

AMENDED
Meeting Notice

Missouri State Board of Cosmetology and
Barber Examiners
Kansas City Marriott Country Club Plaza
4445 Main
Kansas City, MO 64111

November 8-9, 2009

The Missouri State Board of Cosmetology and Barber Examiners will meet on Sunday, and Monday, November 8th and 9th, convening at 7:30 a.m. on Sunday, the 8th, and 7:30 a.m. on Monday the 9th, at the Kansas City Marriott Country Club Plaza, located at 4445 Main, Kansas City, Mo. 64111. For individuals with special needs, notification should be forwarded to the Missouri State Board of Cosmetology and Barber Examiners, P.O. Box 1062, 3605 Missouri Boulevard, Jefferson City, Missouri or by calling (573) 751-1052 to ensure available accommodations. The text telephone number for the hearing impaired is 800/735-2966.

Except to the extent disclosure is otherwise required by law, the Missouri State Board of Cosmetology and Barber Examiners is authorized to close meetings, records and votes, to the extent they relate to the following: Sections 610.021 (1), (3), (5), (7), (13) and (14), RSMo, and Chapter 324.001.8 and 324.001.9, RSMo.

The Board may go into closed session at any time during the meeting. If the meeting is closed the appropriate section will be announced to the public with the motion and vote recorded in open session minutes.

Please see attached tentative agenda for this meeting.

**Missouri State Board of Cosmetology and Barber Examiners
Kansas City Marriott Country Club Plaza
4445 Main
Kansas City, MO 64111**

NOVEMBER 8-9, 2009

TENTATIVE OPEN SESSION AGENDA

Sunday, November 8, 2009

7:30 a.m.

- a.) Call to order
- b.) Roll Call

1. Approval of Open Session Agenda

Closed Session – The Board will move into closed session pursuant to Section 610.021 Subsections (1), (3), (5), (7), and (14), RSMo, and Section 620.010.14 (7), for the purpose of discussing investigative reports and/or complaints and/or audits and/or other information pertaining to a licensee or applicant, and discussing general legal actions, causes of action or litigation and any confidential or privileged communications between this agency and its attorney, for deliberation on discipline, for discussing hiring, firing, disciplining or promoting an employee of this agency, for discussing applicants for licensure, performance evaluations pertaining to individual employees, testing and examination materials, and for the purpose of approving the minutes of one or more previous meetings.

Monday, November 9, 2009

7:30 a.m. The Board will convene in Closed Session

- a) Call to order
- b) Roll Call

9:00 a.m. The Board will move into Open Session

2. Approval of Open Session Minutes
 - September 20-21, 2009 – Board Meeting
 - October 19, 2009 – Executive Ad Hoc Committee
3. Approval of Expense Accounts and Per Diem
4. **Financial Report - Handout**
5. **Inspectors Report**
Report provided by Inspector Supervisor reflecting number of inspections conducted.

President's Report – Cynthia Bald

6. **Executive Director Report** – Darla Fox

Current Licensee Count

Federation of Associations of Regulatory Boards – The Federation of Associations of Regulatory Boards' 34th Annual Forum will be held January 29-31, 2010 in Las Vegas, Nevada. Annie Dixon stated she would be interested in attending. The Board requested this information be placed back on the November 2009 agenda for review.

Professional Credential Services, Inc

- Re-Examination Notification Form
- New Content Outline for NIC Nail Technology Written and Practical

Exams

Correspondence

Nothing at this time.

7. **Dialog with Legal Counsel**

Medical Spas, Lasers & Botox – Position Statement from the State

Board of Healing Arts - During the September 2009 meeting, Dr. Westhoff, Medical Director for the State Board of Healing Arts reviewed with the Board members the position statement on medical spas, lasers and botox. During the September 2009 meeting, the Board voted to table until the November 2009 meeting, and for Earl Kraus, Division Senior Legal Counsel, to research the policy statement with the Board of Healing Arts' legal counsel.

(The Board may go into Closed Session in order to give the Board an opportunity to review legal counsel recommendations)

8. **Rules Update and Proposed Amendments**

Draft Proposed Amendment to 20 CSR 2085-8.070 (4) – Tina Crow Halcomb

- During the September 2009 meeting, the Board voted for the Board's litigation attorney to draft an amendment defining instructor training seminar and clarify how to obtain the Board's approval as required in section 329.085.3, RSMo.

(The Board may go into Closed Session in order to give the Board an opportunity to review legal counsel recommendations)

9. **Reports**

Betty Leake, Region II Director – National-Interstate Council of State Boards of Cosmetology Annual Conference – September 26-28, 2009 – Betty Leake, Wayne Kindle, Kim Marshall, Darla Fox, and Emily Carroll attended the NIC Annual Conference.

National Association of Barber Boards of America – Wayne Kindle, Darla Fox and Vicki Hale attended the NABBA meeting. Mr. Kindle advised that he would give a full report on the NABBA Conference at the November 2009 meeting.

10. **Board Consideration**

Make-Up Application at Retail Sales Counters – The Board agreed to table this discussion until the November 2009 meeting.

11. **2010 Board Meeting Tentative Dates and Locations**

10:00 a.m. - Appointment

12. Leila Cohoon – Request to Appear
 - Rule 20 CSR 2085-7.020 – Practice Outside of or Away from Cosmetology Establishments
 - Rule 20 CSR 2085-13.020(5) – Rules Applicable to All Crossover Licensees – Display of License
 - Rule 20 CSR 2085-13.040(2) – Crossover Operator Licensing – (Currently Licensed Barbers)–Questions regarding Estheticians/ Manicuring
 - Rule 20 CSR 2085-11.020 – Cosmetology Sanitation Rules

Disciplinary Hearings

11:00 a.m.

13. **Jade Nails, Ninh Nguyen, St. Louis** – Probation Violation Hearing
14. **Ninh Nguyen, St. Louis** – Probation Violation Hearing
15. **Regal Nails Salon & Spa, Springfield** – Disciplinary Hearing

16. **Legal Counsel Proposed Contract**
Review of Proposed Contract Submitted by Tina Crow Halcomb, Walker Crow Halcomb, LLC

Open Discussion – Dialog with General Public Attending Open Session

- Missouri Association of Cosmetology Schools
- Associated Hairdressers and Cosmetologists of Missouri, Inc.
- National Hairbraiders Association

12:00 p.m. Recess for Lunch

1:00 p.m. The Board will reconvene in Open Session

Upon completion of Closed Session, the Board will move into Open Session.

The Board may move immediately into Closed Session for completion of any unfinished business pursuant to Section 610.021 Subsections (1) (3) (5) (7) and (14), RSMo, and Section 620.010.14 (7), for the purpose of discussing investigative reports and/or complaints and/or audits and/or other information pertaining to a licensee or applicant, and discussing general legal actions, causes of action or litigation and any confidential or privileged communications between this agency and its attorney, for deliberation on discipline, for discussing hiring, firing, disciplining or promoting an employee of this agency, for discussing applicants for licensure, performance evaluations pertaining to individual employees, testing and examination materials, and for the purpose of approving the minutes of one or more previous meetings.

****Adjournment****