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Division of Professional Licensure
Board of Registration of Cosmetology and Barbering
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LAYLA R. D'EMILIA
COMMISSIONER, DIVISION OF
PROFESSIONAL LICENSURE

MINUTES OF THE May 13th, 2021
PUBLIC BOARD MEETING

TIME: 9:30 a.m.
PLACE: Conference Call

PRESENT: Susan Viens (Chair), Joy Talbot (Vice-Chair), Heather Cohen, Nicole Corliss, Erin Pearson, Marian Saluto, Iris Stowe and Cate Tool.

Jésus Nuñez was absent.

STAFF: Richard Lawless, Executive Director
Kristina Gasson, Board Counsel

The Meeting was called to order at **9:30 a.m.** by Ms. Viens. Pursuant to Governor Charles D. Baker's Executive Order Suspending Certain Provisions of the Open Meeting Law, G.L. c. 30A, s. 20, dated March 12, 2020, all board members and staff appeared telephonically or by videoconference.

Housekeeping and Conference Call Protocol:

Ms. Viens reviewed conference call protocol with meeting attendees.

Executive Director Report

Mr. Lawless provided an update on COVID-19 related business restrictions for salons and shops, confirming that all industry specific restrictions were scheduled to be lifted on August 1. He also confirmed that the Framingham testing site is reopening this month, which should help decrease wait times for exams. He said that the Board recently added some new staff, which should help with fielding phone calls and processing applications. He also confirmed that salon applications have moved completely online, and encouraged licensees to review the website's new landing page for salon applications.

Board Counsel Report:

Atty. Gasson spoke about recent legislation that was passed that would remove hair braiding from the definition of hairdressing in the Board's statute. The Board raised concerns on the wording of the new legislation, specifically around the phrase "mechanical device" being

deregulated. Atty. Gasson also spoke about an upcoming meeting with the National Interstate Council of State Boards of Cosmetology (NIC), as part of a project with the U.S. Department of Defense to explore interstate compacts to streamline the process of licensees moving between states.

Minutes of the April 8th, 2021 Public Meeting

After brief discussion, a MOTION was made by Ms. Talbot, seconded by Ms. Cohen, to accept the draft minutes of the public meeting held April 8, 2021 as drafted.

The Chair called for a Roll call vote:

Ms. Viens (Yes), Ms. Talbot (Yes), Ms. Cohen (Yes), Ms. Corliss (Yes), Ms. Pearson (Yes), Ms. Saluto (Yes), Ms. Stowe (Abstain), and Ms. Tool (Yes).

The Motion passed 7-0, with 1 abstention.

Discussion

Proposed 1500 Hour Cosmetology, 1500 Barbering, 900 Aesthetics, and 150 hour Manicuring Programs – Flavia Leal Institute

The Board reviewed materials for several programs over the required hour length from Flavia Leal.

After discussion, a MOTION was made by Ms. Talbot, seconded by Ms. Cohen, to request Flavia Leal to make the suggested edits to the documents for review at the next Board meeting.

The Chair called for a Roll call vote:

Ms. Viens (Yes), Ms. Talbot (Yes), Ms. Cohen (Yes), Ms. Corliss (Yes), Ms. Pearson (Yes), Ms. Saluto (Yes), Ms. Stowe (Yes), and Ms. Tool (Yes).

The Motion passed 8-0.

Proposed Aesthetics and Manicuring School – Flavia Leal Institute

The Board reviewed documentation from Flavia Leal for a proposed aesthetics and manicuring school in Framingham, MA.

The Board gave direction to Flavia Leal to re-submit a new floor plan, as the current floor plan does not meet the Board's premises requirements.

Proposed Advanced Courses – Catherine Hinds Institute of Esthetics

The Board reviewed materials for the following advanced courses: Global Skin, LED, Lash Lifting and Brow Lamination, Intricacies of Sensitive Skin, Fundamentals of Spray Tanning, Ultrasonic, Body Waxing, Microdermabrasion, Volume Lash Extensions, and Deep Cleansing Treatments.

After discussion, a MOTION was made by Ms. Talbot, seconded by Ms. Cohen, to approve the courses with the Board's suggested edits, and to delegate review of the edits and approval to Board staff.

The Chair called for a Roll call vote:

Ms. Viens (Yes), Ms. Talbot (Yes), Ms. Cohen (Yes), Ms. Corliss (Yes), Ms. Pearson (Yes), Ms. Saluto (Yes), Ms. Stowe (Yes), and Ms. Tool (Yes).

The Motion passed 8-0.

Approval to Take Exam – Kevin Sencion

Kevin Sencion was present to request that the Board approve his application to take the exam, after previously granting his appeal for expired barber school hours. With the expired hours, Mr. Sencion has now completed over 1000 barbering hours between his previous program and current program.

After discussion, a MOTION was made by Ms. Talbot, seconded by Ms. Tool, to approve Mr. Sencion to take the exam after the Board receives confirmation from his current program that he has completed the remaining hours and has met all requirements for a barber program.

The Chair called for a Roll call vote:

Ms. Viens (Yes), Ms. Talbot (Yes), Ms. Cohen (Yes), Ms. Corliss (Yes), Ms. Pearson (Yes), Ms. Saluto (Yes), Ms. Stowe (Yes), and Ms. Tool (Yes).

The Motion passed 8-0.

Appeal of Expired Hours – Darlene Martins

The Board reviewed a request from Darlene Martins to appeal her expired cosmetology program hours.

After discussion, a MOTION was made by Ms. Tool, seconded by Ms. Talbot to approve the appeal of expired hours.

The Chair called for a Roll call vote:

Ms. Viens (Yes), Ms. Talbot (Yes), Ms. Cohen (Yes), Ms. Corliss (Yes), Ms. Pearson (Yes), Ms. Saluto (Yes), Ms. Stowe (Yes), and Ms. Tool (Yes).

The Motion passed 8-0.

Exam Appeal – Zhanna Petelguzova

The Board reviewed a manicuring exam appeal request from Zhanna Peteguzova.

After discussion, a MOTION was made by Ms. Tool, seconded by Ms. Talbot to approve the exam appeal.

The Chair called for a Roll call vote:

Ms. Viens (Yes), Ms. Talbot (Yes), Ms. Cohen (Yes), Ms. Corliss (Yes), Ms. Pearson (Yes), Ms. Saluto (Yes), Ms. Stowe (Yes), and Ms. Tool (Yes).

The Motion passed 8-0.

Exam Appeal Process

The Board reviewed its current exam appeal process.

After discussion, a MOTION was made by Ms. Talbot, seconded by Ms. Corliss to require applicants for an exam appeal to have taken the exam at least three times and to submit all exam scores with their appeal.

The Chair called for a Roll call vote:

Ms. Viens (Yes), Ms. Talbot (Yes), Ms. Cohen (Yes), Ms. Corliss (Yes), Ms. Pearson (Yes), Ms. Saluto (Yes), Ms. Stowe (Yes), and Ms. Tool (Yes).

The Motion passed 8-0.

Review of Manicuring School Regulations – 240 CMR 7.00

The Board reviewed its Manicuring School regulations. Discussion included bond requirements, revising the Board's bond form, adjusting application requirements to mirror those of other schools, adding a 12 student minimum for starting a school, student/instructor ratio, premises requirements, equipment requirements, recordkeeping, cooperating with investigations, and brush-up training and advanced courses.

A MOTION was made by Ms. Talbot, seconded by Ms. Corliss to add discussion of creating a bond form and creating universal bond requirements for all schools to a future agenda.

The Chair called for a Roll call vote:

Ms. Viens (Yes), Ms. Talbot (Yes), Ms. Cohen (Yes), Ms. Corliss (Yes), Ms. Pearson (Absent), Ms. Saluto (Yes), Ms. Stowe (Absent), and Ms. Tool (Yes).

The Motion passed 6-0.

The Board gave direction to staff to bring a redlined version of the regulations reflecting the discussed changes to the next Board meeting.

Public Comment

None

Cases, Investigative Conferences, Settlement Offers [Closed Session Pursuant to G.L. c. 112, § 65C]:

A MOTION was made by Ms. Talbot, seconded by Ms. Pearson, to adjourn the public meeting at **12:39 p.m.**, and to enter into **Closed Investigative Conference** to consider open cases, conduct investigative conferences, and consider settlement offers [closed session pursuant to G.L. c. 112, § 65C], and the Open Meeting would not resume.

The Chair called for a Roll call vote:

Ms. Viens (Yes), Ms. Talbot (Yes), Ms. Cohen (Yes), Ms. Corliss (Yes), Ms. Pearson (Yes), Ms. Saluto (Yes), Ms. Stowe (Yes), and Ms. Tool (Absent).

The Motion passed 7-0.

During the closed Investigative Conference, the Board voted to take the following actions:

Settlement Offers

2021-200713-FI-ENF	Guidance Given to Prosecutor
2020-001667-IT-ENF	Guidance Given to Prosecutor
2020-000470-IT-ENF	Guidance Given to Prosecutor
2020-000402-IT-ENF	Guidance Given to Prosecutor
2020-000360-IT-ENF	Guidance Given to Prosecutor
2019-001249-IT-ENF	Guidance Given to Prosecutor
2019-001254-IT-ENF	Guidance Given to Prosecutor

Review of Cases

2021-201489-FI-ENF	Close out - allegations are being handled by 2021-201669-FI-ENF
2021-201669-FI-ENF	Referred to Prosecution
2021-201629-FI-ENF	Table
2020-000983-IT-ENF	Referred to Prosecution
2020-001158-IT-ENF	Referred to Prosecution
2020-001718-IT-ENF	Referred to Prosecution
2021-000297-IT-ENF	Referred to Prosecution
2021-000210-IT-ENF	Referred to Prosecution

Adjournment

A MOTION was made by Ms. Talbot, seconded by Ms. Cohen to adjourn.

The Chair called for a Roll call vote:

Ms. Viens (Yes), Ms. Talbot (Yes), Ms. Cohen (Yes), Ms. Corliss (Yes), Ms. Pearson (Yes), Ms. Saluto (Yes), Ms. Stowe (Yes), and Ms. Tool (Yes).

Minutes of May 13th, 2021, Board of Cosmetology and Barbering

The Motion passed 8-0.

The meeting was adjourned at 2:21 p.m.

The above Minutes were approved at the open meeting held on June 10, 2021.



Richard Lawless, Executive Director

Documents Used During the Meeting:

Agenda

Draft Minutes of April 8, 2021 Open Meeting

Documentation for Proposed Programs - Flavia Leal Institute

Documentation for Proposed Aesthetics and Manicuring School – Flavia Leal Institute

Documentation for Proposed Advanced Courses – Catherine Hinds Institute of Esthetics

Expired Hours Appeal for Darline Martins

Exam Appeal documentation for Zhanna Peteguzova

Exam Appeal Form

240 CMR 7.00