray stated that staff
195 will follow up on the room availability for the two day meeting.

196
197 **Public Comments: There were none.**

198
199 **Adjournment: The meeting adjourned at 12:55 p.m.**

200
201 **MOTION:**

202 Ms. Thompson made a motion to adjourn the meeting. Ms. Gilmer seconded the motion, which
203 was carried unanimously.

204

205

The next meeting of the S.C. Board of Cosmetology is scheduled for March 12, 2012.