

Meeting Notice

State Board of Cosmetology and Barber Examiners
Division of Professional Registration

Jefferson City, Missouri

March 17-18, 2013

The Missouri State Board of Cosmetology and Barber Examiners will meet on Sunday and Monday March 17th and 18th convening at 8:00 a.m. on Sunday the 17th and 8:00 a.m. on Monday the 18th, at the Division of Professional Registration, located at 3605 Missouri Boulevard, Jefferson City, MO 65109. 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.

REVISED: 3/13/2013
POSTED: 3/12/2013

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

March 17-18, 2013

TENTATIVE OPEN SESSION AGENDA

Sunday, March 17, 2013

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, March 18, 2013

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

- a) Call to order
- b) Roll call

8:01 a.m. The Board will move into Open Session

2. **Approval of Open Session Minutes**
 - January 27-28, 2013
3. **Approval of Expense Accounts and Per Diem**
4. **Financial Report**

Executive Director Report – Emily Carroll

- Current Licensee Count

Director of Budget and Legislation – Andy Briscoe

- Update on Legislation

9:00 a.m. Disciplinary Hearings

5. **Maty Fall, unlicensed, Fama African Hair Braiding, BES 2005037382, owner (master), St. Louis, Case No. 2009006980**
6. **Portland Anders, COA 2005038816, Serenity Myo, unlicensed, owner (booth renter), St. Louis, Case No. 2011006535**
7. **Gerald Shelton, BAR 2000165599, Mane Event, BSH 2010008743, owner (master), St. Louis, Case No. 2011004399**
8. **David Benton, BAR 2002003821, Cherry Street Barbershop, BAS 2008031390, Troy, Case No. 2010003257**
9. **Timothy Birdsong, BAR 2005028577, Legendary Cutz, BAS 2005028576, Gladstone, Case No. 2010005605**
10. **Thuy Thi Nguyen, COM 2004018594, CES 2012020235, Lovely Nails, BES 2007034433, Dellwood, Case No. 2010002652**
11. **Darrina Thompson, CA 2000162763, Xclusive Stylz Salon, unlicensed, owner (booth renter), St Louis, Case No. 2011001160**
12. **Carl Nelson Jr, BAR 009938, 99 Ways To Fade, BAS 007485, owner (master), Florissant, Case No. 2011000633**
13. **Tracy Williams, COA 116968, Mozark Concept Salon, unlicensed, owner (booth renter), Ferguson, Case No. 2010004832**
14. **Thuy Hong Thi Nguyen, COM 2010036324, Case No. 2011000131**
15. **Lawrence Moore, unlicensed, Jumelle African Hair Braiding, BES 2005025671, owner (master), St. Louis, Case No. 2010001143**
16. **Stacy Medlock, COA 2004029299, Just In Time, unlicensed, owner (booth renter), Plato, Case No. 2011002166**
17. **Karen Burch, COA 078581, CES 110695, True Image, BES 2009012689, owner (booth renter), St Charles, Case No. 2011000639**

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 meeting.

12:00 p.m. Recess for Lunch

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

18. **Inspectors Report**
Report provided by Inspector Supervisor reflecting number of inspections conducted for the month.
19. **President's Report** – Wayne Kindle
20. **National-Interstate Council of State Boards of Cosmetology, President's Report** – Betty Leake
21. **Ad Hoc Committee Discussion**
22. **Associated Hairdressers, Cosmetologists & Barbers of the State of Missouri, Kansas City** - Request to offer Instructor continuing education hours for 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

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

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

Adjournment*

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

March 17-18, 2013

The Missouri State Board of Cosmetology and Barber Examiners were called to order in open session by President Wayne Kindle at 8:00 a.m. on Sunday, March 17, 2013 at the Division of Professional Registration, 3605 Missouri Boulevard, Jefferson City, Missouri.

Sunday, March 17, 2013

Board Members Present:

Wayne Kindle, President
Betty Leake, Vice President
Jacklyn Crow, Secretary
Leata Price-Land, Member
Joe Nicholson, Member
Lori Glasscock, Public Member

Staff Present:

Emily Carroll, Executive Director
Emily Reinhard, PR Administrative Coordinator
Mallory Reinhard, Processing Technician II
Tina Crow Halcomb, Litigation Counsel

1. **Approval of the Open Session Agenda**

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

Closed Session

A motion was made by Betty Leake and seconded by Jacklyn Crow 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 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.

Roll call vote:

Jacklyn Crow aye Lori Glasscock aye

Wayne Kindle	aye	Betty Leake	aye
Joe Nicholson	aye	Leata Price-Land	aye

Motion carried.

Monday, March 18, 2013

Board Members Present:

Wayne Kindle, President
Betty Leake, Vice President
Jacklyn Crow, Secretary
Leata Price-Land, Member
Joe Nicholson, Member
Lori Glasscock, Public Member

Staff Present:

Emily Carroll, Executive Director
Emily Reinhard, PR Administrative Coordinator
Mallory Reinhard, Processing Technician II
Earl Kraus, General Counsel
Tina Crow Halcomb, Litigation Counsel

8:03 a.m. Reconvened in Closed Session.

8:04 a.m. Board moved into Open Session.

2. Approval of Open Session Minutes

A motion was made by Betty Leake and seconded by Joe Nicholson to approve the Open Session Minutes of the January 27-28, 2013 meeting. Motion carried with all members present and participating.

3. Approval of Expense Accounts and Per Diem

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

4. Financial Report - REVISE-Jan

Emily Carroll, Executive Director, reported on the FY2013. The Beginning Fund Balance for FY 2013 was \$6,107,224.79. As of December 31, 2012 our total revenue received was \$312,981.59. Of the Expense and Equipment Appropriation there has been \$68,614.48 expended. Total transfers as of December 31, 2012 are \$732,130.72. Leaving the current Fund Balance as of December 31, 2012 of \$5,619,461.18.

Executive Director Report – Emily Carroll

- Current Licensee Count
Active – 78,732

Inactive – 4,214
Total Active/Inactive – 82,946

Director of Budget and Legislation – Andy Briscoe

- Update on Legislation
- HB659 has not been assigned to committee
- Continue to allow the associations to educate and oppose HB590

5. **Maty Fall, unlicensed, Fama African Hair Braiding, BES 2005037382, owner (master), St. Louis, Case No. 2009006980** – Disciplinary Hearing – The Board held a Disciplinary Hearing in open session at 9:10 a.m. for Maty Fall, Fama African Hair Braiding. Maty Fall was present and without counsel for the Disciplinary Hearing. Tina Crow Halcomb represented the state of Missouri and Earl Krause serves as the Board's legal advisor. Board members present were Wayne Kindle, Betty Leake, Jacklyn Crow, Joe Nicholson, Leata Price-Land and Lori Glasscock. At the conclusion of the Disciplinary Hearing the Board held its deliberation in Closed Session.

6. **Portland Anders, COA 2005038816, Serenity Myo, unlicensed, owner (booth renter), St. Louis, Case No. 2011006535**– Disciplinary Hearing – The Board held a Disciplinary Hearing in open session at 9:41 a.m. for Portland Anders, Serenity Myo. Portland Anders was present by conference call and without counsel for the Disciplinary Hearing. Tina Crow Halcomb represented the state of Missouri and Earl Krause serves as the Board's legal advisor. Board members present were Wayne Kindle, Betty Leake, Jacklyn Crow, Joe Nicholson, Leata Price-Land and Lori Glasscock. At the conclusion of the Disciplinary Hearing the Board held its deliberation in Closed Session.

7. **Gerald Shelton, BAR 2000165599, Mane Event, BSH 2010008743, owner (master), St. Louis, Case No. 2011004399**– Disciplinary Hearing – The Board held a Disciplinary Hearing in open session at 11:19 a.m. for Gerald Shelton, Mane Event. Gerald Shelton was not present and without counsel for the Disciplinary Hearing. Tina Crow Halcomb represented the state of Missouri and Earl Krause serves as the Board's legal advisor. Board members present were Wayne Kindle, Betty Leake, Jacklyn Crow, Joe Nicholson, Leata Price-Land and Lori Glasscock. At the conclusion of the Disciplinary Hearing the Board held its deliberation in Closed Session.

8. **David Benton, BAR 2002003821, Cherry Street Barbershop, BAS 2008031390, Troy, Case No. 2010003257** – Disciplinary Hearing – The Board held a Disciplinary Hearing in open session at 11:28 a.m. for David Benton, Cherry Street Barbershop. David Benton was not present and without counsel for the Disciplinary Hearing. Tina Crow Halcomb represented the state of Missouri and Earl Krause serves as the Board's legal advisor. Board members present were Wayne Kindle, Betty Leake, Jacklyn Crow, Joe Nicholson, Leata Price-Land and Lori Glasscock. At the conclusion of the Disciplinary Hearing the Board held its deliberation in Closed Session.

9. **Timothy Birdsong, BAR 2005028577, Legendary Cutz, BAS 2005028576, Gladstone, Case No. 2010005605**– Disciplinary Hearing – The Board held a Disciplinary Hearing in open session at 11:35 a.m. for Timothy Birdsong, Legendary Cutz. Timothy Birdsong was not present and without counsel for the Disciplinary Hearing. Tina Crow Halcomb represented the state of Missouri and Earl Krause serves as the Board’s legal advisor. Board members present were Wayne Kindle, Betty Leake, Jacklyn Crow, Joe Nicholson, Leata Price-Land and Lori Glasscock. At the conclusion of the Disciplinary Hearing the Board held its deliberation in Closed Session.

10. **Thuy Thi Nguyen, COM 2004018594, CES 2012020235, Lovely Nails, BES 2007034433, Dellwood, Case No. 2010002652**– Disciplinary Hearing – The Board held a Disciplinary Hearing in open session at 10:06 a.m. for Thuy Thi Nguyen, Lovely Nails. Thuy Thi Nguyen was present and without counsel for the Disciplinary Hearing. Tina Crow Halcomb represented the state of Missouri and Earl Krause serves as the Board’s legal advisor. Board members present were Wayne Kindle, Betty Leake, Jacklyn Crow, Joe Nicholson, Leata Price-Land and Lori Glasscock. At the conclusion of the Disciplinary Hearing the Board held its deliberation in Closed Session.

11. **Darrina Thompson, CA 2000162763, Xclusive Stylz Salon, unlicensed, owner (booth renter), St Louis, Case No. 2011001160**– Disciplinary Hearing – The Board granted the request for a continuance.

12. **Carl Nelson Jr, BAR 009938, 99 Ways To Fade, BAS 007485, owner (master), Florissant, Case No. 2011000633**– Disciplinary Hearing – The Board held a Disciplinary Hearing in open session at 11:49 a.m. for Carl Nelson Jr, 99 Ways To Fade. Carl Nelson Jr was not present and without counsel for the Disciplinary Hearing. Tina Crow Halcomb represented the state of Missouri and Earl Krause serves as the Board’s legal advisor. Board members present were Wayne Kindle, Betty Leake, Jacklyn Crow, Joe Nicholson, Leata Price-Land and Lori Glasscock. At the conclusion of the Disciplinary Hearing the Board held its deliberation in Closed Session.

13. **Tracy Williams, COA 116968, Mozark Concept Salon, unlicensed, owner (booth renter), Ferguson, Case No. 2010004832**– Disciplinary Hearing – The Board held a Disciplinary Hearing in open session at 11:42 a.m. for Tracy Williams, Mozark Concept Salon. Tracy Williams was not present and without counsel for the Disciplinary Hearing. Tina Crow Halcomb represented the state of Missouri and Earl Krause serves as the Board’s legal advisor. Board members present were Wayne Kindle, Betty Leake, Jacklyn Crow, Joe Nicholson, Leata Price-Land and Lori Glasscock. At the conclusion of the Disciplinary Hearing the Board held its deliberation in Closed Session.

14. **Thuy Hong Thi Nguyen, COM 2010036324, Case No. 2011000131**– Disciplinary Hearing – The Board held a Disciplinary Hearing in open session at

12:11 p.m. for Thuy Hong Thi Nguyen. Thuy Hong Thi Nguyen was not present and without counsel for the Disciplinary Hearing. Tina Crow Halcomb represented the state of Missouri and Earl Krause serves as the Board's legal advisor. Board members present were Wayne Kindle, Betty Leake, Jacklyn Crow, Joe Nicholson, Leata Price-Land and Lori Glasscock. At the conclusion of the Disciplinary Hearing the Board held its deliberation in Closed Session.

15. **Lawrence Moore, unlicensed, Jumelle African Hair Braiding, BES 2005025671, owner (master), St. Louis, Case No. 2010001143**– Disciplinary Hearing – The Board held a Disciplinary Hearing in open session at 10:52 a.m. for Lawrence Moore, Jumelle African Hair Braiding. Lawrence Moore was present and without counsel for the Disciplinary Hearing. Tina Crow Halcomb represented the state of Missouri and Earl Krause serves as the Board's legal advisor. Board members present were Wayne Kindle, Betty Leake, Jacklyn Crow, Joe Nicholson, Leata Price-Land and Lori Glasscock. At the conclusion of the Disciplinary Hearing the Board held its deliberation in Closed Session.

16. **Stacy Medlock, COA 2004029299, Just In Time, unlicensed, owner (booth renter), Plato, Case No. 2011002166**– Disciplinary Hearing – The Board held a Disciplinary Hearing in open session at 11:57 a.m. for Stacy Melock, Just In Time. Stacy Medlock was not present and without counsel for the Disciplinary Hearing. Tina Crow Halcomb represented the state of Missouri and Earl Krause serves as the Board's legal advisor. Board members present were Wayne Kindle, Betty Leake, Jacklyn Crow, Joe Nicholson, Leata Price-Land and Lori Glasscock. At the conclusion of the Disciplinary Hearing the Board held its deliberation in Closed Session.

17. **Karen Burch, COA 078581, CES 110695, True Image, BES 2009012689, owner (booth renter), St Charles, Case No. 2011000639**– Disciplinary Hearing – The Board held a Disciplinary Hearing in open session at 12:03 p.m. for Karen Burch, True Image. Karen Burch was not present and without counsel for the Disciplinary Hearing. Tina Crow Halcomb represented the state of Missouri and Earl Krause serves as the Board's legal advisor. Board members present were Wayne Kindle, Betty Leake, Jacklyn Crow, Joe Nicholson, Leata Price-Land and Lori Glasscock. At the conclusion of the Disciplinary Hearing the Board held its deliberation in Closed Session.

A motion was made by Betty Leake and seconded by Joe Nicholson 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 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.

Roll call vote:

Jacklyn Crow	aye	Lori Glasscock	aye
Wayne Kindle	aye	Betty Leake	aye
Joe Nicholson	aye	Leata Price-Land	aye

Motion carried.

18. **Inspectors Report**

This is an informational item. Of the 16,111 Establishment inspections due to be inspected a minimum of 1 time annually by October 30th there are 11,470 remaining.

19. **President's Report** – Wayne Kindle

- A lot of work has gone in to getting the word out regarding the current legislation for deregulation.

20. **National-Interstate Council of State Boards of Cosmetology, President's Report** – Betty Leake

- Regional NIC meeting April 19-21, 2013, Charlotte, North Carolina

21. **Ad Hoc Committee Discussion**

- Met by conference call following the January 2013 meeting
- Discussed a 600 hour hairbraiding program

12:20 p.m. Board recessed for lunch

12:46 p.m. The Board reconvened in open session

A motion was made by Betty Leake and seconded by Joe Nicholson 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 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.

Roll call vote:

Jacklyn Crow	aye	Lori Glasscock	aye
Wayne Kindle	aye	Betty Leake	aye
Joe Nicholson	aye	Leata Price-Land	aye

Motion carried.

1:09 p.m. The Board moved into Open Session

22. **Associated Hairdressers, Cosmetologists & Barbers of the State of Missouri, Kansas City** - Request to offer Instructor continuing education hours for 2013

A motion was made by Betty Leake and seconded by Jacklyn Crow to approve the Instructor continuing education with the exception of a Board representative attending the seminar. Also, have the Executive Director send a letter reminding the association that Instructor continuing education must be submitted the year prior to the anticipated seminar date.

Roll call vote:

Jacklyn Crow	aye	Lori Glasscock	aye
Wayne Kindle	aye	Betty Leake	aye
Joe Nicholson	no	Leata Price-Land	aye

Motion carried.

Open Discussion – Dialog with General Public Attending Open Session
Present – Gina Kinion

- Early testing to enable less down time once a student has graduated.
- The need for additional inspectors if a hairbraiding license is introduced.
- State authorization for the Department of Education showing that the Board recognizes schools as being Post Secondary.
- The current document supplied by the Board may not meet the requirement of the Department of Education.
- Board may need to submit authorization letter to the Department of Education for approval.
- Executive Director will contact the Department of Education
- State competition September 8, 2013 at Capitol Plaza, Jefferson City, MO

A motion was made by Betty Leake and seconded by Leata Price-Land to have the Executive Director, general counsel and litigation counsel draft an authorization letter for submission to the Department of Education.

Roll call vote:

Jacklyn Crow	aye	Lori Glasscock	aye
Wayne Kindle	aye	Betty Leake	aye
Joe Nicholson	aye	Leata Price-Land	aye

Motion carried.

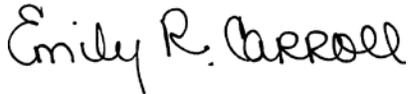
A motion was made by Betty Leake and seconded by Joe Nicholson to move into closed session pursuant to Section 610.021 Subsections (1), (3), (5), (7), and (14), RSMo, and Sections 324.001.8 and 324.001.9, RSMo for the purpose of discussing investigative reports and/or complaints and/or audits and/or 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 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.

Roll call vote:

Jacklyn Crow aye
Wayne Kindle aye
Joe Nicholson aye

Lori Glasscock aye
Betty Leake aye
Leata Price-Land aye

Motion carried.



Executive Director

Approved on May 20, 2013