

COMMONWEALTH OF MASSACHUSETTS
BOARD OF REGISTRATION OF COSMETOLOGY and BARBERING

MINUTES OF THE October 9, 2018 Board Meeting

TIME: 9:30

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

PRESENT: Susan Viens (Chair), Joy Talbot (Vice Chair), Janice Dorian, Amanda Donis, Erinn Pearson, Catherine Tool, Marian Saluto. Jesús Nuñez was absent.

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

The meeting was called to order at 9:37 a.m. by Ms. Viens (Chair).

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

A MOTION was made by **Ms. Talbot**, second by **Ms. Dorian** to enter into **Executive Session** to discuss applicants' character rather than competence, and after this session is finished, to move into Investigative Conference CLOSED per M.G.L. c. 112, § 65C, then return to Open Meeting. The Chair called for a Roll Call Vote:

Ms. Viens (Yes); Ms. Talbot (Yes); Ms. Dorian (Yes); Ms. Stowe (Yes) Ms. Donis (Yes); Ms. Saluto (Yes).

The MOTION Passed 6-0. Separate minutes of Executive Session.

Ms. Pearson and Ms. Tool arrived at or around 9:45 a.m.

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

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

2018-000935-IT-ENF	Refer to Prosecutions
2018-000209-IT-ENF	Refer to Prosecutions
2018-000832-IT-ENF	Dismiss with Advisory

Settlements:

2017-001494-IT-ENF	Guidance given to prosecutor
2017-200661-FI-ENF	Guidance given to prosecutor
2017-001231-IT-ENF	Guidance given to prosecutor
2018-200231-FI-ENF	Guidance given to prosecutor
2017-001487-IT-ENF	Guidance given to prosecutor
2017-000917-IT-ENF	Guidance given to prosecutor

Open Meeting reconvened at or around 11:09 a.m.

Ms. Dorian discussed the retirement of Chris Carroll, the Chief Investigator. She asked the staff to convey the Board's appreciation for his years of service.

1. Read and Approve Minutes of August 14, 2018 and September 11, 2108

A MOTION was made by Ms. Dorian and Second by Ms. Talbot to approve the minutes of the August 14, 2018 meeting as written. The MOTION passed 7-0.

After discussion, a MOTION was made by Ms. Talbot and Second by Ms. Saluto to approve the minutes of the August 14, 2018 meeting as amended. The MOTION passed 7-0.

2. Executive Director's Report

Mr. Lawless discussed the Board's website, which is the most visited website in the Commonwealth. He is working on Frequently Asked Questions. The Board discussed the need for mobile-friendly applications for renewals.

3. Board Counsel Report

Ms. Read asked for Board Member volunteers to attend adjudicatory hearings in disciplinary cases. She also discussed the law on service animals and emotional support animals.

4. Proposal for Extended Time on Written Exam for Applicants Using English Translation Dictionaries

The members present discussed a request for extra time on the licensing exam made by an applicant from out of country who uses a translation dictionary but failed the exam due to lack of enough time to understand the questions. The members discussed accommodating such requests while preventing abuse. The staff will work closely with the exam vendor, Pearson Vue, on a

case by case basis to allow such applicants to apply for an accommodation, show documentation of an IEP or English as a second language before scheduling extra time.

Ms. Talbot made a MOTION that 50% additional time on the written exam may be allowed for non-English speaking applicants on a case by case basis by the staff working with Pearson Vue. Ms. Pearson seconded the Motion. The Motion Passed 8-0.

5. Public Comment

A MOTION was made by **Ms. Pearson**, second by **Ms. Talbot** to adjourn for lunch and reconvene as the Salon Pathways Subcommittee. The Motion passed unanimously.

Documents used during the Open Meeting

Agenda

Draft Minutes of August 14, 2018 Open Meeting

Draft Minutes of September 11, 2018 Open Meeting

The above Minutes were approved at the open meeting held on January 8, 2019.



Richard Lawless, Acting Executive Director