

## ALABAMA BOARD OF COSMETOLOGY AND BARBERING

RSA Union Building 100 N. Union Street, Suite 324 P. O. Box 301750 Montgomery, AL 36130-1750

334-242-1918 Office 800-815-7453 toll free 334-242-1926 Fax www.aboc.alabama.gov

Minutes for the Board Meeting
January 7, 2019
10:00 a.m.
100 North Union Street, Suite 324
Montgomery, Alabama 36104

Mr. McDonald called the meeting to order at 10:02 a.m. and presided over the meeting. The members present were: Floyd McDonald, General Jackson, Tracy Smith, and Kathy Linden. Bobby Luster, Michelle Callahan-Alvis and Shirlie Phan were absent. A quorum of the Board members was present. Jodi Respess was present as Acting Executive Director. Todd Hughes from the Attorney General's Office was present as legal counsel. The office staff members present were Donna Thompson and Carol Reynolds. Orson Steward was the visitor present (came in at 10:33).

The invocation was given by Mr. Jackson. Roll call was taken.

Ms. Linden made a motion to accept the minutes as presented from the October 15, 2018 meeting. Mr. Jackson seconded. All ayes, the motion carried.

Wanda Henry had requested to address the Board and sent paperwork for them to review. She was unable to attend the meeting. The Board Members discussed her request to provide a letter endorsing the Barbicide credential. Ms. Smith stated that when she was teaching, she allowed students to participate in the Barbicide online course and gave them extra credit. She stated that the material is the same as what is taught in the school program. Mr. McDonald stated that credentialing has to do with Federal money and our Board has nothing to do with that. He also stated that the Board has worked with the Department of Education for over a year-and-a-half to try and help the students and that there's nothing else our Board can do.

For Complaint #3519: Ms. Smith made a motion to modify the Administrative Law Judge's recommendation so that the Respondent will pay the \$750.00 fine plus administrative hearing costs and keep her personal license. If not paid within thirty (30) days, suspend personal license until Respondent fully complies with the Final Order. Mr. Jackson seconded. All ayes, the motion carried.

For Complaint #3543: Mr. Jackson made a motion to accept the Administrative Law Judge's recommendation for a fine of \$750.00 plus administrative hearing costs. If not paid within thirty (30) days, suspend both owners' personal licenses and shop license. Ms. Linden seconded. All ayes, the motion carried.

For Complaint #3550: Mr. Jackson made a motion to accept the Administrative Law Judge's recommendation for a fine of \$875.00 plus administrative hearing costs and suspend both owners' personal licenses and shop license for three (3) days. If fails to comply within thirty (30) days of the Final Order, suspend personal licenses and shop license until comes into compliance. Ms. Smith seconded. All ayes, the motion carried.

Ms. Respess continued the discussion of the curling sponges from the previous meeting. Mr. Jackson explained how the sponge is used; he had brought one and Ms. Respess had a similar type. Ms. Respess asked that these be considered single-use items because the Inspectors are finding sponges/gloves that are nasty, deteriorating and leaving sponge pieces in client's hair. She also stated that this does not affect the Class I Barbers that are not regulated by our Board. Mr. Jackson disagreed, stating that the sponges can be sanitized and that most shops have more than just one sponge. Ms. Smith stated that if these sponges are not single-use, then that changes everything, from toe separators, which are more durable than the sponges, to the makeup sponges the Estheticians use. Mr. Jackson made a motion to table this discussion until the next meeting so that the Board Members may research and become more knowledgeable before making a decision. Ms. Linden seconded. Ms. Smith voted no. Mr. Jackson, Mr. McDonald, and Ms. Linden all voted yes to table the issue. The issue was tabled.

Ms. Respess stated that we continue to have issues with PSI but are working through them. PSI was not ready for us when they became our provider, that they give their own exams and that they are just now starting to offer the Barber practical exam. There was a discussion about the "bubble" sheets that were formerly used by our office and PCS for the practical exams.

Ms. Respess discussed the Examiners of Public Accounts training that every Board Member needs to attend. She also stated that the Governor's Inauguration will be held on January 14, 2019 and that our building will be closed, so our office will not be open that day. The word "student" has been added to the Pending Exam Permits so that consumers will know that the person providing services is not yet fully licensed.

There was a discussion concerning the closings of the Virginia College locations and what assistance the office has been able to offer. A link was added to our website to assist the students with information.

Ms. Smith asked about the NIC Regional meeting. No information has been received concerning this.

Ms. Linden asked if there has been any movement towards hiring an Inspector. Ms. Respess stated that a letter has been sent out to people listed on the register. We are requiring the person live in Madison County because the majority of the shops in northern Alabama are located in that area. Three or four responses have been received already.

Ms. Smith made a motion to adjourn at 10:55. The next meeting is scheduled for April 8, 2019 at 10:00 a.m.

Carol A. Reynolds Recording Secretary

date