

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56

DRAFT MINUTES
South Carolina Board of Cosmetology
10:00 a.m., May 14, 2012
Synergy Business Park
Kingstree Building, Conference Room 108
110 Centerview Drive, Columbia, SC 29210

Video of this meeting can be viewed at the state's public website: www.llr.state.sc.us/POL/Cosmetology, On the Board's home page click "Board Information" and follow the link to the video.

These minutes are a record of the motions/ official actions taken by the Board, and a brief summary of the meeting. A transcript of this meeting providing more detail will be available on the Board's website – www.llr.state.sc.us/pol/

Meeting Called to Order

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

Pledge of Allegiance

Rules of the Meeting Read by the Chairman

Introduction of Board Members and All Other Persons Attending

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

Staff Members Participating in the Meeting

Sara McCartha, Advice Counsel, Byron Ray, Administrator. Bridget Jenkins, Matteah Taylor, Shirley Wider, Roz Bailey-Glover, Administrative Staff, Cecelia P. Englert, Court Reporter. Andrew R. Rogers, Assistant General Counsel, DeLeon Andrews, OIE, Charlie Ido, Assistant Deputy Director, Inspections Department: Robbie Boland and George Barr.

All Other Persons Attending:

Richard Paxton, Sheri Paxton, Chesley P. Phillips, Rebecca Teal, Chet Horton, Antonio F. Duncan, Antionio L. Rivers, Nancy Sasak, Mike Little, Tammie Stevens, Steven Dawson, Rosanne Kinley, Colleen Large, Gloria Smith, Karl Fisher, Brandy Agee, Mattie Thompson Leigh-Poole, Jessica M. Lloyd, Angela Morrison, Shawn Mayers, Elizabeth Bryant, Thu Thao Thi Nguyen, Daniela Howard, Ludell Howard Scott, Shelba G. McLaughlin, Bahiyah Ladson, Timmi Fadie, Jayne Lamb,

Approval of Excused Absences: None absent.

Approval of Minutes for the Following Meetings:

January 9, 2012 Board Meeting

MOTION:

Ms. Webb made a motion to approve the January 9, 2012 minutes with corrections. Ms. Rodgers seconded the motion, which was carried unanimously.

January 10, 2012 Board Meeting

MOTION:

Ms. Webb made a motion to approve the January 10, 2012 minutes with corrections. Ms. Brown seconded the motion, which was carried unanimously.

57
58 January 20, 2012 Teleconference Meeting

59
60 **MOTION:**

61 Ms. Brown made a motion to approve the January 20, 2012 minutes with corrections. Ms. Webb seconded
62 the motion, which was carried unanimously.

63
64 February 1, 2012 Teleconference Meeting

65
66 **MOTION:**

67 Ms. Nye made a motion to approve the February 1, 2012 minutes with corrections. Ms. Brown seconded the
68 motion, which was carried unanimously.

69
70 March 12, 2012 Board Meeting

71
72 **MOTION:**

73 Ms. Nye made a motion to approve the March 12, 2012 minutes with corrections. Ms. Brown seconded the
74 motion, which was carried unanimously.

75
76 March 13, 2012 Board Meeting

77
78 **MOTION:**

79 Ms. Curtis made a motion to approve the March 13, 2012 minutes. No corrections. Ms. Webb seconded the
80 motion, which was carried unanimously.

81
82 March 23, 2012 Teleconference Meeting

83 **MOTION:**

84 Ms. Curtis made a motion to approve the March 23, 2012 minutes with corrections. Ms. Webb seconded the
85 motion, which was carried unanimously.

86
87 Approval of Agenda

88 **MOTION:**

89
90 Ms. Webb made a motion to approve the agenda with deviations deemed necessary. Ms. Brown seconded the
91 motion, which was carried unanimously.

92
93 **Chairman's Remarks – Melanie Thompson**

94 Chairperson, Ms. Thompson, asked Ms. Rosanne H. Kinley to step forward where she was presented with a plaque in
95 recognition for her many years of service to the SC Board of Cosmetology as former Chairperson. Ms. Kinley
96 thanked the Board for their commitment to the profession and stated she will continue to work outside the Board
97 to lobby for the good of the industry that has given so much to her.

98
99 Chairperson, Ms. Thompson recognized and welcomed Sara McCartha as the Board's new Advice Counsel. Next,
100 Chairperson, Ms. Thompson introduced the new Director of LLR, Ms. Holly Pisarik, for taking the time to visit the
101 Board and introduce herself. Ms. Pisarik stated that she wanted to introduce herself and looked forward to working
102 with the Boards and coming to Board meetings. Ms. Pisarik stated that her door is always open to assist the Boards
103 with getting their jobs done and provided each Board member with one of her business cards. Ms. Pisarik also let the
104 Board know that the new **Chief Advice Counsel, Darah Coleman** started her new duties today and would also stop in
105 to introduce herself at a later meeting. In addition, Chairperson, Ms. Thompson congratulated Mr. Dean Grigg on his
106 promotion to Deputy Director of LLR.

107
108 Chairperson, Ms. Thompson reported that she participated in the March 23, 2011 Conference Call for Regulations.
109 She also participated in the March 28, 2012 3M Subcommittee Meeting. April 26, 2012, and on several other
110 occasions, worked with Byron and Doris to iron out policy and procedure concerns. Chairperson, Ms. Thompson,
111 thanked Mr. Ray for providing the Board members with meeting packets that were organized and done well.

112 Chairperson, Ms. Thompson let the Board know that Professional Credential Services (PCS) will be presenting their
113 overview to the schools on June 2nd and June 4th, in Columbia, SC and encouraged Board members to attend.
114

115 Chairperson, Ms. Thompson mentioned a news article concerning Ms. Ricki Page West, high school senior who
116 almost completed her vocational training program at the Donaldson Career Center, was an honor student, in
117 cosmetology, was unfortunately killed on her prom night. Chairperson, Ms. Thompson stated that she would like for
118 LLR and the Board to send a letter of proclamation to her family, baring the signatures of the Board members to
119 acknowledge her accomplishments to her family and that the Board appreciates her dedication and hard work to want
120 to participate in the cosmetology industry.

121
122 **Administrator's Remarks– Byron Ray**

123 Mr. Ray asked the Board for direction regarding licensees who have new violations on their SLED reports and those
124 who do not submit the SLED reports as required by the Board for licensure. Chairperson, Thompson stated that she
125 would not have a problem with administration making a determination of suspension regarding these licensees. Mr.
126 Ray will provide the Board with the names of those individuals who a determination has been made to suspend the
127 license for new SLED charges or not submitting a SLED report as required. No additional letters of warning will be
128 issued to those licensees. Mr. Ray also stated that two applicants on the agenda, Scotty Simmons and Flora Garcia,
129 will not be attending the meeting.

130
131 **Advisory Opinions, If Needed, Office of General Counsel**
132

133 **OGC Report – Office of General Counsel**

134 Mr. Andrews reported that there were 23 open cases, 18 pending actions (several of which will go on the agenda for
135 hearings next month), and 3 Cease & Desist orders pending licensee signature. Since 2011, OGC closed 17 cases, 2
136 on appeal with the Administrative Law Judge and 2 on appeal that do not appear on the report.
137

138 **Legislative Update, If Needed, Legislative Liaison Office**

139 Chairperson, Ms. Thompson stated that the Board was not successful in getting the changes to the regulations done.
140 The Board will continue to work on getting the changes through at a later time. However, the bond regulations and
141 the citation regulations are still being considered.
142

143 **OIE Report – Office of Investigations and Enforcement**

144 Mr. DeLeon Andrews reported that OIE has 31 active cases open, closed 20 cases.
145

146 **Number of Open Complaint Cases**

147 Mr. DeLeon reported that there are currently 31 open complaints.
148

149 **Old Business**

150 Approval of New School: Virginia College, Florence, SC

151 Mr. Brandon Fee, Director of Licensing, Education Corporation of America was mailed a letter on 4/24/2012
152 requesting that either he or a designated representative appear before the Board to answer questions the Board may
153 have regarding the new school application for licensing. Virginia College resubmitted their contract, handbook, rules
154 and regulations for the Board's review. Mr. Mike Little and Nancy Sasak stepped forward as the representatives for
155 Virginia College. The Board had questions regarding sections 16 and section 20 on the contract which were answered
156 by Mr. Little. Mr. Little was reminded that if any changes were made to the contract, those changes must first be
157 presented and approved by the Board.
158

159 **MOTION:**

160 Ms. Rodgers made a motion to approve the new school application for licensing. Ms. Brown seconded the
161 motion, which was carried unanimously.
162

163 Chairperson, Ms. Thompson, let Mr. Little know that Mr. George Barr would be in touch to set up an inspection of
164 the school.
165
166
167

168
169
170
171
172
173
174
175
176
177
178
179
180
181
182
183
184
185
186
187
188
189
190
191
192
193
194
195
196
197
198
199
200
201
202
203
204
205
206
207
208
209
210
211
212
213
214
215
216
217
218
219
220
221
222

New Business

IRC Report:

The Board reviewed the IRC Report from March 30th, 2012 and May 9th, 2012. Mr. DeLeon Andrews answered questions for the Board regarding case 2011-273. Mr. DeLeon stated that this was an unusual case and could not provide specific details to the Board on the case.

MOTION:

Ms. Webb made a motion to approve the IRC report. Ms. Brown seconded the motion, which was carried unanimously.

Inspections Report:

Mr. Robbie Boland reviewed the Inspections Reports from January, February and March 2012. Mr. Boland explained that the new Inspections Report replaces the former citation power and is a more stream-lined process. Now, documented unsatisfactory inspection information is reviewed on a weekly, and an Inspection IRC is conducted using the resolution guidelines, approved by the Board. Mr. Boland explained that his team only handles the inspections. The investigation IRC comes from a different area. The Board questioned inspection file #2012-113 regarding a violation for working with an expired license. Mr. Boland explained that a cease and desist order was issued to the licensee. A brief discussion ensued.

MOTION:

Ms. Webb made a motion to approve the IRC reports for January, February and March, 2012. Ms. Curtis seconded the motion, which was carried unanimously.

Ms. Webb had questions regarding how staff is keeping track of individuals who have not taken the required law class. Mr. Ray stated that the individuals are monitored by staff member, Bridget Jenkins based on a report from Ms. Dottie Buchanan. Those individuals who do not complete the class will be asked to appear before the Board.

Audience member, Ms. Chesley Phillips stated that she provides law and sanitation classes frequently and over the past eight months to a year she cannot determine who she is supposed to send the information to at LLR regarding the licensees who attended her classes. Mr. Ray let Ms. Phillips know that Ms. Jenkins will be the contact person moving forward and introduced Mr. Jenkins to the Board. Mr. Ray will compile and distribute a document stating which LLR staff member does what task and provide that information to the Board.

Review Vocational School Hours

Chairperson, Ms. Thompson stated that Mr. George Barr is not in the office today to discuss the agenda item on vocational school hours. However, Ms. Tracey McCarley will be available later today to discuss the issue and answer some questions. Requested the Board defer the agenda item.

MOTION:

Ms. Curtis made a motion to defer the review of the vocational school hours until later in the day when Ms. McCarley is available to address the Board. Ms. Webb seconded the motion, which was carried unanimously.

Review of Clarification on the Twenty-Four Month Limit of Validity of Hours & Clarification of How that Affects the Candidates Who Fail a Portion of the Exam

Chairperson, Ms. Thompson stated students have twenty-four (24) months to pass both examinations, written and practical even if they fail a portion of the exam. After 24 months from graduation date, the hours are invalid. The Board could consider tragedies or other hardships. It was the opinion of Chairperson, Ms. Thompson and the Board members that individuals coming forward now, who completed their education years ago (2008 or prior) and did not take or pass their examinations the same law applies to them and the education hours are expired. Former Board Chairperson, Ms. Rosanne H. Kinley, stated that a letter was approved by the former LLR Director, and mailed to the

223 cosmetology schools clarifying that, as of January 1, 2011, the 24 month time clock started. Ms. McCartha, Advice
224 Counsel, stated that she will look in to the laws to clarify the information for the Board.

225
226

227 **Approval of New School**

228 **Upstate College of Cosmetology—Sharon Watson**

229 Chairperson, Ms. Thompson recognized Ms. Kathyleen Riccetelli and Mr. Watson to answer questions regarding the
230 Upstate College of Cosmetology. According to Ms. Watson, the issues with the school were resolved. Chairperson,
231 Ms. Thompson let Ms. Watson know that the maximum student capacity is sixty (60) students. If there are twenty
232 (20) students or more per class additional instructor names must be provided to the Board. At present there is only
233 one instructor listed. The school bond will be renewed on May 18, 2012. Chairperson, Ms. Thompson, stated that
234 approval of the school will be contingent upon the Boards receipt of a current bond from the school. A preliminary
235 inspection was already done by Mr. George Barr on April 23, 2012.

236

237 **MOTION:**

238 Ms. Webb made a motion to approve the application for the Upstate College of Cosmetology pending the
239 updated bond being received by the Board. Ms. Nye seconded the motion, which was carried unanimously.

240

241 **Approval of Licenses with Background Reports**

242

243 **Karl Fisher**

244 Mr. Karl Fisher appeared before the Board to answer questions regarding the background check information
245 submitted to the Board. Mr. Fisher stated that he completed probation for federal charges that appear on his SLED
246 report. Mr. Fisher explained that he went to jail in 2003 for creating counterfeit payroll checks for a business and
247 cashing them. He served 12 months in jail and 3 years probation. Someone he knew did the same thing and he
248 thought it was a good idea. Mr. Fisher stated that he has a current Georgia license and manages a salon chain in
249 Georgia. Based on the license verification from Georgia, his cosmetology license expired on 3/31/2012. Mr. Fisher
250 stated that he has since renewed his Georgia license with the new expiration date of 3/31/14. At the time of
251 application to SC, his Georgia license was current.

252

253 **MOTION:**

254 Ms. Webb made a motion to approve the license. Ms. Brown seconded the motion, which was carried
255 unanimously.

256

257 **MOTION:**

258 The Board Chairperson called for a 10 minute recess. Ms. Webb seconded the motion, which was carried
259 unanimously.

260

261 The Board returned back to public session.

262

263 **Elizabeth Bryant**

264 Ms. Bryant appeared before the Board to answer questions regarding the background check information submitted to
265 the Board. Ms. Bryant explained that she was twenty years old when her problems started. She was in the car with a
266 boyfriend who had drugs in the car. Ms. Bryant accepted the guilty plea, because the car belonged to her. She
267 received 3 years probation down to 9 months of probation with a drug and alcohol treatment program completion.
268 Ms. Bryant stated that she has a job lined up and passed both examinations.

269

270 **MOTION:**

271 Ms. Brown made a motion to approve the license. Ms. Rodgers seconded the motion, which was carried
272 unanimously.

273

274 **Antonio L. Rivers**

275 Mr. Rivers appeared before the Board to answer questions regarding the background check information submitted to
276 the Board. Mr. Rivers stated that he had documents regarding the dismissal for domestic violence charges from
277 Charleston. He was also supposed to take anger management classes at his own expense. He could not afford the

278 classes and was placed in jail. Mr. Rivers stated that he paid \$1,500 in child support, but was \$70 short so he went
279 back to jail. Going to prison changed his life. He has a job lined up if the license is granted.

280
281

282

283 **MOTION:**

284 Ms. Rodgers made a motion to go into executive session. Ms. Brown seconded the motion, which was carried
285 unanimously.

286

287 **MOTION:**

288 Ms. Rodgers made a motion to go back into public session. Ms. Webb seconded the motion, which was
289 carried unanimously.

290

291 **MOTION:**

292 Ms. Nye made a motion to approve the license with a SLED report submitted six months from now
293 (December 2012) to the Board, at Mr. Rivers' expense. Mr. Rivers will submit a Sled report again at one year and the
294 two year mark for a total of three (3) SLED reports being submitted to the Board. If new charges appear, the license
295 will be suspended. Ms. Rodgers seconded the motion, which was carried unanimously.

296

297 Chairperson, Ms. Thompson let Mr. Rivers know that a final order will be sent to him.

298

299 **Antonio F. Duncan**

300 Mr. Duncan appeared before the Board to answer questions regarding the background check information submitted to
301 the Board. Mr. Duncan testified that he had a felony and other misdemeanors for which he received 6 months
302 probation from June – September and spent 3 months in jail because he got into trouble while on probation. Mr.
303 Duncan stated that he plead guilty for shop lifting. He took the examinations and has a job waiting.

304

305 **MOTION:**

306 Ms. Webb made a motion to approve the license with two (2) year probation. Mr. Duncan will supply the
307 Board with a SLED report each year, at his own expense. Ms. Rodgers seconded the motion, which was carried
308 unanimously.

309

310 **Mattie Thompson Leigh-Poole**

311 Ms. Leigh-Poole appeared before the Board to answer questions regarding the background check information
312 submitted to the Board. Ms. Poole stated that she was involved in a fight with three or more people and was arrested
313 and charged with lynching. She served two weeks in jail and apologized to the victim. The charge was dismissed in
314 2009. In 2011 Mr. Poole stated she was charged with having an open container and drug possession. She paid a fine
315 and went to jail, but was released. Ms. Poole stated that her probationary period is 2009 – October, 2012. She has
316 passed her exams.

317

318 **MOTION:**

319 Ms. Brown made a motion to approve the license with two (2) year probation. Ms. Poole will supply the
320 Board with a SLED report each year, at her own expense. Ms. Webb seconded the motion, which was carried
321 unanimously.

322

323 **Jessica M. Lloyd**

324 Ms. Lloyd appeared before the Board to answer questions regarding the background check information submitted to
325 the Board. Ms. Lloyd testified she was in high school at the time of her conviction and served four (4) months in jail.
326 She completed an adolescent rehabilitation program and went to court in 2009 for the 2006 charge. Ms. Lloyd stated
327 that she passed her exams.

328

329 **MOTION:**

330 Ms. Rodgers made a motion to approve the license with one (1) year probation. Ms. Lloyd will supply the
331 Board with a SLED report at the end of the year, at her own expense. Ms. Brown seconded the motion, which was
332 carried unanimously.

333

334 **Scottie Simmons**
335 Mr. Ray let the Board know Mr. Simmons would not be present to testify. Mr. Ray will reschedule the appearance.
336

337
338
339 **Approval to Take Examination**
340 Andrea Flores-Marcial—Seeking Approval to take the NIC exam with 913 Hours and proof of identification
341 concerns. This item should have been removed from the agenda. There was no motion made.
342

343 **Lunch Break—1:19 p.m. to 1:50 p.m.**
344

345 **Approval to Teach Methods of Teaching**
346 Ms. Bahiyah Ladson appeared before the Board requesting approval to become a Methods of Teaching Instructor.
347 Based on the documents submitted, Ms. Ladson did not meet the Boards education requirement. She did not have a
348 master's degree instead a resume was submitted to the Board for consideration. Chairperson, Ms. Thompson stated
349 the Board does not specify which educational programming the application must take. There are no guidelines, but
350 the individual seeking to become a Methods Instructor must have the proper expertise to teach someone else how to
351 teach.
352

353 **MOTION:**
354 Ms. Rodgers made a motion to deny the request to become a Methods of Teaching Instructor. Ms. Curtis
355 seconded the motion, which was carried unanimously.
356

357 **Licensees with Additional Criminal Charges**
358 Ms. Shelba G. McLaughlin was asked to appear before the Board as she has additional criminal charges on her
359 background report after the licensing order and license was issued. Ms. McLaughlin stated that her last name is now
360 Green due to a divorce. Ms. McLaughlin was charged with criminal conspiracy and simple possession. She stated
361 that she was arrested because the person who came to her home was wired when she told him who to contact to
362 purchase drugs.
363

364 **MOTION:**
365 Ms. Webb made a motion to go into executive session. Ms. Nye seconded the motion, which was carried
366 unanimously.
367

368 **MOTION:**
369 Ms. Webb made a motion to go back into public session. Ms. Rodgers seconded the motion, which was
370 carried unanimously.
371

372 **MOTION:**
373 Ms. Curtis made a motion to suspend the cosmetology license until further notice. Ms. Rodgers seconded the
374 motion, which was carried unanimously.
375

376 **Approval of Changes for Continuing Education Classes**
377 Ms. Chesley P. Phillips—Nails, Skin & Hair of America appeared before the Board to request the addition of a
378 previously approved nail class being held in Aiken, SC on Sunday, June 3, 2012 at the Hampton Inn on Tamil Drive,
379 Aiken SC 29803. All previously approved instructors, lesson plans and agendas will be used. This change
380 represents their first request.
381

382 **MOTION:**
383 Ms. Webb made a motion to approve the first change for the addition of a previously approved class. Ms.
384 Rodgers seconded the motion, which was carried unanimously.
385

386 **Approval of Reinstatements**
387 Ms. Daniela Howard appeared before the Board representing Salon Amira. The Salon license lapsed on 6/30/08. Ms.
388 Howard's identification was in question so the court reporter could not swear her in. A discussion ensued.
389

390 **MOTION:**

391 Ms. Webb made a motion that the Board and court reporter would accept the identification provided by Ms.
392 Howard. Ms. Curtis seconded the motion, which was carried unanimously.

393 Ms. Howard testified that the salon license that was expired has since been renewed. She stated that she does not have
394 any employees nor did she have any explanation for not renewing the salon license. Ms. Howard stated that she was
395 under enormous stress and failed to renew the salon license. On December 14, 2011 LLR inspectors discovered the
396 salon license was expired. A discussion ensued.

397
398 **MOTION:**

399 Ms. Rodgers made a motion to go into executive session. Ms. Curtis seconded the motion, which was carried
400 unanimously.

401
402 **MOTION:**

403 Ms. Webb made a motion to go back into public session. Ms. Curtis seconded the motion, which was carried
404 unanimously.

405
406 **MOTION:**

407 Ms. Rodgers made a motion to approve the salon license. Ms. Curtis seconded the motion, which was carried
408 unanimously.

409
410 Chairperson, Ms. Thompson let Ms. Howard know that there would be further action forthcoming from the Board
411 regarding the lapsed license.

412
413 **Licensees Who Have Not Complied with their Orders**

414
415 **Asanti Rene White**

416 An official Order from the SC Board of Cosmetology was issued on 10/18/10 to Ms. Asanti Rene White. The Order
417 stipulated that if the applicant fails to abide by any of the terms and conditions of the Order applicant's license may
418 be immediately temporarily suspended until further Order of the Board. Applicant has not complied with the Order
419 issued and the license is suspended by the Board.

420
421 **Melissa Anne Morgan**

422 An official Order from the SC Board of Cosmetology was issued on 2/12/11 to Ms. Melissa Anne Morgan. The Order
423 stipulated that if the applicant fails to abide by any of the terms and conditions of the Order applicant's license may
424 be immediately temporarily suspended until further Order of the Board. Applicant has not complied with the Order
425 issued and the license is suspended by the Board.

426
427
428 **Approval of CEUs from Trade Show at Southern Spa in Hickory, NC**

429 Chairperson, Ms. Thompson stated that a packet of information regarding the trade show was received and reviewed.
430 All courses were approved with the exception of the history of esthetics course and any product related courses.

431
432 **MOTION:**

433 Ms. Rodgers made a motion to approve the Chairman's recommendation. Ms. Webb seconded the motion,
434 which was carried unanimously.

435
436 **Board Member Reports**

437 Ms. Nye reported that on 4/16/12 she monitored continuing education classes provided by Gray & Associates at the
438 Margaret Miller Cosmetology Center. Classes covered sanitation, principles of success, hair cutting and facials.
439 There were 20 students and the session was videotaped. The program began at 9:00 a.m. and ended at 4:00 p.m., and
440 two 15 minute breaks and a 30 minute lunch break. No products were promoted. They did a very good job.

441
442 Ms. Webb reported that on 4/23/12 she attended an inspection with George Barr of the Pickens Career & Technical
443 School. The school forgot they were supposed to have an inspection. It's a great facility. Ms. Webb gave the Board
444 feedback on one of LLR's new inspector, Ms. Kristin Trowell. Ms. Webb wanted the Board to know what a great job
445 Ms. Trowell has been doing and wanted to publically commend her on her efforts.

446
447 Ms. Curtis reported that on 4/23/12 she monitored the SC Esthetics Association continuing education class at
448 2501 Devine Street. Ms. Coleen Davis was the instructor. There were 11 attendees, the program started at 9:00 a.m.
449 and ended at 4:15 p.m. There were no products mentioned. The session was videotaped. There were some issues
450 that Ms. Curtis will discuss with legal counsel and the Board Administrator.

451
452 On 4/24/12 she was scheduled to attend a session at SCPBCA which was supposed to start at 8:30 a.m. When she
453 arrived, she was told that the class was held the previous day on 4/23/12. The website checks out as 4/24/12. The
454 Board and staff will check the dates to confirm if a change of class date was requested.

455 456 **Public Comments**

457 Ms. Colleen Large wanted to clarify that the name of their association is the SC Esthetics Association. Ms. Jane
458 Lamb wanted to make an appeal to the Board regarding her legal residence in SC. Chairperson, Ms. Thompson let
459 Ms. Lamb know that the public comments session was not the proper forum for an appeal and that she would need to
460 contact the Board Administrator for assistance. Mr. Ray stated that Ms. Lamb had a unique situation and though she
461 could be heard during public comments. Chairperson, Ms. Thompson stated that Ms. Lamb must be placed on the
462 agenda and made public before the Board could discuss the matter. Mr. Ray can answer her questions after public
463 comments are concluded today.

464
465 Mr. Chet Horton, Director of the A-Tech Vocation Career Center in Kershaw County. Mr. Horton wanted to discuss
466 vocation school hours and wanted clarification. Chairperson, Ms. Thompson stated that it was her understanding that
467 the agenda item for today were supposed to be a conversation between the Board and Staff for clarification purposes
468 only. She was not aware that any particular school was coming to the Board to discuss the subject. The Board will
469 need to speak with Ms. Tracy McCarley once she is available. A-Tech sent a letter to the Board approximately 14
470 days ago to attend the Board meeting for clarification. Chairperson, Ms. Thompson stated that the Board will try to
471 get back to Mr. Horton today. Ms. Brandy Agent came forward and asked a question about taking the practical
472 examination and then the written exam within a year of each other. Chairperson, Ms. Thompson stated that she was
473 not aware of any policy that stated anyone has to take the exams within any timeframe. The only requirement is that
474 you must take both examinations within 24 months from completion of the education. Ms. Agent stated that the
475 testing service, PCS, will not allow her to take the examination. Chairperson, Ms. Thompson stated there may be
476 other extenuating circumstances preventing the testing service from allowing her to take the examination. The
477 situation cannot be addressed at this time as the issue does not appear on the agenda.

478 479 **Discussion**

480 481 **Review Vocational School Hours**

482 Chairperson, Ms. Thompson stated that Ms. Tracey McCarley is now available to discuss the issue and answer some
483 questions regarding vocational school hours. Chairperson, Ms. Thompson let the Board know that it was her
484 understanding that this would be a discussion with Mr. George Barr on vocational school hours and inspections. One
485 of the things Chairperson, Ms. Thompson wanted to discuss was changing the wording on the training affidavit. This
486 is what she thought the bulk of this discussion was going to cover. Then she was told that George was going to
487 appear before the Board regarding some questions he may have regarding inspections. Ms. McCarley said she spoke
488 briefly with Mr. Barr regarding make up hours for vocational schools and that vocation school do not need contracts.
489 It was never specified what vocational schools needed to convey to the students regarding make up hours. Schools
490 she inspected had agreements instead of contracts about make up hours and what the students could do to if the
491 student fell short on hours. Chairperson, Ms. Thompson stated that there was no particular way the Board required
492 vocational schools to make up hours because some school districts allowed students to make up hours on Saturday.
493 The Board requested that upon initial application, each school must report what their policy is for makeup hours for
494 their particular school and the policy varies between each school and their district. LLR staff had questions regarding
495 high school student who graduated, but did not complete their cosmetology hours and how would they be able to
496 make up their hours once they have already graduated from their respective programs.

497
498 Chairperson, Ms. Thompson clarified that there's a difference in a makeup hour and hours left for completion of the
499 cosmetology course. Students must complete their cosmetology program within a certain timeframe. If they are
500 absent during that timeframe causing them to go over their previously established, contracted, completion date then
501 that becomes a "makeup hour", if they are on course with their studies and everything is fine, the student takes their

502 cosmetology examinations but still have not met their total number of hours, and still within that original timeframe,
503 those are not makeup hours, those are “completion of course hours”. After graduation, the student is no longer part
504 of the vocational school and would not be allowed back into the public school system to make up course work for the
505 cosmetology program. Even if a student takes the examinations, but has not completed the program in order to
506 graduate, LLR staff should hold the license until the confusion of course completion is resolved when the person’s
507 academic hours are not completed. All students take the examinations before they actually finish high school.
508 However, if a student graduates high school, but has not completed the course work for cosmetology, but has
509 completed academic coursework for graduation from the public school and graduates in March without completing
510 their cosmetology program, and the requirements for a license, then the cosmetology hours become null and void
511 because that is part of the agreement in the vocational system. If however, the student finds a private school that
512 would level test the student and establish what they thought her cosmetology ability was and that the private school
513 would award the student a designated number of missing hours then she could contract for the remaining hours
514 missed in high school. The Board is not going to wait for her to complete her hours with the private school as that is
515 not part of the agreement.

516
517 LLR Staff must iron out the problem they are having with the student in question who may not have completed her
518 vocational school hours. Further discussion ensued. The Board needs to see the application, the test scores and
519 what the school required the student to come back to school to complete, otherwise this is a hypothetical case that
520 cannot be resolved without documentation. The license should be held back until the problem is worked out and the
521 Board has established that she is legitimately qualified. **This issue must come back before the Board.**

522
523 Chairperson, Ms. Thompson asked the Board to make a motion to change the language on the training affidavit of
524 completion used for vocational schools and private schools. The wording should differentiate the vocational school
525 from the post-secondary / private school. This would be helpful to anyone looking at the form to determine the
526 breakdown of hours whether they are looking for a straight 1500 hour program or a breakdown of academic hours.

527
528 **MOTION:**

529 Ms. Rodgers made a motion to change the wording / title of the school training affidavit of completion to state
530 if it is a vocational school or a post-secondary. Ms. Curtis seconded the motion, which was carried unanimously.

531
532 Chairperson, Ms. Thompson stated that a letter should go to every school in this state, telling them that starting June
533 14, 2012 there’s a new form and every training affidavit from every school must have a title, of either vocational
534 school or post-secondary school. Before changes can be made to the affidavit content, LLR has to do some research
535 to find out what schools determine to be approved academic classes, what subject’s students are getting credit for to
536 complete their cosmetology program, and what classes were taken that counted towards the academic graduation.
537 Ms. McCarley stated that Mr. George Barr may be able to help with the old policies for the Cosmetology Board.

538
539 Chairperson, Ms. Thompson stated that she will be forming a committee to handle vocational schools and how to be
540 in compliance with the Board of Education requirements and the Board of Cosmetology.

541
542 Staff member, Ms. Matteah Taylor stated that she is receiving applications coming through with less than 1,000 hours
543 completed at a vocational school. Chairperson, Ms. Thompson stated that vocational schools will also project the
544 hours students will have on a particular date before graduation, and that 1500 hours of completion is the law.
545 Additional discussion ensued.

546
547 Ms. Rebecca Teal addressed the Board with an example. If a student is scheduled to take their cosmetology exams in
548 March or April, and passed, then complete their academic and cosmetology hours on May 15 then they are scheduled
549 to graduate on June 2. When the cosmetology hours are finished, the affidavit is sent in to LLR. It’s later discovered
550 that the student failed a class and no diploma is awarded. Should the schools notify LLR that the student did not
551 graduate? Chairperson, Ms. Thompson stated yes. LLR needs to know what academic courses (500 hours) apply to
552 the person completing their high school diploma, and what course hours (1,000) lead toward the completion of the
553 cosmetology program. A discussion ensued. **Again, the specific matter must be placed on the Board agenda for
554 consideration.**

555
556 **Adjournment**

557

558 **MOTION:**

559 Ms. Webb made a motion to adjourn. Ms. Rodgers seconded the motion, which was carried unanimously.

560

561 **The next meeting of the S.C. Board of Cosmetology is scheduled for May 15, 2012.**