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**MINUTES**  
**South Carolina Board of Cosmetology**  
**Board Meeting**  
**10:00 a.m., May 9, 2011**  
**Synergy Business Park**  
**Kingstree Building**  
**110 Centerview Drive, Conference room 108**  
**Columbia, South Carolina**

12 **Meeting Called to Order:**

13 Rosanne Kinley, Chairperson of Anderson, called the regular meeting of the Board of Cosmetology to  
14 order at 10:05 a.m. Other Board members present for the meeting included: Melanie Thompson, Vice  
15 Chairperson, of Myrtle Beach; Selena Brown of Columbia; Cynthia Rodgers of Lancaster, and Kathy  
16 Webb of Easley.

17  
18 Staff members participating in the meeting included OIE, George Barr, Inspector; Ronnie Blackmon,  
19 Inspector; Christa Bell, Assistant General Counsel; Eddie Jones, Administrator; Roz Bailey-Glover,  
20 Matteah Taylor, Administrative Assistants, Shirley Wider, Program Assistant.

21  
22 Others participating in the meeting included: Patricia A. Stewart, Jacqueline D. Hale, Mary Ann  
23 LaFurno, Faye B. Allen, Audrey D. Roundtree, Dong H. Nguyen, Kristie L. Galarza, Renee C. Cannata,  
24 Eva Vicenova, Danielle Zuleg, Regina R. Case, Teshieka R. Smith, C and ice B. Cribb, Tracy G.L. Scott-  
25 Hayward, Darius T. Clark, Deborah Judge, Shirley Von Beck, Doug Robins, Wayne S. French, Carol  
26 Gurley, Sheri Geer, Amy E. Tep, Angela L. Gorman, Jacqueline Golden, Shawonda Thomas, Hengel M.  
27 Richardson, Steven Dawson, Kathie Greer

28  
29 **Public Notice:**

30 Chairperson Mrs. Kinley announced that public notice of this meeting was properly posted at the SC  
31 Board of Cosmetology office, Synergy Business Park, Kingstree Building, and provided to all  
32 requesting persons, organizations, and news media in compliance with Section 30-4-80 of the South  
33 Carolina Freedom of Information Act.

34  
35 **Pledge of Allegiance:**

36 All present recited the Pledge of Allegiance.

37  
38 **Rules of the Meeting:**

39 Chairperson Mrs. Kinley read the rules of the meeting.

40  
41 A video of this meeting can be viewed at [www.llr.state.sc.us/pol/Cosmetology](http://www.llr.state.sc.us/pol/Cosmetology)

42 Once on the Board's home page, click "Board Information", and follow the information link to the  
43 video.

45 **Introduction of Board Members and All Other Persons Attending:**

46 The Board members, staff , and other persons attending the meeting introduced themselves to the  
47 audience.

48

49 **Approval of Excused Absences:**

50 Chairperson Mrs. Kinley announced that Delores Gilmer of Charleston would not be present due to  
51 family illness.

52

53 **Approval of the March 14, 2011 Minutes:**

54 **MOTION:**

55 Mrs. Thompson made a motion to defer the Board meeting minutes and corrections from March 14, 2011,  
56 until the July 11, 2011, meeting. Mrs. Webb seconded the motion, which was carried unanimously.

57

58 **Approval of the Agenda:**

59 **MOTION:**

60 Mrs. Thompson made a motion to approve the agenda with deviations as necessary. Mrs. Webb seconded  
61 the motion, which was carried unanimously.

62

63 **Chairperson 's Remarks – Rosanne Kinley:**

64 Chairperson Mrs. Kinley welcomed everyone to the Board of Cosmetology meeting. Mrs. Kinley  
65 expressed her sympathy for the passing of former Board member, Ruth Settles in March 2011. She stated  
66 several Board members attended the funeral. The NSC Regional Meeting was held in the first week in  
67 April, 2011, in Nashville, TN. This was an excellent meeting. Mrs. Kinley reminded the schools, and  
68 instructors, that the examiner training will be held on Saturday, June 4<sup>th</sup>, 2011, at 12:00 noon for school  
69 overview at the Clarion Hotel on Gervis Street. All schools will be sent an invitation containing the  
70 correct information. Examiner training will be held on Sunday and Monday. Board members were  
71 encouraged to attend. Chairperson Mrs. Kinley was disappointed that she expressed her concerns in  
72 March asking why the DRC decisions were removed from the web site. She expressed that this was in  
73 violation of our regulations and asked Administration to please correct the problem. Also, the LLR  
74 website has yet to be updated since last October, 2010. Corrections were sent in by the Board, and  
75 nothing has been done, particularly referencing the “paper / pencil” examination being given. This exam  
76 has not been given in ten years, and must be removed from the website. She also asked why there are  
77 three different endorsement applications being submitted by the public. The applications must be  
78 consistent, and consolidated. Chairperson Mrs. Kinley requested that several items appear on the  
79 application, the social security number, a physical home address, place of birth, birth certificate, race,  
80 gender, phone number, and email address. Chairperson Mrs. Kinley also asked the public to withhold the  
81 questions until the end of the meeting as he agenda is very long, and the Board wants to get through  
82 everything within a reasonable timeframe. Board member Katherine Webb expressed her concerns about  
83 the extremely high volume of phone calls being received by the Board Administrator, Mr. Eddie Jones.  
84 Calls should be diverted to someone else. He had to repeat over, and over basic information. She  
85 appealed to Mr. Ido, and Mrs. Templeton to get some assistance to Mr. Jones. She recognized the  
86 changes within the agency but wanted more clarification. Mrs. Thompson asked Mr. Jones to clarify the  
87 additional help that he was supposed to receive. Board members wanted to know how Mr. Jones was able  
88 to get anything done with the high volume of calls. Mr. Jones replied that he has received additional help

89 but that was a typical day, and the phone system was just changed to include him in the telephone que to  
 90 answer calls. The Board offered their assistance but Mr. Jones let them know that he will get everything  
 91 under control. The web site will be updated along with the frequently asked questions. Mr. Jones let  
 92 them know that the call center was closed. Ms. Tracey McCarley was supposed to be working with Shelia  
 93 Gibson on the corrections, so far nothing has been updated or changed on the website. The Board is very  
 94 disappointed with the lack of response from Mr. McCarley, and Ms. Gibson. Mr. Jones stated he would  
 95 address the updates to the web with Ms. Gibson again.

96

97 **Administrator's Remarks –Eddie Jones:**

98 Mr. Jones expressed that legislative updates have been submitted to the LLR Legal Department before the  
 99 May 1<sup>st</sup>, 2011, deadline. No legislative changes to-date. As of April 29<sup>th</sup>, 2011, the Hair Braiding Bill  
 100 legislative changes have not been addressed by the legislature. Advisory Opinions, there were none to  
 101 report. No report from OGC. Mr. Jones directed the Board to their packet of information for an update on  
 102 the number of inspections completed. Mr. Jones asked that all complaints be documented in writing as  
 103 anonymous complaints, and incomplete complaints will not be reviewed. Only complaints that have  
 104 been documented properly will be submitted by Mr. Jones to the investigations for processing. Once the  
 105 complaint is deemed an inspection or investigation it will be dispensed to the appropriate party to process.  
 106 The investigative results will then go to the IRC for further handling. Mr. Jones let the Board know that  
 107 he will have an updated complaints report given to the Board today.

108

109 **Old Business:**

110 Chairperson Mrs. Kinley called an Executive Session. All please clear the room for the executive session  
 111 with legal counsel.

112 **MOTION:**

113 Chairperson Mrs. Kinley called for an Executive Session. The motion was seconded by Ms. Melanie  
 114 Thompson, and carried unanimously.

115

116 **Approval for License through Endorsement**

117 **The Board returned from Executive Session, and decided to deviate from the scheduled agenda to**  
 118 **review the Approvals for Licensure by Endorsement.**

119

120 All applicants were notified by letter, to appear before the Board on May 9<sup>th</sup>, 2011, for an application  
 121 review. Each applicant was asked to be present to answer questions from the Board members, and to  
 122 present their testimony.

123

124 **Patricia Ann Stewart**

125 The Board reviewed Ms. Stewart's application, and pointed out that Ms. Stewart received her license in  
 126 Georgia in 1973. However the license verification submitted from Georgia shows Ms. Stewart received  
 127 her license in GA by reciprocity which Ms. Stewart stated was incorrect. A letter was mailed to applicant  
 128 on April 18<sup>th</sup> but Ms. Stewart did not respond to the request for additional information. Her photo was  
 129 missing from her application, the application was not notarized, and the beauty school information /  
 130 transcript were missing. The Board Chair reminded Ms. Stewart that the application was incomplete.  
 131 Applicant stated in 1983 she transferred her license to the state of Florida, and then to Tennessee,  
 132 Illinois, and then back to Georgia. Ms. Stewart stated the issue she was before the Board was that she

133 had only completed a ninth (9<sup>th</sup>) grade education but was licensed for thirty-seven (37) years. She  
134 requested a temporary license. Chairperson Mrs. Kinley stated no temporary license was available. Vice  
135 Chair Mrs. Thompson explained to Ms. Stewart that the Board must follow the laws of the state, and that  
136 Ms. Stewart's application was incomplete, and could not be considered for licensure until all information  
137 was received. There's nothing the Board can do assist with the application approval until all information  
138 is submitted to Mr. Jones. Once the Board has the information, Mr. Jones will forward the missing  
139 documents to the Chair, and Vice Chair for review. Chairperson Mrs. Kinley encouraged Ms. Stewart to  
140 contact the Georgia Board for the right information, obtain a photo for the application, and have the  
141 application notarized.

142

143 **MOTION:**

144 Mrs. Selena Brown made a motion to deny the license in that the application was incomplete. Mrs. Webb  
145 seconded the motion, which was carried unanimously.

146

147 Jacqueline D. Hale

148 Board Chairperson Mrs. Kinley explained that the application was not notarized, the affidavit of eligibly  
149 was incomplete without the social security number. The license in California had been expired, and the  
150 school transcript was missing. Ms. Hale stated the Board had lost her information twice, and that her  
151 problem, with getting a license, has been ongoing for a year. She stated her license is now current. She  
152 paid for the application to be notarized but the seal was not included. Chairperson Mrs. Kinley began to  
153 further explain what Ms. Hale needed to do to obtain her license. Ms. Hale became agitated with what  
154 Chairperson Mrs. Kinley was saying, and exclaimed "I know, but don't talk to me like that". The  
155 applicant was not finished with her questions, and was speaking at the same time the Board was making  
156 a determination on her application. This further aggravated Ms. Stewart. Need verification showing the  
157 CA license is current, and valid, social security number on affidavit, , and a current school transcript.  
158 Mr. Jones, Board Administrator will explain to Ms. Hale how to obtain the missing information.

159

160 **MOTION:**

161 Mrs. Melanie Thompson made a motion to deny the application until all of the information is turned in.  
162 Mrs. Webb seconded the motion, which was carried unanimously.

163

164 Mary Ann LaFurno

165 Board Chairperson Mrs. Kinley called upon Mary Ann LaFurno. Ms. LaFurno did not appear for the  
166 hearing.

167 **MOTION:**

168 Mrs. Thompson made a motion to deny the endorsement application as Ms. LaFurno did not show up.  
169 Mrs. Webb seconded the motion, which was carried unanimously.

170

171 Faye B. Allen

172 Chairperson Mrs. Kinley explained that the application was incomplete, and missing a marriage license,  
173 and verification of the cosmetology school education. Ms. Allen stated she attended Evans Beauty  
174 Academy in Missouri, and her exam taken in 1982. Ms. Allen was mailed a deficiency letter from the  
175 Board stating she was missing information. Ms. Allen said she was under the assumption that the SC  
176 Board already had all of her information. Ms. Allen stated her file documents have been lost by the Board

177 several times, and that's probably why it's not in the file. The Board recognized staff member Roz  
178 Bailey-Glover for further clarification. Mrs. Glover explained the application was never lost but that Ms.  
179 Allen mailed the application to the PCS Testing Service. She was scheduled to take the practical exam  
180 with PCS but she later called PCS to let them know that she was unable to take the test. PCS emailed a  
181 copy of Ms. Allen's application to the Board of Cosmetology. Mrs. Glover sent a deficiency letter to Ms.  
182 Allen letting her know that she had to take the practical examination. Her fee was actually paid to PCS.  
183 Ms. Allen stated she also mailed a check to the Board of Cosmetology but that fee had not been received.  
184 Ms. Allen explained that she first spoke to Mr. Jones, before she sent in her application, and was told to  
185 submit her work experience to him for consideration so she never expected to take the test. When she  
186 received her letter from PCS to take her test she was confused because she thought her experience was  
187 enough. Ms. Allen explained that when she submitted her application to PCS she was not aware that she  
188 was submitting an application to take an examination. Mrs. Glover explained that Ms. Allen was fully  
189 aware the she was required to take the national practical exam. Chairperson Mrs. Kinley stated since Ms.  
190 Allen was licensed in 1982, the Board would consider her endorsement application with verification of  
191 education from the school she attended. Mr. Jones walked out with Ms. Allen to clarify what she needed  
192 to submit to the board for consideration.

193

194 **MOTION:**

195 Mrs. Thompson made a motion to deny the endorsement application until education verification was  
196 received. Mrs. Cynthia Rodgers seconded the motion, which was carried unanimously.

197

198 Audrey D. Roundtree

199 Board Chair Mrs. Kinley explained that the school hours completed at Augusta Technical College was not  
200 clear, and that the hours were credit hours with internship hours. The application was also missing a  
201 second form of identification. Ms. Roundtree explained that she did participate in an internship but also  
202 attended school classes. She participated in an internship to gain work experience. The Board let her  
203 know that the transcript must be converted into contact hours showing she completed 1500 clock hours of  
204 education in a school for consideration. Applicant became agitated with the requirements. The Board  
205 asked Ms. Roundtree to complete the application by asking Augusta Technical College to convert the  
206 hours into clock hours for consideration, and submit the information to the Board Administrator, Mr.  
207 Jones.

208

209 **MOTION:**

210 Mrs. Cynthia Rodgers made a motion to deny the endorsement application due the lack of clock hours,  
211 and the lack of verification of clock hours from the school. Mrs. Thompson seconded the motion, which  
212 was carried unanimously.

213

214 Dong H. Nguyen

215 Mr. Nguyen said he was originally licensed in Minnesota four (4) years ago, and went to school for three  
216 months. Mr. Nguyen stated he completed six hundred hours (600) in three months but did not remember  
217 the name of the school he attended. He moved from Minnesota for two years then moved to California.  
218 He also went to school in California, but could not remember the school name. He did not get a license in  
219 California but got a license two years later in Minnesota because he had to work for a company, and not  
220 in cosmetology. He moved back to Minnesota to take the examination, and obtained a license. He then

221 moved to Florida, and now to South Carolina. He let the Board know that he could send the information  
 222 to the Board that he has at home. Minnesota does not participate in the national examination so he did not  
 223 take the National Interstate Council (NIC) examinations. An official order with the findings of fact will be  
 224 sent to Mr. Nguyen from Christa Bell, legal counsel. The Board deferred to Executive Session for legal  
 225 counsel with Krista Bell. Upon returning from executive session, Mr. Nguyen appeared to give  
 226 testimony. Nail Technician license could not be granted. Krista Bell, legal counsel let Mr. Nguyen know  
 227 that he would receive an official order regarding the basis for the denial in the mail. Legal counsel  
 228 escorted Mr. Nguyen outside to explain the next steps.

229

230 **MOTION:**

231 Mrs. Cynthia T. Rodgers made a motion to deny the endorsement application. Mrs. Selena Brown  
 232 seconded the motion, which was carried unanimously.

233

234 Kristie Lynn Galarza

235 An incomplete application was submitted. Chairperson Mrs. Kinley let her know that the Board could not  
 236 move forward until the application is completed. She cannot sit for the NIC examinations until she  
 237 completes the 1500 require hours. She was mailed a deficiency letter in November 10, 2010 asking for the  
 238 missing 500 hours or work experience to compensate for the discrepancy of missing hours. Chairperson  
 239 Mrs. Kinley let Ms. Galarza that the Board could give her credit for the working hours. Ms. Galarza said  
 240 she did not remember what she needed for licensure. Vice Chairperson Mrs. Thompson let Ms. Galarza  
 241 know that her application was incomplete, and that she did not submit the work experience information  
 242 requested of her in November 2010. The Board requires the work experience to consider whether or not  
 243 to give her credit for the missing 500 hours. The work hours will be considered based on the regulations.  
 244 She will need to come back before the board to consider for further action.

245

246 **MOTION:**

247 Mrs. Thompson made a motion to deny the endorsement application as she had an incomplete application  
 248 lacking work experience. Mrs. Webb seconded the motion, which was carried unanimously.

249

250 Renee Carmelina Cannata

251 Ms. Cannata was mailed a letter from the Board of Cosmetology asking her to provide proof of work  
 252 experience, the completed affidavit of eligibility, and W-2's for Board consideration. Instead, she sent  
 253 in a letter from her employer as evidence of work experience. Ms. Cannata said no one explained she  
 254 needed W2's to show work experience. License verification from NY State shows they required 1200  
 255 hours so Ms. Cannata is missing 300 hours. Chairperson Mrs. Kinley explained to Ms. Cannata that she  
 256 needs all of her W-2's since she graduated. Send the information to the Board for consideration so that  
 257 she can receive credit for her hours. Board staff told Ms. Cannata that the Board does not accept work  
 258 experience any longer. Chairperson Mrs. Kinley sincerely apologized to Ms. Cannata stating that the  
 259 Board does issue credit for work experience.

260

261 **MOTION:**

262 Mrs. Thompson made a motion to deny the endorsement application. Mrs. Rodgers seconded the motion,  
 263 which was carried unanimously.

264

265  
266 Eva Vicenova  
267 Ms. Vicenova appeared with her daughter also named Eva to help with translations if needed. Ms.  
268 Vicenova stated she went to school in Slovaka, and that the school was closed. Ms. Vicenova went  
269 through three (3) years of cosmetology training for 2700 hours. The Board needed a breakdown of what  
270 hours were cosmetology hours versus religion, and language training. The Board pointed out that the  
271 application was not notarized, but Ms. Vicenova, stated she had the receptionist, Ms. Patricia Dennison, at  
272 LLR to notarize the application for the applicant. The Board had major issues with the notary at LLR not  
273 completing the stamped section with the appropriate seal. Mr. Jones clarified the commission, and seal  
274 is not always included when LLR notarizes documents for applicants, as a courtesy, to assist them with  
275 the application process. The Board also expressed issues with the translation being done by the daughter,  
276 and that SC would only accept the school training education from one of the approved credentialing  
277 services. Once the proper translation was done, the translated documents should be sent to Mr. Jones, and  
278 the Board members would evaluate the training information. The five (5) years of work experience  
279 would also need to be translated by an accredited translation service. Ms. Vicenova, and her daughter  
280 were upset because they already spent money translating the documents that were not being accepted. Ms.  
281 Vicenova stated she called the Board of Cosmetology but no one called her back except Mr. Jones. The  
282 daughter expressed her concerns that she has rented a salon for her mother, and cannot open because  
283 there's no license yet. She was also concerned that the translations are expensive. All translated  
284 information will be sent to Mr. Jones, and he will forward it to the Chair and Vice Chair for immediate  
285 consideration. Ms. Vicenova does not have to wait until the next Board meeting.

286  
287 **MOTION:**  
288 Mrs. Thompson made a motion to table the decision until the work experience, and school hours from  
289 Slovaka could be evaluated by one of the credible translation service, and are turned to the Board for  
290 determination. Mrs. Brown seconded the motion, which was carried unanimously.

291  
292  
293 Danielle Zuleg  
294 An incomplete esthetician application for endorsement was submitted for the Board review. The Board  
295 did not have a copy of the application. The applicant did not have any government issued personal  
296 identification to swear her in with. The Board went into Executive Session to consult legal counsel. The  
297 Board resumed. No motions were made during executive session. Ms. Zuleg was called back to testify.  
298 Ms. Zuleg was allowed to swear in with the court reporter. The missing school transcript information is  
299 required along with additional personal identification. Once documents are turned in to Mr. Jones, he will  
300 forward her transcript information to the Chair, and Vice Chair for consideration. Even with the  
301 appropriate hours, Ms. Zuleg would likely have to sit for the National Interstate Council (NIC)  
302 examinations.

303  
304 **MOTION:**  
305 Mrs. Thompson made a motion to deny the endorsement application. Mrs. Brown seconded the motion,  
306 which was carried unanimously.

307  
308 **Approval for License with Background Reports**

309

310 Regina R. Case

311 An initial application for a registered cosmetologist license was received from Professional Credential  
312 Services. The application shows Ms. Case had a criminal background 2007-2008 indicating shoplifting,  
313 failure to appear in court, arrest charge for conspiracy, a breach of trust with intent to fraud, and twenty-  
314 four months of probation starting in 2008. Ms. Case gave testimony that her life had changed for the  
315 better, and appealed to the Board for a second chance.

316

317

318 **MOTION:**

319 Mrs. Webb made a motion to approve the initial registered cosmetologist application. Mrs. Thompson  
320 seconded the motion, which was carried unanimously.

321

322

323 Teshieka R. Smith

324 An initial application for a registered cosmetologist license was received from Professional Credential  
325 Services. The application shows Ms. Smith had a criminal background 1999-2006 indicating simple  
326 assault, and battery, harassment, drug possession, accessory after the fact of a felony, contraband ,  
327 failure to appear in court, and forgery. Ms. Smith gave testimony that her life had changed for the  
328 better, and appealed to the Board for a second chance.

329

**MOTION:**

330 Mrs. Webb made a motion to approve the initial registered cosmetologist application. Mrs.  
331 seconded the motion, which was carried unanimously.

332

333 Candice B. Cribb

334 An initial application for a registered cosmetologist license was received from Professional Credential  
335 Services. The application shows Ms. Cribb had a criminal background in 2009 indicating drug  
336 distribution, and two years probation. Ms. Cribb gave testimony that her life had changed for the better,  
337 and appealed to the Board for a second chance.

338

339 **MOTION:**

340 Mrs. Thompson made a motion to approve the initial registered cosmetologist application. Mrs. Webb  
341 seconded the motion, which was carried unanimously.

342

343 Tracey Gertrude Laurretta Scott-Heyward: AKA Eric Alston

344 An initial application for a registered cosmetologist license was received from Professional Credential  
345 Services. The application shows Ms. Heyward had a criminal background 2000- 2010 under the name  
346 Eric Alston indicating fraudulent checks, prostitution 1<sup>st</sup> offense, breach of trust, probation for three years,  
347 violation of probation , and fugitive from justice. A name change was granted July 1, 2005. Ms.  
348 Heyward gave testimony that her life, and gender had changed for the better, and appealed to the Board  
349 for the license. Ms. Heyward stated some of her problems stemmed from a case of identity theft starting  
350 in 2000. Ms. Heyward and her attorney were working on correcting the matter surrounding Eric  
351 Heyward, and his arrest record. Ms. Heyward is currently on probation for Breach of Trust conviction.  
352 The Board requested that Ms. Heyward submit ongoing identity theft documents showing she is working



353 on the problem showing a time-line, documentation showing any restitution balance outst and ing for the  
 354 check charge, and provide the status of her violation of probation from 2010 to date. LLR legal counsel  
 355 will submit an order subject to conditions from the Department of Probation that she is in good st and  
 356 ing. Or deny today pending review again pending documents from probation, and identity theft  
 357 information.

358  
 359  
 360  
 361

362 **MOTION:**

363 Mrs. Thompson made a motion to deny the initial application due to misinformation subject to submittal  
 364 of documented information from the applicant regarding identity theft, and current probation  
 365 information, and restitution balance. Once Ms. Heyward has all of her information she will submit an  
 366 appeal to reappear before the Board for license consideration. Mrs. Rodgers seconded the motion, which  
 367 was carried unanimously.

368  
 369

369 Darius T. Clark

370 An initial application for a registered cosmetologist license was received from Professional Credential  
 371 Services. The application shows Mr. Clark had a criminal background in 1991-2010 indicating carrying  
 372 an unlawful weapon, disorderly conduct, failure to stop on police comm and , driving with a suspended  
 373 license, unlawful entry, and drug possession. The Board also pointed out that Mr. Clark's name was  
 374 misspelled on his social security card versus his SC driver's license. Mr. Clark stated he would make the  
 375 correction as his name was spelled correctly on his driver's license. Mr. Clark gave testimony that her life  
 376 had changed for the better, and appealed to the Board for a second chance.

377  
 378

378 **MOTION:**

379 Mrs. Brown made a motion to approve the license with conditions of a two year probationary period on  
 380 his license. Mr. Clark will provide a clean SLED check report, to the Board of Cosmetology, every year  
 381 for a period of two years at his own expense. An official order will be submitted to Mr. Clark. Mrs.  
 382 Thompson seconded the motion, which was carried unanimously.

383  
 384  
 385

384 **New Business**

386 All applicants were notified by letter, to appear before the Board on May 9<sup>th</sup>, 2011, for an application  
 387 review. Each applicant was asked to be present to answer questions from the Board members, and to  
 388 present their testimony.

389

390 **Approval for Request to Teach Methods of Teaching Course – Deborah Judge:**

391 Ms. Deborah Judge was called but was not present.

392

392 **MOTION:**

393 Mrs. Thompson made a motion to deny the methods of teaching course. Mrs. Webb seconded the motion,  
 394 which was carried unanimously.

395

396 **Approval to Add Instructors to CEU Providers Package – Lynn Jones:**

397 Ms. Lynn Jones was called but was not present. Vice Chair Mrs. Thompson suggested that someone from  
 398 Mr. Lynn Jones association be present at the July 11, 2011. Board meeting as there are unanswered  
 399 questions that need to be addressed pertaining to class dates etc. Administrator, Mr. Eddie Jones was  
 400 asked to send an official letter to Ms. Lynn Jones regarding the determination.

401

402 **MOTION:**

403 Mrs. Webb made a motion to deny the additional instructors to the CEU Providers Package. Mrs.  
 404 Thompson seconded the motion, which was carried unanimously.

405

406 **Approval to Change Date of CEU Class – Shirley von Beck:**

407 SC Technical College Systems requested a change the November 20<sup>th</sup> class date to November 13, 2011,  
 408 as there's a scheduling conflict with two other classes.

409

410 **MOTION:**

411 Mrs. Thompson made a motion to approve the date change. Mrs. Webb seconded the motion, which was  
 412 carried unanimously.

413

414 **Approval of DRC Report:**

415 Board members had an opportunity to review the cases.

416 Case #5222 – 8 stations with one violation each

417 Case #5223 – 5 stations with one violation per station

418 Case #5238 – Visible debris in areas

419 Chairperson Mrs. Kinley stated she needs to know who the inspectors are. The Board should be familiar  
 420 with the inspectors. Mr. Jones will ask the inspectors to come to the July 11, 2011, board meeting to  
 421 match the face with the names.

422

423 Regarding case #5259 and 5258, the Board wanted clarity on why a penalty of \$50 for unlicensed  
 424 practice was issued, and why so little? The minimum was \$100. Mr. Jones did not know why the  
 425 difference in the charge. Ms. Jessica DeBenedetto, Board staff member left the meeting to find out the  
 426 background on these cases, and why the fee would be \$50 instead of \$100. The Board Chair stated the  
 427 Board had the ability to raise the penalty. Vice Chair Thompson also stated the Board gave the authority  
 428 to the DRC Committee, and Chairperson to require the legal, and sanitation classes for all violations.  
 429 Ensure that inspectors, and investigators know that, per the Board, and that the reports reflect that  
 430 requirement rather than showing on the report that the classes are recommended. Mr. Eddie Jones made a  
 431 note to remind the DRC Committee, and Chairperson. Ms. DeBenedetto later clarified that if the violation  
 432 was 90 days late the penalty was assessed at \$50. Mr. Eddie Jones stated inspectors must clarify or at  
 433 least be consistent with determining unlicensed practice versus working on a lapsed license.

434

435 Chairperson Mrs. Kinley stated she will submit an email to Mr. Jones to let him know what the Board  
 436 would rather have clarified, lapsed license versus unlicensed practices. Vice Chair Mrs. Thompson also  
 437 requested Mr. Jones provide the Board with a list which inspectors are doing what types of inspections.  
 438 Mr. Jones stated he could only address the duties of his own administrative staff, and not verify that of  
 439 the investigators.

440

441 **MOTION:**

442 Mrs. Thompson made a motion to approve the April 4, 2011, and May 2, 2011, report with the  
 443 stipulation that the language be changed to state that the legal, and sanitation classes are required, and  
 444 pending clarification on the penalties assessed for unlicensed practice on case#5259, and #5258 of the  
 445 May 2, 2011, report. Mrs. Webb seconded the motion, which was carried unanimously

446

447

448 **Approval of IRC Report:**

449 The question of “threading” eyelashes, and not eyebrows in an open area in a kiosk was questioned as a  
 450 typo by the Board Chair Mrs. Kinley. Investigator, Mr. DeLeon Andrews clarified stating the  
 451 investigator was not present, and he would follow-up , and get back to the Board but that was a typo ,  
 452 and it should state eyebrows (regarding page 53). The allowance of the use of razors during pedicures  
 453 was questioned, and indicated as “unfounded”. What they do is throw them away when the investigators  
 454 arrive. The Chairperson Mrs. Kinley stated the use of a razor was a medical procedure, and that the  
 455 inspectors, and investigators must be clear on that issue. Again the investigator was not present, and  
 456 Mr. DeLeon would get back to the Board. Page 117, and page 119 regarding applying wax, and  
 457 permanent makeup. Mr. DeLeon will again attempt to clarify Mr. Taylor’s findings. Page 129, regarding  
 458 a Home Salon operating without a license, the investigator could not determine if any work was going on  
 459 in the home. Mr. DeLeon will clarify with the inspector Mr. Taylor, and will follow-up at a later date.  
 460 The case will remain open until after the follow-up. Mr. Jones asked that the Board members clarify what  
 461 they are confused with on the DRC report , and send that in an email to Mr. Jones, Roz Bailey-Glover ,  
 462 and Jessica DeBenedetto so that the next report will reflect exactly what they are asking.

463

464 **MOTION:**

465 Mrs. Thompson made a motion to approve, and accept the report with the exception of 210, 53, 117, 119  
 466 , and 129 pending clarification from the investigator Mr. Taylor. Mrs. Webb seconded the motion,  
 467 which was carried unanimously.

468

469 **Clarification for Online Continuing Education Classes – ACSP Association President, Doug Robins:**

470 Chairperson Mrs. Kinley reviewed the common questions, and made comments stating this is a work in  
 471 progress, and that providers must clarify online programming offered, and evidence that individuals  
 472 really participated in the online classes. For example, some providers have pop-up questions for their  
 473 online courses to show that the person is interacting with the program. Some have online affidavit that  
 474 must be completed, and request the online customer to provide their cosmetology license. A lengthy  
 475 discussion ensued. Vice Chair, Mrs. Thompson stated providers offering online classes must adhere to  
 476 the guidelines, and figure out how to make the online courses work. All of the same guidelines apply.  
 477 Chairperson Mrs. Kinley addressed additional questions. Vice Chair Mrs. Thompson stated six (6) hours  
 478 should be in-person classes, and a maximum of two (2), three (3) hours each, online courses be  
 479 completed ensuring that only one half of the required CEU’s were completed online. Schools must be  
 480 able to verify back to the Board that the online classes were actually completed. The providers and the  
 481 Board must work together on this issue. There was confusion about what was number of CEU’s are  
 482 obtained online. USC has no way to determine online versus live, six hour online programming as USC  
 483

484 will only accept the course if the six (6) hours were completed. The problem remains that USC must  
 485 verify the correct person took the online classes, and at this time the belief is that they cannot.

486  
 487 ASCP testified that they do not bank class hour overages. USC stated when a packet comes in, they  
 488 process it, and sent it to LLR. It does not matter to them if it's online or in person. They process the  
 489 course information, and then send the data to LLR, and it does not matter if there's an overage of  
 490 credits, and that LLR determines if it's online or live programming. When students go online to take the  
 491 test, USC does not verify anything until they submit the affidavit. There's no way to verify if the person  
 492 sitting in front of the computer is the person who should be taking the class. ACSP obtains, driver's  
 493 license, identification during live sessions. But online is not concise. LLR has not worked on a solution  
 494 to track online CEUs being taken. Due to the confusion Chairperson, Mrs. Kinley stated she will set up a  
 495 meeting with other LLR Board Administrators, Mr. Eddie Jones, and another Board to discuss how they  
 496 are tracking online CEU's. Mr. Doug Robins stated the ACSP has been attending the Board meetings,  
 497 and decided against conducting online courses.

498  
 499 The Chair addressed other classes regarding video tapes, uploading classes, and submitting those for  
 500 approval. The Board agreed to accept these types of videos for CEUs. To become a CEU provider, you  
 501 must be approved by the Board.

502  
 503 **Approval for Class at Cosmetology Education's Association for to be Approved for CEU Hours –**  
 504 **Wayne S French:**

505 Last year classes were approved for instructors for CEUs. The same instructor has agreed to conduct the  
 506 courses again. Agenda copies were given to the Board for approval. Chairperson, Mrs. Kinley stated she  
 507 will look at each individually. Courses must be generic in nature, and not "product driven" to be  
 508 approved. Mr. Wayne clarified questions the Board had about the course descriptions, and timing. Most  
 509 of the courses were approved with the exception of the "product related / driven" courses. Mr. Wayne  
 510 explained that most of the courses

511  
 512 **MOTION:**

513 Mrs. Thompson made a motion to approve all the courses with the exception of – OPI, Spa Manicure  
 514 C&D, Clarion Complex, Sheer Brilliance, Beyond Basics, Complete Color Control , and Curls as a  
 515 Valuable Niche. Mrs. Webb seconded the motion, which was carried unanimously.

516  
 517  
 518 **Approval for CEU Class Taken in Atlanta, GA on Facial Peels – Carol Gurley:**

519 Ms. Gurley is seeking approval for CEU's taken in Atlanta GA on facial skills. The Board Chair, Mrs.  
 520 Kinley requested she provide proof of her hours attended a copy of the agenda, the instructors name but  
 521 the agenda should include breaks, and lunch as the program was more than six hours. The documents  
 522 will be faxed to Mr. Eddie Jones, and he will forward the information to the Chairperson for approval.  
 523 Ms. Gurley explained that PCA Skin is a product they sell. Vice Chair, Mrs. Thompson stated the course  
 524 outline shows product specific information, and that the course was not generic in general. Ms. Gurley  
 525 stated the courses were for her job. The Board explained that the product specific segment of the agenda  
 526 would not be approved for PCA specific product usage because none of the other product specific courses  
 527 were approved by the Board. PCA is a brand name. The Board would concede to approve generic topics,

528 and hours for skin biology, and generic skin care problems but not the PCA specific product usage. The  
 529 information will need to be address by the Board. USC will be able to verify the course after the  
 530 submission.

531

532 **MOTION:**

533 Mrs. Thompson made a motion to table the decision to accept the CEUs from PCA contingent upon  
 534 obtaining the additional information from Ms. Gurley. Mrs. Brown seconded the motion, which was  
 535 carried unanimously.

536 **Approval for Applicant With Suspended LPN License – Sheri Geer:**

537 Applicant has a suspended LPN license, and is seeking a registered cosmetologist license.

538 The Board Chair discovered an error in the agenda, and consulted legal counsel, Krista Bell before  
 539 addressing Ms. Geer. Chairperson Mrs. Kinley apologized to Ms. Geer, and pointed out that the Board  
 540 Agenda listed her case in the wrong location, and that her case required the court reporter who had  
 541 already been dismissed. Chairperson Mrs. Kinley stated a separate hearing would to be conducted within  
 542 the next two weeks, and that Ms. Geer would be asked to return for that separate hearing where as the  
 543 full Board would be present on the teleconference. The Board would contact her by letter with the date of  
 544 the separate hearing.

545

546 **Approval for Applicants Hours Completed at School Sanctioned by the Commonwealth of Virginia**  
 547 **– Amy E. Tep:**

548 Chairperson Mrs. Kinley apologized to Ms. Tep, and pointed out that the Board Agenda also listed her  
 549 case in the wrong location, and that her case required the court reporter who had already been dismissed.  
 550 Chairperson Mrs. Kinley stated a separate hearing would to be conducted within the next two weeks, and  
 551 that Ms. Tep would be asked to return for that separate hearing where as the full Board would be present  
 552 on the teleconference. The Board would contact her by letter with the date of the separate hearing. Ms.  
 553 Tep was very upset, and protested about the amount of time she spent in the session was wrong. She  
 554 took her NIC exams, and has been waiting for nine (9) months, and that the process was poorly  
 555 handled. Vice Chairperson Mrs. Thompson further explained that the Board had nothing to do with the  
 556 three month delay, and that the applications are reviewed at the Board meeting.

557

558 **Approval for Applicant with Apprentice Hours from New Hampshire – Angela Lorena Gorman:**

559 Chairperson Mrs. Kinley apologized to Ms. Gorman, and pointed out that the Board Agenda also listed  
 560 her case in the wrong location, and that her case required the court reporter who had already been  
 561 dismissed. Chairperson Mrs. Kinley stated a separate hearing would to be conducted within the next two  
 562 weeks, and that Ms. Gorman would be asked to return for that separate hearing where as the full Board  
 563 would be present on the teleconference. The Board would contact her by letter with the date of the  
 564 separate hearing. Ms. Gorman objected, and began to cry out of frustration. Wanted to know why the  
 565 agenda was not done correctly. The Board apologized again, and legal counsel emphasized that a court  
 566 reporter must be present for the record so that the information is not compromised.

567

568 **Reporting Cancellation of CEU Instructors' Class – Jacqueline Golden:**

569 **MOTION:**

570 Mrs. Webb made a motion to approve the cancellation of the CEU instructor's class for July 31 – August  
 571 1, 2011, for SCPBCA. Mrs. Rodgers seconded the motion, which was carried unanimously.

572

573 **Approval to Become a Continuing Education Provider – Jolei’s Hair Institute, Shawonda Thomas:**

574 The Board concluded that the information was not submitted in a timely manner, within 7 business days  
 575 to be considered for review. Ms. Thomas was very disappointed because she brought her students in to  
 576 the Board works, and she waited all day, and was not heard by the Board. Mr. Jones addressed Ms.  
 577 Thomas, and reminded her that he did tell her before noon that when she sent in her information it was a  
 578 last minute submission, and may not be heard by the Board today. Ms. Thomas became increasingly  
 579 agitated, and wanted to argue the point of not being heard. Vice Chair Mrs. Thompson clarified that it  
 580 was a Board policy to submit documentation timely for proper review. Chairperson Mrs. Kinley stated  
 581 items must be submitted within seven (7) days to be considered to cut down on the confusion, and  
 582 provide proper review. Ms. Thomas objected stating that the Board was wrong, and did not follow  
 583 policy. Ms. Thomas addressed the Chairperson inappropriately while the Board was making a motion  
 584 regarding her CEU’s. Ms. Thomas stating that the Board was mean, and cruel, and dirty, and they  
 585 have not heard the last from her, and she will not be “black-balled”. Ms. Thomas called the Board  
 586 members rude. The Board Chairperson further addressed Ms. Thomas, and asked her to leave since she  
 587 would not listen to the Board’s recommendation.

588

589 **MOTION:**

590 Mrs. Thompson made a motion to place the approval for CEU’s for provider Jolie’s Hair Institute on the  
 591 Board agenda for July 11, 2011. All information must be submitted within seven (7) days before the  
 592 Board meeting to be considered for review. Mrs. Webb seconded the motion, which was carried  
 593 unanimously.

594

595 **Approval of School Application:**

596

597 **Columbia Academy of Cosmetology (Change of Ownership – Hengel Mark Richardson:**

598 Mr. Richardson appeared to request a change of ownership. The Board stated a new contract must be  
 599 submitted, and that all student contracts must be review by the Board, and that the academy did not  
 600 have to be inspected. The existing student contracts would be honored, but any new students must have a  
 601 new contract, and reviewed by the Board. Mr. Richardson stated he has continuously been misinformed  
 602 by the Board, and Mr. Jones, and he could not get a straight answer from the SC Board. During the  
 603 testimony it was disclosed by Mr. Richardson that the owner is HMR Enterprises, and that the school  
 604 would be listed under Durham Beauty Academy. Vice Chair Mrs. Thompson stated she felt that the  
 605 school should be re-inspected, and that there were items on the contract that were incorrect. The  
 606 application shows an old curriculum from SC former regulations that changed on June 10, 2010. HMR  
 607 would need to include the new curriculum as stated by the regulations. Also, HMR Enterprises was not on  
 608 the contract as the owner but that Mr. Richardson was listed as the owner. The contract must be reviewed,  
 609 and approved by George. Segments on the contract such as #11, 14, and 17 agreement governed by NC  
 610 must be changed to reflect SC requirements. There are seven (7) students enrolled, and four (4)  
 611 instructors on the board, and one (1) new student. The Board Chairperson , Mrs. Kinley will have the  
 612 new contract reviewed, and sent back to the Mr. Richardson.

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**MOTION:**

Mrs. Rodgers made a motion to approve the application pending the corrections stated by the Board, and a new inspection must be done, and a third review of the contract must be completed by George. The curriculum must also be corrected. Mrs. Webb seconded the motion, which was carried unanimously.

**Kenneth Shuler’s School of Cosmetology, Inc (approval for 600 hour nail technology program at Rock Hill location – Steven Dawson:**

Chairperson Mrs. Kinley stated the school must follow South Carolina 300 hour curriculum. The same contract can be used with a change in the hours from 300 to 600.

**MOTION:**

Mrs. Thompson made a motion to approve the 600 hour program pending corrections on page 2 of the handbook. Mrs. Webb seconded the motion, which was carried unanimously.

**District Five Adult & Community Education (approval for nail technician course at Irmo High Technology Center for Adult Students – Kathie Greer:**

Ms. Greer stated the new program would be offered to adults to promote programs for employment. The plan was to use existing facilities during evening hours to serve the adult population. Students would receive 315 hours of instruction, and make-up hours for time missed. There would be four (4) instructors present. The Board objected pointing out that the facility they wanted to use was already a vocational High School for high school students grades 9-12 , and that a private school, that they were proposing to house within the public school would be required to be have a separate location , and licensed , and bonded separately from the public vocational school.

**MOTION:**

Mrs. Thompson made a motion to deny the nail technician course because the facility was already a public school licensed to be a public school, and not to house a private school function. Mrs. Rodgers seconded the motion. Board member Mrs. Selena Brown expressed her objection stating that there was still not enough information presented to form an adequate decision. Mrs. Brown suggested that Ms. Greer return with a partnership with a technical school for reconsideration. The motion was carried with one objection.

**Discussion:**

The NIC challenged the use of odorless products during testing. NIC strongly recommended the use of odorless monomers because applicants are overwhelmed with the fumes. The NIC recommends that SC adopt the use of odorless product to reinforce what’s already established in the industry, and that it was up to SC to require the use of the odorless products.

**MOTION:**

Mrs. Webb made a motion to make sure that the odorless products were required. Mrs. Rodgers seconded the motion, which was carried unanimously.

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**Board Member Reports:**

Board member Mrs. Cynthia Rodgers reported that she monitored the practical examination with PCS. She was impressed that they checked the identification of applicants, their social security numbers, and generally had a good system of checks, and balances. Some schools arrived right at the testing time, 8:00 a.m. 96 students took the examination which posed a shortage of examination booklets. PCS wound up with 15 proctors. There were eight (8) estheticians tested.

Mr. Katherine Webb reported that she attended the continuing education class offered by Vervontis, and that there were nineteen (19) students present. The class was informative but she expressed her concern that the address was wrong on the class instructions. Course locations must be clearly stated so that the attendee are not lost, and miss the course. Board staff member Shirley Wider will follow-up to determine what information was sent to the Board so that the same error in location is prevented in the future. Mrs. Webb also stated she attended Mrs. Settle's funeral. Mrs. Webb also attended the Regional Meeting in Nashville TN which was excellent. She particularly enjoyed the presentation on fraudulent documents, and testing.

Mrs. Melanie Thompson reported that she also attended the Nashville TN Regional Meeting, and agreed with Mrs. Webb that the segment on fraudulent documents, and testing was excellent.

**Discussion:**

Mr. Doug Robins wanted to state for the record that CEU's versus product promotions was difficult to separate. It's difficult to protect continuing education from becoming manufacturer driven.

The Board expressed that application for reciprocity with issues should not be brought before the Board for review if the applications are incomplete. The Chairperson, Mrs. Kinley, and Vice Chairperson, Mrs. Thompson agreed that they will pre-view applications prior to applications being submitted to the full Board for review, and being placed on the agenda. The Board also pointed out that Section 35-13 addressing out of state applicants points out that if they have not taken the NIC examination they must sit for the NIC test(s). The Board Chair stated that it has been determined if the applicant can show proof of work for the past 20 years then we have waived the requirement for them to sit for the examination. Anyone originally licensed in 1960's, before there was a national exam would be waived. Anyone licensed in the state who did not take a national exam, while the national exam was in existence automatically would have to test. They still have the right to appeal to the Board. Nothing will be placed on the agenda until there's a complete application.

Mr. Eddie Jones asked the Board if a "National Recognized" exam, and the National Interstate Council (NIC) examinations would be considered one, and the same. The Board pointed out that there are differences. For example, Promissor would alter the examination for each state where as the NIC won't alter the examination for any state. The Board will review the history, and let Mr. Jones know. Mr. Jones addressed the web site changes, and stated he would follow-up to remove the paper & pencil test information.



703 Melanie Thompson stated that all documentation for Board review must be submitted seven (7) business  
704 days prior to the Board meeting to avoid the problems. Unless there's an application interpretation issue,  
705 there are no exceptions. Mr. Jones will look into placing this information on the website. No last minute,  
706 submission of information will be reviewed by the Board, if not received within seven (7) business days.  
707

708 **Public Comments:**

709 Ms. Colleen Large stated that LLR's web site must be updated to ensure applicants get the right  
710 information. She also asked the Board about "derma plaining" and if an esthetician could do the  
711 procedure yet. The Board Chair explained that the procedure was a medical procedure, and not allowed  
712 in South Carolina as shaving the face with a sharper instrument (scalpel) is not allowed. The Board  
713 agreed.  
714

715 Ms. Chesley Phillips handed out a green flyer to the Board indicating the name change for the Hotel in  
716 Myrtle Beach and a purple flyer indicated the CEU online class updates. Copies were also given the  
717 staff member Shirely Wider.  
718

719 **Adjournment:**

720 **MOTION:**

721 Mrs. Thompson made a motion to make adjourn the meeting. Mrs. Webb seconded the motion, which  
722 was carried unanimously. The meeting was adjourned at 5:55 p.m.  
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