

1 **South Carolina Board of Cosmetology**
2 **Board Meeting**
3 **9:00 a.m., September 15, 2015**
4 **Synergy Business Park**
5 **Kingstree Building**
6 **110 Centerview Drive, Conference Room 105**
7 **Columbia, South Carolina 29211**
8
9

10 **Meeting Called to Order**

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

15
16 **Rules of the Meeting Read by the Chairman**

17
18 **Pledge of Allegiance**

19
20 **Introduction of Board Members:**

21 Melanie Thompson, Chairperson called the regular meeting of the Board of Cosmetology to
22 order. Other Board members in attendance included, Janice Curtis, Selena M. Brown, Patricia
23 Walters, Eddie Jones, Stephanie Nye and LaQuita Horton-Clark.
24

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

26 Mary League, Advice Counsel; Theresa Richardson, Administrator; Roz Bailey-Glover, Program
27 Coordinator I; Matteah Taylor Administrative Coordinator I, and Tina Behles, Court Reporter
28

29 **All Other Persons Attending:**

30 Colleen Large, Tony Tran, Robyn Madden, Hanna Pham, Kendra Thompson, Chesley Phillips,
31 Chris Copeland, and Jessica Pinto
32

33 **Approval of Excused Absences:**

34 Stephanie Nye was absent due to job related duties. Ms. Thompson explained Ms. Nye may
35 appear later during the meeting.
36

37 **MOTION:**

38 Janice Curtis made a motion to defer the excused absences until later in the meeting. Eddie Jones
39 seconded the motion which carried unanimously.
40

41 **Approval of Agenda**

42
43 **MOTION:**

44 Janice Curtis made a motion to approve the agenda with any deviations necessary. Eddie Jones
45 and Selena Brown seconded the motion which carried unanimously.
46

47 **Chairman's remarks:**

48 Ms. Thompson attended a school inspection at Jolei's on August 4, 2015. From August 28, 2015
49 through September 1, 2015 Ms. Thompson attended the NIC conference. There were great
50 presentations. A few of the presentations Ms. Thompson mentioned were from the Paul Mitchell
51 representative, Leslie Roste from Barbicide, and Gerard McAvey from Milady. Ms. Thompson
52 and Leslie Roste will be working together on proposed regulation updates.

53 Ms. Thompson explained Governor Haley has developed a domestic violence task force and the
54 Board would like for the continuing education providers to have a segment in their classes of
55 what to do in cases that a client may be a victim of domestic violence. Alex Imgrund has a list of
56 resources that can be implemented on domestic violence.

57 There were a lot of negative comments during the Monday, September 14th meeting and Ms.
58 Thompson was not pleased because the Board members, as well as staff, work hard on behalf of
59 the cosmetology industry. The Board as well as staff is governed by the statutes and regulations
60 that have to be followed. Ms. Thompson explained board officer elections are held every year
61 and it is up to the board members to vote who they would like to hold the chair and vice chair
62 positions. Ms. Thompson explained the reason legislation does not respect the cosmetology
63 industry is due to the way the licensees in the industry conduct themselves.
64

65 **Administrator's remarks:**

66 Ms. Richardson thanked the Board for allowing her to attend the NIC conference. During the
67 administrator's segment of the conference the administrators agreed to work on a model practice
68 act. Ms. Richardson asked the Board if there were any suggestions regarding how the continuing
69 education review in October should run because staff would like for the continuing education
70 providers to be in attendance so they will be able to receive the notification of their corrections.
71 Ms. Thompson suggested for all providers to be in attendance on the second day and the Board
72 will go over all of the corrections with each provider.
73

74 **OLD BUSINESS**

75

76 **NEW BUSINESS**

77

78 **Review for Consideration of Licensure with Background Checks**

79

80 *Stephanie Williams*

81 Stephanie Williams was not able to attend the board meeting.
82

83 **MOTION:**

84 Janice Curtis made a motion to deny Stephanie Williams' licensure request due to Ms. Williams
85 not being in attendance. Eddie Jones seconded the motion which carried unanimously.
86

87 *Christopher Copeland*

88 Christopher Copeland appeared before the Board seeking approval of a registered cosmetology
89 license. The discussion included but was not limited to explanation pertaining to his criminal
90 background history.
91

92 **MOTION:**

93 Patricia Walters made a motion to approve Christopher Copeland to receive a registered
94 cosmetology license. LaQuita Clark-Horton and Selena Brown seconded the motion which
95 carried unanimously.

96
97 *Kendra Thompson*

98 Kendra Thompson appeared before the Board seeking approval of a registered cosmetology
99 license. The discussion included but was not limited to explanation pertaining to her criminal
100 background history. Ms. Thompson explained in 2009 she received a charge for breach of trust
101 while working at a convenience store. During this time Ms. Thompson's fiancé was in the
102 military and he decided to go AWOL. Ms. Thompson's financial situation was altered and she
103 stole money orders to help her with her living arrangements. Ms. Thompson received probation
104 for five years and was required to pay restitution. The restitution was not completely paid;
105 therefore, a civil suit was brought against Ms. Thompson. The Board asked Ms. Thompson if she
106 was employed and she explained she currently had a mobile salon business. She was informed
107 that is a violation and she must cease immediately. Ms. Thompson strongly suggested that Ms.
108 Kendra Thompson goes back and read the laws.

109
110 **MOTION:**

111 Janice Curtis made a motion to approve Kendra Thompson to receive a registered cosmetology
112 license with a two year probationary period. A clean SLED report must be furnished at Ms.
113 Thompson's own expense. While on probation if any additional charges occur the license will be
114 immediately administratively suspended.

115
116 *Shelly Gifford*

117 Shelly Gifford was not able to attend the board meeting.

118
119 **MOTION:**

120 Eddie Jones made a motion to deny Shelly Gifford's licensure request due to Ms. Gifford not
121 being in attendance. LaQuita Clark-Horton seconded the motion which carried unanimously.

122
123 *Jessica Pinto*

124 Jessica Pinto appeared before the Board seeking approval of a registered cosmetology license.
125 The discussion included but was not limited to explanation pertaining to her criminal background
126 history. Ms. Pinto explained in 2009 she purchased a house and in 2010 she purchased a salon
127 with a partner. Ms. Pinto's partner ended up dissolving her end of the partnership. Ms. Pinto was
128 in the need of extra money to continue with the life style she created; therefore, she decided to
129 sell drugs out of her home. Ms. Pinto did not serve anytime but was placed on probation for three
130 years. Ms. Pinto allowed her license to lapse due to completing her continuing education classes
131 late. Ms. Pinto continued to work in her salon until the week of September 7, 2015. Ms. Pinto
132 stated she was not aware she could not work in her salon on an expired salon license. On the
133 2013 renewal notice Ms. Pinto stated she did not have any charges and she admitted she was
134 deceptive in her answer.

135
136 **MOTION:**

137 Janice Curtis made a motion to enter into executive session for legal advice. Eddie Jones
138 seconded the motion which carried unanimously.

139

140 **MOTION:**

141 Janice Curtis made a motion to come back to regular session. Patricia Walters and Eddie Jones
142 seconded the motion which carried unanimously.

143

144 During executive session no motions were made and no votes were taken.

145

146 **MOTION:**

147 Janice Curtis made a motion to approve Jessica Pinto for reinstatement of the registered
148 cosmetology license with a three year probationary period. A three hour law class is required to
149 be completed. A fine of \$250 must be paid for practicing without an active license and a fine of
150 \$500 for providing fraudulent information on the reinstatement application. The fines must be
151 paid in full before the licenses can be reinstated. Eddie Jones seconded the motion which carried
152 unanimously.

153

154 **MOTION:**

155 Janice Curtis made a motion for a break. LaQuita Clark-Horton seconded the motion which
156 carried unanimously.

157

158 Ms. Thompson called the meeting back to order.

159

160 Eddie Jones recused himself from the meeting due to being the hearing officer for all of the
161 following cases.

162

163 Ms. Thompson moved cases iii and vii due to the respondents being present.

164

165 **Review of Hearing Officer's Recommendations**

166

167 *Case 2009-119*

168 Andrew Rogers explained the Hearing Officer's recommendation of case 2009-119 was to issue
169 a public reprimand, if the respondent's license is active it should be revoked as of the date of the
170 final order. If the respondent's license is lapsed it shall not be reinstated.

171

172 **MOTION:**

173 Janice Curtis made a motion to enter into executive session for legal advice. LaQuita Clark-
174 Horton seconded the motion which carried unanimously.

175

176 **MOTION:**

177 Janice Curtis made a motion to come back to regular session. LaQuita Clark-Horton seconded
178 the motion which carried unanimously.

179

180 During executive session no motions were made and no votes were taken.

181

182 **MOTION:**

183 Patricia Walters made a motion to accept the Hearing Officer's recommendation for case 2009-
184 119 and modified the recommendation as the following: suspend the nail technician license and

185 the suspension cannot be lifted until the high school education proof is provided and it must be
186 received within 30-days; once the high school proof of education is received the license
187 suspension should be lifted. The sanctions will be a public reprimand, a fine of \$500 to be paid
188 within 60-days from the hearing. If submission is not timely or if the credential cannot be
189 verified, the license will be revoked or will not be eligible for renewal/reinstatement. If the fine
190 is not paid timely it will result in immediate administrative suspension. LaQuita Clark-Horton
191 seconded the motion which carried unanimously.

192

193 *Case 2014-33*

194 Andrew Rogers explained the Hearing Officer's recommendation for cases 2014-33 was to
195 dismiss the case.

196

197 **MOTION:**

198 Janice Curtis made a motion to enter into executive session for legal advice. LaQuita Clark-
199 Horton seconded the motion which carried unanimously.

200

201 **MOTION:**

202 Janice Curtis made a motion to come back to regular session. LaQuita Clark-Horton seconded
203 the motion which carried unanimously.

204

205 During executive session no motions were made and no votes were taken.

206

207 **MOTION:**

208 Janice Curtis made a motion to accept the hearing officer's recommendation for case 2014-33.
209 Patricia Walters seconded the motion which carried unanimously.

210

211 **MOTION:**

212 Janice Curtis made a motion to take a break. Selena Brown seconded the motion which carried
213 unanimously.

214

215 Ms. Thompson called the meeting back to order.

216

217 *Case 2009-31*

218 Andrew Rogers explained the Hearing Officer's recommendation for case 2009-31 was to
219 dismiss the case.

220

221 **MOTION:**

222 Janice Curtis made a motion to accept the Hearing Officer's recommendation for case 2009-31.
223 Patricia Walters seconded the motion which carried unanimously.

224

225 *Case 2009-82*

226 Andrew Rogers explained the Hearing Officer's recommendation of case 2009-82 was to issue a
227 public reprimand; license shall be revoked, as the respondent will not meet licensing
228 requirements with respect to her prior education.

229

230 **MOTION:**

231 Janice Curtis made a motion to enter executive session for legal advice. LaQuita Clark-Horton
232 seconded the motion which carried unanimously.

233
234 **MOTION:**

235 Janice Curtis made a motion to come back to regular session. Selena Brown seconded the motion
236 which carried unanimously.

237
238 During executive session no motions were made and no votes were taken.

239
240 **MOTION:**

241 LaQuita Clark-Horton made a motion to accept the Hearing Officer's recommendation for case
242 2009-82 to issue a public reprimand. Patricia Walters seconded the motion which carried
243 unanimously.

244
245 *Case 2013-174, 2014-103 and 2013-173, 2014-102*

246 Andrew Rogers explained the Hearing Officer's recommendation for cases 2013-173, 2014-102
247 was a dismissal; respondent shall be publicly reprimanded and shall pay a civil penalty of \$500
248 in regards to each statutory violation to total \$1,000 which it must be paid within 60-days of the
249 final order date, and the respondent shall successfully take a three hour disciplinary class 60-days
250 from the final order.

251
252 **MOTION:**

253 Janice Curtis made a motion to accept the Hearing Officer's complete recommendation for cases
254 2013-174, 2014-103 and 2013-173, 2014-102. Patricia Walters seconded the motion which
255 carried unanimously.

256
257 *Case 2013-180*

258 Andrew Rogers explained the Hearing Officer's recommendation for case 2013-180 was to issue
259 a public reprimand, a civil penalty of \$1,000 to be paid within 90-days of the effective Consent
260 Agreement date, a three hour disciplinary course to be successfully completed within six months
261 of the effective date of the Consent Agreement.

262
263 **MOTION:**

264 Janice Curtis made a motion to accept the Hearing Officer's recommendation for case 2013-180.
265 LaQuita Horton-Clark and Selena Brown seconded the motion which carried unanimously.

266
267 *Case 2013-191*

268 Andrew Rogers explained the Hearing Officer's recommendation for case 2013-191 was to issue
269 a public reprimand.

270
271 **MOTION:**

272 Janice Curtis made a motion to accept the Hearing Officer's recommendation for case 2013-191.
273 Patricia Walters seconded the motion which carried unanimously.

274
275 *Case 2014-69 and 2014-70*

276 Andrew Rogers explained the Hearing Officer's recommendation for cases 2014-69 and 2014-
277 70. A Memorandum of Agreement was agreed upon. The respondent's license shall be publicly
278 reprimanded, a civil penalty was issued in the amount of \$250 to be paid within 90-days of the
279 final order, and the respondent's license shall be on probation for one year from the date of the
280 final order. If respondent violates any provisions of the Board's practice act or regulations during
281 the probation period, the license will be immediately administratively suspended.

282
283 **MOTION:**

284 Janice Curtis made a motion to enter into executive session for legal advice. LaQuita Clark-
285 Horton seconded the motion which carried unanimously.

286
287 **MOTION:**

288 Janice Curtis made a motion to come back to regular session. LaQuita Clark-Horton seconded
289 the motion which carried unanimously.

290
291 During executive session no motions were made and no votes were taken.

292
293 **MOTION:**

294 Janice Curtis made a motion to accept the Hearing Officer's complete recommendation for case
295 2014-69. Patricia Walters seconded the motion which carried unanimously.

296
297 **MOTION:**

298 Janice Curtis made a motion to accept the Hearing Officer's recommendations for case 2014-70
299 with modification. Issue a public reprimand and a civil penalty of \$250 to be paid 90-days of the
300 final order date, and probationary period of one year. If the respondent fails to comply with the
301 terms of the final order the license may be immediately administratively suspended until the
302 respondent appears before the Board. Patricia Walters seconded the motion which carried
303 unanimously.

304
305 *Case 2014-74 and 2014-75*

306 Andrew Rogers explained the Hearing Officer's recommendation for case 2014-74 and 2014-75
307 was to issue a public reprimand. A civil penalty of \$600 to be paid within 90-days from the
308 final order date, the respondent's license shall be on probation for two years from the final order
309 date. If the respondent violates any provisions of the Board's practice act or regulations during
310 the probation period the license shall be immediately administratively suspended.

311
312 **MOTION:**

313 Janice Curtis made a motion to accept the Hearing Officer's recommendation for case 2014-74.
314 LaQuita Clark-Horton seconded the motion which carried unanimously.

315
316 **MOTION:**

317 Janice Curtis made a motion to accept the Hearing Officer's recommendation for case 2014-75.
318 LaQuita Clark-Horton and Selena Brown seconded the motion which carried unanimously.

319
320 **AMENDED MOTION:**

321 Janice Curtis made an amended motion for case 2014-75. Case 2014-75 should be modified to
322 reflect, the respondent shall have 30-days to successfully complete the three hour disciplinary
323 law class in addition to the other recommendations. LaQuita Clark-Horton seconded the motion
324 which carried unanimously.

325

326 *Case 2014-104*

327 Andrew Rogers explained the Hearing Officer's recommendation for case 2014-104 was to issue
328 a public reprimand. The temporary suspension shall be lifted; if the respondent's esthetician
329 license is not current it shall be reinstated and placed on probation for a two year period which
330 should be effective as of the final order date. The respondent must provide a SLED report at the
331 end of each year during the probationary period. The SLED report shall be provided at the
332 respondent's own expense and maintain no new charges. If new charges appear on the
333 respondent's SLED report the license will be immediately administratively suspended until
334 further order of the Board.

335

336 **MOTION:**

337 Janice Curtis made a motion to accept the Hearing Officer's recommendations for case 2014-
338 104. Patricia Walters seconded the motion which carried unanimously.

339

340 *Cases 2014-119 and 2014-120*

341 Andrew Rogers explained the Hearing Officer's recommendation for case 2014-119 and 2014-
342 120 was to issue a public reprimand. The respondent shall pay a civil penalty of \$1,000; a fine of
343 \$250 for the violation of South Carolina Code of Law §40-13-110(A)(1) and \$500 for violation
344 of South Carolina Code of Law §40-13-110(A)(2) and \$250 for the violation of South Carolina
345 Code of Law §40-1-110(1)(f) to be paid in full within 90-days of the final order date.
346 Respondent's license shall be on probation for a period of two years from the final order date. If
347 any additional violations occur during the probation period the respondent's license will be
348 temporarily suspended pending Board appearance.

349

350 **MOTION:**

351 Selena Brown made a motion to accept the Hearing Officer's recommendation for case 2014-
352 119. Patricia Walters seconded the motion which carried unanimously.

353

354 **MOTION:**

355 Selena Brown made a motion to accept the Hearing Officer's recommendation for case 2014-
356 120. LaQuita Clark-Horton seconded the motion which carried unanimously.

357

358 **Discussion:**

359 Ms. Thompson would like for the Board to re-visit the resolution guidelines at the next meeting.

360

361 **Board Member Reports:**

362 Eddie Jones congratulated Ms. Thompson for being re-elected as the NIC chair. Mr. Jones along
363 with a LLR inspector conducted a school inspection at Fairfield County school on August 6,
364 2015. August 17, 2015 an esthetician continuing education class was attempted to be monitored
365 but Mr. Jones was informed by hotel staff the class was cancelled. September 8, 2015 another

366 school inspection was conducted. On September 10, 2015 Mr. Jones was the hearing officer for
367 the cosmetology board hearings.

368
369 Janice Curtis congratulated Ms. Thompson for being re-elected as the NIC chair. August 3, 2015
370 Jolei's nail technician continuing education class was monitored. There were seven licensees in
371 attendance and the monitor was also the instructor. Ms. Curtis announced she is running for
372 Mayor of Simpsonville and she hopes she has represented the Board well.

373
374 LaQuita Clark-Horton attended the NIC Annual Conference for the first time. There was a lot of
375 interesting informative information and Ms. Clark-Horton learned a lot.

376
377 Patricia Walters monitored the NIC/PCS examination on July 20, 2015 at the Ramada Inn. There
378 were 200 cosmetology candidates, six esthetician candidates, 25 nail technician candidates, and
379 two instructor candidates.

380
381 Selena Brown did not have a report to present.

382
383 **Public Comments:**

384 Colleen Large stated she realizes the Board and staff have hard jobs and she appreciates the work
385 everyone does. Ms. Large congratulated Ms. Curtis on her announcement of running for Mayor.
386 Ms. Large stated she will be sorry to see Ms. Curtis go and apologized for giving her a hard time
387 when she became a board member.

388
389 Ms. Thompson expressed her appreciation to Colleen Large and Chesley Phillips for showing
390 interest in their associations. It has been noticed that the both of them may have missed only one
391 board meeting.

392
393 Chesley Phillips stated she too is saddened to hear that Ms. Curtis may be leaving and
394 apologized for giving Ms. Curtis a hard time. Ms. Phillips explained the esthetician continuing
395 education class that was held August 17, 2015 was not cancelled but moved to a sleep room
396 because there was only one licensee in attendance for that particular class. The continuing
397 education class that was scheduled for August 30, 2015 was cancelled due to Ms. Phillips being a
398 victim of domestic violence.

399
400 **Adjournment: 4:55 pm**

401
402 **MOTION:**

403 Janice Curtis made a motion to adjourn. Patricia Walters seconded the motion which carried
404 unanimously.