

Meeting Notice
State Board of Cosmetology and Barber Examiners
Division of Professional Registration
3605 Missouri Boulevard
Jefferson City, MO 65109

July 24-26, 2011

The Missouri State Board of Cosmetology and Barber Examiners will meet on Monday, July 24th, convening at 8:00 a.m., at the Division of Professional Registration, located at 3605 Missouri Boulevard, Jefferson City, MO 64109. 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.

Please see attached tentative agenda for this meeting.

POSTED: July 8, 2011

**State Board of Cosmetology and Barber Examiners
Division of Professional Registration
3605 Missouri Boulevard
Jefferson City, MO 65109**

July 24-25-26, 2011

TENTATIVE OPEN SESSION AGENDA

Sunday, July 24, 2011

8:00 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 Sections 324.001.8 and 324.001.9, RSMo 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, July 25, 2011

8:00 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
 - January 9-10, 2011
 - February 2, 2011
 - February 19, 2011
 - March 29, 2011
 - May 23, 2011

3. Approval of Expense Accounts and Per Diem
4. **Financial Report**
5. **Inspectors Report**
Report provided by Inspector Supervisor reflecting number of inspections conducted for the month.

President's Report – Wayne Kindle
Legislative Update
6. **Executive Director Report** – Emily Carroll
Current Licensee Count
Newsletter
7. **FYI – 2012 Expense Account Form & 2012 Mileage Rate Update**

Proposed Posting Notice/Flyers

During the January 2011 meeting, the Board directed the Executive Director to prepare, for review during the March 2011 meeting, a cost comparison on a notice for posting at all shops on the prohibited use of Razor-Type Callus Shavers, the cost of printing it on regular paper and on cardboard paper for distribution by state inspectors to all licensed shops, as well as a draft proposed rule for review for violation if notice is not posted within a shop; and a flyer on prohibited practices such as having a wax pot within the salon without having a licensed CA or esthetician, unlicensed activity, etc.

8. **Notice on Prohibited Use of Razor-Type Callus Shavers - Cost Comparison Printed on Regular Paper vs. Cardboard Paper for Distribution by State Inspectors to all Licensed Shops**
9. **Flyer on Prohibited Practices** – Examples: Wax Pot in Salon without having a Licensed Cosmetologist/All or Esthetician, Unlicensed Activity, Etc.

Proposed Rules

10. **Rule 20 CSR 2085-8.070 (4)** – During the November 2010 meeting, the Board voted to table the review of Rule 20 CSR 2085-8.070 (4) until the January 2011 meeting. During the January 2011 meeting, the Board voted to table this discussion until the March 2011 meeting.
11. **Rule 20 CSR 2085-11.020 (L)** – Violation if Notice on Prohibited Use of Razor-Type Callus Shavers Not Posted Within Shop (During the January 2011 meeting, the Board directed the Executive Director to prepare, for review during the March 2011 meeting, a draft proposed rule for review, for violation if notice on prohibited use of razor-type callus shavers not posted within a shop.)
12. **Rule 20 CSR 2085-12.060** – During the January 2011 meeting, the Board discussed the Change of Status Application and whether it could be used for students who were transferring from one school to another. The Board directed

the Executive Director to review the Change of Status Form to see if it could be used for this purpose, if any amendments would be needed to the form, if there would need to be a potential rule change and the percentage of schools that would choose to use this form for this purpose and return for discussion during the March 2011 meeting.

13. **Rule 20 CSR 2085-12.035** - During the January 2011 meeting, the Board discussed the Change of Status Application and whether it could be used for students who were transferring from one school to another. The Board directed the Executive Director to review the Change of Status Form to see if it could be used for this purpose, if any amendments would be needed to the form, if there would need to be a potential rule change and the percentage of schools that would choose to use this form for this purpose and return for discussion during the March 2011 meeting.

14. **20 CSR 2085-13.070** – During the January 2011 meeting, the Board voted for the Executive Director to draft amendments to Rule 20 CSR 2085-12.020 (2)(C) that would not require each barber work station be supplied with hot and cold water and to draft amendments to Rule 20 CSR 2085-13.070 (3)(D) excluding the requirement for a crossover school to have 2 janitor closets and to return to the March 2011 for Board review.

15. **20 CSR 2085-7.010 & 2085.5010** -During the January 2011 meeting, the Board voted for the Executive Director to draft a proposed rule, for review at the March 2011 meeting, outlining that examination candidates must wear a smock or lab coat, no apron, and closed toed professional shoes to the practical examination.

16. **Legislation** – Discussion of Any Legislative Proposals for 2011(The Board may go into Closed Session in order to give the Board an opportunity to review legal counsel recommendations.)

Reports

17. **Betty Leake, Vice President** – National-Interstate Council of State Boards of Cosmetology - National-Interstate Council of State Boards of Cosmetology Region Meeting - April 2-3, 2011, Nashville, Tennessee

18. **Wayne Kindle, Secretary/Treasurer** – National-Interstate Council of State Boards of Cosmetology - National-Interstate Council of State Boards of Cosmetology Region Meeting - April 2-3, 2011, Nashville, Tennessee

Board Discussion

19. **Reciprocity Requirements** – During the January 2011 meeting, the Board voted for the Executive Director to contact other states and determine what their requirements are for licensure via reciprocity and return to the March 2011 meeting.

20. **New Content Outline for NIC Cosmetology and Hair Design Written and Practical Exams**

21. **Fee Increase** – NIC Examinations effective July 2013

Open Discussion – Dialog with General Public Attending Open Session

- Missouri Association of Cosmetology Schools
- Associated Hairdressers and Cosmetologists of Missouri, Inc.
- National Hair Braiders Association
- Deanna Wickey, Educator for Image Skincare

Election of Officers

12:00 p.m. Recess for Lunch

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

1:00 p.m. Disciplinary Hearings

22. **Thu Troung, Foxy Nails, SH2006006513, Parkville, Case No. PV10-1004CB (Probation Violation)**

23. **Tuan Quoc Pham d/b/a J.C. Nails, SH114055, St. Louis, Case No. 09-1565 CB (Disciplinary Hearing)**

24. **Martin R. Hunter d/b/a DA' Rootz, BA2008013563, St. Louis, Case No. 10-0133 CB (Disciplinary Hearing)**

25. **Ayawa Fiadonou & Anani Kodjo d/b/a Pauline African Hair Braiding, SH2008012628, St. Ann, Case No. 10-1753 CB (Disciplinary Hearing)**

26. **Vy Minh Ty Tran d/b/a Modern Nail, SH2010000134, Jefferson City, Case No. PV11-7001CB (Probation Hearing)**

27. **Raymond Robinson d/b/a Original Man Barber Shop, BA2007028396, Kansas City, Case No. PV11-7002CB (Probation Hearing)**

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 Sections 324.001.8 and 324.001.9, RSMo 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.

Tuesday, July 26, 2011

8:00 a.m. The Board will convene in Closed Session

The Board will complete any unfinished business in Closed Session.
Upon completion of Closed Session, the Board will move into Open Session.

****Adjournment****

Open Meeting Minutes
Missouri State Board of Cosmetology & Barber Examiners
Division of Professional Registration
3605 Missouri Boulevard
Jefferson City, Missouri

July 24-26, 2011

The Missouri State Board of Cosmetology and Barber Examiners was called to order in open session by Wayne Kindle, President, at 8:00 a.m. on Sunday, July 24, 2011 in the Main Conference Room of the Division of Professional Registration Building, located at 3605 Missouri Boulevard, Jefferson City, Missouri 65109.

Sunday, July 24, 2011

Board Members Present:

Wayne Kindle, President
Betty Leake, Vice President
Kimberley Marshall, Secretary
Leata Price-Land, Member
Jacklyn Crow, Member
Joe Nicholson, Member

Staff Present:

Emily Carroll, Executive Director
Emily Reinhard, Executive I
Kara Rhoades, Administrative Office Support Assistant
Jennifer Luebbert, Senior Office Support Assistant
Earl Kraus, General Counsel
Tina Crow Halcomb, Litigation Attorney

Approval of the Open Session Agenda

A motion was made by Kim Marshall and seconded by Betty Leake to approve the Open Session Agenda as submitted. Motion carried.

Closed Session

A motion was made by Betty Leake and seconded by Kim Marshall to move into closed session pursuant to Section 610.021 Subsections (1), (3), (5), (7), and (14), RSMo, and Sections 324.001.8 and 324.001.9, RSMo. 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 applicant 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. Roll call vote:

Wayne Kindle	aye	Betty Leake	aye
Kim Marshall	aye	Joe Nicholson	aye
Leata Price-Land	aye	Jacklyn Crow	aye

Motion carried.

6:02 p.m. The Board recessed in closed session and will reconvene on Monday, July 25, 2011, at 8:00 a.m.

Monday, July 25, 2011

The Board convened in Closed Session at 8:01 a.m. in the Main Conference Room of the Division of Professional Registration Building, located at 3605 Missouri Boulevard, Jefferson City, Missouri 65109.

Board Members Present:

Wayne Kindle, President
Betty Leake, Vice President
Kimberley Marshall, Secretary
Joe Nicholson, Member
Leata Land-Price, Member
Jacklyn Crow, Member

Staff Present:

Emily Carroll, Executive Director
Emily Reinhard, Executive I
Kara Rhoades, Administrative Office Support Assistant
Jennifer Luebbert, Senior Office Support Assistant
Earl Kraus, Division Senior Legal Counsel
Tina Crow Halcomb, Litigation Attorney

8:58 a.m. The Board moved into Open Session

Approval of Open Session Minutes

A motion was made by Betty Leake and seconded by Jacklyn Crow to approve the Open Session minutes of the January 9-10, 2011 meeting as submitted. Motion carried with all members present and participating.

A motion was made by Betty Leake and seconded by Kim Marshall to approve the Open Session minutes of the February 2, 2011 meeting as submitted. Motion carried with all members present and participating.

A motion was made by Kim Marshall and seconded by Jacklyn Crow to approve the Open Session minutes of the February 19, 2011 meeting as submitted. Motion carried with all members present and participating.

A motion was made by Kim Marshall and seconded by Betty Leak to approve the Open Session minutes of the March 29, 2011 meeting as submitted. Motion carried with all members present and participating.

A motion was made by Betty Leake and seconded by Jacklyn Crow to approve the Open Session minutes of the May 23, 2011 meeting as submitted. Motion carried with all members present and participating.

Approval of Expense Accounts and Per Diem

A motion was made by Kim Marshall and seconded by Betty Leake to approve the expense accounts and per diems as submitted. Motion carried with all members present and participating.

Financial Report

Emily Carroll, Executive Director, reported on the FY2011 end of the year report. The Beginning Fund Balance for FY 2011 was \$5,482,926.95. At the end of FY2011 the fund balance was \$4,519,045.00. The Board spent \$963,881.95 out of the fund balance. The Board was allotted an expense and equipment appropriation of \$291,573.00 and the Board lapsed \$109,480.16 this year; which this amount went back into the Board's fund balance. Therefore, the Board used only \$182,092.84 of the expense and equipment appropriation. For the money lapsed it's important to remember this was not a renewal year therefore the expenses for printing and mailing were not part of this year as well as the Board did not have a quorum, therefore could not meet in March or May of this year. You will see these costs rise in FY2012.

A motion was made by Kim Marshall and seconded by Betty Leake to approve the financial report as provided. Motion carried with all members present and participating.

Inspectors Report

Emily Carroll, Executive Director, discussed the Inspection Summary Report with the Board for first inspections only. Of the 15,244 beauty and barber shops required to be inspected a minimum of 1 time annually there are only 3207 pending that are due by October 31, 2011. So the inspectors are on target to finish up the year with all shops being inspected a minimum of 1 time this year.

President's Report

Wayne Kindle, Board President, informed all members and the public that he, board staff, and PR staff had worked very closely this year with State Representative Nasheed and the Hair Braiders Association to try and reach an agreement on proposed hair braiding legislation but after meetings and discussion there was not enough time and no language was proposed. Mr. Kindle thought that we would get with State Representative Nasheed again this year and see what agreement we can come to. Mr. Kindle is very certain that an agreement can be reached and language proposed.

Executive Director's Report

Current Licensee Count – Emily Carroll, Executive Director, provided the Board with the current count of licenses as of 6/29/2011; there were 41,804 cosmetology/all active licenses, 13,596 beauty shop licenses, 1,147 cosmetology/hairdresser, 6,515 cosmetology/manicurist, 5,074 esthetic licenses, 746 cosmetology instructors, 98 cosmetology apprentice and 3,533 cosmetology student licenses; there were 1,471 barber shop licenses, 3,135 barber licenses, 57 barber instructors, 5 barber apprentice and 209 student barber licenses; there were 248 crossover establishment licenses, 26 crossover instructors and 86 crossover operators; the total count as of 6/29/2011 was 77,847 active licenses and 4,129 inactive licenses, for a total of 81,976 licenses.

Executive Director handed out the newsletter that was published online effective July 1st. My posting the newsletter online instead of mailing the board saved \$53,000.00.

Executive Director advised the Board and public that 78,143 renewals were mailed out July 1st. The cost to mail a paper renewals is 42 cents per renewal totally \$33,180.00. The cost to mail postcard renewals is 24 cents per renewal totally \$18,960.00. By mailing postcards and encouraging licensees to renewal online the Board saved \$14,220.

The NIC Annual Conference is scheduled for August 27-29, 2011 in Fort Lauderdale, Florida.

The Annual Conference of the National Association of Barber Boards of America is scheduled for September 10-15, 2011 in North Myrtle Beach, South Carolina.

Executive Director discussed the memo sent to all cosmetology and barber schools on July 15, 2011. This memo was reminding all schools that applications must be in the board office two (2) weeks prior to the students scheduled start date.

Executive Director provided the letter that was sent to all schools advising of the new content outline for the Cosmetology and Hair Design examinations that took effect July 1, 2011.

Executive Director provided the memo that was sent to all the Board office regarding the fee increase for the NIC examinations that will take effect July 2013. This fee change will increase the written and practical examination to \$18 and \$20.

Executive Director advised that the school overview will be held in St. Louis at the Renaissance St. Louis Airport October 17th 11:00 a.m. -3:00 p.m.

Executive Director provided a memo as to the written examination sites in Missouri. A motion was made by Kim Marshall and seconded by Jacklyn Crow for the Executive Director to audit all examination sites and report back at the September 2011 meeting.

Executive Director discussed that upon a student applying to sit for the examination they will be required to submit documentation regarding criminal convictions to PCS with the examination application. After a lengthy discussion it was decided that PCS will no longer be collecting that information that it will be mailed to the Board office with the notice of termination and the office should add

an area on the termination form for the student to answer the criminal prosecution question.

Dialog with Board's Legal Counsel

No report this meeting.

FYI – 2012 Expense Account Form & 2012 Mileage Rate Update – This is an informational item only.

Proposed Posting Notice/Flyers

During the January 2011 meeting, the Board directed the Executive Director to prepare, for review during the March 2011 meeting, a cost comparison on a notice for posting at all shops on the prohibited use of Razor-Type Callus Shavers, the cost of printing it on regular paper and on cardboard paper for distribution by state inspectors to all licensed shops, as well as a draft proposed rule for review for violation if notice is not posted within a shop; and a flyer on prohibited practices such as having a wax pot within the salon without having a licensed CA or esthetician, unlicensed activity, etc.

Notice on Prohibited Use of Razor-Type Callus Shavers - Cost Comparison Printed on Regular Paper vs. Cardboard Paper for Distribution by State Inspectors to all Licensed Shops

Flyer on Prohibited Practices – Examples: Wax Pot in Salon without having a Licensed Cosmetologist/All or Esthetician, Unlicensed Activity, Etc. The flyer was discussed and the Board asked that the Executive Director add to the bottom the board's contact information and how to file a complaint. Place on September 2011 agenda for further review and consideration.

Proposed Rules

Rule 20 CSR 2085-8.070 (4) – During the November 2010 meeting, the Board voted to table the review of Rule 20 CSR 2085-8.070 (4) until the January 2011 meeting. During the January 2011 meeting, the Board voted to table this discussion until the March 2011 meeting. A motion was made by Joe Nicholson and seconded by Kim Marshall to

K1 – anything after licensure put in language

K2 – remove, as determined by the Board

K3 – remove B

K4 – change 90 days to 60 days before event

K5 – remove the 12 hours, due to this being previously noted

(2) add teaching methodology

Place on September 2011 agenda for further review and discussion. Roll call vote:

Wayne Kindle	aye	Betty Leake	aye
Kim Marshall	aye	Joe Nicholson	aye
Leata Price-Land	aye	Jacklyn Crow	aye

Motion carried.

Rule 20 CSR 2085-11.020 (L) – Violation if Notice on Prohibited Use of Razor-Type Callus Shavers Not Posted Within Shop (During the January 2011 meeting, the Board directed the Executive Director to prepare, for review during the March 2011 meeting, a draft proposed rule for review, for violation if notice on prohibited use of razor-type callus shavers not posted within a shop.) A motion was made by Betty Leake and seconded by Kim Marshall take out conspicuous place and replace with plain view and then after school add in public view for board representatives, clients, and general public. Accept after appropriate changes are made. Roll call vote:

Wayne Kindle	aye	Betty Leake	aye
Kim Marshall	aye	Joe Nicholson	aye
Leata Price-Land	aye	Jacklyn Crow	aye

Motion carried.

Rule 20 CSR 2085-12.060 – During the January 2011 meeting, the Board discussed the Change of Status Application and whether it could be used for students who were transferring from one school to another. The Board directed the Executive Director to review the Change of Status Form to see if it could be used for this purpose, if any amendments would be needed to the form, if there would need to be a potential rule change and the percentage of schools that would choose to use this form for this purpose and return for discussion during the March 2011 meeting. A motion was made by Joe Nicholson and seconded by Kim Marshall to table till September 2011 meeting in allow for the Board's general counsel to review the current statute. Roll call vote:

Wayne Kindle	aye	Betty Leake	aye
Kim Marshall	aye	Joe Nicholson	aye
Leata Price-Land	aye	Jacklyn Crow	aye

Motion carried.

Rule 20 CSR 2085-12.035 - During the January 2011 meeting, the Board discussed the Change of Status Application and whether it could be used for students who were transferring from one school to another. The Board directed the Executive Director to review the Change of Status Form to see if it could be used for this purpose, if any amendments would be needed to the form, if there would need to be a potential rule change and the percentage of schools that would choose to use this form for this purpose and return for discussion during the March 2011 meeting. A motion was made by Joe Nicholson and seconded by Kim Marshall to table till September 2011 meeting in allow for the Board's general counsel to review the current statute. Roll call vote:

Wayne Kindle	aye	Betty Leake	aye
Kim Marshall	aye	Joe Nicholson	aye
Leata Price-Land	aye	Jacklyn Crow	aye

Motion carried.

20 CSR 2085-13.070 – During the January 2011 meeting, the Board voted for the Executive Director to draft amendments to Rule 20 CSR 2085-12.020 (2)(C) that would not require each barber work station be supplied with hot and cold water and to draft amendments to Rule 20 CSR 2085-13.070 (3)(D)

excluding the requirement for a crossover school to have 2 janitor closets and to return to the March 2011 for Board review. A motion was made by Betty Leake and seconded by Kim Marshall to revise 20 CSR 2085-12.010(4)(C) by removing shampoo bowl and back bar. Then review 20 CSR 2085-13.070 by removing hot and cold running water. Place on September 2011 agenda for further review and discussion. Roll call vote:

Wayne Kindle	aye	Betty Leake	aye
Kim Marshall	aye	Joe Nicholson	aye
Leata Price-Land	aye	Jacklyn Crow	aye

Motion carried.

20 CSR 2085-7.010 & 2085.5010 -During the January 2011 meeting, the Board voted for the Executive Director to draft a proposed rule, for review at the March 2011 meeting, outlining that examination candidates must wear a smock or lab coat, no apron, and closed toed professional shoes to the practical examination. A motion was made by Betty Leake and seconded by Kim Marshall for the Board's general counsel to draft language stating what clothing is prohibited at the examination site. Roll call

Wayne Kindle	aye	Betty Leake	aye
Kim Marshall	aye	Joe Nicholson	aye
Leata Price-Land	aye	Jacklyn Crow	aye

Motion carried.

12:20 p.m. The Board recessed for lunch.

12:55 p.m. The Board reconvened.

1:00 p.m. Disciplinary Hearings

Thu Troung, Foxy Nails, SH2006006513, Parkville, Case No. PV10-1004CB - Probation Violation – The Board held a Probation Violation Hearing in open session at 1:37 p.m. for Thu Troung, Foxy Nails, cosmetology establishment. Thu Troung and Shelly Patterson, attorney, were present for the Probation Violation hearing. Tina Crow-Halcomb represented the state of Missouri and Earl Kraus served as the Board's legal advisor. Board member present were Wayne Kindle, Betty Leake, Kim Marshall, Leata Price-Land, Jacklyn Crow and Joe Nicholson. At the conclusion of the Probation Violation hearing the Board held its deliberation in Closed Session.

Tuan Quoc Pham d/b/a J.C. Nails, SH114055, St. Louis, Case No. 09-1565 CB - Disciplinary Hearing – The Board was scheduled to hold a Disciplinary Hearing in open session for Tuan Quoc Pham d/b/a J.C. Nails. Tuan Quoc Pham requested a continuance until the September 2011 meeting. Continuance was granted.

Martin R. Hunter d/b/a DA' Rootz, BA2008013563, St. Louis, Case No. 10-0133 CB - Disciplinary Hearing – The Board was scheduled to hold a Disciplinary Hearing in open session for Martin Hunter d/b/a DA' Rootz. Martin

Hunter requested a continuance until the September 2011 meeting. Continuance was granted.

Ayawa Fiadonou & Anani Kodjo d/b/a Pauline African Hair Braiding, SH2008012628, St. Ann, Case No. 10-1753 CB - Disciplinary Hearing - The Board held a disciplinary hearing in open session at 2:38 p.m. for Ayawa Fiadonou & Anani Kodjo, Pauline African Hair Braiding, cosmetology establishment. Ayawa Fiadonou nor Anani Kodjo were present for the Probation Violation hearing and no one appeared on their behalf. Tina Crow-Halcomb represented the state of Missouri and Earl Kraus served as the Board's legal advisor. Board member present were Wayne Kindle, Betty Leake, Kim Marshall, Leata Price-Land, Jacklyn Crow and Joe Nicholson. At the conclusion of the Probation Violation hearing the Board held its deliberation in Closed Session.

Vy Minh Ty Tran d/b/a Modern Nail, SH2010000134, Jefferson City, Case No. PV11-7001CB – Probation Violation Hearing – The Board held a probation violation hearing in open session at 1:08 p.m. for Vy Minh Ty Tran, Modern Nail, cosmetology establishment. Vy Minh Ty Tran and Thang Trung Tran were present for the Probation Violation hearing. Tina Crow-Halcomb represented the state of Missouri and Earl Kraus served as the Board's legal advisor. Board member present were Wayne Kindle, Betty Leake, Kim Marshall, Leata Price-Land, Jacklyn Crow and Joe Nicholson. At the conclusion of the Probation Violation hearing the Board held its deliberation in Closed Session.

Raymond Robinson d/b/a Original Man Barber Shop, BA2007028396, Kansas City, Case No. PV11-7002CB – Probation Violation Hearing – The Board held a probation violation hearing in open session at 2:28 p.m. for Raymond Robinson d/b/a Original Man Barber Shop, barber license. Raymond Robinson was not present for the Probation Violation Hearing and no one appeared on their behalf. Tina Crow-Halcomb represented the state of Missouri and Earl Kraus served as the Board's legal advisor. Board member present were Wayne Kindle, Betty Leake, Kim Marshall, Leata Price-Land, Jacklyn Crow and Joe Nicholson. At the conclusion of the Probation Violation hearing the Board held its deliberation in Closed Session.

Legislation – Discussion of Any Legislative Proposals for 2012 (The Board may go into Closed Session in order to give the Board an opportunity to review legal counsel recommendations.) This was tabled to allow the Board members time to review previous legislation proposed and place on the September 2011 agenda to determine what the Board will propose.

Reports

Betty Leake, Vice President – Ms. Leake stated that she will provide her National-Interstate Council of State Boards of Cosmetology report at the September 2011 meeting

Wayne Kindle, Secretary/Treasurer – Mr. Kindle stated that he will provide his National-Interstate Council of State Boards of Cosmetology report at the September 2011 meeting.

Board Discussion

Reciprocity Requirements – During the January 2011 meeting, the Board voted for the Executive Director to contact other states and determine what their requirements are for licensure via reciprocity and return to the March 2011 meeting. A motion was made by Betty Leake and seconded by Kim Marshall to place this on the September 2011 agenda for further review and discussion. Roll call vote:

Wayne Kindle	aye	Betty Leake	aye
Kim Marshall	aye	Joe Nicholson	aye
Leata Price-Land	aye	Jacklyn Crow	aye

Motion carried.

Open Discussion – Dialog with General Public Attending Open Session

- Missouri Association of Cosmetology Schools
- Associated Hairdressers and Cosmetologists of Missouri, Inc.
- National Hair Braiders Association
- Deanna Wickey, Educator for Image Skincare – Ms. Wickey presented to the Board that she would like to see the board move towards a master Estheticians license and require continuing education. Also, would like for the board to look at proposing legislation for a medical estheticians license that would require an additional 150 hours. If the board would move forward with this it would help the estheticians obtain better jobs and better pay instead of the medical profession taking it over.

Election of Officers

Wayne Kindle was elected President of the Board by acclamation. Motion carried.

Betty Leake was elected Vice president of the Board by acclamation. Motion carried.

Kim Marshall was elected Secretary of the Board by acclamation. Motion carried.

3:40 p.m. – Closed Session

A motion was made by Leata Price-Land and seconded by Jacklyn Crow to motion into closed session pursuant to Section 610.021 Subsections (1), (3), (5), (7), and (14), RSMo, and Chapter 324.001.8 and Chapter 324.001.9, RSMo. for the purpose of discussing investigative reports and/or complaints and/or audit 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 or I attorney, for deliberation on discipline. Roll call vote:

Wayne Kindle	aye	Betty Leake	aye
Kim Marshall	aye	Joe Nicholson	aye
Leata Price-Land	aye	Jacklyn Crow	aye

Motion carried.

Tuesday, July 26, 2011

The Board convened in Closed Session at 8:00 a.m. in the Main Conference Room of the Division of Professional Registration Building, located at 3605 Missouri Boulevard, Jefferson City, Missouri 65109.

Board Members Present:

Wayne Kindle, President
Betty Leake, Vice President
Kimberley Marshall, Secretary
Joe Nicholson, Member
Leata Land-Price, Member
Jacklyn Crow, Member

Staff Present:

Emily Carroll, Executive Director
Emily Reinhard, Executive I
Kara Rhoades, Administrative Office Support Assistant
Jennifer Luebbert, Senior Office Support Assistant
Earl Kraus, Division Senior Legal Counsel

1:34 p.m. There being no further business, the meeting was adjourned.

Respectfully submitted,



Executive Director

September 19, 2011

Date