

**South Carolina Board of Cosmetology  
Board Meeting  
10:00 a.m., March 17, 2014  
Synergy Business Park  
Kingstree Building  
110 Centerview Drive, Conference Room 105  
Columbia, South Carolina 29211**

**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.

**Pledge of Allegiance**

**Rules of the Meeting Read by the Chairman**

**Introduction of Board Members:**

Chairperson Melanie Thompson called the regular meeting of the Board of Cosmetology to order. Other Board members on the conference call for the meeting included, Melanie Thompson, Janice Curtis, Selena M. Brown and Stephanie Nye.

**Staff Members Participating in the Meeting:**

Mary League, Advice Counsel; Roz Bailey-Glover, Interim Administrator; Matteah Taylor, Staff; Cecelia P. Englert, Court Reporter, Yolanda Rodgers, OIE, Robbie Boland, OIE, Sharon Wolfe, OIE, and Andrew Rogers, OGC.

**All Other Persons Attending:**

Chesley Phillips, Matt Miller, Steven Dawson, Brenda Glover, Jennifer Rickman, Beatriz Hernandez, Angela Morrison, Gloria Smith, Erica Horton, Kate Shelton, Tiffany Redden, Jennifer Groff, Alan Ray, Joe Grimaud, Colleen Large, Cynthia Blocker, Tori Gordon, Brooke Hall, and Nikki Settle.

**Approval of Excused Absences: Cindy Rodgers**

**MOTION:**

Ms. Curtis made a motion to approve the absence of Ms. Rodgers. Ms. Nye seconded the motion, which carried unanimously.

**Approval of minutes for January 13, 2014, January 14, 2014 and February 3, 2014**

**MOTION:**

Ms. Curtis made a motion to approve the minutes for January 13, 2014 with corrections. Ms. Brown seconded the motion, which carried unanimously.

**MOTION:**

Ms. Curtis made a motion to approve the minutes for January 14, 2014 with corrections. Ms. Nye seconded the motion, which carried unanimously.

**MOTION:**

Ms. Curtis made a motion to approve the minutes for February 3, 2014. Ms. Nye seconded the motion, which carried unanimously.

**Approval of the agenda:**

**MOTION:**

Ms. Brown made a motion to approve the agenda with any deviations necessary. Ms. Curtis seconded the motion, which carried unanimously.

**Administrator's Remarks - Roz Bailey-Glover**

Clarification of Hearing Officer Procedure – Ms. League; Board members need to take a vote to have the Chairperson serve as the Hearing Officer. The Chairperson will also be able to sign final orders. Once a Hearing Officer is assigned the orders and recommendations would be handled by that individual, who will be a non-board member.

**MOTION:**

Ms. Curtis made a motion to approve the Chairperson, Melanie Thompson as the Hearing Officer, and allow her to be able to sign final orders until a Hearing Officer is assigned. Ms. Nye seconded the motion, which carried unanimously.

**Financial Monthly Report – January – February 2014**

Ms. Glover provided the Board with the January – February 2014 monthly report. Ms. Curtis asked for clarification on fines drawn. Ms. Glover explained the draw down requirements for fines.

**OIE Report – Office of Investigations and Enforcement – Sharon Wolfe**

Ms. Wolfe appeared before the Board to review the OIE report. From January 1– March 12 2014 there were 27 active investigations, 7 were not opened, 2 opened online and are waiting to be assigned. There is 1 pending Board action, and 1 pending an IRC which for a total of 38 cases. There are 30 active cases which were registered through March 12, 2014, we closed 34 cases, and have 8 do not open, for a total of 42. The Board accepted the report as information.

**Acceptance of the IRC Report – Sharon Wolfe/Andrew Rogers:**

Ms. Wolfe presented the IRC report. Ms. Thompson inquired about case 2012-84 described as unlicensed practice. Ms. Thompson asked if this was an independent practitioners or a booth renter's license. Mr. Rogers stated this case was the last booth renter's license the licensee obtained. Ms. Thompson asked for clarification on case 2014-3, she understood the issue description and the C&D, but what she was unclear about was the dismissal. If this means the case was done away with, it should be followed up making sure the C&D is followed. Mr. Rogers agreed the C&D should be followed up with to ensure no unlicensed practice is happening. Ms. Curtis asked about case 2013-332. Mr. Rogers stated this case was dismissed and a C&D was issued because it referred to the Barber Board. Ms. Brown asked about case 2013-331. Mr. Rogers stated a complaint was made by the public regarding the sanitation of the salon.

An inspection was made and no significant evidence was found; so the case was dismissed. Ms. Curtis asked, does this hold true for case 2014-11? Mr. Rogers stated it does.

**MOTION:**

Ms. Curtis made a motion to accept the IRC report. Ms. Brown seconded the motion, which carried unanimously.

**OGC Report – Mr. Andrew Rogers:**

There are 301 opened cases. Since the citation authority has been approved for the Board we should see a decrease in cases that are referred to OGC. OGC will review the current work load to see if any cases should be issued a citation. If the licensee requests an appeal, then there would be a hearing. There are almost 14% of the deceits out for review by the licensees. They were sent out to the respondents who have the right to deny the charges and it will then be turned into a formal complaint. Since January 9<sup>th</sup>, 13 cases have been closed. Ms. Thompson stated she noticed there were 4 pending final orders but she responded to everything she was given. The Vice-Chair has been reviewing some of the cases with Ms. Thompson and they have been sent back. Ms. Thompson would like for all cases to be reviewed to make sure nothing was accidentally dropped. Ms. Thompson stated she had no pending or outstanding cases remaining. Mr. Rogers stated the last round of cases that Ms. Thompson submitted were received. Ms. Curtis commended Mr. Rogers on the breakdown of the report and explaining it to the Board.

The report was accepted as information.

**Inspection Report – Robbie Boland:**

The inspection report for January shows there were 415 salons inspected and 7 schools. In February, 356 salons were inspected and 5 schools. Year-to-date from July 1, 2013 there were 3004 salons inspected and 63 schools. The violation report was not provided due to the citations coming into play and hopefully in a couple of weeks the citation forms will be printed. For the next Board meeting there should be citations in your packets. Once the citation is issued the licensee can pay the citation or they can also request to have a hearing. A written statement will have to be submitted within 10 days after receiving the citation and forwarded to OGC for a hearing.

**Approval of the New Proposed Citation Form – Robbie Boland:**

The Board was given a sample of the citation form for review. The Board had some corrections.

**MOTION:**

Ms. Curtis made a motion to approve the proposed citation form for schools as well as salons with correction as stated. Ms. Brown seconded the motion, which carried unanimously.

**Reminder – Statement of Economic Interest Deadline – Ms. Glover:**

March 30, 2014 is the deadline to submit the statement without a penalty.

**Renewals – Ms. Glover:**

The salons, booth renters and the schools are scheduled to renewal. The notices will go out on March 30, 2014. The Board voted on the fees to be increased by \$22.00. There are approximately

10,000 licenses which are entering into renewal. There are about 6000 salons, 3700 booth renters, and 106 schools.

**USC- CE Department is Relocating – Kate Shelton:**

The week of March 31, the CE department will be relocating to 1600 Hampton St., Suite 403, the phone and fax numbers will remain the same. During the move the CE Department will do everything in their power to continue to receive the CE packets and to return calls. It will take a couple of days for the computers to be up and running.

**Old Business:**

There was none.

**Consideration of Foreign Translation Company:**

**MOTION:**

Ms. Curtis made a motion to defer discussion on consideration of the foreign translation company. Ms. Nye seconded the motion, which carried unanimously.

**Review for Consideration of Methods of Teaching Instructors: Brenda Glover**

Ms. Glover explained she does not have a Master's degree in Education although she has been an instructor for about 20 years as well as having taught in the public school system. Ms. Glover stated she does not have any additional experience with teaching others how to teach.

**MOTION:**

Ms. Curtis made a motion to deny Ms. Brenda Glover's request for approval as a Methods of Teaching instructor. Ms. Nye seconded the motion, which carried unanimously.

**Consideration of Licensure with a Background Report**

Ms. Tiffany Redden is licensed in New Jersey and Florida. Ms. Redden got into trouble in Florida with a drug addiction problem. Ms. Redden completed court appointed drug program and is currently a member of Narcotics anonymous. Ms. Redden stated she completed a one year probationary period and has been clean for two years now. Ms. Redden has 13 years experience as a cosmetologist.

**MOTION:**

Ms. Curtis made a motion to approve the cosmetology license with a 1 year probationary period. At the end of the probation year, Ms. Redden will submit a new SLED report to the Board at her own expense any new charges will result in immediate suspension of the license. Ms. Nye seconded the motion, which carried unanimously.

**Review for Consideration of Methods of Teaching Instructors:**

Ms. Hernandez does not have a Master's degree in Education. Ms. Hernandez has already been approved for the 750 hour instructor training course. She has completed the training with 1 student already. Ms. Hernandez stated the 750 instructor training course is one way she is

providing expertise to teach others to teach. The Board disagreed. Having an instructor training program approved for a school does not warrant expertise in how to teach others to teach.

**MOTION:**

Ms. Curtis made a motion to deny Ms. Beatriz Hernandez request for approval as a Methods of Teacher instructor. Ms. Brown seconded the motion, which carried unanimously.

**Review for Consideration of Continuing Education Changes/Additions:**

Hair Matters – Cynthia Blocker requested permission to make changes to her continuing education program. Ms. Blocker would like to add: March 30<sup>th</sup> in Rock Hill at the Hampton Inn and March 31<sup>st</sup> in Columbia at the Quality Inn. Ms. Blocker is not changing the agendas. The instructors are new instructors and their names and information were not submitted within the 14 day requirement.

**MOTION:**

Ms. Curtis made a motion to approve Hair Matters additional dates of March 30<sup>th</sup> and March 31<sup>st</sup>. Ms. Nye seconded the motion, which carried unanimously.

**MOTION:**

Ms. Brown made a motion to deny Hair Matters additional instructors. Ms. Nye seconded the motion, which carried unanimously.

**MOTION:**

Ms. Curtis made a motion for a 5 minute break. Ms. Nye seconded the motion, which carried unanimously.

Meeting was called back to order by Ms. Thompson.

Jolei's – Shawonda Thomas: Ms. Thomas was not in attendance; however, Ms. Thomas requested to add two dates to the schedule, March 30, 2014 and October 13, 2014. Ms. Thomas also requested to change July 7, 2014 to April 7, 2014. Ms. Thomas also requested to change May 9, 2014 to June 9, 2014 and she doesn't want that to count against her because she made a typo in her submission.

**MOTION:**

Ms. Brown made a motion to deny the changes due to confusion of the requested changes, and because Ms. Thomas wasn't available to answer any of the questions the Board had about the changes. Ms. Nye seconded the motion, which carried unanimously.

SCPBCA – Jacqueline Golden, Ms. Golden requested consideration to cancel her March 30, 2014 class, at Furman University. She submitted her request on February 8, 2014.

**MOTION:**

Ms. Brown made a motion to accept the cancellation of the March 30, 2014 class. Ms. Nye seconded the motion, which carried unanimously.

### **Review for Consideration of Licensure with Background Report**

Ms. Nikki Settle last offense took place July 2010 and she had her young child with her. Ms. Settle appeared in court where she was found guilty of the offense and was placed on probation for 5 years. The term of Ms. Settle's probation were completed which resulted in early release from probation. Ms. Settle attended SADAC (alcohol treatment), parenting classes, received her GED and completed her Cosmetology training in a period of four years which assisted in her early probation termination. During her probationary period Ms. Settle had to wear an ankle monitor, an alcohol monitor as well as being on house arrest for a total of 18 months. Ms. Settle will not get her driver's license back until 2016.

Ms. Curtis made a motion to approve Ms. Settle to receive her Cosmetology license with a one year probationary period. The end of the probation, Ms. Settle will submit a SLED report to the Board at her expense. Ms. Brown seconded the motion, which carried unanimously.

### **Review for Consideration of Licensure with Background Report: Jennifer Rickman**

Ms. Jennifer Rickman stated she was hanging with the wrong group of people. Ms. Rickman was with a friend in 2006 when they stole a ring from her friend's mother and pawned it Ms. Rickman was a drug user. Ms. Rickman was not prosecuted until 2009. In 2010 Ms. Rickman violated her probation which resulted in being sentenced to prison for three and a half years. She was release about a year ago. Ms. Rickman completed workshops, parenting classes and her cosmetology training.

#### **MOTION:**

Ms. Nye made a motion to approve Ms. Rickman for licensure with a two year probationary period. At the end of year Ms. Rickman is requested to submit a clean SLED report at her own expense. If any additional violations occur her license will be immediately administrative suspended and before the license can be re-issued Ms. Rickman must appear before the Board. Ms. Brown seconded the motion, which carried unanimously.

### **Review for Consideration of School Contract Changes**

Institute of Nail Artistry & Esthetics – Beatriz Hernandez is seeking a change in the Nail Technician school kit and dress code. The school kit Ms. Hernandez wants to implement is more expensive than the current kit offered which is currently \$300. The proposed kit is the new OPI kit and will cost \$500. This cost will increase the tuition. Ms. Hernandez would also like to require a gray nursing scrub.

#### **MOTION:**

Ms. Curtis made a motion to approve the Nail Technician kit fee change and tuition increase. Ms. Brown seconded the motion, which carried unanimously.

Ms. Beatriz Hernandez is also requesting to change the books fee and the tuition fee for the Esthetics program.

#### **MOTION:**

Ms. Brown made a motion to approve the book fees and the tuition fee increase. Ms. Nye seconded the motion, which carried unanimously.

Ms. Hernandez also requested a tuition fee change for the student instructor's program.

**MOTION:**

Ms. Curtis made a motion to approve the increase to the student instructor tuition fee. Ms. Nye seconded the motion, which carried unanimously.

**Review for Consideration of School Application (adding the program of Esthetics)**

Kenneth Shuler Schools of Cosmetology – Steven Dawson, Mr. Dawson is seeking to add a 600 hours Esthetics program to two of their schools in Rock Hill and Columbia (St. Andrews campus). The same contract will be used at all of the Kenneth Shuler campuses. Mr. Dawson explained lab fees covers technology and dispensary supplies. The contract is not filled in, but the prices are on the website. Ms. Curtis objected and wanted a complete contract submitted with prices.

**MOTION:**

Ms. Curtis made a motion to deny the application until an actual contract is furnished and filled in. The motion died due to the lack of a second.

Mr. Dawson stated the program was already at the Garners Ferry Road location using the same contract. There are 49 Esthetics instructors in South Carolina. They will rely on the Cosmetology instructors to teach the Esthetics program.

**MOTION:**

Ms. Brown made a motion to approve the Esthetician program for both location Rock Hill and the Columbia, St. Andrews campus. Ms. Nye seconded the motion. Ms. Curtis votes nay. The motion carried.

**MOTION:**

Ms. Curtis made a motion to enter into executive session to seek legal advice and to break for lunch. Ms. Nye seconded the motion, which carried unanimously.

**MOTION:**

Ms. Curtis made a motion to come out of executive session. Ms. Brown seconded the motion, which carried unanimously. During executive session no motions were made or votes taken.

**Discussion:**

Regarding the closure of Lacy Schools of Cosmetology, Ms. Thompson stated LLR is aware of the closings and is working on providing the students with hours and transcripts.

**Public Comments:**

Mr. Joe Grimaud stated he wasn't sure if Alan Ray informed the Board that PCES has bought out Mr. Jay Lacy's partnership with PCES. Ms. Thompson confirmed the Board as well as LLR have been made aware of the matter.

**Adjournment: 1:20**

Ms. Curtis made a motion to adjourn. Ms. Brown seconded the motion, which carried unanimously.