



STATE OF TENNESSEE
DEPARTMENT OF COMMERCE AND INSURANCE
STATE BOARD OF COSMETOLOGY AND BARBER EXAMINERS
500 JAMES ROBERTSON PARKWAY
NASHVILLE, TN 37243
615-741-2515

MINUTES

The State Board of Cosmetology and Barber Examiners held a meeting March 2, 2015 at 10:00 a.m. in Nashville, Tennessee.

The Meeting was called to order by Chairman Ron Gillihan.

Ron Gillihan, Board Chairman welcomed everyone to the Board meeting.

Ron Gillihan, Chairman called for "Pledge of Allegiance".

Roxana Gumucio, Executive Director called roll. The following members were present: Nina Coppinger, Bobby Finger, Frank Gambuzza, Ron Gillihan, Yvette Granger, Patricia Richmond, Judy McAllister, Mona Sappenfield, Amy Tanksley, and Dianne Teffeteller. Not present Anita Allen and Kelly Barger.

Others present were: Roxana Gumucio, Executive Director, Laura Martin, Attorney for the Board, and Betty Demonbreun, Administrative Assistant.

MINUTES-

Minutes for the February 9, 2015 board meetings were submitted for changes and/or approval.

Motion made by Patricia Richmond and seconded by Yvette Granger to approve the February 9, 2015 minutes. Motion carried unanimously.

APPEAR BEFORE THE BOARD-

Rachel Powers, Commerce and Insurance Program and Policy Development Director:

Ms. Powers appeared before the board as the Legislative Liaison and updated the Board on the following bills:

SB865 / HB591 Board of cosmetology & barber examiners - posting of fees on website: Requires the state board of cosmetology and barber examiners to post on its web site the fees set by the board for the replacement of a lost, misplaced, or mutilated license or a change of name or mailing address of any licensee.

SB670 / HB593 Barber schools and colleges to develop certain courses: As introduced, requires the board of cosmetology and barber examiners to promulgate rules that allow barber schools and colleges to develop certain courses of instruction that permit a student to earn 50 percent of the 1,500 hours required for certain certificates of registration from classroom instruction and 50 percent from apprenticing. - Amends TCA Title 62, Chapter 3.

SB669 / HB594 Cosmetologist requirements - instructing in a cosmetology school: Requires any cosmetologist seeking a license to instruct in a cosmetology school to have at least 1 year of salon experience.

SB862 / HB595 Cosmetologists - proof of continuing education for license renewal: As introduced, requires cosmetologists, manicurists, aestheticians, or natural hair stylists who obtain a license on or after July 1, 2015, to submit proof of compliance with continuing education hours within 60 days of their license renewal; mandates a \$2.00 fee for the issuance or renewal of a cosmetology license; authorizes the board to put the \$2.00 fee into a fund that establishes a program to provide funds for cosmetology programs at publicly funded colleges, universities, and secondary schools. - Amends TCA Title 62, Chapter 4.

SB543 / HB691 Student financial aid programs - barber school, school of cosmetology: Establishes that any barber school or school of cosmetology may seek state authorization, for purposes of meeting institutional eligibility requirements for federal student financial aid programs, from THEC under the Postsecondary Education Authorization Act, and will thereafter be subject to the Act's requirements.

SB1306 / HB987 Board of cosmetology and barber examiners - revoking powers: Specifies that the state board of cosmetology and barber examiners may suspend, revoke, or refuse to issue or renew any license due to the person having a felony conviction if the felony conviction occurred within five years prior to the board's decision or due to the person having a misdemeanor conviction involving moral turpitude if the misdemeanor conviction occurred within two years prior to the board's decision.

SB964 / HB1332 Cosmetologists and barbers - licensing and inspection requirements: Specifies standardization of certain licensing and inspection requirements for cosmetologists and barbers by the state board of cosmetology and barber examiners. Requires a high school diploma, GED, or HiSET diploma in order to obtain a barber or cosmetology license, as opposed to graduating from the tenth grade. Abolishes requirement that all money owed by the applicant to the barbering school has to be paid before the applicant can be licensed. Allows biennial expiration registration for barbers, instructors, and barbering schools, as opposed to annual registration. Establishes a Class B misdemeanor, instead of a Class C misdemeanor, for barbering violations. Specifies changes to the board of cosmetology and barber examiners regarding composition of members and terms. Establishes a Class C misdemeanor for failure of cosmetologists to display notice of certification.

SB1297 / HB1336 Denial of a barber's certificate of registration due to felony: As introduced, specifies that the state board of cosmetology and barber examiners may suspend, revoke, or refuse to issue or renew a barber's certificate of registration due to the person having a felony conviction if the felony conviction occurred within three years prior to the board's decision. - Amends TCA Title 62.

SB0178-HB1867 Cosmetology Instructors – Approves individuals with cosmetology licenses who have obtained a Bachelors of Science in Education to not have to complete the 300 educational hours. Information previously presented at the February meeting.

Timothy Baker, Baker’s Barber College, New Barber School:

Mr. Baker appeared before the board at the February meeting and was asked to make some modifications to his floor plan. Baker’s Barber College is located in Chattanooga. The Board was presented with the revised floor plan showing the halls and a break area.

MOTION made by Patricia Richmond and seconded by Frank Gambuzza to approve new school application pending a completed inspection by a board member and field inspector. Motion carried unanimously.

Revised School Curriculum:

Ms. Louwana Ball and Dianna Norris appeared before the board on behalf of Virginia College to present their revised curriculum and to answer questions. The revisions primarily impact the way the course content is taught. The 12 individual courses will now be divided into 4 Phases. The full plan and information of the changes was presented to the board. The plan showed the split between theory with 300 hours and practical with 1,200 hours. The board requested an explanation of the spilt or a correction be presented at the next meeting.

Amended Rules from Rule Making Hearing:

Chief Counsel for Regulatory Boards, Anthony Glandorf presented the edited version of the rules from the January 5, 2015 public rule making hearing to the board at the February 9th board meeting. The board asked for time to review the changes and approve the final version at the meeting in March. The current version was emailed to board members and all changes made prior to the board meeting.

Roll Call: Nina Coppinger, Bobby Finger, Frank Gambuzza, Ron Gillihan, Yvette Granger, Patricia Richmond, Judy McAllister, Mona Sappenfield, Amy Tanksley, and Dianne Teffeteller. Not present Anita Allen, Kelly Barger.

MOTION made by Mona Sappenfield and seconded by Diane Teffeteller for approval of Amended Rules from January 5, 2015. All were in favor and motion carried unanimously.

APPLICATIONS FOR EXAMINATION-

Applications for examination for Arnette Brunt, Autum Land, Cherrell Lee, Kevin Sharp, Tameka Smith and Timeeka Williams. All applicants have felonies; their applications to take the Tennessee examination are submitted for the board's approval. The required information, disclosure from the student and letter of recommendation is submitted.

Motion made by Nina Coppinger and seconded by Judy McAllister to approve each application for examination with a signed Agreed Order. Motion carried unanimously.

Application for testing with hours in cosmetology instructor for Allan Tracey Scott from Australia. Documentation from Pivot Point Academy show 995 hours toward instructor curriculum and that she worked for them between March 2009 and July 2014. Other documents provided state she completed Hairdressing in 2002 at The Institute of Hair and Aesthetics and that she received the Scottish qualifications certificate. Ms. Scott appeared before the board to answer their questions.

Recommendation – is that the applicant take the instructor Tennessee Examination.

Motion made by Yvette Granger and seconded by Frank Gambuzza to approve recommendation. Motion carried unanimously.

MISCELLANOUS REQUESTS –

Request for Waivers:

Request from Nina Eaton for waiver of rule 0440-1-10 requiring applicant to obtain their original license within six (6) months after passing the examination. Ms. Eaton passed her cosmetologist practical examination on August 20, 2014. Under the Cosmetology statute the applicant must reapply for the examinations within six months after applicant is notified unless there is good cause. The information provided by Ms. Eaton explaining the delay was inconsistent and could not be verified.

MOTION made by Diane Teffeteller and seconded by Patricia Richmond to deny request. Motion carried unanimously.

Request from Ms. Nhu Thuy Tuyet Tran to approve her new license since she has passed both theory and practical exams. Ms. Tran had her manicurist license revoked in 2012 for obtaining a license by fraudulent means. Since then, she was enrolled in a school in Tennessee. All monthly hours reports between January 2014 and November 2014 included her name and the hours she

attended for a total of 606.3 hours reflected on these reports. That school's license was revoked in October 2014. Ms. Tran passed her practical exam on January 20, 2015 and is now applying for a license.

MOTION made by Mona Sappenfield and seconded by Judy McAllister to approve request. Motion carried unanimously.

Request from instructor Vanessa Dean for an extension of her required continuing education hours to 2015. Ms. Dean was licensed as an instructor in Tennessee in February 2012. She would have needed to attend an approved seminar or request her license be placed on inactive status prior to February 2014. Her letter states she lived in Florida during 2014 and attended continued education session while living there in 2014. She is now living and working in Tennessee. The seminars from Florida are not approved by the board, however she could be granted an extension pursuant to Tenn. Code Ann. § 62-4-114(a) (2) where an instructor may request a one-time waiver. However, she cannot teach until the seminar is complete.

MOTION made by Frank Gambuzza and seconded by Judy McAllister to approve request. Motion carried unanimously.

School Authorization:

In compliance with Public Chapter 863 and 818, Franklin Hair Academy, LLC, located in Franklin, requested authorization to provide postsecondary education.

MOTION made by Amy Tanksley and seconded by Nina Coppinger to approve the board office to send letters authorizing postsecondary education to each of the schools listed above. Motion carried unanimously.

School change of ownership:

A change of ownership was received for Bella Donna's Academy of Cosmetology located in Kingsport, Tennessee formerly Carter's Cosmetology College. The board office received the payment and original document on Friday given weather delays. Ms. Donna Byington is the new school owner and she was unable to attend.

MOTION made by Yvette Granger and seconded by Patricia Richmond to approve change in school ownership application pending a completed inspection by a board member. Motion carried unanimously.

APPLICATIONS FOR RECIPROCIITY-

The Reciprocity Committee of the State Board of Cosmetology and Barber Examiners met at 8:50 AM on Monday, March 2nd to review reciprocity applications and make recommendations to the Board.

Attending were Board members Nina Coppinger, Ron Gillihan, Yvette Granger and Patricia Richmond. Also present were Roxana Gumucio, Executive Director, Laura Martin, Attorney for the Board, and Betty Demonbreun, Administrative Assistant.

The applications reviewed consisted of the following:

Application for reciprocity of manicurist license from Arkansas for Diane Tran. Certification shows initial licensure in December 2014 with 600 hours obtained in Tennessee. Ms. Tran surrendered her license in September 2014 because the hours were accurately reported but she had not passed the Tennessee examination when she obtained her license by fraudulent means. Because of the language barrier, Ms. Tran transferred her hours to Arkansas, took the exams in Vietnamese and is now requesting a license by reciprocity. She appeared before the board to answer their questions. The board discussed her certification from Arkansas and an open complaint against Ms. Tran's shop. The complaints need to be resolved and not have anything to do with her personally before a letter of approval can be sent.

MOTION made by Patricia Richmond and seconded by Ron Gillihan to approve reciprocity upon review of a complaint. Motion carried unanimously.

Application for reciprocity of cosmetology instructor license from Ohio for Evelyn Berger. Ms. Berger recently moved to Tennessee. Her certification from Ohio shows initial licensure in November 2007 with 1,500 hours and an additional 300 hours to become a managing cosmetologist, both by examination. It is the instructor license hours and examination that are different in Ohio. The letter of employment states she worked for Regency as an instructor almost the full five consecutive previous years and has returned in November 2014. However there is no instructor exam given in Ohio. Ms. Berger was unable to appear before the board. She currently holds a job with Regency and is asking for waiver of the instructor exam since she has 1,800 hours and has been teaching since 2009.

Recommendation - is that the applicant be approved for a reciprocal license.

Motion made by Patricia Richmond and seconded by Ron Gillihan to deny reciprocity and have applicant take the Tennessee instructor exams. Motion carried unanimously.

Application for reciprocity of natural hair stylist from the Republic of Macedonia for Aneta Burja. Documents provided show education in 2000 – 2001 with 2,048 hours. A letter from her employer states she worked between 2002 and 2009 doing hair cutting, coloring etc. Ms. Burja is

actually interested only in doing hair and is requesting a natural hair stylist license, not a cosmetology license.

Recommendation - is that the applicant take the Tennessee Examination.

Motion made by Ron Gillihan and seconded by Patricia Richmond to approve reciprocity. Motion carried unanimously.

Application for reciprocity of cosmetologist license from Florida for Dacia Church. Certification shows initial licensure in 2007 with 1,200 hours and no practical examination. Ms. Church provided tax records for 2007 through 2011 and stated that because of her husband being in the military she was unable to continue working while stationed in Germany. She was unable to attend the board meeting.

Recommendation - is that the applicant take the practical examination.

MOTION made by Patricia Richmond and seconded by Ron Gillihan to approve recommendation. Motion carried unanimously.

Application for reciprocity of aesthetician license from Colorado for Audrey Lang. Certification Shows initial licensure in February 2010 with 20 credits or 600 hours as a cosmetician/esthetician by examination. She is also licensed in Texas since 2010 where his husband was stationed. Ms. Lang presented tax records for 2010 through 2014 for proof of work in the industry and a letter explaining her experience.

Recommendation - is that the applicant be approved for a reciprocal license.

MOTION made by Patricia Richmond and seconded by Ron Gillihan to approve recommendation. Motion carried unanimously.

Application for reciprocity of cosmetologist license from New Jersey for Marissa Molnar. Certification shows initial licensure in July 2005 with 1,200 hours by examination. Ms. Molnar provided a letter from her employer for 2013 through 2014 and tax records from 2004 through 2007 and 2010 for proof of work in the industry. Because the last five consecutive years were not available due to Ms. Molnar going back to college, the board had to review the application.

Recommendation - is that the applicant be approved for a reciprocal license.

MOTION made by Ron Gillihan and seconded by Patricia Richmond to deny recommendation and require applicant take the Tennessee exams. Motion carried unanimously.

Application for reciprocity of cosmetologist license from Illinois for My Thanh Dang Nguyen. Certification shows initial licensure in November 2013 by reciprocity from foreign endorsement per email confirmation. She also has a manicurist license from California issued in 2002. Ms. Nguyen's application states she completed school in Illinois but there is no proof of that given their email confirmation.

Recommendation – is that the applicant take the Tennessee Examination.

MOTION made by Patricia Richmond and seconded by Ron Gillihan to approve recommendation. Motion carried unanimously.

Application for reciprocity of master barber license from Illinois for Hassan Oujelloul. Certification shows initial licensure in June 2014 by endorsement with 1,500 hours. Mr. Oujelloul did not provide proof of having taken the examination and at this time the board office can't confirm either way.

Recommendation - is that the applicant take the Tennessee examination unless he can provide proof of having taken the exams in Illinois in which case only the practical will be required.

MOTION made by Ron Gillihan and seconded by Patricia Richmond to approve recommendation. Motion carried unanimously.

Application for reciprocity of aesthetician license from South Carolina for Brandy Pratt. Certification shows initial licensure in 2008 with 450 hours by examination. Ms. Bratt stated by email that because her husband was stationed in Italy for three years she is unable to provide proof of work experience for the last five consecutive tax years. She moved back to Tennessee in 2012 and started working as a laser technician since January 2013.

Recommendation - is that the applicant be approved for a reciprocal license.

MOTION made by Ron Gillihan and seconded by Patricia Richmond to deny recommendation and require applicant take the Tennessee exams. Motion carried unanimously.

The committee meeting adjourned at 9:25 AM.

As a whole, the board discussed the recommendations and decisions.

MOTION made by Judy McAllister and seconded by Yvette Granger to approve all decisions made by the reciprocity committee as amended. Motion carried unanimously.

LEGAL REPORT- STAFF ATTORNEY

The Complaint Committee of the State Board of Cosmetology and Barber Examiners met at 8:00 AM on Monday, March 2nd to review the allegations of **80** complaints and make recommendations to the Board.

Attending were Board members, Bobby Finger, Frank Gambuzza, Amy Tanksley and Dianne Teffeteller.

COSMETOLOGY CASES

NEW CASES

1. Case No.: L14-COS-RBS- 2014024001

(Cosmetology shop)

First License Obtained: 07/24/2012

License Expiration: 06/30/2016

Complaint history: None

2. Case No.: L14-COS-RBS- 2014024021

(Owner and manager of the shop)

First License Obtained: 12/26/2007

License Expiration: 12/31/2015

Complaint history: None

Respondent is the same person who received a notice of violation on September 18, 2014. The inspector alleges that the respondent who owns a cosmetology shop had an unlicensed person practicing in the shop. Respondent was sent an agreed citation assessing penalties of \$1000. Respondent contacted counsel stating that she had warned the unlicensed person to get her license renewed. She showed the respondent a money order that was sent to the state board for a license renewal. Respondent states she has always fired those in the past who did not renew but since this person

was having some family issues so she was giving her some time to sort out the issues with her license.

Recommendation: Per the new agreed citation schedule lower the civil penalty to \$250. Authorize for formal charges with authority to settle with a consent order. Close the case against her personal license.

Decision: Recommendation approved.

3. Case No.: L14-COS-RBS-2014024031

First License Obtained: 10/03/1997

License Expiration: 10/31/2015

Complaint history: None

Respondent was working on an expired license in a cosmetology shop on September 9, 2014. Respondent fled shop before inspector could speak with her.

Recommendation: Authorize formal charges with the authority to settle beforehand with a consent order assessing penalties of \$250.

Decision: Recommendation approved.

4. Case No.: L13-COS-RBS 2014024111

First License Obtained: N/A

License Expiration: N/A

Complaint history: None

Complainant wrote this office on September 22, 2014 stating that on several occasions they have witnessed the cashier at the respondent shop applying eye lashes and use a straight razor on customers. This board has never licensed this shop in any capacity.

Recommendation: Close this case with a letter of warning. Send an inspector to the shop.

Decision: Recommendation approved.

5. Case No.: L14-COS-RBS-2014024241

First License Obtained: 02/05/2007
License Expiration: 01/31/2017
Complaint history: 2010023751, closed by Consent Order and payment of \$500 civil penalty

Respondent shop received a notice of violation on September 23, 2014. Inspector alleges that upon entering the shop two stylists were there, neither with a valid license posted. There was no manager or owner present. There were also various sanitation violations. Respondent was sent an agreed citation for \$1000. It has not been paid or responded to.

Recommendation: Authorize for formal hearing with authority to settle the matter before with a consent order assessing civil penalties of \$1000.

Decision: Recommendation approved.

6. Case No.: L13-COS-RBS 2014024261

First License Obtained: 04/10/1991
License Expiration: 05/31/2015
Complaint history: None

Respondent received an agreed citation on September 24, 2014 pursuant to a notice of violation from September 23, 2014 for unlicensed activity; the agreed citation has not been signed or responded to.

Recommendation: Authorize for formal hearing with authority to settle the matter before with a consent order assessing civil penalties of \$1000.

Decision: Recommendation approved.

7. Case No.: L14-COS-RBS-2014024351

First License Obtained: 03/28/2012
License Expiration: 03/31/2016

Complaint history: None

Respondent was licensed in TN and in TX. TX has revoked the respondent's license based on allegations that respondent used fraud in procuring licensed. Specifically that Respondent did not actually earn the hours that were reported that are necessary to obtain a license.

Recommendation: Authorize for a formal hearing with authority to settle the matter before hand with a consent order revoking the respondent's license.

Decision: Recommendation approved.

8. Case No.: L13-COS-RBS 201402443

First License Obtained: 10/30/2013

License Expiration: 10/31/2015

Complaint history: None

Complaint was opened against respondent by the Board September 25, 2014 because the respondent was arrested for stealing and using credit card information from customers where she was the manager of a cosmetology shop. While in jail, respondent's father contacted counsel on October 6, 2014 on Respondents behalf. He stated that his daughter had never been a manager at the salon and that if legal waited 90 days to process this case his daughter could then respond. 90 days has passed and counsel has not received any communications from the respondent or her father. After contacting the circuit court where she was processed for identity theft and property theft, it was determined that she pled guilty to both charges and is currently on probation for 4 years for those charges. I have the court documents for this judgment.

Recommendation: Authorize for a formal hearing with authority to settle the matter beforehand with a consent order revoking her license.

Decision: Recommendation approved.

9. Case No.: L13-COS-RBS 20140245411

First License Obtained: 04/16/2004

License Expiration: 04/30/2016

Complaint history: **None**

Complainant: Anonymous

Anonymous complaint was sent in alleging that respondent was practicing on an expired license. Respondent was contacted about complaint on September 26, 2014. By October 14, 2014 the respondent's license was renewed. Respondent contends that the online advertisement supplied by the complainant was posted 6 months prior to respondent's license expiring. Respondent alleges that she did not receive any compensation for services during the time that her license was expired. There is no additional evidence to suggest she was in fact practicing on an expired license.

Recommendation: Close the case for insufficient evidence.

Decision: Recommendation approved.

10. Case No.: L14-COS-RBS-2014024591

First License Obtained: **N/A**

License Expiration: **N/A**

Complaint history: **None**

Respondent received a notice of violation on September 26, 2014. Inspector saw the respondent giving a client a haircut. The individual is not licensed by this board.

Recommendation: Authorize for a formal hearing with authority to settle the matter beforehand with a consent order assessing a civil penalty of \$1000.

Decision: Recommendation approved.

11. Case No.: L14-COS-RBS-2014024601

First License Obtained: **02/03/1997**

License Expiration: **01/31/2017**

Complaint history: **2011007171, dismissed**

Respondents received a notice of violation on September 26, 2014 for having an unlicensed person practicing at the shop and having no owner or manager present. Inspector saw the unlicensed person giving a haircut.

Recommendation: Authorize for a formal hearing with authority to settle the case beforehand with a consent order assessing a civil penalty of \$1000.00

Decision: Recommendation approved.

12. Case No.: L14-COS-RBS-2014024531

A licensee contacted the board stating that he was no longer receiving mail from the board. Board records indicated that the licensee's address was changed. Licensee stated that he thought he was a victim of identity theft and that he was pursuing that. He stated he had never changed his address. The licensee has the correct address on board records.

Recommendation: Send the unknown respondent a cease and desist letter at the address that they changed the license address to on record. Close the case.

Decision: Recommendation approved.

13. Case No.: L14-COS-RBS-2014024611

First License Obtained: 07/03/2013

License Expiration: 06/30/2015

Complaint history: None

Respondent received and agreed citation on September 29, 2014 pursuant to an inspection on September 26, 2014. Inspector alleges that there was a hot wax machine with tools set up for use and the shop does not have a license. Respondent was sent an agreed citation assessing penalties for \$1000.00. Respondent has not responded to or paid agreed citation.

Recommendation: Authorize for a formal hearing with authority to settle the case beforehand with a consent order assessing a civil penalty of \$500 Per the new agreed citation schedule.

Decision: Recommendation approved.

14. Case No.: L14-COS-RBS-2014024861

(Manicurist/skin care shop)

First License Obtained: 02/20/2009
License Expiration: 09/30/2015
Complaint history: 2012011591, closed by Consent Order and payment of \$500 civil penalty

15. Case No.: L14-COS-RBS-20140248811

(Unlicensed individual)

Respondents both received notice of violations on September 26, 2014. Inspector saw the individual respondent giving a pedicure. He does not have a license.

Recommendation: Authorize for a formal hearing for each with authority to settle the matter beforehand with a consent order assessing a civil penalty of \$1000 to both the unlicensed individual and the shop.

Decision: Recommendation approved.

16. Case No.: L14-COS-RBS-2014024891

First License Obtained: 11/01/1995
License Expiration: 05/31/2015
Complaint history: 2007057441, closed by Consent Order and payment of \$750 civil penalty

Respondent cosmetology shop received a notice of violation on September 12, 2014. Inspector saw two unlicensed individuals performing pedicures.

Recommendation: Authorize for a formal hearing with authority to close the matter before hand with a consent order assessing civil penalties of \$2000.

Decision: Recommendation approved.

17. Case No.: L14-COS-RBS-2014024931

(Cosmetology shop)

First License Obtained: 06/09/1998

License Expiration: 05/31/2016

Complaint history: None

18. Case No.: L14-COS-RBS-2014024941

(Owner and manager of the shop)

First License Obtained: 01/28/1994

License Expiration: 08/31/2016

Complaint history: None

Respondent in both cases are the same individual. Two notices of violation were presented on September 26, 2014. Inspector alleges that a person without a valid license was practicing. Inspector offered examples of employees with expired licensed but did not state who was working or how many. Respondent was sent two consent orders each assessing a civil penalty of \$1000. Respondent contacted counsel stating she has practiced 42 years and never received a citation, Also stated that she had the her license renewed that day.

Recommendation: Per the new schedule reduce the charges to \$250 on each license. Authorize for a formal hearing with authority to settle the matter beforehand with a consent order.

Decision: Recommendation approved.

19. Case No.: L14-COS-RBS-2014024961

First License Obtained: 02/06/2012

License Expiration: 01/31/2016

Complaint history: 2013009091, closed by Consent Order and payment of \$750 civil penalty

Respondent received a notice of violation for working on an expired license on September 30, 2014. Respondent told the inspector that she had mailed in a check to renew her licensed the day before. Respondent is the owner of the shop

Recommendation: Authorize for a formal hearing with authority to settle the case with a consent order assessing a civil penalty of \$500.

Decision: Recommendation approved.

20. Case No.: L14-COS-RBS-2014024981

First License Obtained: 10/24/2013

License Expiration: 09/30/2015

Complaint history: None

21. Case No.: L14-COS-RBS-2014024981

First License Obtained: 10/22/2005

License Expiration: 12/31/2015

Complaint history: None

Respondent in both cases is the same person. Respondent is the manager and owner of a cosmetology shop. Respondent received two notices of violation for working on an expired license on October 1, 2014. Respondent was sent two agreed citations and has not signed or responded to either. The license was renewed immediately.

Recommendation: Per the new agreed citation schedule lower the civil penalties to \$100 on each license. Authorize for a formal hearing and allow authority to settle the matter beforehand with a consent order.

Decision: Recommendation approved.

22. Case No.: L14-COS-RBS-2014025211

(Manicure shop)

First License Obtained: 12/14/2012

License Expiration: 11/30/2016

Complaint history: None

23. Case No.: L14-COS-RBS-2014025221

(Shop Owner)

First License Obtained: 11/18/2011

License Expiration: 11/30/2015

Complaint history: None

24. Case No.: L14-COS-RBS-2014025221

(Shop Manager)

First License Obtained: 11/18/2011

License Expiration: 11/30/2015

Complaint history: None

Respondents who are the owner and manager of a cosmetology shop received three notices of violation on October, 10, 2014. Inspector alleges that an unlicensed person was working at the shop and that there were several sanitary violations. Inspector does not offer evidence as to who was working while unlicensed.

Recommendation: Authorize for a formal hearing for the sanitary violations. Allow authority to settle the matter before hand with a consent order assessing civil penalties of \$250 on each license.

Decision: Recommendation approved.

25. Case No.: L14-COS-RBS-2014025241 (expired applicant)

First License Obtained: N/A

License Expiration: N/A

Complaint history: None

Respondent received a notice of violation for not having a valid shop license on October 10, 2014. Respondent showed the inspector an old application for change of ownership that had been sent back from the board asking that the owner have the application notarized. They are currently unlicensed in the board's records.

Recommendation: Authorize for a formal hearing with authority to settle the matter beforehand with a consent order assessing civil penalties of \$100. Include instructions on licensing a shop. Send an inspector to the shop to verify if they are still operating,

Decision: Recommendation approved.

26. Case No.: L14-COS-RBS-2014025261

First License Obtained: 11/01/1995
License Expiration: 01/31/2016
Complaint history: 1999016871, dismissed; 2005021021, closed with letter of warning; 2008009891, closed by Consent Order and payment of \$5000 civil penalty

27. Case No.: L14-COS-RBS-2014025271

(Shop Owner)

First License Obtained: 03/06/1996
License Expiration: 03/31/2016
Complaint history: None

28. Case No.: L14-COS-RBS-201405291

(Shop Manager)

First License Obtained: 07/19/2001
License Expiration: 07/31/2015

Complaint history: None

Respondents are the owners and manager of the shop. Respondent's received 3 notices of violations alleging that the shop violated multiple sanitary code rules and that employees were working without identification tags. Each licensee was sent an agreed citation assessing civil penalties of \$1000 each. One of the respondents contacted counsel through an interpreter and has explained that he will be paying all \$3000 dollars and would like a reduction of penalties.

Recommendation: Per the agreed citation schedule lower the penalties to \$500 on the individual licenses. Assess civil penalties of \$1000 on the shop license. Authorize for a formal hearing with authority to settle the matter before hand with a consent order for each license.

Decision: Recommendation approved.

29. Case No.: L14-COS-RBS-2014025321

First License Obtained: 10/31/2002

License Expiration: 02/28/2013

Complaint history: 2007058611, dismissed; 2014005411, closed by Consent order and payment of \$1500 civil penalty

Respondent received a notice of violation on October 3, 2014. Inspector alleges that the shop has on a hot wax machine for use, thought they did not have a license to practice. Employees told the inspector that there was new owner but the owner wasn't present. The shop license has been expired since February 2013.

Recommendation: Authorize for a formal hearing with authority to settle the matter beforehand with a consent order assessing a civil penalty of \$1000.

Decision: Recommendation approved.

30. Case No.: L14-COS-RBS-2014025651

(Natural Hair Styling shop)

First License Obtained: 08/26/2010

License Expiration: 07/31/2016

Complaint history: None

31. Case No.: L14-COS-RBS-2014025661

(Shop owner)

First License Obtained: 02/04/2010

License Expiration: 02/28/2016

Complaint history: None

Respondent, who is the owner of the shop and an individual license was cited on both licenses for not having a valid shop license posted and for having unlicensed individuals working in her shop. Inspector offers no evidence that the individuals that were witnessed leaving the shop during inspection where practicing any services. Respondent was sent an agreed citation assessing \$1000 against each license. Respondent contacted counsel to inform that the individuals in her shop were customers who left and that her license had been renewed before the date of inspection. Our records indicate her license was renewed the day after the inspection. The respondent has no prior history.

Recommendation: Per the new agreed citation schedule, lower the penalties to \$250 on each license. Authorize for a formal hearing with authority to settle the matter beforehand with a consent order.

Decision: Recommendation approved.

32. Case No.: L14-COS-RBS-2014025691

First License Obtained: 07/24/2013

License Expiration: 06/30/2015

Complaint history: None

33. Case No.: L14-COS-RBS-2014027501

(Shop owner and manager)

First License Obtained: 01/23/2004
License Expiration: 0131/2016
Complaint history: None

34. Case No.: L14-COS-RBS-2014025711

(Individual licensee)

First License Obtained: 10/20/2014
License Expiration: 10/31/2016
Complaint history: None

On October 9, 2014 respondents received notice of violations pursuant to an inspection at Respondent Shop. Inspector saw an individual applying color to a customer's hair. When asked for her licensed, the person showed the inspector her test scores from her cosmetology test but stated she had not yet paid for her license. The unlicensed person was cited. The shop was cited and the manager (who also owns the shop) was cited and sent an agreed citation assessing \$1000 each. Manager/owner stated she thought the test scores that the person had were proof that she had a license. Cite this as a violation of having a valid license posted. If the check for her license had been mailed and posted next to the test score, she would have been validly practicing.

Recommendation: Authorize for a formal hearing with authority to settle the matter before hand with a consent order assessing \$250 civil penalties on each license.

Decision: Recommendation approved.

35. Case No.: L14-COS-RBS-2014025721

First License Obtained:
License Expiration:
Complaint history: 2008003261, closed by Consent Order and payment of \$1000 civil penalty;
2010025401, dismissed

36. Case No.: L14- COS-RBS 2014025741

First License Obtained: 12/07/2001
License Expiration: 12/31/2015
Complaint history: None

Respondent shop and owner received notices of violation on October 10, 2014 pursuant to an inspection. Inspector alleges that shop had an unlicensed person working, a person working on an expired license and some sanitary violations. The manager/owner's individual license was also cited and sent an agreed citation. The agreed citation assessed \$1000. The agreed citation has been paid and signed. It appears an agreed citation was not sent to the shop license.

Recommendation: Authorize for a formal hearing with authority to settle the matter beforehand with a consent order assessing civil penalties of \$1000 to each license.

Decision: Recommendation approved.

37. Case No.: L14-COS-RBS-2014025871

First License Obtained: 04/26/2012
License Expiration: 04/30/2016
Complaint history: None

38. Case No.: L14-COS-RBS-2014025861

First License Obtained: 11/26/2013
License Expiration: 11/30/2015
Complaint history: None

Respondents who are the owner and manager of a cosmetology shop received notice of violations on October 10, 2014. Inspector alleges that there were two individuals practicing on clients who did not have valid licenses. There were also some sanitary violations.

Recommendation: Authorize for formal hearing with authority to settle the matter beforehand with a consent order assessing \$500 on each license.

Decision: Recommendation approved.

39. Case No.: L14-COS-RBS-2014025891

First License Obtained: 03/04/2013

License Expiration: 03/31/2015

Complaint history: None

40. Case No.: L14-COS-RBS-2014025891

First License Obtained: 11/27/1991

License Expiration: 09/30/2015

Complaint history: None

41. Case No.: L14-COS-RBS-2014025901

First License Obtained: N/A

License Expiration: N/A

Complaint history: None

All three respondents received notice of violations on October 10, 2014 pursuant to and inspection. Inspector alleges that he saw an unlicensed person giving a manicure. The shop also had several sanitation violations. Manager and shop were cited as well as the unlicensed person.

Recommendation: Authorize for a formal hearing with authority to settle the matter beforehand with a consent order assessing \$1000 on each license.

Decision: Recommendation approved.

42. Case No.: L14-COS-RBS-2014026231

First License Obtained: 04/27/2010

License Expiration: 03/31/2016

Complaint history: None

Respondent shop was cited on October 15, 2014 and received an agreed citation assessing \$1000 in civil penalties. The inspector alleges that there was no manager in the shop. The shop was a full service cosmetology shop and only a manicurist was present.

Recommendation: Authorize for a formal hearing with authority to settle the matter beforehand with a consent order assessing a civil penalty of \$500 per the new agreed citation schedule.

Decision: Recommendation approved.

43. Case No.: L14-COS-RBS-2014026391

(Manicure shop)

First License Obtained: 12/18/2008

License Expiration: 12/31/2016

Complaint history: 2008027391, dismissed; 2012002001, closed with letter of warning

44. Case No.: L14-COS-RBS-2014026381 (Shop owner and manager)

First License Obtained: 01/03/2003

License Expiration: 01/31/2017

Complaint history: None

45. Case No.: L14-COS-RBS-2014026371

(Unlicensed individual)

Respondents received notice of violations on October 16, 2014. Inspector alleges that he saw a women giving manicure. When he looked her up in the Boards records system she was not licensed. The Shop, the manager and the unlicensed person were cited.

Recommendation: Authorize for a formal hearing with authority to settle the matter beforehand with a consent order assessing \$1000 on each respondent.

Decision: Recommendation approved.

46. Case No.: L14-COS-RBS-2014026501

First License Obtained: 07/28/2014

License Expiration: 05/31/2016

Complaint history: None

Complainant: Taquanda Linsey

Complaint was filed by a consumer who identified herself as the past manager of the respondent shop. She was told that on several occasions while she was not working that the shop allowed persons to perform unlicensed activities. She no longer works there. The owner has responded to the complaint saying that they were never aware that this was happening and that the person who may have been performing unlicensed services is no longer working at the shop.

Recommendation: Close with a letter of warning.

Decision: Recommendation approved.

47. Case No.: L14-COS-RBS-2014026581

First License Obtained: 01/22/1997

License Expiration: 01/31/2011

Complaint history: 2013026111, closed with letter of warning

Complaint was filed anonymously. Complaint alleges that the respondent is operating out of an unlicensed residence that the respondent's individual license is expired.

Complainant offers no proof of these allegations. Respondent has been expired since January 2011.

Recommendation: Close the case for insufficient evidence and send a cease and desist letter.

Decision: Recommendation approved.

48. Case No.: L14-COS-RBS-2014026861

First License Obtained: N/A

License Expiration: N/A

Complaint history: None

Respondent received a notice of violation on October 10, 2014 for practicing natural hairstyling on a customer without having license. She has never been licensed by this board.

Recommendation: Authorize for a formal hearing with authority to settle the matter beforehand with a consent order assessing civil penalties of \$1000.

Decision: Recommendation approved.

49. Case No.: L14-COS-RBS-20146931

(Shop owner and manager)

First License Obtained: 08/13/2009

License Expiration: 08/31/2015

Complaint history: None

50. Case No.: L14-COS-RBS-20144026921

(Manicurist/skin care shop)

First License Obtained: 10/24/2013

License Expiration: 10/31/2015

Complaint history: **None**

51. Case No.: L14-COS-RBS-2014026941

First License Obtained: **N/A**

License Expiration: **N/A**

Complaint history: **None**

Respondents received three notices of violation pursuant to an inspection on October 17, 2014. Inspector alleges that a woman was giving a pedicure to a client without a license. She refused to sign the citation and refused to stop working. The shop and the owner that were cited were sent agreed citations assessing \$1000. In response the owner has written to say the woman has a license in North Carolina and that he had helped her to fill out an application for reciprocity and that they had the application notarized. To the best of our knowledge, this individual is not licensed by the board at this time. It is possible that with such a common name that she has subsequently been licensed.

Recommendation: Authorize for a formal hearing with authority to settle the matter before hand with a consent order assessing a civil penalty of \$1000 on each respondent.

Decision: Recommendation approved.

52. Case No.: L14-COS-RBS-2015000791

Respondent shop received an agreed citation pursuant to an inspection. The case was presented to legal 30 days after the citation was sent. Since that time the respondent shop has paid the citation.

Recommendation: Close this case.

Decision: Recommendation approved.

53. Case No.: L14- COS-RBS 2014019411

First License Obtained: **N/A**

License Expiration: N/A

Complaint history: N/A

Respondent received a notice of violation for working on an expired shop license no personal license. The shop license has been cited and previously presented for this violation.

Recommendation: Authorize for a formal hearing with authority to settle the matter before hand with a consent order assessing \$1000.

Decision:

54. Case No.: L14- COS-RBS 2014019271

First License Obtained: 08/08/2014

License Expiration: 08/31/2016

Complaint history: None

Respondent shop received a notice of violation for allowing an employee to work on an expired license. The manager and owner and the employee have all been cited and authorized for formal charges.

Recommendation: Close this case since all parties have all sufficient civil penalties assessed against them.

Decision:

55. Case No.: L14- COS-RBS 2014021431

License Obtained: 05/01/2008

License Expiration: 04/30/2016

Complaint history: 2009010401, closed and flagged

Respondent received a notice of violation after an inspection on August 27, 2014. Inspector alleges that the ownership had changed but that it had not been properly filed with the board. There was a follow-up inspection and the shop and the owner were cited and disciplined for this violation. There is an application filed that is to be processed for ownership change.

Recommendation: Close this case since all parties have been sufficiently disciplined.

Decision:

56. Case No.: L14- COS-RBS 2014019151

First License Obtained: 07/24/1986
License Expiration: 06/30/2016
Complaint history: 20030162411, closed

Respondent shop received a notice of violation for employees working on expired licenses. The owner manager and employee were previously presented and authorized for formal hearing.

Recommendation: Close this case as all parties involved have been sufficiently disciplined.

Decision:

Barber Cases

57. Case No.: L14-BAR-RBS-2014023801

First License Obtained: 02/21/2013
License Expiration: 02/28/2017
Complaint history: None

58. Case No.: L14-BAR-RBS-2014023811

First License Obtained: N/A
License Expiration: N/A
Complaint history: None

59. Case No.: L14-BAR-RBS-2014023831

First License Obtained: N/A

License Expiration: N/A

Complaint history: None

Respondents received notice of violations on September, 18, 2014 pursuant to an inspection. Inspector alleges that two individuals were practicing barbering without a license. Both individuals and the shop have been cited.

Recommendation: Authorize for a formal hearing with authority to settle the matter before hand with a consent order assessing a civil penalty of \$1000 against each respondent.

Decision: Recommendation approved.

60. Case No.: L14-BAR-RBS-2014025151 (Barber shop)

First License Obtained: 09/13/2010

License Expiration: 09/30/2016

Complaint history: None

61. Case No.: L14-BAR-RBS-2014025171

(Shop owner and manager)

First License Obtained: 04/22/2004

License Expiration: 04/30/2016

Complaint history: None

Respondents received agreed citation assessing \$1000 each after receiving notice of violations on October 2, 2014 pursuant to an inspection. Inspector alleges that shop license was expired and that there was no manager present. Individual was practicing barbering.

Recommendation: Per the new agreed citation schedule Reduce the payment of the individual's license to \$100 and the shop's license to \$600. Allow authority to settle beforehand with a consent order.

Decision: Recommendation approved.

62. Case No.: L14-BAR-RBS-2014025851

First License Obtained: 01/07/1998

License Expiration: 01/31/2016

Complaint history: None

Respondent who is the owner of a barber shop revived an agreed citation for assessing \$1000 pursuant to an inspection on October 10, 2014. Inspector alleges that respondent was practicing barbering while both the shop licensee and individual license were expired. Agreed citation has not been paid or responded too.

Recommendation: Per the agreed citation schedule reduce the penalties to \$200. Allow authority to settle the matter before hand with a consent order.

Decision: Recommendation approved.

63. Case No.: L14-BAR-RBS-2014026071 (Barber shop)

First License Obtained: 09/14/2012

License Expiration: 08/31/2014

Complaint history: None

64. Case No.: L14-BAR-RBS-2014026081

(Shop owner and manager)

First License Obtained: 01/06/2008

License Expiration: 01/31/2014

Complaint history: None

Respondent who is the owner of the respondent shop received two notices of violation on October 14, 2014. Respondent was sent an agreed citation on each license assessing a total of \$2000. Complaint alleges that respondent was practicing on an expired personal and shop license.

Recommendation: Per the agreed citation schedule reduce the penalties to \$200 on each license. Allow authority to settle the matter before hand with a consent order.

Decision: Recommendation approved.

65. Case No.: L14-BAR-RBS-2014026851

(Barber shop)

<u>First License Obtained:</u>	07/03/2006
<u>License Expiration:</u>	06/30/2016
<u>Complaint history:</u>	2007051361, closed w/no action; 2010031341, closed by consent order and payment of \$3000 civil penalty; 2013025791, closed by consent order and payment of \$500 civil penalty

66. Case No.: L14-BAR-RBS-2014026841

(Shop owner)

<u>First License Obtained:</u>	08/26/2003
<u>License Expiration:</u>	08/31/2015
<u>Complaint history:</u>	None

Respondent who is the manager and owner of the respondent shop received two notices of violation on October 16, 2014 for practicing on an expired shop license and for having no manager present while open for business.

Recommendation: Authorize for a formal hearing with authority to settle the matter before hand with a consent order assessing a civil penalty of \$1500. (\$750 on each license)

Decision: Recommendation approved.

67. Case No.: L14-BAR-RBS-2014027241

First License Obtained: 03/09/1996

License Expiration: 09/30/2016

Complaint history: None

68. Case No.: L14-COS-RBS 2014027251 (Cosmetology shop)

First License Obtained: 09/20/2002

License Expiration: 09/30/2016

Complaint history: None

69. Case No.: L14-BAR-RBS-2014027201

(Individual licensee)

First License Obtained: 04/23/1990

License Expiration: 08/31/2016

Complaint history: None

70. Case No.: L14-BAR-RBS-2014027231

(Shop manager)

First License Obtained: 09/01/1999

License Expiration: 08/31/2015

Complaint history: None

Respondents received agreed citations assessing \$1000 after receiving four notices of violations pursuant to an inspection on October 23, 2014. Inspector alleges that shop did not have an inspection sheet posted, plus several sanitary issues. There was also an

individual working on an expired license. The expired individual has signed the consent order and renewed his license plus paid the late fee. He states he does not have \$1000. The shop and the manager have not responded to the agreed citation.

Recommendation: Lower the individual's civil penalties to \$100 per the new agreed citation schedule. Allow authority to close with a consent order. Reduce the penalties of the manager and the two shop licenses to \$100 per the new agreed citation schedule and issue letter of warning for sanitation violations. Allow authority to settle the matter before hand with a consent order.

Decision: Recommendation approved.

71. Case No L14-BAR-RBS-2014029141

First License Obtained: 05/30/2012

License Expiration: 05/31/2016

Complaint history: None

72. Case No.: L14-BAR-RBS-2014029161

First License Obtained: 01/24/2008

License Expiration: 01/31/2016

Complaint history: None

Respondents received agreed citations assessing \$1000 after receiving notice of violations as the shop and manager for working on an expired shop license. Inspector saw manager offering barbering services.

Recommendation: Per the new agreed citation schedule reduce the penalties to \$100 on each license. Allow authority to settle with a consent order.

Decision: Recommendation approved.

73. Case No.: L14-BAR-RBS- 2014028101

First License Obtained: 05/23/2002

License Expiration: 02/28/2012

Complaint history: None

Respondent shop received an agreed citation assessing \$1000 after receiving a notice of violation on October 29, 2014. Inspector alleged that the shop license was expired. It is currently not renewed in our records. The shop has no prior history.

Recommendation: Per the new agreed citation schedule authorize for a formal hearing with authority to settle the matter before hand with a consent order assessing \$100. Send a cease and desist letter so that they are informed that they still do not have a current shop license.

Decision: Recommendation approved.

74. Case No.: L14-BAR-RBS-2014029881

(Barber shop)

First License Obtained: 05/15/2006

License Expiration: 05/31/2014

Complaint history: 2011008521, Formal Charges Authorized

75. Case No.: L14-BAR-RBS-2014029901

(Shop manager)

First License Obtained: 09/12/2001

License Expiration: 09/30/2015

Complaint history: None

Respondents received notice of violations and agreed citations pursuant to an inspection on November 20, 2014. Agreed citations assess \$1000 in civil penalties on each license. Inspector alleges that the shop was operating on an expired license. There is currently a case in litigation against the shop for this same violation.

Recommendation: Combine the case against the shop with current case in litigation (2011008521) and authorize for a formal hearing. Allow authority to settle the matter before hand with a consent order assessing \$1000.

Authorize the case against the manager for a formal hearing and reduce the penalties to \$500 per the new agreed citation schedule and allow authority to settle the matter before hand with a consent order.

Decision: Recommendation approved.

Represented Cases

76. Case No.: L14-COS-RBS-2014012161

First License Obtained: N/A

License Expiration: N/A

Complaint history: None

Respondent has been sent consent letters for unlicensed practice. This office has sent four consent order letters and had them returned. It is believed that sending a new inspector to the shop may find him at that shop again.

Recommendation: Close this case with a letter of warning to be sent to the shop that the respondent had been working at on the date of inspection. Send a new inspector to the shop to look for this respondent so that we can open a new complaint against this individual who is likely to have continued practicing unlicensed.

Decision: Recommendation approved.

77. Case No.: L13-BAR-RBS- 2014010361

First License Obtained: 08/12/2002

License Expiration: 10/31/2015

Complaint history: None

78. Case No.: L14-COS-RBS-2014015741

First License Obtained: 07/09/1986

License Expiration: 03/31/2015

Complaint history: None

79. Case No.: L14-COS-RBS- 2014015751

First License Obtained: 08/05/2003

License Expiration: 08/31/2015

Complaint history: None

80. Case No.: L13-BAR-RBS-2014012641

First License Obtained: 05/26/2010

License Expiration: 05/31/2016

Complaint history: None

All four cases had previously been authorized for formal charges. It has been determined that there is not sufficient evidence in each case to move forward. A new investigation is recommended for each case.

Recommendation: Close these cases and send inspectors to open new investigations with requests looking for specific information.

Decision: Recommendation approved.

MOTION made by Frank Gambuzza and seconded by Amy Tanksley for approval of the Legal Report as amended. Motion carried unanimously.

The meeting adjourned at 8:50 AM.

The full Board voted to approve MOTION made by Mona Sappenfield and seconded by Yvette Granger.

Cosmetology Consent Orders - February- Totaling \$8,450.00

MOTION made by Patricia Richmond and seconded by Diane Teffeteller for approval of all consent orders. Motion carried unanimously.

Agreed Citations – Paid in February \$4,000.00

MOTION made by Patricia Richmond and seconded by Judy McAllister for approval Agreed Citations paid and close the complaints. Motion carried unanimously.

Agreed Citations – Letters of warning

The following 6 case numbers were sent letters of warnings as part of the agreed citation process:

201500405

201500406

201500407

201500081

201500080

201500008

MOTION made by Patricia Richmond and seconded by Judy McAllister for approval of the letters and to close the complaints Motion carried unanimously.

NEW BUSINESS

Update on Texas reciprocity:

The Cosmetology board voted to suspend reciprocity with Texas in February 2014 pending an investigation into thirteen (13) schools regarding possible fraudulent hours.

- Of the 13 schools that Texas opened investigations on, four (4) were cleared of wrong doing. Those only affected three applicants who were immediately sent letters telling allowing them they could test.
- Texas mailed the nine (9) remaining schools a “First Notice of Alleged Violation”. Those documents say: one year suspension of license, civil penalty (amounts range from \$2,400 – \$63,000) and a response requested within 20 days; or, revocation of licensure and higher civil penalties as part of the formal hearing process. The board office does not know if any have signed the Orders and paid the fee.

Recommendations:

1. Effective immediately the board accepts reciprocity from Texas (other than the 9 schools found in violation by the TX investigation) with additional documents presented to the office in support of school hours.

2. For the four schools released of wrong doing, the board office will keep a close watch on number of applicants (these are all foreign speaking schools and we need to make sure nothing was missed in the investigation), and re-evaluate the situation should numbers be concerning.

3. The 135 pending applicants from the 9 schools found in violation by the TX investigation, be mailed a letter denying reciprocity based on school investigation showing grounds for further disciplinary action against their school. Recommendation to applicants will be to show proof of education from another approved school.

MOTION made by Diane Teffeteller and seconded by Patricia Richmond to approve recommendation. Motion carried unanimously.

Fees and Reciprocity tables provided:

Per the board's request at the February meeting, we have provided a chart with the items being considered for each reciprocity application that does not clearly meet the requirements. The board discussed additions to the list and other concerns.

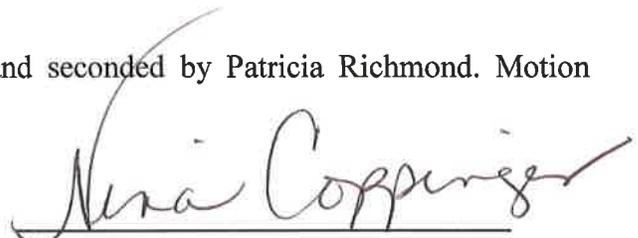
Also as part of the February meeting, Deputy Commissioner Bill Giannini presented the financial report and from that the board members requested a full breakdown of all licensing fees. The board was emailed this information two weeks before the meeting and continued the discussion.

Additional Questions:

Motion to adjourn

MOTION to adjourn made by Nina Coppinger and seconded by Patricia Richmond. Motion carried unanimously.

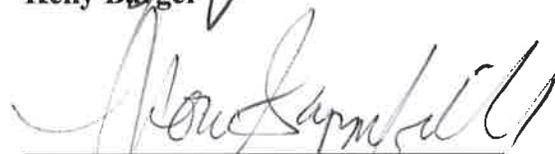

Dianne Teffeteller

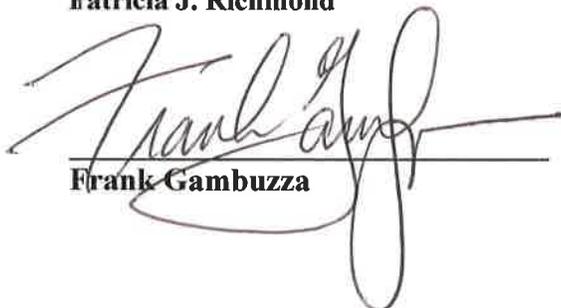

Nina Coppinger

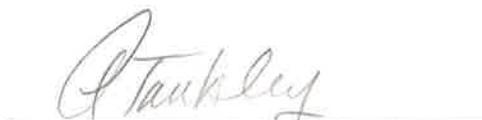

Judy McAllister

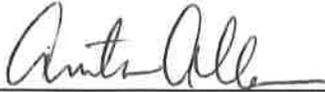

Kelly Barger


Patricia J. Richmond

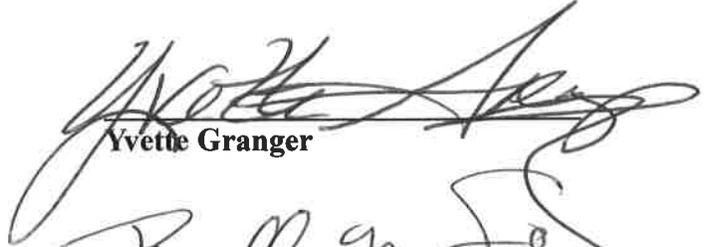

Mona Sappenfield


Frank Gambuzza


Amy Tanksley



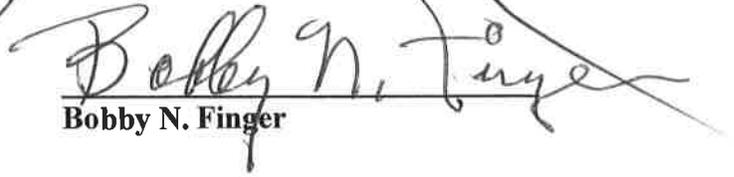
Anita Allen



Yvette Granger



Ron R. Gillihan



Bobby N. Finger