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Commonwealth of Massachusetts Division of Occupational Licensure Board of Registration of Cosmetology and Barbering

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SARAH R. WILKINSON COMMISSIONER, DIVISION OF OCCUPATIONAL LICENSURE

MINUTES OF THE October 12, 2023 PUBLIC BOARD MEETING

TIME: 9:30 a.m.

PLACE: Conference Call / Virtual Meeting

PRESENT: Joy Talbot (Chair), Cate Tool (Vice-Chair), Erinn Breedy, Heather Cohen, Nicole

Corliss, Cassia Gilroy, Marian Saluto

ABSENT: Iris Stowe

STAFF: Richard Lawless, Executive Director

Jamie Dalton, Board Counsel

Andrew Lutynski, Assistant Chief Investigator

The Meeting was called to order at **9:30 a.m.** by the Chair. All board members and staff appeared telephonically or by videoconference.

The Chair informed Board members and attendees that the public meeting was being recorded.

Housekeeping and Conference Call Protocol:

The Chair reviewed conference call and open meeting protocol with meeting attendees.

Executive Director Report:

Mr. Lawless provided an update on exams, confirming that the written practical exam has been phased out for in-state graduates, Out of State, and Out of Country applicants, and that staff are working with PSI to license candidates who have already passed the written theory exam.

Minutes of the September 14, 2023 Public Meeting

After discussion, a MOTION was made by Ms. Cohen, seconded by Ms. Tool to approve the public minutes of the September 14, 2023 meeting as drafted.

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The Chair called for a Roll call vote:

Ms. Tool (Absent), Ms. Breedy (Yes), Ms. Cohen (Yes), Ms. Corliss (Yes), Ms. Gilroy (Yes), and Ms. Talbot (Yes).

The Motion passed 6-0.

Ms. Saluto joined the meeting at or around 9:36 a.m.

Discussion

Proposed Cosmetology Program – Waltham High School

Yolanda Crowell from Waltham High School was in attendance to discuss the school's proposed cosmetology program.

After discussion, a MOTION was made by Ms. Cohen, seconded by Ms. Corliss, to approve the submitted documents and move forward with the program approval, including a final inspection of the new premises.

The Chair called for a Roll call vote:

Ms. Tool (Recused), Ms. Breedy (Yes), Ms. Cohen (Yes), Ms. Corliss (Yes), Ms. Gilroy (Yes), Ms. Saluto (Yes), and Ms. Talbot (Yes).

The Motion passed 7-0.

Proposed Advanced School - Sculpture Academy

Maria Suaves from Sculpture Academy was in attendance to discuss their proposed advanced school.

After discussion, a MOTION was made by Ms. Tool, seconded by Ms. Cohen to delegate final review of the course documents to Board staff, and upon receipt of revised documentation incorporating the Board's recommended changes, and upon meeting all other Board requirements including a final inspection, to approve the school.

The Chair called for a Roll call vote:

Ms. Tool (Recused), Ms. Breedy (Yes), Ms. Cohen (Yes), Ms. Corliss (Yes), Ms. Gilroy (Yes), Ms. Saluto (Yes), and Ms. Talbot (Yes).

The Motion passed 7-0.

Proposed Aesthetics School – D&A Institute of Esthetics

Daybelis Delarosa from D&A Institute of Esthetics was in attendance to discuss submitted documents for their aesthetics school.

After discussion, a MOTION was made by Ms. Tool, seconded by Ms. Cohen, to bring back revised documents incorporating the Board's recommended changes to the next Board meeting.

The Chair called for a Roll call vote:

Ms. Tool (Recused), Ms. Breedy (Yes), Ms. Cohen (Yes), Ms. Corliss (Yes), Ms. Gilroy (Yes), Ms. Saluto (Yes), and Ms. Talbot (Yes).

The Motion passed 7-0.

Proposed Apprentice Program - Cape Cod Technical High School

Melissa Andrade from Cape Cope Technical High School was in attendance to discuss their school's proposed apprentice program.

After discussion, a MOTION was made by Ms. Cohen, seconded by Ms. Corliss to approve the apprentice program.

The Chair called for a Roll call vote:

Ms. Tool (Recused), Ms. Breedy (Yes), Ms. Cohen (Yes), Ms. Corliss (Yes), Ms. Gilroy (Yes), Ms. Saluto (Yes), and Ms. Talbot (Yes).

The Motion passed 7-0.

Reinstatement of License - Christine Lander

Ms. Lander was in attendance to discuss the reinstatement of her cosmetologist and shop licenses.

After discussion, a MOTION was made by Ms. Tool, seconded by Ms. Gilroy, to reinstate Ms. Lander's licenses.

The Chair called for a Roll call vote:

Ms. Tool (Recused), Ms. Breedy (Yes), Ms. Cohen (Yes), Ms. Corliss (Yes), Ms. Gilroy (Yes), Ms. Saluto (Yes), and Ms. Talbot (Yes).

The Motion passed 7-0.

Eyelash Extensions

The Board discussed a draft policy outlining rules and requirements for an eyelash technician registration. After discussion, the Board gave direction to staff to bring a revised version of the policy to the Board for its next meeting.

Mobile Services Policy Revisions

The Board discussed potential revisions to its Mobile Services Policy, including toilet and sink requirements in mobile units.

After discussion, a MOTION was made by Ms. Cohen, seconded by Ms. Corliss, to approve the discussed edits to the Policy.

The Chair called for a Roll call vote:

Ms. Tool (Recused), Ms. Breedy (Yes), Ms. Cohen (Yes), Ms. Corliss (Yes), Ms. Gilroy (Yes), Ms. Saluto (Yes), and Ms. Talbot (Yes).

The Motion passed 7-0.

School Opening Guidelines

The Board reviewed revisions to its School Opening Guidelines and School Documentation Checklists

After discussion, a MOTION was made by Ms. Cohen, seconded by Ms. Tool to approve the discussed edits to the guidelines.

The Chair called for a Roll call vote:

Ms. Tool (Recused), Ms. Breedy (Yes), Ms. Cohen (Yes), Ms. Corliss (Yes), Ms. Gilroy (Yes), Ms. Saluto (Yes), and Ms. Talbot (Yes).

The Motion passed 7-0.

PSI Exams

Mr. Lawless provided an update on the exams, confirming that as of October 2, 2023, the written practical exam was phased out for in-state cosmetology, barbering, aesthetics, and manicuring graduates, and Out of State/Out of Country applicants. He also confirmed that the Board is working with PSI to ensure that Massachusetts licensees are included in the next exam content evaluation meetings in early 2024.

Public Comment

Eric Ruiz spoke about the lack of barber schools in Western MA, and requested that the Board allows barbershops to train candidates.

Tracy Casey expressed concerns that online scheduling for PSI exams was not working.

An attendee asked if PSI's Candidate Handbooks would be translated into other languages.

Janice Dorian expressed concerns that exam panels will take too long to update the exam content, and said that the PSI exams do not match the Massachusetts curriculum.

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

A MOTION was made by Ms. Gilroy, seconded by Ms. Tool, to adjourn the public meeting at 1:20 p.m., and to enter into Executive Session, pursuant to Massachusetts General Laws chapter 30A, Section § 21(a)(1) to discuss individuals' character rather than competence; and then to move into Closed Investigative Conference, closed session pursuant to G.L. c. 112, § 65C, to consider open cases, conduct investigative conferences, and consider settlement offers; and the Open Meeting would not resume.

The Chair called for a Roll call vote:

Ms. Tool (Recused), Ms. Breedy (Yes), Ms. Cohen (Yes), Ms. Corliss (Yes), Ms. Gilroy (Yes), Ms. Saluto (Yes), and Ms. Talbot (Yes).

The Motion passed 7-0.

Closed Investigative Conference, closed session pursuant to G.L. c. 112, § 65C

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

Settlements

2023-204623-FI-ENF Guidance Given to Prosecutor

Review of Cases

Review of Cases	
2023-000289-IT-ENF	Dismissed
2023-200838-FI-ENF	Dismissed
2023-202483-FI-ENF	Dismissed
2023-000509-IT-ENF	Dismissed
2023-201636-FI-ENF	Referred to Prosecutions
2023-000397-IT-ENF	Dismissed
2023-000573-IT-ENF	Referred to Prosecutions
2023-000574-IT-ENF	Referred to Prosecutions
2023-000556-IT-ENF	Dismissed with an Advisory
2023-000511-IT-ENF	Dismissed
2023-000495-IT-ENF	Referred to Prosecutions
2023-000403-IT-EN	Referred to Prosecutions
2023-000354-IT-ENF	Dismissed with an Advisory
2023-000486-IT-ENF	Referred to Prosecutions
2023-000437-IT-ENF	Referred to Prosecutions
2023-202360-FI-ENF	Referred to Prosecutions
2023-202782-FI-ENF	Referred to Prosecutions

Adjournment

A MOTION was made by Ms. Gilroy seconded by Ms. Cohen, to adjourn the meeting at 3:04 p.m..

The Chair called for a Roll call vote:

Ms. Tool (Recused), Ms. Breedy (Yes), Ms. Cohen (Yes), Ms. Corliss (Yes), Ms. Gilroy (Yes), Ms. Saluto (Yes), and Ms. Talbot (Yes).

The Motion passed 7-0.

The above Minutes were approved at the open meeting held on November 9, 2023.

Richard Lawless, Executive Director

Documents Used During the Meeting:

Agenda Draft Minutes of September 14, 2023 Open Meeting Documentation from Waltham High School Documentation from D&A Institute of Esthetics Documentation from Sculpture Academy Documentation from Cape Cod Technical High School Reinstatement Documents for Christine Lander Draft Policy for Eyelash Technician Registration Revised Policy on Mobile Services Revised School Opening Guidelines and Checklists