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COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

F I N A L M I N U T E S

MEETING OF:

STATE BOARD OF COSMETOLOGY

TIME: 10:37 A.M.

Held at

PENNSYLVANIA DEPARTMENT OF STATE

2601 North Third Street

One Penn Center, Board Room C

Harrisburg, Pennsylvania 17110

as well as

VIA MICROSOFT TEAMS

Monday, May 22, 2023

State Board of Cosmetology
May 22, 2023

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BOARD MEMBERS:

Arion R. Claggett, Acting Commissioner, Bureau of Professional and Occupational Affairs
Tammy Y. O'Neill, Chairperson, Professional Member
Nicole Weakland, Vice Chairperson, Professional Member
Elisa Brown, Secretary, Professional Member
Stephen J. Szabo, Professional Member
Felicia L. Brown-Haywood, Professional Member
Jennifer A. D'Amato-Dow, Professional Member
Teresa Whisler, Professional Member
Heather Kelly, Esquire, Consumer Protection Member

BUREAU PERSONNEL:

Dean F. Picarella, Esquire, Senior Counsel, Counsel Division
Sean C. Barrett, Esquire, Board Counsel
Jared Hinsey, Esquire, Board Counsel
J. Karl Geschwindt, Esquire, Acting Senior Board Prosecutor
Garrett A. Rine, Esquire, Board Prosecution Liaison
Kenneth J. Suter, Esquire, Board Prosecutor
Colby B. Widdowson, Esquire, Board Prosecutor
Valerie Eaton, Board Administrator
Jennifer Gage, Fiscal Management Specialist, Bureau of Finance and Operations, Department of State
Tamie Laudenslager, Fiscal Management, Bureau of Finance and Operations, Department of State
Michelle Witmer, Fiscal Management Specialist, Bureau of Finance and Operations, Department of State

ALSO PRESENT:

Chris Lammando, Gmerek Government Relations, Inc.
Debbie Eckstine-Weidner, Cosmetology Instructor, Cumberland Perry Vo-Tech
Nicole Sidle, Executive Director, Professional Licensure Committee, PA House of Representatives
Jennifer Smeltz, Republican Executive Director, Senate Consumer Protection & Professional Licensure

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State Board of Cosmetology
May 22, 2023

ALSO PRESENT: (cont.)

- Beth Krause, Vice President, Student Services, Empire Education Group
- Mike Gent, Curriculum Coordinator, Pennsylvania Department of Corrections
- Ali Henry
- Jaylen Derek Richmond

1 ***

2 State Board of Cosmetology

3 May 22, 2023

4 ***

5 [Pursuant to Section 708(a)(5) of the Sunshine Act,
6 at 9:00 a.m. the Board entered into Executive Session
7 with Sean C. Barrett, Esquire, Board Counsel, and
8 Jared Hinsey, Esquire, Board Counsel, for the purpose
9 of conducting quasi-judicial deliberations on a
10 number of matters currently pending before the Board
11 and to receive the advice of counsel. The Board
12 returned to open session at 10:30 a.m.]

13 ***

14 The regularly scheduled meeting of the State
15 Board of Cosmetology was held on Monday, May 22,
16 2023. Tammy Y. O'Neill, Chairperson, Professional
17 Member, called the meeting to order at 10:37 a.m.

18 ***

19 Roll Call/Introduction of Attendees

20 [Valerie Eaton, Board Administrator, provided a roll
21 call of Board members and introduction of attendees.]

22 ***

23 [Sean C. Barrett, Esquire, Board Counsel, noted the
24 meeting was being recorded and voluntary
25 participation constituted consent to be recorded.

1 Mr. Barrett also noted the Board entered into
2 Executive Session for the purpose of conducting
3 quasi-judicial deliberations on a number of matters
4 pending before the Board and to receive the advice of
5 counsel.]

6 ***

7 Approval of Minutes of March 27, 2023

8 CHAIR O'NEILL:

9 First on our agenda is the approval of
10 minutes from the March 27, 2023
11 meeting.

12 Could I have a motion to approve?

13 MS. KELLY:

14 So moved.

15 MS. BROWN:

16 Second.

17 MS. EATON:

18 Roll for the approval of minutes.

19
20 Arion Claggett, abstain; Tammy O'Neill,
21 aye; Nicole Weakland, aye; Elisa Brown,
22 aye; Stephen Szabo, aye; Felicia Brown-
23 Haywood, aye; Jennifer D'Amato-Dow,
24 aye; Teresa Whisler, aye; Heather
25 Kelly, aye.

1 [The motion carried. Arion Claggett abstained from
2 voting on the motion.]

3 ***

4 Report of Board Prosecution

5 [Garrett A. Rine, Esquire, Board Prosecution Liaison,
6 presented the Consent Agreements for Case No. 22-45-
7 018695, Case No. 22-45-014682, Case No. 21-45-007291,
8 and Case No. 20-45-010082.]

9 ***

10 [Kenneth J. Suter, Esquire, Board Prosecutor,
11 presented the Consent Agreements for Case No. 22-45-
12 001974, Case Nos. 22-45-018871 & 22-45-018872, and
13 Case No. 22-45-009529.]

14 ***

15 [Colby B. Widdowson, Esquire, Board Prosecutor,
16 presented the Consent Agreements for Case No. 20-45-
17 000927, Case No. 22-45-014205, Case No. 22-45-014057,
18 Case No. 22-45-017426, Case No. 21-45-017550, Case
19 No. 22-45-010990, Case No. 23-45-001988, Case Nos.
20 23-45-003024 & 23-45-004151, Case No. 21-45-019563,
21 and Case No. 20-45-001459.]

22 ***

23 MR. HINSEY:

24 Based on the presentations of
25 prosecution, does any Board member wish

1 to reenter Executive Session for
2 further deliberations on any of these
3 matters? Hearing none.

4 Based on Executive Session
5 deliberations, I believe the Board
6 Chair would entertain a motion to
7 approve the Consent Agreements at item
8 2 for Case No. 22-45-018695; item 3,
9 Case No. 22-45-014682; item 4, Case No.
10 21-45-007291; item 5, Case No. 20-45-
11 010082; item 6, Case No. 22-45-001974;
12 item 7, Case Nos. 22-45-018871 & 22-45-
13 018872; item 8, Case No. 22-45-009529;
14 item 9, Case No. 20-45-000927; item 10,
15 Case No. 22-45-014205; item 11, Case
16 No. 22-45-014057; item 12, Case No. 22-
17 45-017426; item 13, Case No. 21-45-
18 017550; item 14, Case No. 22-45-010990;
19 item 15, Case No. 23-45-001988; item
20 16, Case Nos. 23-45-003024 & 23-45-
21 004151; item 17, Case No. 21-45-019563;
22 and item 18, Case No. 20-45-001459.

23 CHAIR O'NEILL:

24 Could I have a motion to approve?

25 MS. KELLY:

1 So moved.

2 CHAIR O'NEILL:

3 Second to the motion?

4 MS. BROWN:

5 Second.

6 MS. EATON:

7 Roll call.

8

9 Arion Claggett, aye; Tammy O'Neill,
10 aye; Nicole Weakland, aye; Elisa Brown,
11 aye; Stephen Szabo, aye; Felicia Brown-
12 Haywood, aye; Jennifer D'Amato-Dow,
13 aye; Teresa Whisler, aye; Heather
14 Kelly, aye.

15 [The motion carried unanimously. The Respondent's
16 name at item 2 is Laurie A. Baeshore; item 3, Erica F.
17 Chronister; item 4, Augustina Gomez; item 5, Scotty's
18 Vintage Unisex Salon; item 6, Joselle M Cutrufello;
19 item 7, Pasion 4 Nails and Spa; item 8, Studio 81 Hair
20 Salon; item 9, Decire Beauty Salon; item 10, Dejavu
21 Beauty Center Inc.; item 11, Vitaliia Didukh; item 12,
22 Brian D. Fasick; item 13, The Lavender Room Salon;
23 item 14, Mani Pedi Spa of Lemoyne, LLC; item 15, Nail
24 Creations; item 16, Posh Nails and Spa; item 17, Thuan
25 Thai Phan; and item 18, Sonya Rae Connors.]

1 ***

2 Report of Board Counsel - Proposed Adjudications and
3 Orders

4 ***

5 MR. BARRETT:

6 Agenda items 19 and 20. Based on
7 Executive Session deliberations, I
8 believe the Board Chair would entertain
9 a motion to adopt the Proposed
10 Adjudication and Order in the matter of
11 item 19, Case No. 19-45-015071, Megan
12 Jones; and item 20, Case No. 19-45-
13 017848, The Fairy Brow Mother.

14 CHAIR O'NEILL:

15 Could I have a motion to approve?

16 MS. KELLY:

17 So moved.

18 CHAIR O'NEILL:

19 Second to the motion?

20 MS. BROWN:

21 Second.

22 MS. EATON:

23 Roll call.

24
25 Arion Claggett, aye; Tammy O'Neill,

1 aye; Nicole Weakland, aye; Elisa Brown,
2 aye; Stephen Szabo, aye; Felicia Brown-
3 Haywood, aye; Jennifer D'Amato-Dow,
4 aye; Teresa Whisler, aye; Heather
5 Kelly, aye.

6 [The motion carried unanimously.]

7 ***

8 MR. HINSEY:

9 At item 21, based on Executive Session
10 deliberations, I believe the Board
11 Chair would entertain a motion to adopt
12 the Proposed Adjudication and
13 substitute the Board's Order in the
14 matter at item 21, Maria Mouravleva,
15 Case No. 21-45-00690.

16 CHAIR O'NEILL:

17 Could I have a motion to approve?

18 MS. KELLY:

19 So moved.

20 CHAIR O'NEILL:

21 Second to the motion?

22 MS. BROWN:

23 Second.

24 MS. EATON:

25 Roll call.

1
2 Arion Claggett, aye; Tammy O'Neill,
3 aye; Nicole Weakland, aye; Elisa Brown,
4 aye; Stephen Szabo, aye; Felicia Brown-
5 Haywood, aye; Jennifer D'Amato-Dow,
6 aye; Teresa Whisler, aye; Heather
7 Kelly, aye.

8 [The motion carried unanimously.]

9 ***

10 MR. BARRETT:

11 Based on Executive Session
12 deliberations, I believe the Board
13 Chair would entertain a motion to deny
14 the Motion to Deem Facts Admitted at
15 item 22, Case No. 20-45-012667,
16 Jennifer Fezza.

17 CHAIR O'NEILL:

18 Could I have a motion to deny?

19 MS. KELLY:

20 So moved.

21 CHAIR O'NEILL:

22 Second to the motion?

23 MS. BROWN:

24 Second.

25 MS. EATON:

1 Roll call.

2

3 Arion Claggett, aye; Tammy O'Neill,
4 aye; Nicole Weakland, aye; Elisa Brown,
5 aye; Stephen Szabo, aye; Felicia Brown-
6 Haywood, aye; Jennifer D'Amato-Dow,
7 aye; Teresa Whisler, aye; Heather
8 Kelly, aye.

9 [The motion carried unanimously.]

10

11 Report of Board Counsel - Motions to Deem Facts

12 Admitted

13 MR. HINSEY:

14 Based on Executive Session
15 deliberations, I believe the Board
16 Chair would entertain a motion to grant
17 the Motions for Deem Facts Admitted and
18 Enter Default and to direct Board
19 Counsel to prepare an Adjudication and
20 Order in accordance with discussions in
21 Executive Session for the matters at
22 item 24, Susan Lynne Petersen DBA Susan
23 L. Petersen Beauty Shop, Case Nos. 20-
24 45-003962 & 23-45-000503 and item 26,
25 Erin Love Williams, Case No. 22-45-

1 017043.

2 CHAIR O'NEILL:

3 Could I have a motion to grant the
4 Orders?

5 MS. KELLY:

6 So moved.

7 CHAIR O'NEILL:

8 Second?

9 MS. BROWN:

10 Second.

11 MS. EATON:

12 Roll call.

13

14 Arion Claggett, aye; Tammy O'Neill,
15 aye; Nicole Weakland, aye; Elisa Brown,
16 aye; Stephen Szabo, aye; Felicia Brown-
17 Haywood, aye; Jennifer D'Amato-Dow,
18 aye; Teresa Whisler, aye; Heather
19 Kelly, aye.

20 [The motion carried unanimously.]

21

22 MR. HINSEY:

23 Based on Executive Session
24 deliberations, I believe the Board
25 Chair would entertain a motion to table

1 the Motions to Deem Facts Admitted and
2 Enter Default on the Pleadings in the
3 matters of item 23, Mani Pedi Spa of
4 Lemoyne LLC, Case No. 22-45-010990 and
5 item 25, Thuan Thai Phan, Case No. 21-
6 45-019563 and also table item 34,
7 Achele Hinds, Case No. 19-45-009299.

8 CHAIR O'NEILL:

9 Could I have a motion to table the
10 Orders?

11 MS. KELLY:

12 So moved.

13 CHAIR O'NEILL:

14 Second?

15 MS. BROWN:

16 Second.

17 MS. EATON:

18 Roll call.

19
20 Arion Claggett, aye; Tammy O'Neill,
21 aye; Nicole Weakland, aye; Elisa Brown,
22 aye; Stephen Szabo, aye; Felicia Brown-
23 Haywood, aye; Jennifer D'Amato-Dow,
24 aye; Teresa Whisler, aye; Heather
25 Kelly, aye.

1 [The motion carried unanimously.]

2

3 Report of Board Counsel - Final Adjudications and
4 Orders

5 MR. HINSEY:

6 Based on Executive Session
7 deliberations, I believe the Board
8 Chair would entertain a motion to
9 approve the Final Adjudications and
10 Orders in the matters at item 27, Angel
11 Nails, Case Nos. 20-45-004424, 20-45-
12 004425, & 21-45-013804; item 28, Beauty
13 Nails, Case No. 19-45-014333; item 29,
14 Beauty Secrets by Fior, Case No. 18-45-
15 010996; item 30, New York Thread, Case
16 No. 19-45-017030; item 31, Diona
17 Nichols, Case No. 20-45-001456; item
18 32, Posh Nail and Spa, Case No. 22-45-
19 010779; item 33, Kelly Lynn Sias, Case
20 No. 19-45-004361; item 35, Ashley Sist,
21 Case No. 21-45-017810.

22 CHAIR O'NEILL:

23 Could I have a motion to approve?

24 MS. KELLY:

25 So moved.

1 CHAIR O'NEILL:

2 Second to the motion?

3 MS. BROWN:

4 Second.

5 MS. EATON:

6 Roll call.

7

8 Arion Claggett, aye; Tammy O'Neill,
9 aye; Nicole Weakland, aye; Elisa Brown,
10 aye; Stephen Szabo, aye; Felicia Brown-
11 Haywood, aye; Jennifer D'Amato-Dow,
12 aye; Teresa Whisler, aye; Heather
13 Kelly, aye.

14 [The motion carried unanimously.]

15 ***

16 Report of Board Counsel - Citation Appeal

17 MR. BARRETT:

18 I believe the Board Chair, based on
19 Executive Session deliberations, would
20 entertain a Motion to Uphold the
21 Citation and Dismiss the Appeal at item
22 36, Case No. 21-45-007799, Vitalia
23 Didukh.

24 CHAIR O'NEILL:

25 Could I have a Motion to Uphold the

1 Citation and Dismiss the Appeal?

2 MS. KELLY:

3 So moved.

4 CHAIR O'NEILL:

5 Second?

6 MS. BROWN:

7 Second.

8 MS. EATON:

9 Roll call.

10

11 Arion Claggett, aye; Tammy O'Neill,
12 aye; Nicole Weakland, aye; Elisa Brown,
13 aye; Stephen Szabo, aye; Felicia Brown-
14 Haywood, aye; Jennifer D'Amato-Dow,
15 aye; Teresa Whisler, aye; Heather
16 Kelly, aye.

17 [The motion carried unanimously.]

18

19 Report of Board Counsel - Provisional Denial Appeal

20 MR. BARRETT:

21 Item 37. I believe, based on Executive
22 Session deliberations, the Board Chair
23 would entertain a Motion to Approve the
24 Application of Batista Aries,
25 Application No. 0004512030.

1 CHAIR O'NEILL:

2 Could I have a motion to approve?

3 MS. KELLY:

4 So moved.

5 CHAIR O'NEILL:

6 Second?

7 MS. BROWN:

8 Second.

9 MS. EATON:

10 Roll call.

11

12 Arion Claggett, aye; Tammy O'Neill,
13 aye; Nicole Weakland, aye; Elisa Brown,
14 aye; Stephen Szabo, aye; Felicia Brown-
15 Haywood, aye; Jennifer D'Amato-Dow,
16 aye; Teresa Whisler, aye; Heather
17 Kelly, aye.

18 [The motion carried unanimously.]

19

20 Applications

21 MR. HINSEY:

22 Based on Executive Session
23 deliberations, I believe the Board
24 Chair would entertain a Motion to Offer
25 the Applicant at item 38, Noelle Orazi,

1 Case No. 23-45-006736, a cosmetologist
2 license on a probationary status for a
3 period of 5 years due to the presence
4 of a felony conviction.

5 CHAIR O'NEILL:

6 Could I have a motion to approve?

7 MS. KELLY:

8 So moved.

9 MS. BROWN:

10 Second.

11 MS. EATON:

12 Roll call.

13

14 Arion Claggett, aye; Tammy O'Neill,
15 aye; Nicole Weakland, aye; Elisa Brown,
16 aye; Stephen Szabo, aye; Felicia Brown-
17 Haywood, aye; Jennifer D'Amato-Dow,
18 aye; Teresa Whisler, aye; Heather
19 Kelly, aye.

20 [The motion carried unanimously.]

21

22 MR. BARRETT:

23 Based on Executive Session
24 deliberations, I believe the Board
25 Chair would entertain a Motion to Offer

1 the Applicant at item 39, Kelly
2 Colbridge, Application No.
3 AA0004725022, her license be granted
4 and be placed on a period of probation
5 for not less than 5 years.

6 CHAIR O'NEILL:

7 Could I have a motion to approve?

8 MS. KELLY:

9 So moved.

10 CHAIR O'NEILL:

11 Second?

12 MS. BROWN:

13 Second.

14 MS. EATON:

15 Roll call.

16

17 Arion Claggett, aye; Tammy O'Neill,
18 aye; Nicole Weakland, aye; Elisa Brown,
19 aye; Stephen Szabo, aye; Felicia Brown-
20 Haywood, aye; Jennifer D'Amato-Dow,
21 aye; Teresa Whisler, aye; Heather
22 Kelly, aye.

23 [The motion carried unanimously.]

24

25 Report of Board Chairperson - No Report

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2

Report of Acting Commissioner - No Report

3

4

Report of Board Administrator

5

[Valerie Eaton, Board Administrator, requested a vote

6

on a new Probable Cause Screening Committee member

7

due to Stephen Szabo not seeking reinstatement when

8

his term ends in June.

9

Mr. Barrett explained the Probable Cause

10

Screening Committee member's role, where the Board

11

member would be contacted by prosecution to determine

12

whether there is probable cause for whatever action

13

prosecution is seeking. He noted there typically

14

would be a primary member and an alternate member for

15

when primary member cannot be reached.]

16

MR. BARRETT:

17

I believe the Board Chair would

18

entertain a motion to appoint Jennifer

19

D'Amato-Dow as a member of the Probable

20

Cause Screening Committee.

21

CHAIR O'NEILL:

22

Could I have a motion to approve?

23

MS. KELLY:

24

So moved.

25

CHAIR O'NEILL:

1 Second?

2 MS. BROWN:

3 Second.

4 MS. EATON:

5 Roll call.

6

7 Arion Claggett, aye; Tammy O'Neill,
8 aye; Nicole Weakland, aye; Elisa Brown,
9 aye; Stephen Szabo, aye; Felicia Brown-
10 Haywood, aye; Jennifer D'Amato-Dow,
11 aye; Teresa Whisler, aye; Heather
12 Kelly, aye.

13 [The motion carried unanimously.]

14

15 MR. BARRETT:

16 I believe the Board Chair would
17 entertain a motion to appoint Tammy
18 O'Neill as the alternate for the
19 Probable Cause Screening Committee.

20 CHAIR O'NEILL:

21 Could I have a motion to approve?

22 MS. KELLY:

23 I move to appoint.

24 CHAIR O'NEILL:

25 Second?

1 MS. BROWN:

2 Second.

3 MS. EATON:

4 Roll call.

5

6 Arion Claggett, aye; Tammy O'Neill,
7 aye; Nicole Weakland, aye; Elisa Brown,
8 aye; Stephen Szabo, aye; Felicia Brown-
9 Haywood, aye; Jennifer D'Amato-Dow,
10 aye; Teresa Whisler, aye; Heather
11 Kelly, aye.

12 [The motion carried unanimously.]

13

14 Applications - Act 41/Endorsement Applications

15 MR. BARRETT:

16 I believe, based on Executive Session
17 deliberations, the Board Chair would
18 entertain a motion to provisionally
19 deny the Application of item 41,
20 Michelle Gunsenhouser, Application No.
21 AA0004119906; item 42, Ganna Kulavska,
22 Application No. AA0004490356; item 43,
23 Lussy Johely Marte, Application No.
24 AA0004511382; item 45, Natallia
25 Khvasko, Application No. AA0004566071;

1 item 46, William Leskie, Application
2 No. AA0004618740; and item 47, Leticia
3 Santos, Application No. AA0004647789.

4 CHAIR O'NEILL:

5 Could I have a motion to provisionally
6 deny?

7 MS. KELLY:

8 So moved.

9 CHAIR O'NEILL:

10 Second?

11 MS. BROWN:

12 Second.

13 MS. EATON:

14 Roll call.

15

16 Arion Claggett, aye; Tammy O'Neill,
17 aye; Nicole Weakland, aye; Elisa Brown,
18 aye; Stephen Szabo, aye; Felicia Brown-
19 Haywood, aye; Jennifer D'Amato-Dow,
20 aye; Teresa Whisler, aye; Heather
21 Kelly, aye.

22 [The motion carried unanimously.]

23

24 MR. BARRETT:

25

Based on Executive Session

1 deliberations, I believe the Board
2 Chair would entertain a motion to grant
3 a Provisional Endorsement License to
4 item 44, Lira Sharshenalieva,
5 Application No. AA0004492972; item 48,
6 Nancy Lau, Application No. AA004501849;
7 and item 49, Xiang Lian, Application
8 No. AA0004501501.

9 CHAIR O'NEILL:

10 Could I have a motion to provisionally
11 approve?

12 MS. KELLY:

13 So moved.

14 CHAIR O'NEILL:

15 Second?

16 MS. BROWN:

17 Second.

18 MS. EATON:

19 Roll call.

20
21 Arion Claggett, aye; Tammy O'Neill,
22 aye; Nicole Weakland, aye; Elisa Brown,
23 aye; Stephen Szabo, aye; Felicia Brown-
24 Haywood, aye; Jennifer D'Amato-Dow,
25 aye; Teresa Whisler, aye; Heather

1 Kelly, aye.

2 [The motion carried unanimously.]

3 ***

4 MR. BARRETT:

5 Based on Executive Session
6 deliberations, I believe the Board
7 Chair would entertain a motion to
8 approve the Applications of item 50,
9 Vitalii Zakorko, Application No.
10 AA0004723687 and item 51,
11 Ifunanyachukwu Regina Iheanacho,
12 Application No. AA0004608324.

13 CHAIR O'NEILL:

14 Could I have a motion to approve?

15 MS. KELLY:

16 So moved.

17 CHAIR O'NEILL:

18 Second?

19 MS. BROWN:

20 Second.

21 MS. EATON:

22 Roll call.

23
24 Arion Claggett, aye; Tammy O'Neill,

25 aye; Nicole Weakland, aye; Elisa Brown,

1 Second.

2 MS. EATON:

3 Roll call.

4

5 Arion Claggett, aye; Tammy O'Neill,
6 aye; Nicole Weakland, aye; Elisa Brown,
7 aye; Stephen Szabo, aye; Felicia Brown-
8 Haywood, aye; Jennifer D'Amato-Dow,
9 aye; Teresa Whisler, aye; Heather
10 Kelly, aye.

11 [The motion carried unanimously.]

12 ***

13 Report of Board Members - No Report

14 ***

15 Discussion Items - Regulatory Update

16 [Sean C. Barrett, Esquire, Board Counsel, provided a
17 Regulatory Status Report on the S-Drive for Board's
18 review, noting there has not been much movement since
19 the last meeting. He mentioned that the massage
20 therapy in a salon regulation would be moving along
21 as proposed very shortly. He noted he would then
22 start on the 120-square foot regulation just to make
23 the regulations conform to the actual law.

24 Mr. Barrett addressed House Bill 1014 regarding
25 mobile units. He mentioned there is also a companion

1 bill regarding barbering, noting the two statutes are
2 basically identical other than the word cosmetology
3 and barber being exchanged.

4 Mr. Barrett explained that the bill would allow
5 mobile units to be licensed as salons by the Board
6 but must be at least 24 feet in length and comply
7 with the health and safety regulations established by
8 the Board. He stated the bill was introduced before
9 but did not move and is back in the Professional
10 Licensure Committee.

11 Mr. Barrett addressed House Bill 591 regarding
12 natural hair braiding.

13 Mr. Hinsey stated it should be labeled as
14 removing barriers in cosmetology. He noted the bill
15 had been submitted to create a section for blow dry
16 styling related to shampooing, treating, styling of
17 hair, hair pieces, and wigs and establishes a section
18 on eyelash extensions, threading, and makeup
19 applications.

20 Mr. Hinsey mentioned that each of those sections
21 are defined, as well as natural hair braiding, as
22 services that are distinct from cosmetology and a
23 person would not need to be licensed. He noted the
24 definition of makeup application does not include
25 permanent makeup or tattooing and someone solely

1 engaging in those practices would not need to be
2 licensed. He explained that it also exempts anyone
3 who provides those types of services from obtaining a
4 salon or facility license to perform the services and
5 would allow them to work in a salon otherwise being
6 licensed.

7 Mr. Hinsey addressed House Bill 328 regarding
8 eliminating the prohibition on booth rentals and
9 essentially takes any booth rental word or site to a
10 booth rental out of the Cosmetology Law.

11 Mr. Barrett commented that they are all still
12 perspective bills and are with the House Professional
13 Licensure Committee but would inform the Board of any
14 movement in the future. He encouraged anyone who
15 would like to make any comments to reach out to their
16 local representatives because the Board has no
17 control over what is enacted through the General
18 Assembly and advised Board members to do so not as a
19 member of the Board.]

20 ***

21 Appointment - Bureau of Finance and Operations
22 Annual Budget Presentation
23 [Michelle Witmer, Fiscal Management Specialist,
24 Bureau of Finance and Operations, Department of
25 State, presented the annual budget for the State

1 Board of Cosmetology. She addressed licensee counts
2 from renewals, noting the Board has a renewal period
3 each year with the larger renewal in January of odd
4 years. She referred to FY20-21 and FY22-23, showing a
5 slight decrease in the license count but reported an
6 increase of 505 licenses as of this morning, giving a
7 total license count of 125,745.

8 Ms. Witmer addressed revenue, noting 89 percent
9 of revenue is from renewals, 6 percent from
10 application fees, and 5 percent from other
11 categories.

12 Ms. Witmer reported a combined biennial total for
13 the last two fiscal years of \$10,245,555.12 in
14 revenue. She mentioned the Board had a renewal
15 increase go into effect in FY22-23 and would start
16 seeing changes to license fees.

17 Ms. Witmer addressed expenses, including direct
18 charges, timesheet-based charges, and distribution.
19 She noted the Board was around \$5.4 million in FY21-
20 22 and \$4.3 million as of May 10 and the Bureau of
21 Finance and Operations (BFO) is anticipating the
22 budget finish the year at \$5,825,000.

23 Ms. Witmer noted BFO is projecting the Board
24 would be coming back into the black in FY25-26 due to
25 renewal and application fee increases this year. She

1 mentioned the increase is incremental and would
2 affect FY22-23 through FY25-26, noting the Board is
3 currently showing a final balance of \$20,604.59.]

4 ***

5 Adjournment

6 CHAIR O'NEILL:

7 We will adjourn our meeting for today.

8 The next meeting is scheduled for July
9 31. We will see everyone then.

10 Thank you.

11 ***

12 [There being no further business, the State Board of
13 Cosmetology Meeting adjourned at 11:39 a.m.]

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CERTIFICATE

I hereby certify that the foregoing summary minutes of the State Board of Cosmetology meeting, was reduced to writing by me or under my supervision, and that the minutes accurately summarize the substance of the State Board of Cosmetology meeting.



Derek Richmond,
Minute Clerk
Sargent's Court Reporting
Service, Inc.

STATE BOARD OF COSMETOLOGY
REFERENCE INDEX

May 22, 2023

	TIME	AGENDA
1		
2		
3		
4		
5		
6		
7		
8		
9	9:00	Executive Session
10	10:30	Return to Open Session
11		
12	10:37	Official Call to Order
13		
14	10:37	Roll Call
15		
16	10:37	Introduction of Attendees
17		
18	10:40	Approval of Minutes
19		
20	10:40	Report of Board Prosecution
21		
22	11:02	Report of Board Counsel
23		
24	11:15	Report of Board Administrator
25		
26	11:20	Applications
27		
28	11:25	Discussion Items
29		
30	11:32	Appointment - Bureau of Finance and
31		Operations Annual Budget Presentation
32		
33	11:39	Adjournment
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