

COMMONWEALTH OF MASSACHUSETTS
BOARD OF REGISTRATION OF COSMETOLOGY and BARBERING
MINUTES OF THE August 11, 2020 BOARD MEETING

TIME: 9:30 a.m.

PLACE: Conference Call

PRESENT: Susan Viens (Chair), Joy Talbot (Vice-Chair), Amanda Donis (Secretary), Nicole Corliss, Erinn Pearson, Marian Saluto, and Catherine Tool.
Jésus Nuñez and Iris Stowe were absent.

STAFF: Richard Lawless, Executive Director
Deborah Cassano, Associate Executive Director
Kristina Gasson, Board Counsel

The Meeting was called to order at **9:35 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 for the meeting, and stated that votes would be conducted by roll call.

Executive Director Report

Mr. Lawless welcomed new Board member Nicole Corliss. Mr. Lawless and Ms. Viens thanked outgoing Board member Janice Dorian for her hard work and many contributions to the Board and industry.

Board Counsel Report:

Atty. Gasson updated the Board on administrative matters including default decisions on cases, and explained that Board staff is seeking guidance from the administration on reviewing the regulations, and that the Board will revisit the discussion of regulatory review when additional guidance is received.

Minutes of the July 14, 2020 Open Meeting

After brief discussion, a MOTION was made by Ms. Talbot, seconded by Ms. Pearson, to accept the draft minutes of the open meeting held July 14, 2020.

The Chair called for a Roll call vote:

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

The Motion passed 7-0.

Agenda Adjustment:

After brief discussion, a MOTION was made by Ms. Talbot, seconded by Ms. Tool, to re-arrange the agenda to group the Pearson Vue-related items together, and to remove Elevate Eyelash Academy from the agenda.

The Chair called for a Roll call vote:

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

The Motion passed 7-0.

Discussion

Exam Updates

Barbara Sprindis from Pearson Vue updated the Board on exam administration. Ms. Sprindis said that even with one of the three testing sites closed, Pearson Vue is still keeping up with the demand for examinations and wait times are not excessive. Pearson Vue is also exploring new testing locations to help offset the unavailability of the Framingham testing site. Mr. Lawless said that the Temporary Work Authorization Policy is under review by the administration, and that the Board would continue to monitor exam data to see if temporary work authorizations would still be necessary if there are not long wait times for exams.

Cosmetology Exam Content Outline Updates

Ms. Sprindis and Lauren Piotti from Pearson Vue presented the results of a recent Subject Matter Expert (SME) panel reviewing the content outline of the Cosmetology exam. Ms. Piotti said that the SME panel's recommended changes to the content outline were mostly minor.

After discussion, a MOTION was made by Ms. Talbot, seconded by Ms. Pearson, to approve the Cosmetology exam content outline changes.

The Chair called for a Roll call vote:

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

The Motion passed 7-0.

Flavia Leal Proposed Cosmetology and Barbering Apprenticeship Program

Paul Andrews and Noelle Carpenter presented documentation to the Board for Flavia Leal Beauty School's proposed Apprenticeship program. The Board members discussed the documents and provided recommendations and edits.

After discussion, a MOTION was made by Ms. Talbot, seconded by Ms. Donis, to delegate authority to Board staff to review additional documentation from Flavia Leal reflecting the board's recommended changes/edits and then to approve the program.

The Chair called for a Roll call vote:

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

The Motion passed 7-0.

East Boston Beauty Academy Proposed New Location

Ms. Donis was recused from the discussion and left the meeting.

Mr. Andrews and Ms. Carpenter presented documentation to the Board regarding East Boston Beauty Academy's proposed new location. The Board members discussed the documents and provided recommendations and edits.

The Board requested that Mr. Andrews and Ms. Carpenter bring revised documentation , along with other required documentation for the school's location change, for further review at the September Board meeting.

Ms. Donis re-joined the meeting at or around 10:30 a.m.

Outdoor Services

The Board discussed a request from a salon owner to provide cosmetology services in an outdoor location adjacent to the salon. No formal action was taken, and the discussion was tabled so that the issue could be researched further for possible consideration at a future meeting.

Public Comment

Anthony Clemente from New England Hair Academy asked about the current safety standards for schools regarding in-person and remote education. He also asked about the Board's plans for reviewing regulations. Mr. Lawless said that the Board is checking with the administration for specific guidance on regulation review before moving forward.

Executive Session Executive Session CLOSED per M.G.L. c. 30A, § 21(a)(1), Individual Character Rather Than Competence

A MOTION was made by Ms. Talbot, seconded by Ms. Saluto, to adjourn the public meeting at **10:45am**, and to enter into **Executive Session** for the purposes of discussing character rather than competence; after which the Board will 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. Corliss (Yes), Ms. Donis (Yes), Ms. Pearson (Yes), Ms. Saluto (Yes), and Ms. Tool (Yes)

The Motion passed 7-0.

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

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

Settlement Offers

2019-208179-FI-ENF Guidance Given to Prosecutor

Review of Cases

2019-208161-FI-ENF	Refer to Prosecutions
2020-205189-FI-ENF	Refer to Prosecutions
2019-000678-IT-ENF	Dismiss w/ Advisory
2019-000679-IT-ENF	Dismiss w/ Advisory
2020-000482-IT-ENF	Refer to Prosecutions
2020-000712-IT-ENF	Dismiss
2020-000361-IT-ENF	Refer to Prosecutions
2020-000502-IT-ENF	Dismiss w/ Advisory
2020-000359-IT-ENF	Refer to Prosecutions
2020-000249-IT-ENF	Dismiss
2019-000633-IT-ENF	Dismiss
2020-000535-IT-ENF	Gave Direction to Staff
2020-205222-FI-ENF	Refer to Prosecutions
2020-000499-IT-ENF	Refer to Prosecutions

A MOTION was made by Ms. Saluto, seconded by Ms. Talbot to adjourn. The motion passed unanimously.

Adjourn

The meeting was adjourned at or around 1:50 p.m.

The above Minutes were approved at the open meeting held on September 8, 2020.



Richard Lawless, Executive Director

Documents Used During the Meeting:

Agenda

Draft Minutes of July 14, 2020 Open Meeting

SME panel proposed updates to Cosmetology examination content outline

Documentation from Flavia Leal Beauty School regarding proposed Cosmetology and Barbering
Apprentice Program

Documentation from East Boston Beauty Academy regarding proposed new location

Request from F. Fares for Cosmetology outdoor services