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3 **CORRECTIONS TO MINUTES**
4 **South Carolina Board of Cosmetology**
5 **10:00 A.M., March 12, 2013**
6 **Synergy Business Park**
7 **Kingstree Building, Conference Room 105**
8 **110 Centerview Drive, Columbia, SC 29210**
9

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11 **View the Board Meeting On-line at www.llr.state.sc.us/POL/Cosmetology**
12

13 **Meeting Called to Order**

14 Public notice of this meeting was properly posted at the SC Board of Cosmetology office,
15 Synergy Business Park, Kingstree Building and provided to all requesting persons, organizations,
16 and news media in compliance with Section 30-4-80 of the South Carolina Freedom of
17 Information Act.
18

19 **Pledge of Allegiance**
20

21 **Rules of the Meeting Read by the Chairman**
22

23 **Introduction of Board Members:**

24 Chairperson Melanie C. Thompson called the regular meeting of the Board of Cosmetology to order.
25 Other Board members present for the meeting included, Janice Curtis, Selena M. Brown, and Stephanie
26 Nye

27 **Staff Members Participating in the Meeting:**

28 Sara McCartha, Advice Counsel, Andrew Rogers, Assistant General Counsel, Tracey McCarley,
29 Administrator, Matteah Taylor, Roz Bailey-Glover, Jacquetta Wilson, Administrative Staff, Cecelia P.
30 Englert, Court Reporter

31 **All Other Persons Attending:**

32 Andre L. Douglas, Chesley Phillips, Klayne Rhodes, Stephanie Ledbetter, Demetrius Livingston,
33 Colleen Large, Steven Dawson, Gloria Smith, Katherine Bodnar, Nicole Nigro, Angie Shuler, Carolyn
34 Vetsch, Joanne Spano, Joe Grimaud, Angela Sanghad, Alen Ray, Edith Boulware
35

36 **Approval of Excused Absences – Cindy Rodgers**
37

38 **MOTION:**

39 Ms. Brown made a motion to approve the absence of Ms. Cindy Rodgers. Ms. Curtis seconded the
40 motion, which carried unanimously.
41

42 **Chairman's Remarks – Melanie Thompson**

43 Ms. Thompson reported that she had a meeting with LLR Administration regarding the renewal issues
44 and that LLR is doing everything they can to ensure the renewal problems experienced this year will not
45 happen again, and that all licensees will be renewed. Ms. Thompson stated she also attended a couple of
46 meetings with a coalition group in an effort to come up with a model practice act for all states to combat
47 the threat of deregulation. The coalition is working on the basic requirements for licensure and

48 developing a core curriculum that schools can agree upon. The NIC Regional Meeting in North Carolina
49 is coming up and all Board members should make an effort to attend. The Board has been working on
50 the regulation package and cleaning up some items. The Board is aware of the issues facing the schools
51 and is working on the draft letter to submit to the AACCS Government Relations Committee.
52

53 **Administrator's Remarks – Tracey McCarley**

54
55 **Regulation Updates**

56 Ms. McCarley stated that in the Boards packets are the regulation updates that were submitted and
57 published on January 25, 2013.
58

59 **State Ethics Commission – Statement of Economic Interest Report**

60 Ms. McCarley stated that the Statements of Economic Interest must be submitted before April 15, 2013.
61 The Board must report their statements to the commission, and use the telephone number in the packet if
62 they need assistance with completing the packet.
63

64 Ms. McCarley stated the following continuing education topics covered on the agenda under, c, d and e,
65 were already covered during the March 8, 2013 meeting:

66 **c. CE Hours Used for Renewal Purposes (must come from Approved SC CE List)**

67 **d. CE in February and March of Renewal Years**

68 **e. CE Exemption – 40-13-250(A)**
69

70 Ms. Thompson asked the Board if they wanted to discuss the March 8, 2013 meeting. There were no
71 comments.
72

73 **Old Business**

74
75 **Approval of License with Background Report - Andre L. Douglas**

76 Mr. Douglas appeared before the Board to answer questions regarding his background report. Mr.
77 Douglas provided additional documents regarding the charges which were reviewed by the Board with
78 some discussion.
79

80 **MOTION:**

81 Ms. Brown made a motion to approve the license based upon the correction to the last arrest record. The
82 license was granted with a two-year probationary period, and a SLED report must be provided at his
83 expense, to the Board, at the end of each year. Ms. Curtis seconded the motion, which carried
84 unanimously.
85

86 **Approval of License with Education Concerns - Nicole E Nigro**

87 Ms. Nigro previously appeared before the Board on January 2013. Ms. Nigro completed 1,000 hours of
88 the required 1,500 hours and wants to use her work experience to cover the missing 500 hours. Ms.
89 Nigro submitted two employer letters indicating three and five years of work experience, respectively.
90 She also included a tax payer data sheet from the IRS as proof of work experience.
91

92 **MOTION:**

93 Ms. Curtis made a motion to approve the license based on the work history presented. Ms. Nye seconded
94 the motion, which carried unanimously.
95
96

97 **New Business**

98 **Governor Haley's Executive Order re: Regulatory Review Task Force – Sara McCartha**

99 Ms. Thompson wanted to contact Ms. Rodgers to include her in the conversation, however, Ms.
100 McCartha cautioned the Board against contacting Ms. Rodgers because the Board had already voted to
101 excuse her absence from today's meeting. Ms. Rodgers can always send in recommendations after the
102 meeting and the information is posted on the website for anyone to make comments. Ms. Thompson
103 wanted Ms. Rodgers input so she was called.
104

105 Ms. McCartha continued the meeting and read Governor Haley's Executive Order which stated that on
106 February 12, 2013, the Governor issued Executive Order 2013-02 establishing the Regulatory Reform
107 Task Force charging all Agencies with evaluating all current statutes, regulations, rules and policies to
108 identify burdens on South Carolina's businesses. On February 20, 2013 Governor Haley requested that
109 all Boards, and Commissions administered by LLR conduct a regulations review. All Agencies must
110 follow these guidelines in evaluating regulations, rules and policies. Each Agency should include but are
111 not limited to the necessity, complexity, efficiency, effectiveness, redundancy, public complaints or
112 comments, short- and long-term effects, impact on all affected persons, both intended and unintended,
113 and unintended negative consequences. Each Board or Commission completes its review then the
114 Advice Counsel assigned to the Board will prepare a summary to be submitted to a member of LLR's
115 Senior Management Team. The Senior Management Team will further review the statutes, rules,
116 regulations, and policies to identify additional suggestions. Comments received from the public,
117 feedback from the Boards or Commissions, and Senior Managements Review will be compiled for
118 inclusion in the agency's report which is due by May 15, 2013. This is a review and meant as a cost,
119 benefit analysis. There will be a period of public comment at the end of today's session. However, if
120 any member of the public would like to comment on this topic, they may do so after the Board has made
121 their suggestions.
122

123 Ms. Curtis stated that the biggest consequence appears to fall on the continuing education (CE) portion
124 of the regulations. The Board has no control over the number of associations being added so she
125 believes that the CE requirements need to be withdrawn related to Section 35-24. Ms. Rodgers joined
126 the Board meeting on the telephone. Ms. Curtis stated it has become a burden on licensees to complete
127 CE's to renew their license and a burden on the providers as they are not updating their programs and
128 submit the same programs over and over again which is of no benefit to the licensees, and only benefit
129 the providers. Ms. Nye commented that the Governor wants the Board to look at things that are a burden
130 on the economy and on businesses specifically, and not on licensees. Ms. Curtis clarified that there
131 would still be continuing education, but not a requirement. If an association is giving a program that is
132 truly beneficial, licensees would be willing to pay for that program. Ms. Brown and Ms. Nye disagreed
133 and wanted the CE requirement to remain in the regulations, but maybe look at the process instead of
134 removing the requirement all together. Some discussion ensued.
135

136 Ms. Thompson commented that the bulk of the regulation changes were for clean-up purposes. Ms.
137 Thompson stated that perhaps the license should expire on December 31 then licensees would have until
138 March 10 to renew their license which builds in a grace period. She also suggested that licenses be
139 allowed to expire on the person's birthday to lessen the burden on LLR staff and the influx of large
140 numbers of renewals. Regarding the salon licenses, make them expire May 30th and allow licensees until
141 June 30th to renew. Regarding Section 35-1- (F) (1), when applications come in, the inspectors should
142 inspect the location first and then bring the application before the Board for final approval. Ms. Nye
143 agreed. Regarding Section 35-2 the equipment information was going to be removed, however, the
144 schools asked the Board to put the equipment requirements back into the regulations. In addition,
145 Section 35-4- (E) (4) regarding the transcripts, and suggested not to omit the requirement but maybe the
146 school can get the transcript to the testing company instead. Regarding Section 35-5- (G) referring to
147 comity licensure, which appears under the examinations and reexaminations heading, the text should not

148 be in the regulation. In addition, the Board does not have a state law exam and that requirement should
149 be eliminated. The state law exam was apparently added in 2010. Ms. Thompson stated that reciprocity
150 should not be treated any less restrictive than people living in this state since the level of fraud is so high
151 with licenses being bought and sold in states that have a national examination. There is room for
152 adjustments, but certainly the requirement should not be less restrictive than the requirements for people
153 who live in South Carolina. Ms. Thompson stated she will leave the comments regarding the
154 operating of a school to the public attending today. Regarding the statute covering the age exemption for
155 CE's, the text was not worded by the Board. In addition, to make the exemption more licensee friendly,
156 she suggested that the emphasis of the exemption language, be placed on whether the person has
157 consecutive years of service. Ms. Thompson also addressed Section 35-13 and suggested adding a two
158 year license requirement for those coming into this state for licensure. She is concerned about the
159 applicants who live in Michigan, go to school in California, take their examinations in Virginia, but want
160 a South Carolina license. This includes those who received their license by examination, and those who
161 have their license for a week and want to be licensed in South Carolina. Ms. Nye stated that maybe the
162 Board can look at allowing apprenticeships or increasing the work experience hours allowed in lieu of
163 classroom hours.

164
165 Ms. McCartha asked for comments from Ms. McCarley regarding some of the complaints received by
166 the Board from consumers and areas to streamline at LLR. Ms. McCarley referred to her staff for
167 comments. Ms. Glover stated that staff is burdened by the high volume of phone calls from licensees
168 who refuse to lookup the information on the website. The web links are helpful to licensees particularly
169 those that help with license information. Ms. Taylor stated that there are recordings on the phone
170 messages to assist the licensees, but they want to speak to a live person, often by-pass the helpful
171 options. Ms. McCarley stated that many people who do not own a computer do go to the library and
172 complete the requirements for renewal at the library. Ms. Thompson stated that the majority of the
173 complaint calls she received focused on the new birth date requirement and she wanted to know what
174 LLR could do to prevent this from happening again, and to get the word out to the public of new
175 requirements. A discussion ensued around e-blasts to licensees. Ms. Nye stated the schools can help
176 with getting the word out and maybe a newsletter can be introduced.

177
178 Ms. Thompson asked LLR staff for their recommendations. Ms. McCartha mentioned issuing a
179 temporary license for individuals or salons could be considered for potential licensees since the
180 temporary license allowance was already in the statute. There was some discussion. Ms. Thompson
181 stated that the inactive option did not make sense and does not help the licensee and should be
182 eliminated, or criteria should be added so that the option makes sense. Ms. Glover stated that it was
183 explained to staff the option was really meant for military personnel, but it's usually the military spouse
184 who requires the inactive license status. Ms. Glover asked the Board to consider our military personnel
185 before eliminating and adding criteria to the inactive license status option. Ms. McCartha stated that the
186 Board should allow the temporary license option for a salon if the inspector cannot complete the
187 inspection on time.

188
189 **Ms. McCartha accepted comments from the public.**

190 Mr. Allen Ray stated that he had been licensed for thirty years and years ago, served on the Cosmetology
191 Board and the IRC for eight years. CE's should not be removed from the regulations for safety and
192 sanitation reasons. South Carolina was the first one to implement CE's because safety and sanitation
193 information was not getting out to the licensees particularly in rural areas. The CE problems resulted
194 from the licensing cycle being twenty-four months, but the ability to take CE classes was reduced to
195 twenty-one months, and classes were eliminated from January – March. Mr. Ray suggested that starting
196 in December there should be a penalty added for those who did not complete their CE's by December
197 and give licensees a chance from January- March to complete the hours before the license expired on
198 March 10. Mr. Ray suggested that more online programs could streamline the CE process. Consider

199 eliminating the booth renter license, as Governor Haley initially suggested. The booth renter license
200 became a requirement because, in the past, the IRS did not have a tax code for independent contractors.
201 Today, by providing W2's or 1099's, the independent contractor tax code problem was resolved. He
202 suggested that testing should be given by the schools to apply the practical examination and the written
203 exam be done by the state. If they pass the practical exam then the school would allow them to sit for
204 the written exam with the state. People just want to get to work to feed their family. They don't want to
205 have to wait months for a license. Regarding reciprocity, applicants should be allowed to gain a South
206 Carolina license with a current license in their state and a nationally recognized exam. Rely upon the
207 other state to verify the applicant's education. All of the policies and procedures prohibit people from
208 coming into this state to work. Regarding new school openings, Mr. Ray agrees that inspections should
209 be done prior to the school coming before the Board and the final inspection should be assigned to a
210 Board member. Mr. Ray cautioned the Board about extending a temporary permit to an individual to
211 work on the public. Mr. Ray commented on fines being removed but was glad to see they are back along
212 with suspensions and the revocation of licenses.

213
214 Mr. Joe Grimaud stated that he is new to the cosmetology industry and is in partnership with Mr. Allen
215 Ray and Jay Lacy with the online education for cosmetologist. He suggested offering twelve hours of
216 online education to make it convenient for licensees to satisfy the CE requirements as long as quality
217 online programming was available.

218
219 Ms. Gloria Smith commented that the CE classes should be broadened to make them interesting to the
220 licensees. Bring in different people with broader business experience in cosmetology. Inspections are
221 still too lenient and contradictory to what instructors teach students in the school about the sanitation
222 laws. CE requirements and the timeframe for license renewals should be on the same calendar because
223 people wait until the last minute to complete their requirements. Ms. Smith does not agree with all online
224 learning because cosmetology is a hands-on industry. LLR's website should be more user-friendly. LLR
225 should share information with providers so they can help to disseminate information to the public and
226 reduce the burden on LLR staff to field all calls. Add more information to the renewal notice to inform
227 the licensees about renewal process changes. Getting licensed quickly is important. She agrees that
228 students should be allowed to take the theory and practical exams after completing 1300-1350 hours, and
229 before graduation. This would allow students who are having difficulty passing either exam to work on
230 those areas and pass the examinations before graduation.

231
232 Ms. Angie Shuler commented that there should be some controls on the number of associations allowed
233 to provide CE's. These associations have absolutely no training on how to be a proper provider of
234 education programs. Maybe giving them a handout on how to be a provider would help. Providers
235 should also be placed on probation if they are not doing their job. She agrees that sharing information
236 with the providers would help LLR. Ms. Shuler agrees that cosmetologist are hands-on learners, so
237 giving all online programming is not the best way for them to learn. She also agreed that the
238 examinations should be given while students are still in school to help them acquire gainful employment
239 after graduation. Everyone teaching classes should not have to be an instructor. Education has changed
240 and there are other people out there like speakers and other types of educators who should be able to
241 provide continuing education.

242
243 Mr. Steven Dawson commented that per Section 35 -2 regarding the school requirements for equipment
244 was placed in the regulations to protect students from going to schools who only wanted the student's
245 money, and did not have proper equipment. Providing email blasts and updating LLR's website would
246 be helpful. Mr. Dawson agreed that the instructor pool is limited and limits the education possibilities.
247 Mr. Dawson is against online education, particularly now with the problems caused at USC from the
248 online providers, and trade shows failure to submit proper paperwork for credit. Regarding the
249 regulation that maximizes the number of hours a student can be in school, eight hours, if that

250 requirement is removed, that would allow an alternative schedule for a student to have jobs on the
251 weekend. Communication is an ongoing issue. Board meetings should occur more frequent particularly
252 when it comes to new schools needing to open but are forced to wait for the Board meeting to convene.
253 Meetings used to be monthly, and the Board should consider the option. Applications for individual
254 licensure, with SLED reports, or hours that are not correct or individuals with school hours beyond the
255 twenty-four month period can receive a determination from the Board before they pay their money to
256 PCS and find out later from the Board that they are not eligible to take the test. Mr. Dawson also stated
257 that providers were told not to answer questions in class, because they gave out wrong information and
258 should direct questions to LLR. With the correct information from LLR, providers can help with
259 questions without directing all questions to LLR. He agrees with giving citations for CE providers. He is
260 all for pre-graduation testing for both the practical and theory examinations after completing 1350 hours.

261
262 Ms. Thompson interpreted the comments segment of the meeting and stated that the Board has to revisit
263 some issues from today's agenda item (5) as follows:

- 264 c. CE Hours Used for Renewal Purposes (must come from Approved SC CE List)
- 265 d. CE in February and March of Renewal Years
- 266 e. CE Exemption – 40-13-250 (A)

267
268 **MOTION:**

269 Ms. Curtis made a motion to go into executive session for legal advice. Ms. Nye seconded the motion,
270 which carried unanimously.

271

272 **The Board returned from executive session where no votes were taken or motions made.**

273

274 Ms. Nye stated that in light of the confusion and difficulties surrounding this renewal period she will
275 make the following motion regarding Section 35-23 covering continued education and expired licenses.

276

277 **MOTION:**

278 Ms. Nye made a motion that the Board interpret Section 35-23 to mean that licensees have from March
279 11, 2013 to March 10, 2015, the entire licensure period, to complete the twelve required CE hours prior
280 to March 10, 2015. The Board will also allow a grace period until June 10, 2013 to allow all licensees
281 who were affected by the prior interpretation to complete CE's.

282

283 **MOTION:**

284 Ms. Nye made a motion that the Board interpret Section 40-13-250 regarding biennial renewal of
285 licenses, and that the Board grant CE exemption to anyone who's license has lapsed, solely due to the
286 lack of CE credits, based on the Boards past interpretation of Section 35-23 and otherwise meet the
287 exemption requirements.

288

289 **MOTION:**

290 Ms. Nye made a motion for the Board to interpret Section 35-13-270 regarding reciprocity to
291 nonresidents that the Board license those applicants who are in good standing in another state without
292 discipline and has taken the national examination.

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294 Ms. Curtis seconded all three motions, which carried unanimously.

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Public Comments – Governor’s Executive Order (continued)

Ms. Colleen Large agreed that LLR’s website required updating and that would cut down on the number of phone calls received. She stated that an online option to check your own CE hours would help licensees. Ms. Large stated that providers were told that based on poor class reviews and complaints, the Board could take away a providers ability to conduct CE classes, and she believes that removing the ability to provide CE’s is more than what a citation could do. Receiving correct information from LLR would help with communicating correct information. Monthly meetings are a good idea and decision could be made faster. Meeting with applicants before being allowed to test with PCS is also a good idea since a few people had expired hours but PCS allowed them to test and took their money. Ms. Large stated that schools should come before the Board before starting initial construction on a school to make sure they have everything in place before spending money on constructing a new site. She agrees that non-license instructors should be allowed to teach, like business instructors, but a word of caution, some instructors programming would be purely sales driven. CE classes should remain generic in nature. New providers should have parameters. Limiting the pool of providers will limit the quality of education and the knowledge bar would not be raised. Ms. Large stated that first time fines for first time offenders, comes down to personal responsibility. The Board cannot just trust first time licensees coming in from other states that they obtained their licenses legally before getting a license in South Carolina. Allowing schools to provide testing is a bad idea and could lead to another World Beauty School problem where the practical examination passing rate was rigged and extremely higher scores were just given to students. Doing away with CE’s particularly when it comes to sanitation and safety is preposterous and should not be allowed! She disagreed with the suggestion of having more online learning because our professionals are tactile learners so providing only online programs is not the way to go. Ms. Large felt that the December expiration date for CE’s and the March licenses expiration timeline works and should not be changed. Licensees must take responsibility and complete their classes.

Ms. Chesley Phillips commented that the problem with the nail industry has a lot to do with the cultural difference within the Asian community. Some people don’t understand the subject matter being taught due to the language barrier. Doing away with CE’s could cause immeasurable harm to the public if sanitation is removed. The removal of CE’s would cause the reuse of nail files, toe separators, scrapers and the transmission of deadly bacteria and disease or even death. Trade shows and CE classes should be related to the profession or scope of practice. In the past, the Board required a person who had sanctions against their salon, but wanted to sell that salon, to inform the new buyer of the sanctions against the salon being purchased. The news letter was removed because someone stated there was no money for a news letter. The CE’s look-up feature would be a great item for licensees to utilize. Trade shows are difficult to monitor attendance hours. Providing twelve hours online is already being done. PCES and their associations used to provide twelve CE’s online. She does not recommend a twelve hour online program because fraud is widespread with online programs, and you may not know who is taking the course and it’s easy to cheat on tests. Ms. Phillips commented that the booth renter licenses were not just put in place because of the deficient tax code, but because salon owners were tired of getting into trouble with the Board because of the individual licensees, so the booth renters license placed the responsibility on the individual licensee to comply with local laws. Taking exams at the school is a bad idea and World Beauty School was a prime example of what could happen. Broadening the scope of CE classes is a good idea. Ms. Phillips disagrees with the March 10 to March 11 CE expiration timeframe. She agrees that LLR’s website should be more user-friendly and corrections to the web site would be helpful. Ms. Phillips also agreed with the early examinations for students. There are too many associations and out of all who are approved providers, typically only five association representatives consistently show up for all Board meetings. Bad providers should be removed and she thought that was already in place. All CE providers who are licensed instructors, does not mean they can teach. She also agrees to having monthly meetings.

346 Ms. Angela Sarvghad stated that she was a licensed cosmetologist who attended CE classes. She helped
347 to facilitate a class and of the 120 people in attendance only about 15 were actually paying attention.
348 The attendees were instead talking, texting, not listening, and disruptive. She stated that her friend paid
349 for a CE class which, it turns out, was not valid. Her friend did not know the class would not be counted
350 by USC so she wasted her money. Money is wasted in these CE classes, time is wasted and the
351 participants do not learn anything. Ms. Sarvghad stated she learns more from hair shows than from the
352 approved CE classes.

353
354 Ms. McCartha stated the website would be open for addition comments regarding the Governor's
355 Executive Order.

356
357 Mr. Ray commented that the number of providers allowed to provide CE's used to be in the law. It's no
358 longer there to allow for diversity, from other providers and to maintain quality. Online classes are timed
359 and multiple states offer online programs, and online programs are good for future expansion.

360
361 Ms. Colleen Large added that the majority of the complaints she received had to do with online
362 providers issues. Some online providers sent out multiple emails with misleading information to
363 licensees that cause mass confusion.

364
365 **Approval to Teach Esthetics Program (school application) - J. Harley Bonds Career Center -**
366 **Wayne Rhodes**

367 Mr. Rhodes appeared before the Board to obtain permission to teach esthetics in addition to cosmetology
368 Level I and Level II. The career center recently renovated an existing space to accommodate the new
369 programs. He stated that they are nine months late with the application, and went through the Board of
370 Education for approval because the school was already licensed by the Board and he previously
371 misunderstood and thought that students could start the new program on August 2012 through January
372 2013, and did not need Board approval again. He did not find out until months later that the Board
373 approval was needed. There are eight students who attended classes during this timeframe who are
374 waiting in study hall for a determination. Mr. Rhodes asked that the Board consider the hours the
375 students already completed before the school was asked to cease instruction. A brief discussion ensued.

376
377 **MOTION:**

378 Ms. Curtis made a motion to go into executive session for legal advice. Ms. Nye seconded the motion,
379 which carried unanimously.

380
381 **The Board returned from executive session where no votes were taken or motions made.**

382
383 **MOTION:**

384 Ms. Curtis made a motion to approve the school application and to fast track the inspection of the new
385 section as well as give the students who attended classes credit from August 2012 through January 2013.
386 The school license would be placed on a one-year probationary period. Any new violations would result
387 in an administrative suspension. Ms. Nye seconded the motion, which carried unanimously.

388
389 **Approval of Licenses with Background Reports - Angela N Sarvghad**

390 Ms. Sarvghad appeared before the Board to answer questions about her background report. Ms.
391 Sarvghad stated she left her son unattended in the house with someone for four hours and it was her

392 responsibility to know where he was at all times. Ms. Sarvghad stated she plead guilty to a misdemeanor
393 and accepted the responsibility. A brief discussion ensued.

394

395

396 **MOTION:**

397 Ms. Curtis made a motion to approve the license. Ms. Brown seconded the motion, which carried
398 unanimously.

399

400 **Approval of Licenses with Background Reports - Stephanie A Ledbetter**

401 Ms. Ledbetter appeared before the Board to answer questions about her background check and the three
402 charges, one of which was a felony. Ms. Ledbetter stated she was in a wreck in 2009 which resulted in
403 three charges. She attended Alcohol Anonymous classes as well as parenting classes. She learned her
404 lesson and there have not been any charges since 2009.

405

406 **MOTION:**

407 Ms. Curtis made a motion to approve the license with a one-year probationary period. Ms. Ledbetter will
408 provide the Board with a SLED report at the end of the year. If any new charges occur, she will return to
409 the Board. Ms. Brown seconded the motion, which carried unanimously.

410

411 **Approval of Licenses with Background Reports - Katherine B Bodnar-Snipes**

412 Ms. Snipes appeared before the Board to answer question about her background check which contained a
413 felony charge. The charges involved her boyfriend babysitting her son while she was at work when an
414 unlawful incident occurred. Ms. Snipes stated she accepted the charge because, the guilty party, her
415 boyfriend, did not show up for court. She also took the charge to close the case which she did not want to
416 drag out for months. The felony was dropped to a lesser charge. Ms. Snipes stated she was on probation
417 until the fines were paid or at least until January 2014.

418

419 **MOTION:**

420 Ms. Nye made a motion to approve the license with a one-year probationary period and a SLED report
421 submitted to the Board at the end of the year at Ms. Snipes' expense. Ms. Brown seconded the motion,
422 which carried unanimously.

423

424 **Approval of License by Exam - 24 Month Education Exceeded - Demetrius D Livingston**

425 Ms. Livingston recently passed the examinations in 2012, but graduated in 2000. Ms. Livingston stated
426 that she graduated in 2000 and took the board examinations and passed but did not receive a license.

427 Ms. Livingston stated that Mr. Jones, from the Board, gave the test and was later told the entire school
428 failed. Ms. Livingston stated she was very sick at the time, but she stayed in touch with the Board. In
429 2011, she finally received her transcript information from the school after trying to get the information
430 for years. While waiting for the high school transcript, she started attending another school but was in a
431 car accident. She passed the theory and practical examinations. She called the Board to see if she could
432 work before the license was received and they said okay. She then received a letter from LLR staff so
433 she stopped working. Ms. Livingston stated she completed her hours and exams and feels she has earned
434 her license. Ms. Livingston described her hours of training and covered the timeline of attendance and
435 originally passed the board exams in 1998 or 1999 before the laws changed. She took the examinations
436 again with PCS in 2012 and passed, but never received a license. A discussion ensued as the Board
437 struggled to understand the timeline given by Ms. Livingston. Ms. Thompson stated the Board would try

438 to obtain research information to determine if she passed in 2000 but the Board and LLR staff needed
439 time to do the research.

440 **MOTION:**

441 Ms. Brown made a motion to defer the determination until the test scores from 2000 could be obtained.
442 Ms. Curtis seconded the motion, which carried unanimously.

443
444 Ms. McCarley will work with Ms. Livingston to obtain the test score from CTP testing service for the
445 year 2000.

446
447 **Approval to Renew License without CE – Rosalie C. Carolyn German - Vetsch**

448 Ms. Vetsch appeared before the Board seeking to renew her license without completing CE credit hours.
449 Ms. Vetsch is 59 years old with 29 years of licensure. Apparently, Ms. Vetsch was exempt for six years
450 but did not meet the qualifications for the CE exemption. Ms. Thompson let her know that the earlier
451 motion allows her to obtain the CE's by June 10, 2013 without penalty. A discussion ensued. Ms.
452 Thompson stated that no motion would be made and Ms. Vetsch would be required to take the twelve
453 CE hours. The earlier motion made by the Board allows individuals like Ms. Vetsch to take the CE
454 hours to renew their license, up until June 10, 2013 at the current \$30 fee.

455
456 **Approval of Student Enrollment Form**

457 The student enrollment form was revised to allow data simplification and is being submitted to the Board
458 for review and approval. The Board reviewed the form.

459
460 **MOTION:**

461 Ms. Brown made a motion to approve the revised form. Ms. Curtis seconded the motion, which carried
462 unanimously.

463
464 **Discussion**

465
466 **On site Special Occasion Cosmetology Services (Wedding, etc.)**

467 Ms. Thompson stated that the Board received an email regarding special occasions and cosmetology
468 services being rendered to clients for weddings, etc. Ms. Thompson clarified that an established photo
469 studio would need a salon license, but the Board would need to do some research on the matter of photo
470 shoots and movies and would respond to the requester at a later date.

471
472 Ms. Thompson stated that she was provided with a call log from LLR staff which indicated that from
473 March 1-8, 2013 staff received 9,377 calls, 1,545 additional calls were transferred to staff, and 3,161
474 calls were abandoned. Ms. Thompson asked that Ms. McCartha include those statistics in her report to
475 the Governor's Task Force.

476
477 **Public Comments**

478
479 Ms. Phillips let the Board know that the Aiken County Career Center maintains records on past exams
480 and maybe contacting them would help Ms. Livingston. Ms. Phillips wanted to know when was it okay
481 to start informing individuals of the CE changes to Section 35-23 and the grace period and the \$30
482 renewal fee instead of the \$130 reinstatement fee. Ms. McCartha stated that legal would place
483 something on the website and send out an email. Only those who did not complete the CEs will be
484 granted the June 10, 2013 extension and the \$30 fee. If they did complete the CE's and did not renew

485 the license on time it's a reinstatement fee of \$130. This information is now on record and can be
486 referred to by licensees on the web.

487
488 Mr. Joe Grimaud stated that some callers he received regarding the online classes taken with PCES only
489 took the three-hour class and did not take the other three-hour class for a total of six hours. The Board
490 should consider making the fee \$30 for everyone to avoid more calls. Mr. Grimaud stated that earlier, he
491 was not promoting all online classes be consider since live classes are still needed and that he was only
492 proposing to offer the possibility of earning twelve hours online.

493
494 Mr. Steven Dawson asked that the new student enrollment form be posted on LLR's website and the new
495 information should be emailed to all of the schools.

496
497
498 Mr. Allen Ray asked if the April 1, 2013 date was still the start date for new classes which was
499 confirmed by the Board. Mr. Ray was told not to open classes until April 1, 2013. Ms. Large had some
500 comments about updating her classroom slides to include today's information and changes.

501
502 Ms. Thompson confirmed that the Board received submissions from Ms. Furtick's trade show which will
503 be reviewed this week and the Board will take action on Monday, March 18, 2013. Also on Monday,
504 approximately 5-6 consent agreements will be given to the Board for review and case determination.

505
506 Ms. Livingston wanted to know if she could work on her passing exam scores until the additional
507 information was found by the Board. Ms. Thompson stated that she should wait until May and that the
508 Board may be able to add her case into the agenda on March 18, 2013.

509
510 **Adjournment**

511
512 **MOTION:**

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

514
515
516 **The next SC Board of Cosmetology meetings are scheduled for March 18, 2013,**
517 **May 13, 2013 and May 14, 2013**

518

519