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REGULATION

SARAH R. WILKINSON
COMMISSIONER, DIVISION OF
OCCUPATIONAL LICENSURE

MINUTES OF THE August 15, 2024
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

ABSENT: Cassia Gilroy, Marian Saluto, Iris Stowe.

STAFF: Richard Lawless, Executive Director
Jamie Dalton, Board Counsel

The Meeting was called to order at **10:15 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. Anthony Clemente announced that he would be recording the meeting.

Executive Director Report

Mr. Lawless reported that updated Barber exams, reflecting the Board's work on revising questions to ensure that exam content is fair and relevant, would be launched at the end of August, and that the cut score would go back to 70.

Counsel Report

Attorney Dalton reported that the administration reviewed the Board's proposed eyelash policy, and recommended that the Board pursue adding in eyelash licensing into regulations. The Board indicated that they would start the process of drafting regulations for an eyelash registration.



The Board also discussed a request from its exam vendor PSI for newly licensed cosmetologists to try out recently-updated exams in order to provide feedback.

Minutes of the May 9, June 13, and July 11, 2024 Public Meetings

The Board reviewed the minutes of the May 9, June 13, and July 11, 2024 public meetings.

After discussion, a MOTION was made by Ms. Cohen seconded by Ms. Corliss, to approve the public minutes of the May 9, June 13, and July 11, 2024 public meetings as drafted, with one minor edit to the July 11, 2024 minutes.

The Chair called for a Roll call vote:

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

The Motion passed 5-0.

Discussion

Lowell Academy Hairstyling Institute – Request to Use Clinic Space for Theory During Renovations and Inspection Follow-Up

Carla Graham and Matthew Collins were in attendance from the school to discuss a recent inspection of the school and their request to use the clinic space for theory courses while the building was being renovated.

Mr. Collins and Ms. Graham confirmed that the issues from the recent inspection were resolved, and confirmed they had a second theory room that could also be used.

After discussion, a MOTION was made by Ms. Tool, seconded by Ms. Cohen, to request that the school submit an updated floorplan indicating the second theory room, and to permit the school to use the clinic area for theory classes at separate times for the next three months, when renovations are scheduled to be completed, and to ensure that it is made clear to students and the public when the space is being used as a clinic and when it is being used for teaching theory, and to conduct an inspection of the school after the renovations are completed.

The Chair called for a Roll call vote:

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

The Motion passed 5-0.

Policy on Apprenticeship and Student Employment

The Board discussed proposed revisions to its Policy on Apprenticeship and Student Employment, to ensure that shops employing apprentices and/or shop-employed students are employing the students as wage employees with W2s, and not as independent contractors, and to require apprentice program schools to meet with each apprentice and discuss their employment rights.

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

The Chair called for a Roll call vote:

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

The Motion passed 5-0.

Policy on Services Outside the Scope of Practice

The Board reviewed revisions to its Policy on Services Outside the Scope of Practice that included additional clarifications on services and training requirements.

After discussion, a MOTION was made by Ms. Tool seconded by Ms. Cohen, to approve the revisions to the policy.

The Chair called for a Roll call vote:

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

The Motion passed 5-0.

Public Comment:

None.

Executive Session CLOSED per M.G.L. c. 30A, § 21(a)(1); M.G.L. c. 30A, § 21(a)(7), namely chapter 4, Section 7, paragraph 26(l), Individual Character Rather Than Competence

A MOTION was made by Ms. Tool, seconded by Ms. Corliss, to adjourn the public meeting at **11:20 a.m.**, and to enter into **Executive Session, pursuant to Massachusetts General Laws chapter 30A, Section § 21(a)(1) at 11:30 a. m.** to discuss individuals' character rather than competence; and then to move into **Quasi-Judicial Session CLOSED per M.G.L. c. 30A, § 18,** to determine a Final Decision and Order, and then **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. Breedy (Yes), Ms. Cohen (Yes), Ms. Corliss (Yes), Ms. Tool (Yes), and Ms. Talbot (Yes).

The Motion passed 5-0.

Adjournment

The meeting was adjourned at 1:45 p.m.

The above Minutes were approved at the open meeting held on September 12th, 2024.



Richard Lawless, Executive Director

Documents Used During the Meeting:

Agenda

Draft Public Meeting Minutes from May 9, 2024

Draft Public Meeting Minutes from June 13, 2024

Draft Public Meeting Minutes from July 11, 2024

Documents from Lowell Academy Hairstyling Institute Inspection and Request from School

Draft Revised Policy on Apprenticeship and Student Employment

Draft Revised Policy on Services Outside the Scope of Practice