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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: 10:30 A.M.

Held at

PENNSYLVANIA DEPARTMENT OF STATE

2525 North 7th Street

CoPA HUB, Eaton Conference Room

Harrisburg, Pennsylvania 17110

as well as

VIA MICROSOFT TEAMS

Monday, June 10, 2024

1 State Board of Cosmetology

2 June 10, 2024

3
4
5 BOARD MEMBERS:

6
7 Arion R. Claggett, Acting Commissioner, Bureau of
8 Professional and Occupational Affairs

9 Tammy Y. O'Neill, Chair, Professional Member

10 Jennifer A. D'Amato-Dow, Vice Chair, Professional
11 Member

12 Nicole Weakland, Secretary, Professional Member

13 Heather Kelly, Esquire, Deputy Attorney General,
14 Consumer Protection Member

15 Felicia L. Brown-Haywood, Professional Member

16 Teresa Whisler, Professional Member

17 Sandra Jenkins, Professional Member

18 Linda Iezzi, Professional Member

19 Alexandria Lee, Public Member

20

21

22 BUREAU PERSONNEL:

23

24 Jared Hinsey, Esquire, Board Counsel

25 Thomas M. Davis, Esquire, Regulatory Counsel

26 J. Karl Geschwindt, Esquire, Senior Board Prosecutor

27 Valerie Eaton, Board Administrator

28 Justin Green, Legal Intern

29

30

31 ALSO PRESENT:

32

33 Amber Vanasdalan

34

35 Anna

36

37 Chris Lammando, Vice President, Gmerek Government
38 Relations, Inc.

39

40 Debbie Eckstine-Weidner, Cosmetology Instructor,
41 DeRielle Cosmetology Academy

42

43 Stephanie Dunkerley

44

45 Henry

46

47 Janae

48

49 Riley

50

Kirsta

Sara Kovack

Brianna

Hannah

Donna Driscoll

Sophia Cornell

Rachel Wilbur, Sargent's Court Reporting Service,
Inc.

1 ***

2 State Board of Cosmetology

3 June 10, 2024

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 Jared Hinsey, Esquire, Board Counsel, for the
8 purpose of conducting quasi-judicial deliberations on
9 a number of matters currently pending before the
10 Board and to receive the advice of counsel. The
11 Board returned to open session at 10:30 a.m.]

12 ***

13 The regularly scheduled meeting of the State
14 Board of Cosmetology was held on Monday, June 10,
15 2024. Tammy Y. O'Neill, Chair, Professional Member,
16 called the meeting to order at 10:30 a.m.

17 ***

18 [Jared Hinsey, Esquire, Board Counsel, noted the
19 meeting was being recorded, and those who continued
20 to participate were giving their consent to be
21 recorded.

22 Mr. Hinsey also noted the Board entered into
23 Executive Session with Board Counsel to have
24 attorney-client consultations and for the purpose of
25 conducting quasi-judicial deliberations.]

1 ***

2 Roll Call/Introduction of Attendees

3 [Valerie Eaton, Board Administrator, provided a roll
4 call of Board members and introduction of attendees.
5 A quorum of Board members was present.]

6 ***

7 Approval of Minutes of April 22, 2024

8 CHAIR O'NEILL:

9 The next item on the agenda is approval
10 of minutes from our last meeting on
11 April 22.

12 Can I get a motion to approve the
13 draft minutes from the April 22
14 meeting?

15 ACTING COMMISSIONER CLAGGETT:

16 So moved.

17 MS. D'AMATO-DOW:

18 Second.

19 MS. EATON:

20 Roll call.

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

1 Whisler, aye; Sandra Jenkins, aye;
2 Linda Iezzi, aye; Alexandria Lee, aye.

3 [The motion carried unanimously.]

4 ***

5 Report of Board Prosecution

6 [J. Karl Geschwindt, Esquire, Senior Board Prosecutor
7 and Prosecution Liaison, presented the Consent
8 Agreement for Case No. 23-45-011121.]

9 MR. HINSEY:

10 Based on the presentation of the
11 prosecution division, does any Board
12 member wish to reenter Executive
13 Session for deliberations on this
14 matter? Hearing none.

15 Based on Executive Session
16 deliberations, I believe the Board
17 Chair would entertain a motion to
18 approve the Consent Agreement at agenda
19 item 2, Case No. 23-45-011121.

20 CHAIR O'NEILL:

21 May I have a motion to approve?

22 ACTING COMMISSIONER CLAGGETT:

23 So moved.

24 MS. D'AMATO-DOW:

25 Second.

1 MS. EATON:

2 Roll call.

3

4 Arion Claggett, aye; Tammy O'Neill,
5 aye; Jennifer D'Amato-Dow, aye; Nicole
6 Weakland, aye; Heather Kelly, aye;
7 Felicia Brown-Haywood, aye; Teresa
8 Whisler, aye; Sandra Jenkins, aye;
9 Linda Iezzi, aye; Alexandria Lee, aye.

10 [The motion carried unanimously. The Respondent's
11 name at agenda item 2, Case No. 23-45-011121, is Luu
12 Nails.]

13

14 Report of Board Counsel - Final Adjudications and
15 Orders

16 MR. HINSEY:

17 Based on Executive Session
18 deliberations, I believe the Board
19 Chair would entertain a motion
20 directing Board Counsel to issue the
21 Final Adjudication and Order in the
22 matter at agenda item 3, Vieng
23 Phommachat, Case No. 21-45-017325.

24 CHAIR O'NEILL:

25 May I have a motion issue the Final

1 Adjudication?

2 ACTING COMMISSIONER CLAGGETT:

3 So moved.

4 MS. D'AMATO-DOW:

5 Second.

6 MS. EATON:

7 Roll call.

8

9 Arion Claggett, aye; Tammy O'Neill,
10 aye; Jennifer D'Amato-Dow, aye; Nicole
11 Weakland, aye; Heather Kelly, aye;
12 Felicia Brown-Haywood, aye; Teresa
13 Whisler, aye; Sandra Jenkins, aye;
14 Linda Iezzi, aye; Alexandria Lee, aye.

15 [The motion carried unanimously.]

16

17 Report of Board Counsel - Motions to Deem Facts

18 Admitted

19 MR. HINSEY:

20 Based on Executive Session
21 deliberations, I believe the Board
22 Chair would entertain a motion to grant
23 the Motion to Deem Facts Admitted and
24 Enter Default and direct Board Counsel
25 to prepare an Adjudication and Order in

1 accordance with the discussion in
2 Executive Session in the matter at
3 agenda item 4, Linh Nguyen, Case No.
4 22-45-015810.

5 CHAIR O'NEILL:

6 May I have a motion grant?

7 ACTING COMMISSIONER CLAGGETT:

8 So moved.

9 MS. D'AMATO-DOW:

10 Second.

11 MS. EATON:

12 Roll call.

13

14 Arion Claggett, aye; Tammy O'Neill,
15 aye; Jennifer D'Amato-Dow, aye; Nicole
16 Weakland, aye; Heather Kelly, aye;
17 Felicia Brown-Haywood, aye; Teresa
18 Whisler, aye; Sandra Jenkins, aye;
19 Linda Iezzi, aye; Alexandria Lee, aye.

20 [The motion carried unanimously.]

21

22 Report of Board Counsel - Proposed Adjudication and
23 Order

24 MR. HINSEY:

25 Based on Executive Session

1 deliberations, I believe the Board
2 Chair would entertain a motion to adopt
3 the Proposed Adjudication and Order in
4 the matter at agenda item 5, Big Apple
5 Hair, Case No. 23-45-013908.

6 CHAIR O'NEILL:

7 Can have a motion to adopt?

8 ACTING COMMISSIONER CLAGGETT:

9 So moved.

10 MS. D'AMATO-DOW:

11 Second.

12 MS. EATON:

13 Roll call.

14
15 Arion Claggett, aye; Tammy O'Neill,
16 aye; Jennifer D'Amato-Dow, aye; Nicole
17 Weakland, aye; Heather Kelly, aye;
18 Felicia Brown-Haywood, aye; Teresa
19 Whisler, aye; Sandra Jenkins, aye;
20 Linda Iezzi, aye; Alexandria Lee, aye.

21 [The motion carried unanimously.]

22 ***

23 Report of Board Counsel - Applications

24 MR. HINSEY:

25 Based on Executive Session

1 deliberations, I believe the Board
2 Chair would entertain a motion to
3 rescind the vote on April 22, 2024,
4 provisionally denying the Application
5 at agenda item 6, Aisha Kamara, Case
6 No. 24-45-006867.

7 CHAIR O'NEILL:

8 Can I have a motion to rescind the vote
9 of the previously provisionally denied?

10 ACTING COMMISSIONER CLAGGETT:

11 So moved.

12 MS. D'AMATO-DOW:

13 Second.

14 MS. EATON:

15 Roll call.

16
17 Arion Claggett, aye; Tammy O'Neill,
18 aye; Jennifer D'Amato-Dow, aye; Nicole
19 Weakland, aye; Heather Kelly, aye;
20 Felicia Brown-Haywood, aye; Teresa
21 Whisler, aye; Sandra Jenkins, aye;
22 Linda Iezzi, aye; Alexandria Lee, aye.

23 [The motion carried unanimously.]

24 ***

25 MR. HINSEY:

1 Based on Executive Session
2 deliberations, I believe the Board
3 Chair would entertain a motion to
4 approve the Application and grant a
5 Probationary License to Practice
6 Cosmetology at agenda item 7, Seanah
7 Williams.

8 CHAIR O'NEILL:

9 Can I have a motion to grant the
10 license?

11 ACTING COMMISSIONER CLAGGETT:

12 So moved.

13 MS. D'AMATO-DOW:

14 Second.

15 MS. EATON:

16 Roll call.

17
18 Arion Claggett, aye; Tammy O'Neill,
19 aye; Jennifer D'Amato-Dow, aye; Nicole
20 Weakland, aye; Heather Kelly, aye;
21 Felicia Brown-Haywood, aye; Teresa
22 Whisler, aye; Sandra Jenkins, aye;
23 Linda Iezzi, aye; Alexandria Lee, aye.

24 [The motion carried unanimously.]

25

1 Report of Board Counsel - Citation Appeals

2 MR. HINSEY:

3 Based on Executive Session
4 deliberations, I believe the Board
5 Chair would entertain a motion to
6 dismiss the Citation Appeals at agenda
7 item 8, Angela Brennan, Case No. 23-45-
8 00972; agenda item 9, Staci Grochowiak,
9 Case No. 21-45-001289; and agenda item
10 10, Tiddlywinks Boutique, Case No. 23-
11 45-006975.

12 CHAIR O'NEILL:

13 Can I have a motion to dismiss the
14 Citation Appeals?

15 ACTING COMMISSIONER CLAGGETT:

16 So moved.

17 MS. D'AMATO-DOW:

18 Second.

19 MS. EATON:

20 Roll call.

21

22 Arion Claggett, aye; Tammy O'Neill,
23 aye; Jennifer D'Amato-Dow, aye; Nicole
24 Weakland, aye; Heather Kelly, aye;
25 Felicia Brown-Haywood, aye; Teresa

1 Whisler, aye; Sandra Jenkins, aye;
2 Linda Iezzi, aye; Alexandria Lee, aye.

3 [The motion carried unanimously.]

4 ***

5 Report of Board Chairperson - No Report

6 ***

7 Report of Acting Commissioner

8 [Arion R. Claggett, Acting Commissioner, Bureau of
9 Professional and Occupational Affairs, informed Board
10 members that e-licensure was enabled in the
11 Pennsylvania Licensing System (PALS) to allow
12 licensees to print their own license.

13 Acting Commissioner Claggett noted the staff will
14 continue to print and mail licenses as they are
15 issued.

16 Chair O'Neill noted an email was distributed to
17 all licensed cosmetologists in the state of
18 Pennsylvania.

19 Acting Commissioner Claggett mentioned that the
20 license will have a quick response (QR) code that can
21 link with the PALS website to verify the status of
22 their license.]

23 ***

24 Report of Board Administrator

25 [Valerie Eaton, Board Administrator, announced that

1 another application fee increase for cosmetology
2 licensing goes into effect on July 1.]

3 ***

4 Applications - Act 41/Endorsement Applications

5 MR. HINSEY:

6 Based on Executive Session
7 deliberations, I believe the Board
8 Chair would entertain a motion to
9 approve the Application for Licensure
10 as a Cosmetologist by Endorsement at
11 agenda item 12, Galina Moroz.

12 CHAIR O'NEILL:

13 Can I have a motion to approve for
14 licensure by endorsement?

15 ACTING COMMISSIONER CLAGGETT:

16 So moved.

17 MS. D'AMATO-DOW:

18 Second.

19 MS. EATON:

20 Roll call.

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

1 Whisler, aye; Sandra Jenkins, aye;
2 Linda Iezzi, aye; Alexandria Lee, aye.

3 [The motion carried unanimously.]

4 ***

5 MR. HINSEY:

6 Based on Executive Session
7 deliberations, I believe the Board
8 Chair would entertain a motion to
9 provisionally deny the Application for
10 Licensure as a Cosmetologist by
11 Endorsement at agenda item 13, Edwige
12 Aimee Soukoujou Talla.

13 CHAIR O'NEILL:

14 Can I have a motion to provisionally
15 deny?

16 ACTING COMMISSIONER CLAGGETT:

17 So moved.

18 MS. D'AMATO-DOW:

19 Second.

20 MS. EATON:

21 Roll call.

22
23 Arion Claggett, aye; Tammy O'Neill,
24 aye; Jennifer D'Amato-Dow, aye; Nicole
25 Weakland, aye; Heather Kelly, aye;

1 Felicia Brown-Haywood, aye; Teresa
2 Whisler, aye; Sandra Jenkins, aye;
3 Linda Iezzi, aye; Alexandria Lee, aye.

4 [The motion carried unanimously.]

5 ***

6 MR. HINSEY:

7 Based on Executive Session
8 deliberations, I believe the Board
9 Chair would entertain a motion to
10 approve the Application for Licensure
11 as a Nail Technician by Endorsement at
12 agenda item 14, Volha Kokhan.

13 CHAIR O'NEILL:

14 Can I have a motion to approve the nail
15 tech by endorsement license?

16 ACTING COMMISSIONER CLAGGETT:

17 So moved.

18 MS. D'AMATO-DOW:

19 Second.

20 MS. EATON:

21 Roll call.

22
23 Arion Claggett, aye; Tammy O'Neill,
24 aye; Jennifer D'Amato-Dow, aye; Nicole
25 Weakland, aye; Heather Kelly, aye;

1 Felicia Brown-Haywood, aye; Teresa
2 Whisler, aye; Sandra Jenkins, aye;
3 Linda Iezzi, aye; Alexandria Lee, aye.

4 [The motion carried unanimously.]

5 ***

6 MR. HINSEY:

7 Based on Executive Session
8 deliberations, I believe the Board
9 Chair would entertain a motion to
10 approve the Application for Licensure
11 as an Esthetician by Endorsement at
12 agenda item 15, Vera Garasova.

13 CHAIR O'NEILL:

14 Can I have a motion to approve for a
15 license?

16 ACTING COMMISSIONER CLAGGETT:

17 So moved.

18 MS. D'AMATO-DOW:

19 Second.

20 MS. EATON:

21 Roll call.

22
23 Arion Claggett, aye; Tammy O'Neill,
24 aye; Jennifer D'Amato-Dow, aye; Nicole
25 Weakland, aye; Heather Kelly, aye;

1 Felicia Brown-Haywood, aye; Teresa
2 Whisler, aye; Sandra Jenkins, aye;
3 Linda Iezzi, aye; Alexandria Lee, aye.

4 [The motion carried unanimously.]

5 ***

6 Applications - Variance Request

7 MR. HINSEY:

8 Based on Executive Session
9 deliberations, I believe the Board
10 Chair would entertain a motion to
11 provisionally deny the Variance
12 Requests at agenda item 16, Muse by
13 Melodie; agenda item 17, Kor Medspa;
14 and agenda item 18, Lady's Esthetics
15 Studio.

16 CHAIR O'NEILL:

17 Can I have a motion to provisionally
18 deny?

19 ACTING COMMISSIONER CLAGGETT:

20 So moved.

21 MS. D'AMATO-DOW:

22 Second.

23 MS. EATON:

24 Roll call.

25

1 Arion Claggett, aye; Tammy O'Neill,
2 aye; Jennifer D'Amato-Dow, aye; Nicole
3 Weakland, aye; Heather Kelly, aye;
4 Felicia Brown-Haywood, aye; Teresa
5 Whisler, aye; Sandra Jenkins, aye;
6 Linda Iezzi, aye; Alexandria Lee, aye.

7 [The motion carried unanimously.]

8 ***

9 Report of Regulatory Counsel

10 [Thomas M. Davis, Esquire, Regulatory Counsel, noted
11 that the Board has been talking about the massage
12 therapists in cosmetology salons regulation for some
13 time. He reminded everyone that the regulation was
14 published as proposed in December and discussed at
15 the last few meetings. He is writing the final-form
16 rulemaking and hoped to present that at the next
17 meeting on August 12, 2024, for discussion and a
18 Board vote. He mentioned the regulation is due
19 January 16, 2026.

20 Mr. Davis reported on working on a total of four
21 active rulemakings and provided a Regulatory Report
22 for the Board's review.]

23 ***

24 Discussion Items

25 [Jared Hinsey, Esquire, Board Counsel, provided the

1 2023 Cosmetology Board Annual Report for the Board's
2 review. He noted 134,985 active licensees, and the
3 Board closed 2,127 cases in 2023.]

4 ***

5 Public Comment

6 [Donna Driscoll requested information concerning the
7 pilot program. She mentioned that she contacted the
8 Board but received multiple answers to her questions.

9 Sophia Cornell read, in addition, Pennsylvania
10 offers early testing on theory/procedural skills
11 exams, which you can take before you complete your
12 schooling. To be qualified for this, you must have
13 completed at least 900 hours but less than 1,250 in a
14 licensed cosmetology school. It's important to note
15 that you can take and even pass the exams before you
16 complete your hours but will not receive your license
17 or temporary permit until you complete the full
18 number of required hours of 1,250 and other program
19 requirements.

20 Ms. Driscoll apologized, noting that was the
21 question on hours and receiving a temporary license.
22 She noted that is still in the state law book, but
23 then under the new section of the state law, it says
24 that a student may get their temporary license once
25 they are over 900 hours when they are eligible to

1 take their test for their early testing.

2 Ms. Driscoll referred to the bottom of that same
3 new law she received from a direct email that read,
4 § 12.1 allows a temporary license to be issued to any
5 applicant who is eligible for admission to one of the
6 exams. This is an early theory or practical test
7 exam. The temporary license must be practice under
8 the supervision.

9 Ms. Driscoll noted being unsure of the positive
10 one because they are conflicting. She asked whether
11 a student will still get their temporary license if
12 the student simply applied and does not take the
13 early test after they completed the 900 hours.

14 Mr. Hinsey explained that a student can apply for
15 and take the early theory test after a student
16 completes 900 hours.

17 Ms. Driscoll also asked, if they do not take
18 their test yet but are applying and get a temporary
19 license can they work with that temporary license
20 until they take and pass their test.

21 Mr. Hinsey explained that they can work under
22 that temporary license but have to be approved for
23 the exam first.

24 Ms. Driscoll reported receiving multiple answers
25 from the state Board concerning the pilot program.

1 She noted that after they hit the 900 hours, the
2 pilot program talks about the last 350 hours distance
3 learning. She asked whether the school may allow the
4 kids to leave for co-op to complete those 350 hours
5 and was told absolutely not because they may not do
6 it during school hours.

7 Ms. Driscoll noted students also called and were
8 told they were absolutely allowed to do that and the
9 school can get fined if the instructor did not allow
10 students do that, approve or take their hours during
11 the summer.

12 Ms. Driscoll informed Board member that she
13 called multiple times and got multiple answers. She
14 also asked whether the school needed to register
15 their students. She ~~asked~~ asked whether it is two
16 things, whether it is pilot program or it simply
17 changes in cosmetology because CTCs are allowed to
18 get 350 hours after they get the 900 hours, where
19 they could do distant learning.

20 Ms. Driscoll reported being told they cannot
21 leave school to get those 350 hours. She mentioned
22 not being sure whether that is supposed to be under a
23 pilot program and referred to language stating
24 requirements for cosmetology and barber school, where
25 it says no later than June 30, 2023 through June 30,

1 2025. She commented that everything seems gray.

2 Ms. Eaton explained that the student has to be
3 actively enrolled in a school in order to participate
4 in a pilot program and would not know if that would
5 be considered advisory if the school is closed over
6 the summer and they do that. She mentioned that they
7 have been getting that question a lot and nobody
8 knows the answer.

9 Mr. Hinsey offered to look into that and
10 determine whether or not it requires an advisory
11 explanation or whether he can provide a straight
12 explanation.

13 Ms. Driscoll referred to the pilot program and
14 was not sure whether it would be the next new step
15 for students after they take their test and the 900
16 hours that they will be allowed to work out in the
17 salon to finish that 350 to get their 1,250 hours.

18 Acting Commissioner Claggett asked to see Ms.
19 Driscoll's email she received from the state Board to
20 clear some of the matters discussed.

21 Anna requested an exception, noting she is
22 trying to renew her license. She explained that she
23 put it in escrow and is past the five-year mark. She
24 mentioned trying to take care of it during COVID but
25 that it was impossible to find someone to direct her

1 in the right direction of what she needed to do. She
2 reported many changes to the website during that
3 time, and the website was very time-consuming because
4 it closed down, which caused her to start over
5 multiple times.

6 Mr. Hinsey informed Anna that the Board has
7 received her written request for the exception. He
8 explained that since she is making a motion to have a
9 waiver of the requirements by statute and by
10 regulation that they could not get it on this Board's
11 agenda but will be on the next agenda for the Board
12 to review.

13 Mr. Hinsey explained that she will be permitted
14 to renew her license right away if the Board grant's
15 the waiver request, and if the Board provisionally
16 denies the request, she would be able to appeal the
17 provisional denial.

18 Anna expressed a concern with the Board not
19 having enough staff to answer questions if the issues
20 are not crystal clear and the website would not be
21 self-service friendly.

22 Ms. Eaton read Janae's question, where she is
23 going to school for a nail tech and esthetics but
24 would also like to get her teacher's license as well.
25 She asked whether she would have to take the nail

1 teacher's test for that license and then also take
2 the same test for esthetics.

3 Mr. Hinsey explained that there are two separate
4 tests for a teacher's license, which are dependent
5 upon the license class.

6 Ms. Eaton further explained that students would
7 not be required to get additional hours because the
8 teacher curriculum is just a generic 500-hour
9 curriculum, but she would have to take two separate
10 tests.

11 Ms. Eaton read a question from Kirsta asking
12 whether there is any portion of the restroom a
13 student is not allowed to clean regarding their
14 duties being performed in cosmetology school.

15 Mr. Hinsey stated it would be a question for
16 their school, whether or not there are areas a
17 student is not allowed to clean. He noted the
18 regulations allow for the extra duties to be
19 performed by students.

20 Ms. Eaton read a question from Riley asking
21 whether a student is allowed to use their own
22 personal washers and dryers for laundry in home-based
23 salons, and if not, are students allowed to use
24 public laundromats.

25 Mr. Hinsey believed a student would be permitted

1 to use their home or public laundromat as long as
2 they are meeting the requirements of what is required
3 for inside a salon. He noted the salon just has to
4 have the equipment required by regulation.

5 Ms. Eaton read a question from Amber Vanasdalan
6 asking whether someone can walk through a barbershop
7 to get to a nail salon.

8 Mr. Hinsey explained that an individual could as
9 long as the nail salon has its own entry to the
10 outside from that nail salon. He mentioned it would
11 be two separate license portions of a building.

12 Ms. Vanasdalan clarified that it is walking
13 through one door and actually physically walking
14 through the barbershop vicinity and then walking
15 through an archway to get to a nail salon portion.

16 Ms. Eaton explained that a barbershop and a
17 cosmetology shop may share a common waiting area if
18 each shop has a separate entrance for the ingress and
19 egress of its patrons to the respective work areas.
20 She reported one-half of the square footage of the
21 waiting area may be used by each of the shops for the
22 purpose of meeting the square footage requirement.

23 Ms. Eaton also explained that the operations have
24 to be licensed separately and can share a main
25 entrance but would depend on the actual setup, and

1 the Board would need to see a diagram of how it is
2 set up.

3 Mr. Hinsey stated the question would be answered
4 by the Barber Board because they have the
5 jurisdiction over that type of set up.

6 Ms. Eaton read a question from Hannah asking
7 whether it is legal for a cosmetologist to utilize a
8 barber neck brush.

9 Ms. Eaton noted that to be another question best
10 answered by the Barber Board.

11 Ms. Eaton noted a question from Sara Kovack who
12 referred to § 7.97, where a licensee shall refuse a
13 client whom the licensee believes has an infectious,
14 contagious, or communicable disease and asked how to
15 enforce that when the Americans with Disabilities Act
16 (ADA) says they cannot.

17 Mr. Hinsey stated the Board cannot grant that
18 legal advice, and someone would have to seek their
19 own attorney for how to comply with those laws.

20 Debbie Eckstine-Weidner, Cosmetology Instructor,
21 DeRielle Cosmetology Academy, commented that an
22 individual used to have to take a practical and
23 theory test for their teacher's license but no longer
24 have to take a practical test. She stated the test
25 for a teacher's license is the same for all four

1 programs, noting there is not one question
2 difference. She asked whether this topic could be
3 revisited since it is the exact same test to
4 redundantly take a second time for no reason. She
5 commented that the program itself for teachers is not
6 specifically for each program and is to learn how to
7 teach.

8 Mr. Hinsey offered to get back with her but did
9 mention it would require a change in policy.

10 Ms. Vanasdalan asked when everything that took
11 place in the meeting would be available on their
12 website.

13 Ms. Eaton explained that the meeting minutes have
14 to be approved at the next Board meeting in August
15 before they are posted on the website. She further
16 explained that it takes a few days after Board
17 approval to put them on the website.]

18

19 [Tammy Y. O'Neill, Chairperson, Professional Member,
20 noted the next Board meeting date is scheduled for
21 August 12. She also noted 2025 meeting dates are
22 listed on the agenda.]

23

24 Adjournment

25 CHAIR O'NEILL:

1 Can I have a motion to adjourn?

2 ACTING COMMISSIONER CLAGGETT:

3 So moved.

4 MS. D'AMATO-DOW:

5 Second.

6 ACTING COMMISSIONER CLAGGETT:

7 The meeting is adjourned.

8 ***

9 [There being no further business, the State Board of
10 Cosmetology Meeting adjourned at 11:18 a.m.]

11 ***

12

13 CERTIFICATE

14

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

20

21



22

Rachel Wilbur,

23

Minute Clerk

24

Sargent's Court Reporting

25

Service, Inc.

STATE BOARD OF COSMETOLOGY
REFERENCE INDEX

June 10, 2024

	TIME	AGENDA
1		
2		
3		
4		
5		
6		
7		
8		
9	9:00	Executive Session
10	10:30	Return to Open Session
11		
12	10:30	Official Call to Order
13		
14	10:31	Roll Call
15		
16	10:31	Introduction of Attendees
17		
18	10:33	Approval of Minutes
19		
20	10:34	Report of Board Prosecution
21		
22	10:36	Report of Board Counsel
23		
24	10:42	Report of Acting Commissioner
25		
26	10:43	Report of Board Administrator
27		
28	10:44	Applications
29		
30	10:49	Report of Regulatory Counsel
31		
32	10:50	Discussion Items
33		
34	10:51	Public Comment
35		
36	11:18	Adjournment
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