



## ALABAMA BOARD OF COSMETOLOGY AND BARBERING

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Minutes for the Board Meeting  
January 25, 2016  
10:00 a.m.  
100 North Union Street, Suite 300  
Montgomery, Alabama 36104

Mr. McDonald called the meeting to order at 10:00 a.m. and presided over the meeting. The members present were: Floyd McDonald, General Jackson, Tracy Smith, Michelle Callahan-Alvis and LaTaya Aaron. Bobby Luster and Kathy Linden were absent. A quorum of the Board members was present. The office staff members present were Jodi Respass and Carol Reynolds. Bob McKee, Executive Director, was present. Todd Hughes from the Attorney General's Office was present as legal counsel. The visitors present were Ponitha Everhart with Anointed Beauty College, Jackie Scruggs and Orson Steward.

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

Mr. Jackson made a motion to accept the minutes as presented from the October 26, 2015 meeting. Ms. Smith seconded. All ayes, the motion carried.

Ms. Everhart with Anointed Beauty College addressed the Board concerning opening a new school in Decatur. Ms. Smith made a motion to accept the new school application. Ms. Aaron seconded. All ayes, the motion carried.

For Complaint #2897, Ms. Callahan-Alvis made a motion to accept the Administrative Law Judge's recommendation of a fine of \$250.00 plus hearing costs. Ms. Smith seconded. Mr. Jackson abstained. All ayes, the motion carried.

For Complaint #3027, Ms. Aaron made a motion to accept the Administrative Law Judge's recommendation of a fine of \$750.00 plus hearing costs. Ms. Smith seconded. Mr. Jackson abstained. All ayes, the motion carried.

For Complaint #30537, Ms. Callahan-Alvis made a motion to accept the Administrative Law Judge's recommendation of a fine of \$875.00 plus hearing costs. Ms. Smith seconded. Mr. Jackson abstained. All ayes, the motion carried.

For Complaint #3055, Ms. Smith made a motion to accept the Administrative Law Judge's recommendation of a fine of \$750.00 plus hearing costs. Ms. Aaron seconded. Mr. Jackson abstained. All ayes, the motion carried.

For Complaint #3056, Ms. Aaron made a motion to accept the Administrative Law Judge's recommendation of a fine of \$750.00 plus hearing costs plus suspend the shop's

license for one week. Ms. Smith seconded. Mr. Jackson abstained. All ayes, the motion carried.

For Complaint #3057, Ms. Aaron made a motion to amend the Administrative Law Judge's recommendation to a fine of \$750.00 plus hearing costs and not suspend the shop's license for one week. Ms. Smith seconded. Mr. Jackson abstained. All ayes, the motion carried.

For Complaint #3058, Ms. Smith made a motion to accept the Administrative Law Judge's recommendation of a fine of \$1,875.00 plus hearing costs. Ms. Aaron seconded. Mr. Jackson abstained. All ayes, the motion carried.

For Complaint #3059, Ms. Callahan-Alvis made a motion to accept the Administrative Law Judge's recommendation of Respondents paying hearing costs only. Ms. Smith seconded. Mr. Jackson abstained. All ayes, the motion carried.

For Complaint #2856, Ms. Smith made a motion to accept the Administrative Law Judge's recommendation of suspending Ms. Nguyen's license for thirty (30) days from the date of the Final Order. During this time, Ms. Nguyen may re-take the Theory Examination again. If she receives a passing score, her suspended license should be reinstated following the expiration of the thirty-day period. If Ms. Nguyen is unable to score a passing grade on the exam, then her license should be revoked until she fulfills the requirements of ABOC and obtains a passing score on the written examination and that she pays the court costs. Ms. Callahan-Alvis seconded. Mr. Jackson abstained. All ayes, the motion carried.

The Board discussed the tabled issue of a Make-Up Artist license or endorsement of one. This was tabled until more interest is shown.

The Board discussed the tabled issue of requiring students to not earn more than eight (8) hours in a day. Mr. McKee suggested that he come up with some language for the Board to consider at the next Board meeting.

Mr. McKee brought up the reinstatement process. A person had successfully completed the practical examination to reinstate her license, but waited twelve (12) years before she sent in payment for the license. Mr. McKee suggested language to set a limit on how long a person has to pay for the reinstatement, but this will require a Law change. Ms. Smith made a motion to accept the language offered. Mr. Jackson seconded. All ayes, the motion carried.

The NIC Regional Meeting, scheduled for April 1-3, 2016 in Nashville, was discussed. Several Board Members expressed a desire to attend.

Ms. Respass stated that the financial reports for October, November and December, 2015 in the new accounting system appears to be correct at this point and she submitted a copy to each Board Member.

The Board discussed the new cosmetology practical that NIC is offering to start May 1, 2016. The Board decided to wait until September 1<sup>st</sup> to require this in order for the Examiners to be trained on it. The issue of which optional services to require was tabled until the next Board meeting.

