

1 **South Carolina Board of Cosmetology**  
2 **Board Meeting**  
3 **9:00 a.m., January 13, 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 Chairperson Janice Curtis called the regular meeting of the Board of Cosmetology to order.  
22 Other Board members on the conference call for the meeting included, Selena M. Brown,  
23 Patricia Walters, Eddie Jones and Stephanie Nye.  
24

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

26 Mary League, Advice Counsel; Theresa Richardson, Administrator; Roz Bailey-Glover, Matteah  
27 Taylor, Staff  
28

29 **All Other Persons Attending:**

30 Arthenia Gadson, Ngoc Nguyen, Jasmine Hall, Colleen Large, Chuck Gobbons, Alissa Smith,  
31 Chau Nguyen, Van Tran, Hai Vo, Steven Dawson, Freda Samuels, Gloria Smith, April Cobb,  
32 Chesley Phillips, Sherri Todd  
33  
34

35 **Approval of Excused Absences: Melanie Thompson and Cindy Rodgers**

36  
37 **MOTION:**

38 Selena Brown made a motion to approve the absences of Melanie Thompson and Cindy Rodgers.  
39 Eddie Jones seconded the motion which carried unanimously.  
40

41 **Approval of Agenda**

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43 **MOTION:**

44 Selena Brown made a motion to approve the agenda with any deviations necessary. Patricia  
45 Walters seconded the motion which carried unanimously.  
46

47 **Chairman's remarks:**

48

49 Ms. Curtis did not have any remarks

50

51 **Administrator's remarks:**

52

53 Ms. Richardson did not have any remarks

54

55 **Review for Consideration of Disciplinary Class Provider**

56

57 *Hair Heirs*

58 Sherri Todd appeared before the Board as a representative of Hair Heirs. The discussion included  
59 but was not limited to the approval of offering disciplinary courses. The disciplinary course  
60 outline included a three hour law portion and a three hour sanitation and safety portion. Sherri  
61 Todd will be the instructor for the disciplinary classes.

62

63 **MOTION:**

64 Eddie Jones made a motion to approve Hair Heirs to offer disciplinary courses. Patricia Walters  
65 seconded the motion which carried unanimously.

66

67 **Review for Consideration of Licensure Reinstatement with Previous Board Orders**

68

69 *Michael Glover* did not attend the board meeting.

70

71 **MOTION:**

72 Eddie Jones made a motion to move Michael Glover's licensure reinstatement application to the  
73 next Board meeting due to him being improperly notified. Selena Brown seconded the motion  
74 which carried unanimously.

75

76 **Review for Consideration of Student Enrollment Agreement**

77

78 *Miller-Motte*

79 Charles Giving appeared before the Board as a representative of Miller-Motte. The discussion  
80 included but was not limited to the student enrollment agreement. Within the student enrollment  
81 agreement there are two changes Miller-Motte is interested in implementing. The adjustment of  
82 the conditions of the provisional enrollment agreement period would be if a student drops for any  
83 reason and attempts to re-enroll the provisional period is forfeited. During the provisional period  
84 the student will accumulate hours, receive a kit and will participate in the theory and practical  
85 work.

86

87 **MOTION:**

88 Eddie Jones made a motion for executive session for legal advice. Patricia Walters seconded the  
89 motion which carried unanimously.

90

91 **MOTION:**

92 Eddie Jones made a motion to come back to regular session. Selena Brown seconded the motion  
93 which carried unanimously.

94

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

96

97 Stephanie Nye came into the meeting during the executive session.

98

99 Selena Brown asked, “Are students enrolled in the school during the provisional period?” Mr.  
100 Giving explained the students are not actively enrolled and the only payment made is the \$40  
101 registration fee. The provisional period is a 28 calendar day period. During this period the only  
102 obligation the student has is to make sure the program is for them. There are no funds collected  
103 and this is only a pre-enrollment trial period. If a student walks away nothing is lost. Ms. Curtis  
104 asked, “Is the provisional period in place to assist with the enrollment status so if a student drops  
105 out of the program it does not count against the college?” Mr. Giving stated that is one of the  
106 reasons for the provisional period. During this period the students are issued a provisional kit and  
107 if they drop out before the 29<sup>th</sup> day the kit is returned to the school. A provisional kit has less  
108 material than what a normal kit would have in it. The hours that are accumulated during this  
109 provisional timeframe are non-transferrable if the student leaves before the end of the provisional  
110 end date. Mr. Giving explained the provisional period was approved by the Board in May of  
111 2013 and it is included in the Board’s minutes. If a student makes it through the 28-day  
112 provisional period the tuition is prorated.

113

114 **MOTION:**

115 Patricia Walters made a motion to defer Miller-Motte Student Enrollment Agreement request  
116 until the May Board meeting when Miller-Motte’s legal counsel is available to assist with the  
117 questions the Board has. Eddie Jones seconded the motion which carried unanimously.

118

119 **MOTION:**

120 Eddie Jones made a motion to go back to review Hair Heirs’ disciplinary class submission.  
121 Stephanie Nye seconded the motion which carried unanimously.

122

123 **Review for Consideration of Esthetics Program and Handbook Changes**

124

125 *Vski Cosmetology School*

126 Colleen Large appeared before the Board as a representative of Vski Cosmetology School. The  
127 discussion included but was not limited to the esthetician program. The only changes Vski will  
128 be implementing are the color of the pants from white to black. The days of the week will change  
129 from Tuesday through Saturday to Monday through Friday. The times of the day will remain the  
130 same and the hours students will receive per day are remaining the same.

131

132 **MOTION:**

133 Stephanie Nye made a motion to accept the changes for the esthetics program uniform pants and  
134 changes to the handbook. The motion shall include the acceptance of the days of the week  
135 changes from Tuesday through Saturday to Monday through Friday. Eddie Jones seconded the  
136 motion which carried unanimously.

137

138 A short recess was called

139

140 Ms. Curtis called the meeting back to order.

141

142 **Review for Consideration of Licensure with Background History**

143

144 *Michelle McMillan* appeared before the Board seeking approval of a registered cosmetology  
145 license. The discussion included but was not limited to the explanation pertaining to her criminal  
146 background history. Michelle McMillan has taken and passed both components of the  
147 examination. Ms. McMillan withheld information from the authorities which caused her to  
148 receive a felony charge. Ms. McMillan was charged with taking money while working in retail,  
149 merchandise was stolen by a co-worker and she would not comply with the authorities in this  
150 matter. Ms. McMillan got into an altercation with her daughter's father and was charged with  
151 domestic violence. Ms. McMillan is not currently on parole or probation.

152

153 **MOTION:**

154 Selena Brown made a motion to approve for Michelle McMillan to receive a registered  
155 cosmetology license. Stephanie Nye seconded the motion which carried unanimously.

156

157 *Freda Samuels* appeared before the Board seeking approval of a registered cosmetology license.  
158 The discussion included but was not limited to the explanation pertaining to her criminal  
159 background history. Freda Samuels is a recovering drug addict. Ms. Samuels has been clean now  
160 for nine and a half years. The examinations were not taken within the 24 month period of  
161 completion of school; therefore, Ms. Samuels returned to school and completed the 1500 hours  
162 again. Ms. Samuels successfully completed both components of the examination. While  
163 incarcerated Ms. Samuels attended addition recovery classes. Ms. Samuels got out of prison in  
164 2007 and entered transitional housing. This program was completed within two years. Ms.  
165 Samuels has gone back to the prison three times as a guest motivational speaker.

166

167 **MOTION:**

168 Patricia Walters made a motion to approve for Freda Samuels to receive her registered  
169 cosmetology license. Selena Brown seconded the motion which carried unanimously.

170

171 *Alissa Smith* appeared before the Board seeking approval of an esthetic license. The discussion  
172 included but was not limited to the explanation pertaining to her criminal background history. In  
173 2008 Alissa Smith was convicted of conspiracy. Her attorney encouraged her to enter a plea  
174 bargain because it would not be wise for her to fight against conspiracy charges. In 2002 Ms.  
175 Smith wrote a bad check and Ms. Smith was not aware of it until 2014 when her probation  
176 officer informed her that there was a warrant out for her arrest. This matter has been taken care  
177 of. Ms. Smith has one year left on her probation.

178

179 **MOTION:**

180 Eddie Jones made a motion to approve Alissa Smith to receive an esthetics license with a one  
181 year probationary period to run concurrent with the other probation. A SLED report is required  
182 to be submitted at the end of her probation. The SLED report must be obtained at Alissa Smith's

183 expense. If any additional violations occur the esthetician license will be immediately  
184 administratively suspended until Ms. Smith is able to appear before the Board.

185  
186 *Carolyn Moore* did not attend the board meeting.

187  
188 **MOTION:**

189 Eddie Jones made a motion to defer Carolyn Moore's case until the next board meeting when she  
190 will be able to appear. Stephanie Nye seconded the motion which carried unanimously.

191  
192 *Jasmine Hall* appeared before the Board seeking approval of a registered cosmetology license.  
193 The discussion included but was not limited to explanation pertaining to her criminal background  
194 history. Jasmine Hall gave a false name to authorities and the false name came up with warrants  
195 against it in which Jasmine was charged. Ms. Hall did not report her income to the Housing  
196 Authority where she was renting. Ms. Hall had to stay in jail for a total of 24 days. Ms. Hall is on  
197 probation until she pays the restitution of \$3,000 to the Housing Authority.

198  
199 **MOTION:**

200 Patricia Walters made a motion to approve Jasmine Hall to receive her registered cosmetology  
201 license with a two year probationary period. A SLED report is required to be submitted at the  
202 end of the each year. The SLED report must be obtained at Jasmine Hall's expense. If any  
203 additional violations occur the registered cosmetology license will be immediately  
204 administratively suspended until Ms. Hall is able to appear before the Board.

205  
206 **Review for Consideration of Licensure Reinstatement with Previous Board Order**

207  
208 *Ngoc My Thi Nguyen* appeared before the Board seeking approval of the reinstatement of her nail  
209 technician license. The discussion included but was not limited to explanation pertaining to  
210 reinstatement of the nail technician license with a previous Board orders. Ngoc My Thi Nguyen  
211 explained that she moved from South Carolina to West Virginia and accidentally left her nail  
212 technician license behind at the salon, Golden Nails, where she worked for only three weeks. Ms.  
213 Nguyen stated she called the salon owner to ask for her license to be mailed to her in West  
214 Virginia. Ms. Nguyen received a West Virginia nail technician license when she moved by re-  
215 taking the West Virginia examinations. Ms. Nguyen explained to the Board that she was not  
216 aware of someone working off of her license until she tried to reinstatement her license and was  
217 informed that her license was suspended and she needed to appear before the Board.

218  
219 **MOTION:**

220 Stephanie Nye made a motion to enter into executive session for legal advice. Patricia Walters  
221 seconded the motion which carried unanimously.

222  
223 **MOTION:**

224 Selena Brown made a motion to come back to regular session. Stephanie Nye seconded the  
225 motion which carried unanimously.

226  
227 During executive session no motions were made and no votes were taken

228

229 Ms. Curtis explained to Ms. Nguyen there are two conflicting statements that the Board is aware  
230 of pertaining to her case. One statement was acknowledging someone was using your nail  
231 technician license and Florida driver's license while on vacation June 24, 2011 which the Board  
232 has a sworn statement dated from August 10, 2012. In the other statement which was just given  
233 you stated you relocated to West Virginia and accidentally left the license behind and was not  
234 aware that someone was working off the license. Ms. Nguyen explained she never gave a  
235 statement to anyone and this was her first time speaking with anyone affiliated with the Board.  
236 Ms. Nguyen explained she did not know anyone at the Golden Nail salon she went into the salon  
237 for a job. Ms. Richardson brought it to the Board's attention that there are insufficient funds on  
238 Ms. Nguyen's file. Ms. Curtis expressed to Ms. Nguyen that the NSF must be taken care of with  
239 LLR.

240

241 **MOTION:**

242 Stephanie Nye made a motion to approve Ngoc My Thi Nguyen to reinstate her nail technician  
243 license with a three year probationary period. If any additional violations occur the license will  
244 be subject to an immediate administrative suspension. A current mailing address is required.  
245 Eddie Jones seconded the motion which carried unanimously.

246

247 **MOTION:**

248 Selena Brown made a motion for a break. Patricia Walters seconded the motion which carried  
249 unanimously.

250

251 Ms. Curtis called the meeting back to order.

252

253 **Review for Consideration of Licensure by Endorsement**

254

255 Van T Tran appeared before the Board seeking approval of the endorsement nail technician  
256 application. The discussion included but was not limited to explanation pertaining to the  
257 endorsement of the nail technician licensure. Ms. Richardson explained to the Board Ms. Tran  
258 previously applied for licensure and the information provided by Ms. Tran was denied by the  
259 Board. The Board informed Ms. Tran that she could re-apply once she obtained proof clarifying  
260 her attendance hours and the courses taken in school. Van Tran attended school in Florida and  
261 obtained Florida licensure. Once licensure was denied in South Carolina Ms. Tran enrolled into a  
262 school in California because her English was not good and the school in California taught in her  
263 native language. The NIC examinations were completed for the endorsement to South Carolina.

264

265 **MOTION:**

266 Eddie Jones made a motion to approve Van T Tran nail technician endorsement licensure with a  
267 one year probationary period. If any violations occur during the first year of licensure it will be  
268 subject to immediate administrative suspension. Eddie Jones requested to withdraw his motion.

269

270 **MOTION:**

271 Stephanie Nye made a motion to enter executive session for legal advice. Selena Brown  
272 seconded the motion which carried unanimously.

273

274 **MOTION:**

275 Selena Brown made a motion to come back to regular session. Eddie Jones seconded the motion  
276 which carried unanimously.

277  
278 During executive session no motions were made and no votes were taken.

279  
280 **MOTION:**

281 Eddie Jones made a motion to approve Van T Tran nail technician endorsement application.  
282 Selena Brown seconded the motion which carried unanimously.

283  
284 **Review for Consideration of Continuing Education Change**

285  
286 *Nail, Skin & Hair of America*

287 Chesley Phillips appeared before the Board as a representative of Nail, Skin & Hair of America.  
288 The discussion included but was not limited to location changes for 28 of their continuing  
289 education classes. Ms. Phillips explained the last set of continuing education classes offered was  
290 December 28 and December 29, 2014 and it was a bad experience. There were a lot of  
291 disturbances with the class participants and the hotel was not pleased with the behavior. At 1:37  
292 pm December 29, 2014 while the classes were still in session a hotel representative sent Ms.  
293 Phillips an e-mail explaining the association could not return to their facilities. For 2015 Ms.  
294 Phillips had already obtain a contractual agreement with the Hilton Garden Inn for 28 classes.  
295 Due to a bogus emergency call two fire trucks arrived at the facility. Ms. Phillips would like to  
296 have the 28 classes moved to a different location. The current location is the Hilton Garden Inn  
297 on Farrow Road to the Hilton Garden Inn on Columbiana Drive.

298  
299 **MOTION:**

300 Stephanie Nye made a motion to enter executive session for legal advice. Eddie Jones seconded  
301 the motion which carried unanimously.

302  
303 **MOTION:**

304 Stephanie Nye made a motion to come back to regular session. Selena Brown seconded the  
305 motion which carried unanimously.

306  
307 During executive session no motions were made and no votes were taken.

308  
309 Ms. Curtis commended Ms. Phillips and her staff for holding everything together given the  
310 situation the association was put in. There is a level of professionalism licensees are required to  
311 uphold as well as a level of respect for the continuing education providers.

312  
313 **MOTION:**

314 Stephanie Nye made a motion to approve the location change for Nails, Skin & Hair of America  
315 for the 28 classes as one of her five changes. The location would be changing from the Hilton  
316 Garden Inn on Farrow Road in Columbia to the Hilton Garden Inn on Columbiana Drive in  
317 Columbia. Eddie Jones seconded the motion which carried unanimously.

318  
319 **Discussion:**

320 Eddie Jones suggested for the Board to develop continuing education provider guidelines and to  
321 move as promptly as possible to develop the provider's responsibility guidelines. Ms. Curtis  
322 expressed there should be a few of the Board members to work with Ms. Richardson to develop  
323 these guidelines. Ms. League explained by forming this committee it has to be an open session  
324 for the public whether the committee members are present by phone or in-person. The guidelines  
325 should be a list of guidelines of the provider's responsibilities to the Board. Ms. Curtis  
326 volunteered to be a member of this committee. Selena Brown and Stephanie Nye stated they  
327 would be able to assist with the guidelines.

328

**MOTION:**

329 Stephanie Nye made a motion to form a committee to develop guidelines for continuing  
330 education providers to follow. The committee will consist of Selena Brown, Janice Curtis,  
331 Stephanie Nye, and one continuing education provider. Eddie Jones seconded the motion which  
332 carried unanimously.

333

334  
335 Ms. Curtis discussed moving forward the continuing education providers should keep the  
336 licensees informed with what's going on and the requirements of the Board. There are some  
337 providers that like to play the "gotcha" game. Individuals are failing to realize when these games  
338 are played it is the public that will be affected. The Board members are appointed by the  
339 Governor, to serve at the Governor's pleasure, to serve the public and required to uphold the  
340 laws. The "gotcha" game has to be brought to an end. The Board members along with the  
341 providers are a team, here for one common goal and need to work together.

342

**Board Member Reports:**

343 Ms. Curtis reported she attended the December 29, 2014 class held by Nail, Skin & Hair of  
344 America and it was a very disturbing situation.

345

**Public Comments:**

346  
347 Chesley Phillips mentioned her main concern with her December 2014 classes were that there  
348 were about 200 people each day. When the emergency call was made it could have resulted in a  
349 very serious situation because it put many lives in a dangerous a place.

350

**Adjournment: 1:15pm**

351

**MOTION:**

352 Stephanie Nye made a motion to adjourn. Eddie Jones seconded the motion which carried  
353 unanimously.

354

355

356

357