

**COMMONWEALTH OF MASSACHUSETTS
BOARD OF REGISTRATION OF COSMETOLOGY and BARBERING**

DRAFT MINUTES OF THE August 14, 2018 BOARD MEETING

TIME: 9:30 a.m.

PLACE: 1000 Washington Street
Room 1 D
Boston, MA 02118

PRESENT: Susan Viens (Chair), Joy Talbot (Vice-Chair), Janice Dorian, Amanda Donis, Marian Saluto, Catherine Tool, Erinn Pearson. Absent: Jesus Nunez.

STAFF: Richard Lawless, Acting Executive Director
Lynn Peterson Read, Board Counsel

The meeting was called to order at 10:00 AM by Ms. Viens (Chair).

Amend Agenda

MOTION was made by Ms. Dorian, second by Ms. Talbot to approve the Agenda as amended to correct a name. Motion passed unanimously.

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

MOTION made by Ms. Dorian, Second by Ms. Talbot to exit open session and enter executive session to review character rather than competence. A Roll Call Vote was taken: Ms. Dorian (Yes), Ms. Viens (Yes), Ms. Talbot (Yes), Ms. Donis (Yes), Ms. Pearson (Yes), Ms. Tool (Yes), Ms. Saluto (Yes). Motion Passed 7-0.

Ms. Viens announced that after the Executive Session, the Board would enter Investigative Conference [CLOSED per M.G.L. c. 112, § 65C to consider open cases, conduct investigative conferences and consider settlement offers] and Open Meeting would resume at 11:30 a.m.

Separate minutes of Executive Session.

Investigative Conference CLOSED per M.G.L. c. 112, § 65C

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

2017-202917-FI-ENF & 2017-202919-FI-ENF	Guidance given to Prosecutor
2017-000241-IT-ENF & 2017-200885-FI-ENF	Dismiss part with advisory letter
2017-001018-IT-ENF	Dismiss
2016-0301HS239-IT-ENF & 2016-0301HS238-IT-ENF	Guidance given to Prosecutor
2017-200704-FI-ENF	Guidance given to Prosecutor
2018-201381-FI-ENF	Dismiss

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A MOTION was made and seconded to exit Investigative Conference Session; resume Open Meeting of the Board and its Subcommittee on Salon Pathways; and then resume a CLOSED Investigative Conference after the end of those Open Meetings. The Motion passed 7-0.

OPEN Meeting Reconvened at about 12:00 p.m.

Housekeeping:

Ms. Viens explained the emergency exit procedures

1. Reviewed and discussed minutes of June 12, 2018 and July 10, 2018.

After discussion, MOTION made by Ms. Talbot, second by Ms. Donis to Accept minutes of June 12, 2018 with changes. Motion passed unanimously.

The members present reviewed and discussed minutes from July 10, 2018. MOTION made by Ms. Talbot, second by Ms. Donis to Accept with changes. Motion passed 6-0-1, with Ms. Tool abstaining.

2. Executive Director's Report:

Mr. Lawless introduced the new Board member Erinn Pearson. Nan Pham is no longer a member of the Cosmetology and Barbering Board. Another newly-appointed Board member is expected to attend the next meeting.

3. Board Counsel Report:

Ms. Read and Mr. Lawless discussed the progress of the new regulations, which require changes to the e-licensing system. The new regulations will be implemented with enough notice to schools and all other licensees so that students will be able to complete programs in which they are enrolled and schools will be able to implement curriculum changes in the new regulations.

The date when the new regulations will become effective and be implemented is unknown.

4. Nominations of Board Officers:

MOTION was made by Ms. Talbot, second by Ms. Saluto to nominate Sue Viens as Board Chair. Motion passed 7-0.

MOTION was made by Ms. Viens, second by Ms. Tool to nominate Joy Talbot as Board Vice Chair. Motion passed 7-0.

Ms. Donis agreed to serve as Board Secretary.

MOTION by Ms. Dorian, second by Ms. Tool to Accept the Slate nominated. The Motion passed 7-0.

MOTION to accept the uncontested nominees into office by Ms. Dorian, second by Ms. Talbot
Motion passed 7-0.

5. LaBluh Advanced Esthetics Institute Proposed Advanced Course in Spray Tanning:

MOTION by Ms. Talbot, second by Ms. Donis to table this proposal and obtain more information. The Motion passed 7-0.

6. Revised 600-hour Elizabeth Grady Aesthetics Program:

The Board discussed the revised 600-hour Aesthetics program proposed by Elizabeth Grady School of Aesthetics.

MOTION made by Ms. Dorian, second by Ms. Talbot that no approval is required once a school's minimum curriculum has been approved and only minor changes are made that do not vary the hours required by regulation in each section of the curriculum.

Motion passed 6-0-1, Ms. Tool abstaining.

7. Application for Salon Where Food is Sold:

MOTION made by Ms. Donis second by Ms. Saluto to table the application.

Motion passed 7-0.

8. Public Comment:

Anthony Clemente of New England Hair Academy discussed his concern with unlicensed persons working as shampoo assistants and asked the Board to stand strong in the protection of the public and in proper education.

Paula Fallon discussed her concern with the curriculum requirements with the 600 hour esthetics program, and the test changes that may follow.

1:15 p.m. – Adjournment of Open Board Meeting

At or around 1:15 p.m., a MOTION was made by Ms. Tool, second by Ms. Donis to adjourn the Open Meeting. The Motion passed 7-0.

Ms. Viens announced that the Board would take a Lunch Break, then at 1:35 p.m. the Subcommittee on Salon Pathways would hold an Open Meeting, after which the Board would resume the CLOSED Investigative Conference.

1:35 p.m. – Subcommittee Meeting

The Subcommittee met from about 1:35 p.m. to around 3:03 p.m. See separate minutes.

3:04 p.m. – CLOSED Investigative Conference pursuant to G.L. c. 112, § 65C

Beginning at approximately 3:04 p.m., the Board held a CLOSED Investigative Conference to consider open cases, conduct investigative conferences and consider settlement offers [closed session pursuant to G.L. c. 112, § 65C]. During the Investigative conference, the Board voted to take the following actions:

2017-200315-FI-ENF
2018-000516-IT-ENF
2018-000746-IT-ENF

Dismiss
Refer to Prosecutions
Refer to Prosecutions

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2018-000437-IT-ENF	Dismiss
2018-202782-FI-ENF	Refer to Prosecutions
2018-202720-FI-ENF	Refer to Prosecutions
2018-202733-FI-ENF	Refer to Prosecutions
2018-000684-IT-ENF	Refer to Prosecutions
2018-000140-IT-ENF	Dismiss
2018-000515-IT-ENF	Refer to Prosecutions
2018-000473-IT-ENF	Refer to Prosecutions
2018-000521-IT-ENF	Refer to Prosecutions
2018-000495-IT-ENF	Refer to Prosecutions
2018-000588-IT-ENF	Dismiss
2018-000369-IT-ENF	Dismiss
2018-202584-IT-ENF	Refer to Prosecutions
2018-202608-FI-ENF	Refer to Prosecutions
2018-000335-IT-ENF	Refer to Prosecutions
2018-000434-IT-ENF	Refer to Prosecutions
2018-000518-IT-ENF	Refer to Prosecutions

The Board adjourned the Investigative Conference at approximately 3:57 p.m.

Documents Used During the Open Meeting:

Agenda

Draft Minutes of June 12, 2018 Open Meeting

Draft Minutes of July 10, 2018 Open Meeting

LaBluh Advanced Esthetics School proposal for Spray Tanning course

Letter dated August 10, 2018 from Elizabeth Grady School to Board

The above Minutes were approved at the open meeting held on October 9, 2018.



Richard Lawless, Acting Executive Director