

1 **APPROVED MINUTES**

2 **South Carolina Board of Cosmetology**
3 **10:00 A.M., January 14, 2013**
4 **Synergy Business Park**
5 **Kingstree Building, Conference Room 108**
6 **110 Centerview Drive, Columbia, SC 29210**

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

8 **Meeting Called to Order**

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

12 **Pledge of Allegiance**

13
14 **Rules of the Meeting Read by the Chairperson**

15
16 **Introduction of Board Members:**

17 Chairperson Melanie C. Thompson called the regular meeting of the Board of Cosmetology to order. Other
18 Board members present for the meeting included, Cynthia T. Rodgers, Selena M. Brown, and Janice Curtis.

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

20 Sara McCartha, Advice Counsel, Tracey McCarley, Administrator, Doris Cubitt, Administrator, Matteah
21 Taylor, Roz Bailey-Glover, Administrative Staff, Cecelia P. Englert, Court Reporter. Andrew R. Rogers,
22 Assistant General Counsel, DeLeon Andrews, OIE, Robbie Boland, Inspections Department, and Yolanda
23 Rogers, Inspections.

24 **All Other Persons Attending:**

25 Kathleen Wrightson, Alicia Rayfield, Yvonne D. Brown, Cathy Celantao, Jay Lacy, Laura Gibson,
26 Charmaine Green, Barbara Goodwin, Meredith Kennedy, Doug Robinson, Steven Dawson, Angie Shuler,
27 Chesley Phillips, Colleen Large, Angela B. Morrison, Gloria L. Smith, Comelita Harriot, Jewel Daniel,
28 Tammie Graham, Kate Shelton, Erica Horton, Michelle Hampton-Furtick, Cindy Le, Nicole Nigro, Matthew
29 Sparo, Denise Gibson, Jessica Gibson, Aurelia Yarborough, Monique Moss, Eddie L. Jones, Shirley Wider,
30 DeLeon Andrews, Yolanda Rodgers, Raphael Friedl, Nita Khandhaliwala

31
32 **Approval of Excused Absences – There were none**

33
34 **Approval of Minutes for: September 17, 2012**

35
36 **MOTION:**

37 Ms. Brown made a motion to approve the minutes with corrections. Ms. Nye seconded the motion, which
38 carried unanimously.

39
40 **Approval of Hearing Minutes for: October 23, 2012**

41
42 **MOTION:**

43 Ms. Rodgers made a motion to approve the minutes with corrections. Ms. Nye seconded the motion, which
44 carried unanimously.

49 **Approval of Minutes for: November 5, 2012**

50
51 **MOTION:**
52 Ms. Rodgers made a motion to approve the minutes with corrections. Ms. Brown seconded the motion, which
53 carried unanimously.
54

55 **Approval of Minutes for: November 6, 2012**

56
57 **MOTION:**
58 Ms. Brown made a motion to approve the minutes with corrections. Ms. Nye seconded the motion, which
59 carried unanimously.
60

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

62 Ms. Thompson stated the Board has been busy reviewing continuing education classes, regulation changes
63 and disciplinary class information. Ms. Thompson participated in a conference call on December 28, 2012 on
64 regulatory changes and early filing of those regulation changes.

65 **Disciplinary Classes vs. On-Line CE Classes**

66
67 Ms. Thompson explained that there's some confusion between disciplinary classes, and the online continuing
68 education classes. The continuing education classes are for license renewal which include sanitation and
69 regulation lessons, but are not the same as the discipline classes. The discipline classes are assigned to
70 licensees who have violations against them, and are part of the sanction. Some have a three hour sanitation
71 class and some have a three hour law class. Discipline classes cannot be used as continuing education for
72 license renewal.

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

74
75 **Recognition of Service Years – Shirley Wider**
76 On behalf of the Board and LLR Staff, Ms. McCarley presented former staff member, Shirley Wider with a
77 plaque of appreciation for her twenty-five years of service to LLR and the Board. Audience member,
78 consisting of officials from the schools and retirees also recognized and thanked Ms. Wider for her years of
79 dedicated service.
80

81 **Finance Report**

82 Ms. McCarley provided the Board with a copy of the financial statement, for information only, covering June
83 2011 – December 2012.
84

85 **OIE Report – Office of Investigations and Enforcement – DeLeon Andrews**

86 Mr. Andrews stated that he will be moving over to the Real Estate Board and introduced Ms. Yolanda
87 Rodgers as his replacement. Ms. Rodgers has an extensive background of experience conducting
88 investigations for law enforcement, and has worked with LLR for seven years in investigations. The Board
89 members welcomed Ms. Rodgers. Mr. DeLeon reviewed the OIE Report stating there were a total of 27
90 active cases reported through December 31, 2012. There were 387 cases closed and 10 listed as "Do Not
91 Open a Case". The previous year January 1, 2011-December 31, 2011 there were 228 closed cases, 4 active
92 and 13 reported as "Do Not Open a Case". Ms. Thompson let Mr. DeLeon know that she did not find the
93 report easy to read. The Board accepted the report as information.
94

95 **OGC Report – Office of General Counsel – Future Hearing Dates – Andrew Rogers**

96 Mr. Rogers reviewed the OGC report and stated there were 146 open cases, 106 pending action, 26 pending
97 CA/MOA's, 11 pending final Order hearings, 3 pending final Orders and 7 closed cases. Regarding the 11
98 cases pending final Orders, once the consent agreement is received they will be forwarded to the Board for
99 signature. Mr. Rogers informed the Board that on Monday, March 18, 2013 and Monday, April 1, 2013 are
100 scheduled for hearing dates.
101

102 **Inspection Report – Approval of Inspection Violation Report – Robbie Boland**

103 Mr. Boland reviewed the inspections report covering July-December, 2012. There were a total of 63 school
104 inspections and 3,767 salon inspections. Mr. Boland asked the Board to clarify the guidelines for his staff.
105 Ms. Thompson let Mr. Boland that the information could be clarified in tomorrow’s meeting on January 15,
106 2013.

107
108 **Old Business**

109 **Approval to offer Disciplinary Classes – Association for Cosmetology Excellence (ACE)**

110 Ms. Angie Shuler and Steven Dawson appeared before the Board for approval to provide three (3) hour
111 disciplinary classes in 2013. Ms. Thompson reminded the association that the disciplinary classes cannot be
112 mixed with the continuing education classes and that LLR staff requires the verification of attendance to be
113 submitted to USC.

114
115 **MOTION:**

116 Ms. Rodgers made a motion to approve the disciplinary classes for ACE. Ms. Brown seconded the motion,
117 which carried unanimously.

118
119 **Approval to offer Disciplinary Classes – A But’Y”Ful “U” Cosmetology Association, LLC – Charmaine**
120 **Green.** Ms. Green appeared before the Board for approval to provide three (3) hour disciplinary classes in
121 2013. The Board reviewed the materials provided.

122
123 **MOTION:**

124 Ms. Brown made a motion to defer the regulation class approvals until the end of the Board meeting to give
125 the members an opportunity to review all documents submitted. Ms. Curtis seconded the motion, which
126 carried unanimously.

127
128 **MOTION:**

129 Ms. Curtis made a motion to approve the disciplinary classes for A But’Y”Ful “U” Cosmetology Association,
130 LLC. Ms. Brown seconded the motion, which carried unanimously.

131 Ms. Thompson let the associations know that the Board wants to see the flash drives containing all course
132 materials.

133
134 **Approval to offer Disciplinary Classes – Hair Heirs**

135 The Hair Heirs Association was invited by letter on December 14, 2012 to attend today’s Board meeting. No
136 one from the association was present to answer questions the Board had regarding the course content.

137
138 **MOTION:**

139 Ms. Rodgers made a motion to deny the disciplinary class request for approval. Ms. Brown seconded the
140 motion, which carried unanimously.

141
142 **Approval to offer Disciplinary Classes – SCACS – Gloria Smith**

143 Ms. Smith appeared before the Board for approval to provide three (3) hour disciplinary classes in 2013. Ms.
144 Thompson let Ms. Smith know that the association must provide verification of attendance to LLR staff
145 member, Ms. Bridgett Richardson for recording. Licensees must take the classes to get their license back, if
146 they fail to take the disciplinary class they must come back before the Board.

147
148 **MOTION:**

149 Ms. Rodgers made a motion to approve the disciplinary classes for SCACS. Ms. Brown seconded the motion,
150 which carried unanimously.

151
152 **Approval to offer Disciplinary Classes – SCALP- Laura Gibson**

153 Ms. Gibson appeared before the Board for approval to provide one-day, six (6) hour disciplinary classes in
154 2013. Half of the class time will be spent on sanitation, and the other half on regulations. Classes will be run
155 only if there are registrants.

156
157 **MOTION:**

158 Ms. Rodgers made a motion to approve the six hour disciplinary classes for SCALP. Ms Curtis seconded the
159 motion, which carried unanimously.

160
161 **Approval to offer Disciplinary Classes – Vontae’s – Michelle Hampton-Furtick**
162 Ms. Furtick appeared before the Board for approval to provide disciplinary classes in 2013. The Board
163 requested that Ms. Furtick provide verification of attendance forms to the attendees. Ms. Furtick let the Board
164 know that classes will be held in the morning and the evening.

165
166 **MOTION:**

167 Ms. Curtis made a motion to approve the disciplinary classes for Vontae’s. Ms. Brown seconded the motion,
168 which carried unanimously.

169
170 **The Board took a five minute recess**

171
172 **New Business**

173
174 **Approval to Open a New School – Paul Mitchell, The School, Greenville – Scott R. Bills**
175 Mr. Bills appeared before the Board requesting approval to open a new school for Paul Mitchell, the School,
176 located at 1215 A., Woodruff Road, Greenville, SC. The Board reviewed, and discussed the documents
177 submitted.

178
179 **MOTION:**
180 Ms. Brown made a motion to approve the opening of the new school. Ms. Rodgers seconded the motion,
181 which carried unanimously.

182
183 **Approval of School Relocation – Lacy Cosmetology School, Lexington – Jay Lacy**
184 Mr. Lacy appeared before the Board requesting approval to relocate the school currently located at 2549
185 Augusta Hwy in Lexington, SC to 800 Lake Murray Blvd, in Irmo, SC. The school is ready for the
186 preliminary inspection. The Board reviewed, and discussed the documents submitted.

187
188 **MOTION:**
189 Ms. Curtis made a motion to approve the school relocation. Ms. Brown seconded the motion, which carried
190 unanimously.

191
192 **Approval to Change Student Enrollment Agreement - Miller-Motte Technical College – Meredith**
193 **Kennedy**
194 Ms. Kennedy appeared before the Board requesting approval to change their student enrollment agreement
195 which will affect students in all forty (40) locations in the U.S.A. The Board questioned Ms. Kennedy about
196 the changes and determined that there must be corrections made to the handbook and sent to the Board before
197 the changes can take effect.

198 **MOTION:**

199 Ms. Rodgers made a motion to deny the request to change the student enrollment agreement until corrections
200 are made to the student handbooks and sent to the Board for review. Ms. Curtis seconded the motion, which
201 carried unanimously.

202
203 **The Board determined that Ms. Kennedy will return to the Board to discuss the changes. Ms. Kennedy will**
204 **submit the information to the Board Administrator, Ms. McCarley for the next Board meeting.**

205

206
207 **Approval to Teach Methods of Teaching Course – Steven Dawson**
208 Mr. Dawson appeared before the Board requesting approval to teach the Methods of Teaching course. Mr.
209 Dawson provided documentation of his experience in teaching others how to teach. Mr. Dawson provided
210 evidence of having a masters’ degree and other documents to support his request.
211
212 **MOTION:**
213 Ms. Rodgers made a motion to approve Mr. Dawson as a Methods of Teaching course instructor. Ms. Brown
214 seconded the motion, which carried unanimously.
215
216 **Approval to Take Cosmetology Instructor Examination – Jessica Gibson**
217 Ms. Gibson appeared before the Board to obtain permission to take the instructors examination with her high
218 school diploma from cornerstone Christian Correspondence School. Ms. Gibson stated she completed the
219 eleventh grade in high school, and later completed the correspondence school in 2005, and now wants to
220 become an instructor.
221
222 **MOTION:**
223 Ms. Rodgers made a motion to go into executive session. Ms. Curtis seconded the motion, which carried
224 unanimously.
225 The Board returned from executive session where no motions were made or votes taken.
226
227 **MOTION:**
228 Ms. Rodgers made a motion to go back to public session. Ms. Nye seconded the motion, which carried
229 unanimously.
230
231 **MOTION:**
232 Ms. Rodgers made a motion to deny the request to take the instructors examination because there is no valid
233 proof that Cornerstone Christian School is accredited. Ms. Curtis seconded the motion, which carried
234 unanimously.
235
236 **Approval of License by Endorsement without Taking NIC Examinations – Raphael Friedl**
237 Mr. Friedl appeared before the Board along with Jacqueline S. Friedl. Mr. Friedl stated he was licensed as a
238 cosmetologist in the 1970’s where he worked in New York and Florida. The Board reviewed Mr. Friedl’s
239 information and let him know that he must take the National Interstate Council written and practical
240 examinations. No temporary license was available and there is no grandfather clause in the statutes. A
241 discussion ensued.
242
243 **MOTION:**
244 Ms. Rodgers made a motion to deny the license. Ms. Curtis seconded the motion, which carried unanimously.
245
246 **Lunch Break; 1:30 – 2:00**
247
248 **Approval of License by Endorsement with Education Concerns**
249 **Received Schooling outside of the USA – Cindy Le**
250 Ms. Le reappeared before the Board requesting approval of her license with evidence of her high school
251 diploma. The Board reviewed and discussed the new information submitted.
252
253 **MOTION:**
254 Ms. Rodgers made a motion to approve the license. Ms. Brown seconded the motion, which carried
unanimously.

255
256 **Approval of License by Endorsement with Education Concerns**
257 **Received Schooling outside of the USA – Daniella N. Hernandez.**
258 Ms. Hernandez was mailed a letter on December 14, 2012 to appear before the Board, however she did not
259 show up to answer questions the Board had about her application.

260 **MOTION:**

261 Ms. Rodgers made a motion to deny the license. Ms. Curtis seconded the motion, which carried unanimously.

262

263 **Approval of License by Endorsement with Education Concerns**

264 **Received Schooling outside of the USA – Nita Khandhaliwala**

265 Ms. Khandhaliwala appeared before the Board seeking approval for a license with training from London. Ms.
266 Khandhaliwala stated that she only intends to provide esthetics services in South Carolina. Ms.
267 Khandhaliwala could not determine how many of her training hours were in esthetics. The Board determined
268 that Ms. Khandhaliwala must obtain an official transcript from the school she attended in the United Kingdom
269 in order for the Board to determine how many hours of education she completed in skin care.

270 **MOTION:**

271 Ms. Rodgers made a motion to defer the application for the next Board meeting to allow time to obtain the
272 transcript and provide the information to the Board. Ms. Curtis seconded the motion, which carried
273 unanimously.

274

275 **Approval of License by Endorsement with Education Concerns**

276 **Completed 1,000 hours – Nicole E. Nigro**

277 Ms. Nigro previously appeared before the Board to answer questions about her education hours. The two
278 years of tax forms provided was insufficient evidence of work history. LLR staff mailed a letter to Ms. Nigro
279 on December 14, 2012 to appear before the Board, however, Ms. Nigro stated she moved, and did not provide
280 a forwarding address, so she did not receive the letter from LLR staff. Ms. Nigro happened to come to today's
281 meeting with additional information, but the Board could not accept the new information as it was not
282 previously submitted for review and consideration. Ms. Thompson let Ms. Nigro know she must provide
283 copies of the information she brought in today to staff so that it can be considered for the next Board meeting.

284

285 **MOTION:**

286 Ms. Curtis made a motion to deny the license. Ms. Rodgers seconded the motion, which carried unanimously.

287

288 **Approval of License with Examination Concerns – Kathleen L. Wrightson**

289 Ms. Wrightson appeared before the Board to obtain licensure after passing the NIC examinations in 2008.
290 Due to legal matters between Ms. Wrightson, and the school, the unusual circumstances prohibited Ms.
291 Wrightson from obtaining her license. Ms. Wrightson retested in 2012 and passed both exams after the 24
292 month cut-off. Discussion ensued.

293 **MOTION:**

294 Ms. Rodgers made a motion to go into executive session. Ms. Curtis seconded the motion, which carried
295 unanimously.

296

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

298 **MOTION:**

299 Ms. Rodgers made a motion to go back to public session. Ms. Brown seconded the motion, which carried
300 unanimously.

301 **MOTION:**

302 Ms. Nye made a motion to approve the license based on the fact that Ms. Wrightson has been pursuing her
303 license since 2008. This decision is limited to this applicant's circumstances only. Ms. Curtis seconded the
304 motion, which carried unanimously.

305 **Discussion:**

306

307 **Lice Wrangler – Heal Lice Removal Service Company – Jewel M. Daniel**

308 Ms. Daniel came before the Board to discuss her plans to open a lice removal service. The service location is
309 not a salon. The service will educate people on the removal of head lice. The service will be a mobile head
310 lice removal service. Ms. Daniel stated she is not a cosmetologist and is not practicing cosmetology. This is a
311 parasite removal service. Ms. Daniel provided the Board members with a letter from DHEC. Ms. McCartha
312 stated that a salon is not allowed to work on head lice. The service would not be recognized as a salon or the
313 practice of cosmetology, therefore the Board does not govern the process. The Board thanked Ms. Daniel for
314 sharing the information.

315

316 **Public Comments**

317 Ms. Colleen Large let the Board know that licensees are experiencing log-in problems with the online
318 renewals this year, and that continuing education hours are not showing up for many who completed classes.
319 The Board let Ms. Large know that they are aware of the problem, and LLR staff is working on it. At this
320 time hours are being entered manually. Ms. Large reported that PCESECU.COM is still allowing people to
321 take online classes.

322

323 Ms. Thompson stated that while the Board is aware that LLR extended the CEU classes from December 31,
324 2012 to January 31, 2013, the Board does not agree with that decision, but it has already been done.
325 However, USC does not verify any classes from February and March because of the renewal process. USC
326 will not verify class dates the Board has not approved for February through March. What applies to live
327 classes also apply to the online classes, so there will not be any classes from February through March, 2013.
328 If providers persist to offer classes during February and March, that the Board has not approved, then the
329 providers will have a big problem, and that's going to come back to the association.

330

331 Ms. Large wanted to know if the providers could be made aware of extensions and online class changes so
332 they can help shoulder some of the licensee calls.

333

334 Ms. Laura Gibson wanted to know if there are any new regulations changes regarding the expiration of
335 licenses. Ms. Thompson stated no, and that licenses expire on March 10th.

336

337 **Adjournment**

338 **MOTION:**

339 Ms. Brown made a motion to adjourn the meeting. Ms. Rodgers seconded the motion, which carried
340 unanimously.

341

342 **The next meeting of the SC Board of Cosmetology is scheduled for January 15, 2013**