

**COMMONWEALTH OF MASSACHUSETTS**  
**BOARD OF REGISTRATION OF COSMETOLOGY and BARBERING**  
**MINUTES OF THE FEBRUARY 13, 2018 BOARD MEETING**

**TIME:** 9:30 a.m.

**PLACE:** 1000 Washington St  
Room 1D  
Boston, MA 02118

**PRESENT:** Susan Viens (Chair), Joy Talbot (Vice-Chair), Michael Gayzagian (Secretary), Jesus Nuñez, Marian Saluto, Amanda Donis, Catherine Tool, Janice Dorian

**ABSENT:** Nam Pham

**STAFF:** Brian Bialas, Executive Director  
Lynn Read, Board Counsel

The meeting was called to order at 9:34 AM by Ms. Viens (Chair).

A MOTION was made by Ms. Talbot, seconded by Mr. Gayzagian, to enter into Executive Session.

Roll call: Ms. Dorian (Yes), Ms. Tool (Yes), Mr. Gayzagian (Yes), Ms. Talbot (Yes), Ms. Viens (Yes), Mr. Nunez (Yes), Ms. Saluto (Yes), Ms. Donis (Yes)

The MOTION passed unanimously.

**Open Session 9:47**

**Housekeeping:**

Ms. Viens explained the emergency exit procedures.

**Read and Accept the Public Minutes from the January 9, 2018 Open Meeting**

A MOTION was made by Mr. Gayzagian, seconded by Ms. Talbot table the minutes and move the matter to the end of the agenda.

The MOTION passed unanimously.

**Draft Policy on Gender-Specific Shop Names and Services**

A MOTION was made by Mr. Gayzagian, seconded by Ms. Tool, to table the matter until the March meeting. The MOTION passed unanimously.

### **Draft Policy on Minimally Invasive Aesthetics Services**

A MOTION was made by Ms. Tool, seconded by Ms. Saluto, to table the matter until the March meeting.

The MOTION passed unanimously.

### **Policy on English Language Testing and Translation Dictionaries**

The Board discussed a draft policy. Mr. Bialas reported that Pearson View will have the written cosmetology exams translated into Chinese and ready sometime in April 2018.

Ms. Dorian proposed that students who fail the written exam but pass the practical exam be allowed to avoid retaking the practical again.

Members discussed the proposal.

A MOTION was made by Ms. Talbot, seconded by Ms. Donis, to accept the draft policy as written.

The MOTION passed unanimously.

### **Packaged Foods in Salons**

This matter was removed from the agenda.

### **LaBluh Advanced Esthetics Institute Proposed Courses**

Rubia Azeredo appeared on behalf of the school and presented proposed courses.

A MOTION was made by Ms. Dorian, seconded by Ms. Tool, to approve the proposed courses.

The MOTION passed unanimously.

### **Public Comment**

There were no public comments.

Break 11:20 a.m.

Return 11:32 a.m.

### **Read and Accept Minutes of Open Meeting January 9, 2018**

Members reviewed the draft minutes of the January 9, 2018 open meeting.

A MOTION was made by Mr. Gayzagian, seconded by Ms. Donis, to amend the minutes to reflect the language the members believe was voted on at the January 9, 2018 meeting regarding penalties for operating an unlicensed shop. Mr. Bialas and Ms. Read stated that the draft minutes reflect both their notes from the meeting. Per the amendment to the draft minutes, the minutes should reflect the following schedule of penalties for unlicensed practice:

- Unlicensed Shop:
  - First Violation: \$1000 fine.
  - Second Violation: \$2500 fine.
  
- Unlicensed Employee (First Violation):
  - Shop Owner: \$100 fine for each unlicensed employee, and \$100 fine for aiding and abetting unlicensed practice for each unlicensed employee. Shop Owners may be fined an additional \$100 for failing to cooperate if an owner does not provide information about an employee when asked.
  - Individual: \$500 fine for unlicensed practice.

The MOTION passed 6-2, Ms. Dorian and Ms. Tool voting no.

### **Investigative Conference**

A MOTION was made by Ms. Talbot, seconded by Mr. Gayzagian, to exit open session and enter investigative conference to consider open cases, conduct investigative conferences and consider settlement offers [closed session pursuant to G.L. c. 112, § 65C].

The MOTION passed unanimously.

During the closed session, the Board voted to take the following actions:

2017-000720-IT-ENF	Gave instructions to prosecutor.
2016-000718-IT-ENF	Gave instructions to prosecutor.

Lunch 11:55 a.m.

Return 12:44 p.m.

2017-001215-IT-ENF	Dismiss
2018-200231-FI-ENF	Refer to prosecution
2017-000175-IT-ENF	Refer to prosecution
2017-001214-IT-ENF	Refer to prosecution
2017-000934-IT-ENF	Refer to prosecution
2017-000216-IT-ENF	Refer to prosecution
2107-000977-IT-ENF	Refer to prosecution
2017-001188-IT-ENF	Refer to prosecution
2017-001189-IT-ENF	Refer to investigations
2017-001142-IT-ENF	Refer to prosecution
2017-001494-IT-ENF	Refer to prosecution

2017-001004-IT-ENF	Refer to prosecution
2017-202501-FI-ENF	Refer to prosecution
2017-000876 -IT-ENF	Refer to prosecution
2017-001223-IT-ENF	Refer to prosecution
2017-202922-FI-ENF	Refer to prosecution
2017-000686-IT-ENF	Refer to prosecution
2017-001047-IT-ENF	Dismiss
2017-001344-IT-ENF	Refer to prosecution
2017-001511-IT-ENF	Dismiss

**Adjournment**

A MOTION was made by Ms. Talbot, seconded by Mr. Gayzagian, to adjourn at 2:27 p.m.

The MOTION passed unanimously.

**Documents Used During the Meeting:**

Agenda

Draft Minutes of January 9, 2018 Open Meeting

Draft Policy – Gender-Specific Shop Names and Services

Draft Policy – Minimally Invasive Aesthetics Services

Draft Policy – English Language Testing and Translation Dictionaries

LaBluh Advanced Esthetics Institute Proposed Course: Intense Pulsed Light for Hair Removal

The above Minutes were approved at the open meeting held on April 10, 2018.



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Brian Bialas, Executive Director