

**MINUTES**  
**South Carolina Board of Cosmetology**  
**Board Meeting**  
**10:00 a.m., January 14, 2008**  
**Residence Inn by Marriott**  
**1116 Isle of Palms Connector**  
**Mount Pleasant, South Carolina**

**Meeting Called to Order**

Rosanne Kinley, chairman, of Anderson, called the regular meeting of the SC Board of Cosmetology to order at 10:05 a.m. Other Board members present for the meeting included: Melanie Thompson, vice chairman, of Myrtle Beach; Michelle Hampton-Furtick, of Columbia; Delores Gilmer, of Charleston; Ruth Settles, of Greenville; and Katherine Webb, of Easley.

Staff members participating in the meeting included: George Barr, Inspector; Roger Beaver, Temporary Inspector; Ronnie Blackmon, Inspector; Sharon Dantzler, Deputy General Counsel, Office of General Counsel; Sandra Dickert, Administrative Assistant; Larry Hall, Inspector; Eddie Jones, Administrator; and Shirley Wider, Assistant Program Administrator.

Members of the public attending the meeting included: Pat Adams, Jackie Browder, Rita Buck, Angela Busbee, Dusty Connor, Wayne French, Jacqueline Golden, Elberee Gray, Sr., Jimmy Hardee, Comehta Harriot, Jay Lacy, Ken Lochridge, Robin Mixon, Harris Muckelvaney, II, Joe North, Barbara Egger Parker, Jerry Poer, Nancy Prosser, Angie Shuler, Kenneth Shuler, Linda Simpson, Faye Smith, Gloria Smith, Kelli Stevens, Tammie Stevens, Eisha Stone, Justin Todd, Ronald Todd, Chris Venesky, Gloria Wilson, and Melissa Wrady.

Mrs. Kinley announced that public notice of this meeting was properly posted at the S. C. Board of Cosmetology office, Synergy Business Park, Kingstree Building, the Residence Inn by Marriott 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**

All present recited the Pledge of Allegiance.

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

Mrs. Kinley read the rules of the meeting for all present.

**Introduction of Board Members and All Other Persons Attending**

The Board members, staff, and members of the public introduced themselves.

**Approval of Excused Absences**

Mrs. Kinley stated Mrs. Kristy McMillan was not present for this meeting and noted this makes Mrs. McMillan's third unexcused absence.

### **Approval of the November 5, 2007 Meeting Minutes**

Mrs. Kinley noted on page six that clarification was needed in regard to the motion that the 200 participants affect Ken Shuler's classes only

Mrs. Hampton-Furtick and Mrs. Settles noted their nay votes on page resulted from the packages that were received were incomplete at the time of deadline.

#### **MOTION**

Mrs. Gilmer moved to approve the minutes with corrections. Mrs. Webb seconded the motion. The Board abstained from the vote at this time following a discussion with Mr. Ken Shuler.

Mr. Kenneth Shuler noted that should the Board approve the minutes as they stand with the motion regarding his continuing education classes, he would file legal action against the Board.

#### **MOTION**

Mrs. Thompson made a motion, seconded by Settles that the minutes be carried over to executive session

### **Approval of Agenda**

#### **MOTION**

Mrs. Thompson made a motion, seconded by Mrs. Webb and unanimously carried, that the agenda be approved with any deviations deemed necessary.

Mrs. Thompson asked that the matter regarding Melissa Wrady be moved to item two under New Business on the agenda.

### **Chairman's Remarks – Rosanne Kinley**

Mrs. Kinley welcomed everyone to the meeting. She stated she hoped everyone had a good holiday.

### **Administrator's Remarks, For Information – Eddie Jones**

*Advisory Opinions, If Needed, Office of General Counsel*

There were no advisory opinions given during this meeting.

*Legislative Update, If Needed, Legislative Liaison Office*

Mrs. Dantzler stated she did not have a copy of the draft legislation available for the members at this time.

Mr. Jones stated staff looks forward to the new legislative session.

Mr. Blackmon introduced Mr. Roger Beaver as a new inspector to the Board. Mr. Beaver is currently handling Mrs. Miller's inspections at this time.

Mr. Blackmon noted the DRC is now handling sanitation/rehabilitation classes per the Board's request.

*Number of Inspections*

Mr. Barr stated staff inspectors conducted 373 salon inspections in November 2007 and conducted 401 inspections in December 2007. He went to say the inspectors have conducted 2,919 salon inspections since July 2007. He said he has conducted one change of location and two preliminary school inspections since the last meeting.

*Number of Open Complaint Cases*

Mr. Barr stated in 2007 there were 16 open cases, 24 cases were opened and closed, and 10 cases are still open, for a total of 50 cases.

**New Business**

Approval of DRC Reports

Mr. Hall noted a correction on page four of the December 3, 2007 DRC Report. He stated case #62-4554 was dismissed because the individual provided proof of a valid license.

The Board asked questions regarding other cases from the December 2007 DRC Report and on the cases from the January 7, 2008 DRC Report.

**MOTION**

Mrs. Webb moved the Board approve the DRC Reports of December 2007 and January 7, 2008 with the exception of case 62-4574 from the January 7, 2008 report. Mrs. Gilmer seconded the motion, which carried with a majority vote. Mrs. Hampton-Furtick abstained from voting in this matter.

Approval of Criminal History Report – Melissa J. Wrady

On November 26, 2007 the Board received a cosmetologist application for examination and licensure from Melissa J. Wrady. Ms. Wrady's application reflected arrests and convictions dating back to 2000 to 2002.

Melissa Wrady appeared before the Board at this time and offered the following testimony.

Ms. Wrady attended and graduated from the Academy of Cosmetology. She has successfully passed the examination and is currently employed as a receptionist with a salon. The salon owner is aware of her situation. She served seven months in prison for manufacturing methadone; however she has turned her life around. Her husband spent 18 months in prison.

Mrs. Kinley asked that all schools include a question regarding arrests and/or convictions on the school application. She stated that inclusion of this question would allow students to appear before the Board prior to graduation to derail possible problems in the future.

Mr. Wayne Branch, one of Ms. Wrady's instructors, spoke to the Board at this time. He stated criminal charges are of major concern to the industry, however, he asked if cosmetologists are qualified to evaluate an individual's criminal background. Mrs. Kinley stated most of staff's inspectors, as well as the assistant deputy director, are former law enforcement personnel. She further stated these individuals have trained the members in regard to criminal histories. Mrs. Kinley stated the Board can only deny applicants who the Board feels could harm the public. She went on to say guidelines are being established each time the Board hears from an

applicant with a criminal history. She noted each case is heard on an individual basis. And that any case could be taken to a higher court.

**MOTION**

Mrs. Settles moved the Board grant licensure to Ms. Wrady. Mrs. Webb seconded the motion, which carried unanimously.

**Approval of Emergency Substitute Cosmetology School Instructors – George Barr**

Mr. Barr asked that this matter be deferred this matter to the March 2008 meeting as he is working this matter with Mr. Jones. He asked for clarification on the 30 day rule.

Mrs. Kinley stated the 30 day rule is 30 calendar days in one year.

Discussion on this matter ensued.

**Approval of Substitute Teacher**

*a. Carolina College of Hair Design*

On November 8, 2007 the Board received a letter from Carolina College of Hair Design (dated October 4, 2007). The letter, signed by Ken Lochridge, stated the school was formally notifying the Board that he is using Charles Carswell as a substitute teacher. The letter also stated that Mr. Carswell was enrolled in the Methods of Teaching course to be completed on November 5, 2007.

This matter was deferred to the March 10, 2008 meeting.

*b. Hickory Mart Show*

On November 5, 2007 the Board received a North Carolina State Board of Cosmetic Art Examiners continuing education course provider's application stating the Hickory Mart Show which had already been approved had a new instructor.

This matter occurred in the past so no action necessary.

Mrs. Kinley stated that trade shows must submit any instructor change for 45 days in advance of the show.

**Approval of Change in Instructors – Carolina College of Hair Design**

The Board received a letter dated December 14, 2007 from Carolina College of Hair Design notifying the Board of a change in instructors at his Greenville school. He wants to remove Lori Small and add Cassie Rainey. He also wished to add Elizabeth Lord to his list of substitutes.

**MOTION**

Mrs. Gilmer moved the Board authorize Mr. Jones the ability to make interim approval of substitute cosmetologist, nail technician, esthetics instructors in emergency situations when the Board does not meet within 30 days. Mrs. Webb seconded the motion. Discussion ensued. The motion carried unanimously.

The Board will ratify the approvals during the meeting immediately following the approvals. All requests for approval of substitute teachers must be submitted in writing. The school owners were encouraged to contact Mr. Jones if written approval has not been received within a normal amount of time.

**MOTION**

Mrs. Settles moved the Board take a ten minute recess. Mrs. Hampton-Furtick seconded the motion, which carried unanimously.

The Board recessed at 11:30 a.m. and returned to public session at 11:47 a.m.

**Return to Public Session**

Approval of Professional Associations

*a. South Carolina Professional Barber and Cosmetology Association*

During the November 5, 2007 meeting the Board denied the South Carolina Professional Barber and Cosmetology Association as a professional association due to incomplete documentation.

**MOTION**

Mrs. Settles moved the Board approve as a statewide approved professional association. Mrs. Gilmer seconded the motion.

Following some discussion on this matter, Mrs. Settles withdrew her motion.

*b. South Carolina Progressive Association of Cosmetology*

*c. Gray & Associates*

*d. Manicurist Association Xpress*

**MOTION**

Mrs. Thompson made a motion, seconded by Mrs. Webb and unanimously carried, that the Board defer this matter to executive session to garner legal advice on this situation.

Approval of School Applications

*a. Lower Richland High School of Cosmetology*

On November 28, 2007 the Board received a cosmetology school application from Lower Richland High School of Cosmetology. The school was notified by letter dated January 3, 2008 that the Board would be reviewing the application during this meeting.

**MOTION**

Mrs. Hampton-Furtick made a motion, seconded by Mrs. Thompson and unanimously carried, that the Board approve the Lower Richland High School of Cosmetology application.

*b. Nail Tech Academy of Easley*

On November 13, 2007 the Board received a nail technician school application from Nail Tech Academy of Easley. The school was notified by letter dated January 3, 2008 that the Board would be reviewing the application during this meeting.

**MOTION**

Mrs. Webb moved the Board approve the Nail Tech Academy of Easley school application. Mrs. Hampton-Furtick and Mrs. Thompson seconded the motion, which carried unanimously.

*c. Palmetto Beauty College, Inc.*

On November 30, 2007 the Board received a cosmetology school application from Palmetto Beauty College, Inc. The school was notified by letter dated January 3, 2008 that the Board would be reviewing the application during this meeting.

**MOTION**

Mrs. Thompson made a motion, seconded by Mrs. Hampton, the Board approve the Palmetto Beauty College, Inc. school application. Mrs. Thompson moved to amend the motion the Board approve the application be approved pending receipt of the second and third pages of the application. Mrs. Webb seconded the amendment. The motion and the amended motion carried unanimously.

*d. Lee Central High School*

On January 8, 2008 the Board received a cosmetology school application from Lee Central High School. The school is relocating the cosmetology lab. The application is missing the second page of the application.

**MOTION**

Mrs. Gilmer moved the Board approve the school application pending receipt of additional information. Mrs. Thompson seconded the motion. The motion carried unanimously.

Approval of Methods of Teaching Instructor

*e. Dusty Connor*

On November 16, 2007 the Board received a letter from Rose Kearney-Nunnery, of the Technical College of the Lowcountry supporting a request from Dusty Connor to become a Methods of Teaching Instructor. The letter included Mr. Connor's resume and other supporting documentation from Mr. Connor.

Dusty Connor appeared before the Board at this time.

**MOTION**

Mrs. Gilmer made a motion, seconded by Mrs. Settles and unanimously carried, that the Board approve Mr. Connor as a Methods of Teaching Instructor. Mr. Connor was notified by letter dated January 3, 2008 that the Board would be reviewing his request during this meeting.

*f. Nannette L. Sahebekhtian*

On December 27, 2007 the Board received a letter from Nannette Sahebekhtian seeking the Board's approval to become a Methods of Teaching Instructor. Mrs. Sahebekhtian included a copy of a SC State Board of Education Educator Certificate as well as a copy of her cosmetologist instructor's license. Mrs. Sahebekhtian was notified by letter dated January 3, 2008 that the Board would be reviewing her request during this meeting. Mrs. Sahebekhtian notified staff she would not be able to attend this meeting.

Nannette L. Sahebekhtian informed staff prior to the meeting that she would not be appearing during this meeting.

**MOTION**

Mrs. Thompson moved the Board approve Nannette L. Sahebekhtian as a Methods of Teaching Instructor. Mrs. Hampton-Furtick and Mrs. Webb seconded the motion, which carried unanimously.

*g. Jacqueline M. Golden*

On November 20, 2007 the Board received a letter from Jacqueline Golden seeking the Board's approval to become a Methods of Teaching Instructor. Ms. Golden included her resume with the letter. Ms. Golden was notified by letter dated January 3, 2008 that the Board would be reviewing her request during this meeting.

Jacqueline M. Golden appeared before the Board at this time.

**MOTION**

Mrs. Gilmer moved the Board approve Ms. Golden as a Methods of Teaching Instructor. Mrs. Settles seconded the motion, which carried unanimously.

*h. Gloria M. Wilson*

On November 20, 2007 the Board received a letter from Gloria Wilson seeking the Board's approval to become a Methods of Teaching Instructor. Ms. Wilson included her resume with the letter. Ms. Wilson was notified by letter dated January 3, 2008 that the Board would be reviewing her request during this meeting.

Gloria M. Wilson appeared before the Board at this time.

**MOTION**

Mrs. Settles made a motion, seconded by Mrs. Gilmer and unanimously carried, that the Board deny Ms. Wilson's request to become a Methods of Teaching Instructor.

**Approval of Instructors – Power Alliance**

In a letter dated December 3, 2007 Jerrold Purnell of Power Alliance is seeking the Board's approval of Desire Lewis, Patric Bradley, and Tarsha Pooler as instructors for 2008. The letter included resumes for Patric Bradley and Tarsha Pooler, as well as a PCS cosmetology instructor practical score notice for Tarsha Pooler. The documentation did not include a copy of an instructor's license for Tarsha Pooler. The letter also included a brief summary on Desire Lewis and a copy of her Board issued cosmetologist instructor's license. Mr. Purnell was notified by letter dated January 3, 2008 that the Board would be reviewing her request during this meeting.

Mr. Purnell was not present for the meeting.

**MOTION**

Mrs. Thompson moved to approve Ms. Lewis and Mr. Bradley as instructors; however, that the Board exclude Ms. Pooler until such time that the Board has received further proof that she is an instructor. Mrs. Hampton-Furtick seconded the motion, which carried unanimously.

**Approval of Continuing Education Class Date Change – ACSP**

In a letter dated November 20, 2007 Catherine Stabler, President of ACSP, states the association received a call from the York Technical College that the school had double booked the facility for September 14, 2008. The school informed the association that they would have to change the date of their Fall 2008 class. The association is seeking the Board's approval of September 21, 2008 as the new date for their Fall 2008 class. Ms. Stabler was informed by letter dated January 3, 2008 that the Board would be reviewing the association's request during this meeting.

Ms. Stabler appeared before the Board at this time.

**MOTION**

Mrs. Thompson made a motion, seconded by Mrs. Hampton-Furtick and Mrs. Webb and unanimously carried, that the Board approve the date change as requested by ACSP.

**Approval of Nail Technician Continuing Education Class – Strand College of Hair Design**

On November 15, 2007 the Board received of nail technician continuing education agenda and class outline from Strand College of Hair Design. Copies of instructor licenses were also included.

Mr. Jones asked that this matter be withdrawn until further information is received.

**MOTION**

Mrs. Thompson moved to defer any action on this matter until additional information is received. Mrs. Hampton-Furtick seconded the motion, which carried unanimously.

**Review Reciprocity Agreement with New York Board of Cosmetology**

On December 5, 2007 the Board received a letter from the New York Board of Cosmetology stating that New York entered a reciprocal agreement with South Carolina many years ago. The letter states that the agreement allowed 'cosmetology licensees with current licensure from either state the ability to receive a direct issue license without further education or examination from the other state.' However, it has come to New York's attention that terms of the agreement are no longer being followed by South Carolina and that licensees are being denied reciprocal licensure. The New York Board of Cosmetology felt it necessary to alter or cancel the existing agreement.

**MOTION**

Mrs. Gilmer made a motion, seconded by Mrs. Webb, that the Board cancel the reciprocal agreement with the State of New York. The motion carried with a majority vote. Mrs. Settles opposed the motion.

**Approval of Reinstatement – Eisha L. Stone**

On December 20, 2007 the Board received a letter from Eisha L. Stone stating she initially obtained licensure in 1998. She has since graduated from college and is embarking on additional career paths. She has continued to maintain her continuing education hours, although she has not renewed her license since 2003. She is asking the Board to reinstate her license without requiring her to take the practical exam. Ms. Stone was notified in writing by a letter dated January 3, 2008 that the Board would be discussing her request during this meeting.

Eisha Stone appeared before the Board and offered the following testimony.

Ms. Stone has not worked in a salon as she went on to college to seek another career path. She has graduated college and has maintained her continuing education classes. She submitted a renewal form with the \$30 fee to renew her license in 2003. Approximately six months later she received the renewal form and fee with a letter stating she needed to submit additional monies. She contacted the office to say that she renewed prior to March 10<sup>th</sup> and did not understand why she needed to pay additional money. She was told she did not necessarily need to renew her license every year if she was not working in a salon. She thought her license was placed on an inactive status and was unaware that the inactive status must be renewed every renewal period.

**MOTION**

Mrs. Gilmer moved the Board deny the approval of Ms. Stone's request for reinstatement and require her to take the practical exam. Mrs. Settles and Mrs. Thompson seconded the motion, which carried unanimously.

**Executive Session**

**MOTION**

Mrs. Thompson moved the Board take a ten minute break followed by executive session to seek legal advice. Numerous seconds were made and the motion carried unanimously.

**Return to Public Session**

Mrs. Kinley noted for the record that no motions were offered or made nor were there any votes taken while the Board was in executive session.

*Approval of Minutes from the November 5, 2007 Meeting*

**MOTION**

Mrs. Thompson moved the Board approve the minutes as accurate; however, that the Board place Mr. Shuler on the March 2008 agenda for a hearing for reconsideration of the issues involving Mr. Shuler's continuing education classes. Mrs. Webb seconded the motion, which carried unanimously.

Mrs. Thompson stated the motion was stated in that manner so the Board could have the opportunity to gather all information to ensure everyone is on the same page during the review of the issues.

Approval of Professional Associations

*South Carolina Professional Barber and Cosmetology Association*

*South Carolina Progressive Association of Cosmetology*

*Gray & Associates*

*Manicurist Association Xpress*

**MOTION**

Mrs. Hampton-Furtick made a motion, seconded by Mrs. Webb and unanimously carried, that the Board recognize the South Carolina Professional Barber and Cosmetology Association, the South Carolina Progressive association of Cosmetology, Gray & Associates, and the Manicurist Association Xpress as professional associations.

**MOTION**

Mrs. Hampton-Furtick moved that these associations be allowed to teach continuing education for 2008. Mrs. Settles seconded the motion, which carried with a majority vote. Mrs. Thompson voted nay.

**Board Member Reports**

Delores Gilmer

Mrs. Gilmer attended a final inspection for Miller-Motte Technical College on January 23, 2008.

Mrs. Gilmer gave the following reciprocity report:

In November 2007 the Board licensed 50 cosmetologists and seven estheticians.

In December 2007 the Board licensed 25 cosmetologists and two estheticians

Mrs. Thompson had no report.

Mrs. Hampton-Furtick had no report.

Katherine Webb

On December 4, 2007 Mrs. Webb attended a school inspection on the Nail Tech Academy in Easley.

Ruth Settles

Mrs. Settles monitored a continuing education class at the Academy of Hair Technology on December 12, 2007.

Mrs. Thompson stated when the Board reviewed Mr. Lacy's continuing education courses there was a two-day continuing education class scheduled to be held in Myrtle Beach on nails, skin and hair. She further stated Mr. Lacy canceled the hair and nails portions of the class when the corrections were made. She said the website indicates that the esthetics class for that same date is still listed. She asked Mr. Lacy if that esthetics class is still scheduled. Mr. Lacy replied negatively. Mrs. Thompson asked Mrs. Wider to have that class removed.

Mrs. Thompson asked Mr. Jones if the continuing education providers are informed that all information regarding their classes has been received. Mr. Jones replied negatively. He further stated staff would be sending letters to the providers from this point forward.

Mr. Jones stated he would reevaluate duties after today and that secretarial duties would be relegated back to each individual staff person.

Mrs. Wider stated she received a faxed in regard to corrections on continuing education courses from one association that was unreadable; however, she inserted the information as she could read it.

**MOTION**

Mrs. Thompson moved the Board authorize staff to remove any information regarding continuing education classes from any association from the Board's website if there is any

question regarding accuracy of that listing. Mrs. Webb seconded the motion, which carried unanimously.

**Public Comments**

There were no public comments made during this meeting.

**Adjournment**

**MOTION**

There being no further business to be discussed at this time, Mrs. Hampton-Furtick moved the meeting be adjourned. Mrs. Gilmer seconded the motion, which carried unanimously.

The January 14, 2008 meeting of the S.C. Board of Cosmetology adjourned at 2:53 p.m.