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Governor  
State of Missouri

Kathleen (Katie) Steele Danner, Division Director  
DIVISION OF PROFESSIONAL REGISTRATION

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Financial Institutions  
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Emily R. Carroll  
Executive Director

## Meeting Notice

### State Board of Cosmetology and Barber Examiners Division of Professional Registration

Jefferson City, Missouri

**January 24-25, 2016**

The Missouri State Board of Cosmetology and Barber Examiners will meet on Sunday and Monday January 24<sup>th</sup> and 25<sup>th</sup> convening at 8:00 a.m. on Sunday the 24<sup>th</sup> and 8:00 a.m. on Monday the 25<sup>th</sup>, 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.

REVISED: 01/08/16  
POSTED: 11/17/15

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

**January 24-25, 2016**

**TENTATIVE OPEN SESSION AGENDA**

**Sunday, January 24, 2016**

**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, January 25, 2016**

**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

**9:00 a.m. Probation Violation Hearings**

**2. Qiana Dunlap, COA 2005017638 (EXAM), Cherokee Kuts, unlicensed, owner (booth renter), St. Louis**

**3. Harold Salone, BAR 010337 (EXAM), Cherokee Cuts, unlicensed, owner (booth renter), St. Louis**

**4. Tuyen Nguyen, COM 2009003100 (EXAM), Fashion Nails, BES 2009039743, owner (master), Caruthersville**

**5. Approval of Open Session Minutes**

- November 15-16, 2015
- December 1, 2015

**6. Approval of Expense Accounts and Per Diems**

**7. Financial Report**

**8. Executive Director's Report – Emily Carroll**

- Current Licensee Count
- Newsletter

**9. Inspectors Report**

Report provided by Inspector Supervisor reflecting number of inspections conducted for the month.

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

**11. Proposed Rules, Drafts and Updates**

- 20 CSR 2085-3.010 (Fees)
- 20 CSR 2085-5.010 (SB106)
- 20 CSR 2085-5.030 (SB106)
- 20 CSR 2085-5.030 (State Law Test)
- 20 CSR 2085-5.040 (SB106)
- 20 CSR 2085-7.010 (SB106)
- 20 CSR 2085-7.030 (SB106)
- 20 CSR 2085-7.030 (State Law Test)
- 20 CSR 2085-7.040 (SB106)
- 20 CSR 2085-8.060 (Instructor Reinstatement)
- 20 CSR 2085-8.070 (SB106)
- 20 CSR 2085-12.010 (Post-Secondary)
- 20 CSR 2085-12.020 (Training Kits)
- 20 CSR 2085-12.035 (Post-Secondary)
- 20 CSR 2085-12.060 (Post-Secondary)
- 20 CSR 2085-12.080 (Training Kits)

**12. Marcia Fialdini Certified Life Coach, New Journey of Transformation, Reno, Nevada – Board to review proposed instructor continuing education program for 2016.**

At the November 2015 meeting the Board voted to request the Board's general counsel research 329.085(3) and 20 CSR 2085-8.070(4) to determine if the submitted instructor continuing education proposal meets the requirements for approval.

**13. Missouri Association of Cosmetology Schools – Board to review request to offer Instructor seminar training for 2016.**

**14. Transformed Barber and Cosmetology Academy – Board to review request to offer Instructor seminar training for 2016.**

**15. PCS Contract/Amendment**

At the November 2015 meeting the Board voted to have the Executive Director request a copy of the proposed amended contract with the Board and PCS for review by the Board and legal counsel.

**16. NIC Exam Update – Discussion**

**17. PCS – 2016 Examiner Training and School Overview**

**18. NIC Regions Meeting**

**19. SpanTran: The Evaluation Company – Credential evaluation and foreign degree translation**

**20. Aequo International – Evaluators of domestic and international education**

**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 Blvd  
Jefferson City, MO 65109**

**January 24-25, 2016**

The Missouri State Board of Cosmetology and Barber Examiners were called to order in open session by Vice-president Jacklyn Crow at 8:00 a.m. on Sunday, November 15, 2015 at the Division of Professional Registration, 3605 Missouri Boulevard, Jefferson City, Missouri.

**Sunday, January 24, 2016**

**Board Members Present:**

Wayne Kindle, President, absent  
Jacklyn Crow, Vice-president  
Joe Nicholson, Secretary  
Lori Bossert, Public Member  
Linda Bramblett, Member  
Leo Price, Sr., Member  
Leata Price-Land, Member  
Christie Rodriguez, Member

**Staff Present:**

Emily R. Carroll, Executive Director  
Emily Conde, Administrative Coordinator  
Brittany Tomblinson, Processing Technician Supervisor  
Greg Mitchell, Litigation Counsel

1. Approval of Open Session Agenda

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

A motion was made by Joe Nicholson and seconded by Christie Rodriguez 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:

Leata Price-Land	aye	Linda Bramblett	aye
Leo Price, Sr.	aye	Christie Rodriguez	aye
Joe Nicholson	aye	Lori Bossert	aye
Jacklyn Crow	aye		

Motion carried.

**1:30 p.m. The Board recessed in closed session and will reconvene on Monday, January 25, 2016 at 8:00 a.m.**

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**Monday, January 25, 2016**

**Board Members Present:**

Wayne Kindle, President, absent  
Jacklyn Crow, Vice-president  
Joe Nicholson, Secretary  
Lori Bossert, Public Member  
Linda Bramblett, Member  
Leo Price, Sr., Member  
Leata Price-Land, Member  
Christie Rodriguez, Member

**Staff Present:**

Emily R. Carroll, Executive Director  
Emily Conde, Administrative Coordinator  
Brittany Tomblinson, Processing Technician Supervisor  
Tom Townsend, General Counsel  
Greg Mitchell, Litigation Counsel  
Jamie Cox, Litigation Counsel

**8:00 a.m.** Reconvened in Closed Session.

**8:59 a.m.** Board moved into Open Session.

**9:00 a.m. Probation Violation Hearings**

**2. Qiana Dunlap, COA 2005017638 (EXAM), Cherokee Kuts, unlicensed, owner (booth renter), St. Louis**

The Board held a Probation Violation Hearing in open session at 9:06 a.m. for Qiana Dunlap. Qiana Dunlap was not present and without counsel for the Probation Violation Hearing. Jamie Cox represented the Board of Cosmetology and Barber Examiners and Thomas Townsend served as the Board's legal advisor. Board members present were Jacklyn Crow, Linda Bramblett, Joe Nicholson, Leo Price, Sr., Leata Price-Land, Lori Bossert and Christie Rodriguez. At the conclusion of the Probation Violation Hearing the Board held its deliberation in Closed Session.

**3. Harold Salone, BAR 010337 (EXAM), Cherokee Cuts, unlicensed, owner (booth renter), St. Louis**

The Board held a Probation Violation Hearing in open session at 9:11 a.m. for Harold Salone. Harold Salone was not present and without counsel for the Probation Violation Hearing. Jamie Cox represented the Board of Cosmetology and Barber Examiners and Thomas Townsend served as the Board's legal advisor. Board members present were Jacklyn Crow, Linda Bramblett, Joe Nicholson, Leo Price, Sr., Leata Price-Land, Lori Bossert and Christie Rodriguez. At the conclusion of the Probation Violation Hearing the Board held its deliberation in Closed Session.

**4. Tuyen Nguyen, COM 2009003100 (EXAM), Fashion Nails, BES 2009039743, owner (master), Caruthersville**

The Board held a Probation Violation Hearing in open session at 9:18 a.m. for Tuyen Nguyen. Tuyen Nguyen was not present and without counsel for the Probation Violation Hearing. Jamie Cox represented the Board of Cosmetology and Barber Examiners and Thomas Townsend served as the Board's legal advisor. Board members present were Jacklyn Crow, Linda Bramblett, Joe Nicholson, Leo Price, Sr., Leata Price-Land, Lori Bossert and Christie Rodriguez. At the conclusion of the Probation Violation Hearing the Board held its deliberation in Closed Session.

**5. Approval of Open Session Minutes**

A motion was made by Joe Nicholson and seconded by Lori Bossert to approve the Open Session Minutes of the November 15-16, 2015 meeting.  
Motion carried with all members present and participating.

A motion was made by Joe Nicholson and seconded by Lori Bossert to approve the Open Session Minutes of the December 1, 2015 meeting.  
Motion carried with all members present and participating.

**6. Approval of Expense Accounts and Per Diem**

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

**7. Financial Report**

The Beginning Fund Balance for FY2016 was \$4,807,949.20. As of November 30, 2015 our total revenue received was \$2,804,605.40. Of the Expense and Equipment Appropriation there has been \$136,540.49 expended. Total transfers as of November 30, 2015 are \$725,840.02. Leaving the current Fund Balance as of November 30, 2015 at \$6,750,174.09.

A motion was made by Joe Nicholson and second by Lori Bossert to approve the financial report.  
Motion carried with all members present and participating.

**8. Executive Director Report – Emily Carroll**

- Board licensee totals as of January 5, 2016
  - Active: 71,563
  - Inactive: 3,226
  - Total: 74,789
- Continuing to receive reinstatement applications
- Newsletter – Published January 15, 2016
  - Emailed to 21,000+ licensees
  - Smaller newsletter on a more regular basis

A motion was made by Joe Nicholson and second by Lori Bossert to approve the Executive Director report.  
Motion carried with all members present and participating.

**9. Inspectors Report**

This is an informational item. Of the 15,571 Establishment inspections due to be inspected a minimum of 1 time annually by October 30<sup>th</sup> there are 13,271 remaining.

A motion was made by Joe Nicholson and second by Lori Bossert to approve the Inspectors report.  
Motion carried with all members present and participating.

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

- Absent – no report provided

**11. Proposed Rules Update**

- 20 CSR 2085-3.010 (Fees) – Governor's office for final approval
- 20 CSR 2085-5.010 (SB106) – Governor's office for final approval
- 20 CSR 2085-5.030 (SB106) – Governor's office for final approval
- 20 CSR 2085-5.030 (State Law Test) – Ready to file upon completion of SB 106 amendments.
- 20 CSR 2085-5.040 (SB106) - Governor's office for final approval
- 20 CSR 2085-7.010 (SB106) – Governor's office for final approval
- 20 CSR 2085-7.030 (SB106) – Governor's office for final approval
- 20 CSR 2085-7.030 (State Law Test) – Ready to file upon completion of SB 106 amendments.
- 20 CSR 2085-7.040 (SB106) -
- 20 CSR 2085-8.060 (Instructor Reinstatement) – Governor's office for final approval
- 20 CSR 2085-8.070 (SB106) - Governor's office for final approval
- 20 CSR 2085-12.010 (Post-Secondary) – effective 11/30/15
- 20 CSR 2085-12.020 (Training Kits) – Governor's office for final approval
- 20 CSR 2085-12.035 (Post-Secondary) – effective 11/30/15
- 20 CSR 2085-12.060 (Post-Secondary) – effective 11/30/15

- 20 CSR 2085-12.080 (Training Kits) – Governor's office for final approval

A motion was made by Joe Nicholson and seconded by Leata Price-Land to approve the proposed rules updated.

Motion carried with all members present and participating.

**12. Marcia Fialdini Certified Life Coach, New Journey of Transformation, Reno, Nevada** – Board to review proposed instructor continuing education program for 2016.

At the November 2015 meeting the Board voted to request the Board's general counsel research 329.085(3) and 20 CSR 2085-8.070(4) to determine if the submitted instructor continuing education proposal meets the requirements for approval.

- Program set up through email and conventional mail
- Board does not have a history of conducting seminars in this format
- The documents submitted do not meet the statutory requirements

A motion was made by Joe Nicholson and seconded by Linda Bramblett to have the Executive Director notify Marcia Fialdini that the Board is unable to approve the submitted proposal based upon not providing evidence of meeting the statutory requirement of Section 329.085(3) RSMo. Further, should Marcia Fialdini wish to submit additional documents for consideration, the continuing education seminar would be reviewed for the 2017 calendar year pursuant to 20 CSR 2085-8.070(4).

Roll call vote:

Leata Price-Land	aye	Linda Bramblett	aye
Leo Price, Sr.	aye	Christie Rodriguez	aye
Joe Nicholson	aye	Lori Bossert	aye
Jacklyn Crow	aye		

Motion carried.

**13. Missouri Association of Cosmetology Schools** – Board to review request to offer Instructor seminar training for 2016.

A motion was made by Joe Nicholson and seconded by Lori Bossert to approve the Instructor seminar training as submitted.

Motion carried with all members present and participating.

**14. Transformed Barber and Cosmetology Academy** – Board to review request to offer Instructor seminar training for 2016.

- Tabled for discussion at the March 2016 meeting.

**9:36 a.m.** A motion was made by Joe Nicholson and seconded by Lori Bossert 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:

Leata Price-Land	aye	Linda Bramblett	aye
Leo Price, Sr.	aye	Christie Rodriguez	aye
Joe Nicholson	aye	Lori Bossert	aye
Jacklyn Crow	aye		

Motion carried.

**9:41 a.m.** A motion was made by Joe Nicholson and seconded by Lori Bossert to move into Open Session.

A motion was made Joe Nicholson and seconded by Linda Bramblett to request the Board's general counsel research 329.085(3) and 20 CSR 2085-8.070(4) to determine if the instructor continuing education proposal submitted by Transformed Barber and Cosmetology Academy meets the requirements for approval for the Board to review at the March 2016 meeting.

Roll call vote:

Leata Price-Land	nah	Linda Bramblett	aye
Leo Price, Sr.	aye	Christie Rodriguez	aye
Joe Nicholson	aye	Lori Bossert	aye
Jacklyn Crow	aye		

Motion carried.

#### **15. PCS Contract/Amendment**

At the November 2015 meeting the Board voted to have the Executive Director request a copy of the proposed amended contract with the Board and PCS for review by the Board and legal counsel.

- Tabled for further discussion at the next meeting.
- Gina Kinion – Does Prometric offer the practical examination in addition to the theory examination?
- NIC has stated that there is not a written practical examination available at this time.

#### **16. NIC Exam Update – Discussion**

- Effective January 26, 2016 the new NIC updated examination content will be used for all esthetics, manicuring, barbering and instructor examinations.

#### **17. PCS – 2016 Examiner Training and School Overview**

- Examiner Training – August 27-28, 2016, Columbia, Missouri

- School Overview - August 29, 2016, Columbia, Missouri, 10:00 am – 2:00 pm
- Invitations will go out at later date to all Missouri schools
- Check with PCS if/when additional NIC examination updates are going to be made if any.

**18. NIC Regions Meeting**

- April 2-3, 2016, Nashville, Tennessee

A motion was made by Joe Nicholson and seconded by Lori Bossert to approve the Executive Director to attend the NIC Regions meeting in Nashville, TN.

Motion carried with all members present and participating.

**19. SpanTran: The Evaluation Company – Credential evaluation and foreign degree translation**

- Came to Board's attention that the Board approved credential evaluators were unable to evaluate documents submitted by Somalia; therefore the Board researched additional evaluation vendors.

A motion was made by Joe Nicholson and seconded by Leata Price-Land to approve the use of SpanTran for foreign credential evaluations.

Motion carried with all members present and participating.

**20. Aequo International – Evaluators of domestic and international education**

- Came to Board's attention that the Board approved credential evaluators were unable to evaluate documents submitted by Somalia; therefore the Board researched additional evaluation vendors.
- Other states currently use this provider
- Presented at the annual NIC conference with the Executive Director in attendance.

A motion was made by Joe Nicholson and seconded by Leata Price-Land to approve the use of Aequo International for foreign credential evaluations.

Motion carried with all members present and participating.

**Open Discussion** – Dialog with General Public Attending Open Session

Public members present: Gina Kinion

- Gina Kinion
  - How long will the foreign credential evaluators take to process requests? Possibly 7-10 days and up to 2-3 weeks
  - Possibility to submit previous documents that were not approved to new foreign credential evaluators? Yes
  - Association submitted a proposed five hundred (500) hour hair braiding bill; interest from the Capital in moving hair braiding bill
  - MACS instructor seminar contact - 636-332-0777 Cindy Houser
  - State competition scheduled tentatively for October 2, 2016

- MACS requests the State Board provide competition certificates
- Board Members
  - Discussion regarding obtaining bids from other law firms for use as general counsel during the Sunday portion of each meeting.
  - Potential to reduce cost of legal expenses

A motion was made by Joe Nicholson and seconded by Linda Bramblett to have the Executive Director research additional options for use of general counsel during the Sunday portion of each meeting.

Motion carried with all members present and participating.

- Gina Kinion
  - Does the Board have different counsel that interrupts the statutes and regulations when needed? The Board has general counsel and litigation counsel.

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

**10:15 a.m.** A motion was made by Joe Nicholson and seconded by Linda Bramblett 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:

Leata Price-Land	absent	Linda Bramblett	aye
Leo Price, Sr.	aye	Christie Rodriguez	aye
Joe Nicholson	aye	Lori Bossert	aye
Jacklyn Crow	aye		

Motion carried.

**12:21 a.m.** A motion was made by Lori Bossert and seconded by Joe Nicholson to move into Open Session.

Roll call vote:

Leata Price-Land	absent	Linda Bramblett	aye
Leo Price, Sr.	aye	Christie Rodriguez	aye
Joe Nicholson	aye	Lori Bossert	aye
Jacklyn Crow	aye		

Motion carried.

**12:21 a.m. A motion was made by Lori Bossert and seconded by Joe Nicholson to adjourn in open session.**

Motion carried with all members present and participating.

**\*\*Adjournment\*\***

*Emily R. Carroll*

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Executive Director

Approved on May 16, 2012