



**ALABAMA BOARD OF COSMETOLOGY & BARBERING
MINUTES OF THE BOARD MEETING
RSA Union | Suite 300
Montgomery, Alabama**

**April 12, 2021
10:00 am**

Due to COVID19, the Board Meeting was held both in the board room and via teleconferencing. Board Chairman Mr. Floyd McDonald called the meeting to order at 10:00 am and presided over the meeting.

The call to order was given by Chairman McDonald, Mr. Jackson gave the invocation, and Chairman McDonald took the roll call of members. The Board Members present, via teleconference, were Mr. Floyd McDonald, Ms. Kathy Linden, Mr. General Jackson, and Ms. Tracy White Smith. The Board Members present, via in person, were Mr. Daniel Powers and Ms. Michelle Callahan-Alvis. A quorum of the Board Members was present. Ms. Jeannie Price was present, physically, as Executive Director and Ms. Neva Conway from the Attorney General's Office was present, physically, as legal counsel. Office staff members present, physically, were Ms. Madison Johnson and Ms. Susan Jana. There were no public visitors physically present. Three public visitors were present via teleconference.

Chairman McDonald asked if the Board Members had received and read the agenda for April 12, 2021. All members present confirmed they had and that there were no questions. Ms. Linden made a motion to adopt the agenda, Mr. Jackson seconded, and with all ayes the motion was carried.

Chairman McDonald asked if the Board Members had received and read the minutes from the January 11, 2021 Board Meeting. All members present confirmed they had and that there were no questions. Ms. Smith made a motion to adopt the minutes, Ms. Linden seconded, and with all ayes the motion was carried. Chairman McDonald also indicated he had received the original minutes in his Board Meeting packet and would sign them and send them to Ms. Linden for signing.

Complaints and the Administrative Law Judge's recommendations were read by Ms. Price.

Complaint #3842 – Serenity Hair & Beyond and Octavia Bruce: \$250.00 fine plus administrative court costs. If above fines not paid within 30 days, suspend personal license and shop license cannot be renewed until Respondents fully comply with the Final Order. Ms. Smith made a motion to accept the Judge's Recommendations, Ms. Linden seconded, with all ayes, the motion was carried. Ms. Callahan-Alvis abstained.

Complaint #3907 – El Salon and Kelvin Carias: \$375.00 fine plus administrative court costs. If above fines not paid within 30 days, suspend shop license and personal license may not be renewed until Respondents fully comply with the Final Order. Mr. Powers made a motion to accept the Judge's Recommendations, Mr. Jackson seconded, with all ayes, the motion was carried. Ms. Callahan-Alvis abstained.

Complaint #3908 – Stacey Dene Hairstyles and Stacie Loomis: \$500.00 fine plus administrative court costs. If above fines not paid within 30 days, suspend personal and shop licenses until Respondents fully comply with the Final Order. Ms. Linden made a motion to accept the Judge’s Recommendations, Ms. Smith seconded, with all ayes, the motion was carried. Ms. Callahan-Alvis abstained.

Complaint #3949 – Shear Energy Family Hair Care and Misty Baldwin: \$250.00 fine plus administrative court costs. If above fines not paid within 30 days, suspend personal license and shop license cannot be renewed until Respondents fully comply with the Final Order. Ms. Linden made a motion to accept the Judge’s Recommendations, Mr. Jackson seconded, with all ayes, the motion was carried. Ms. Callahan-Alvis abstained.

Complaint #3956 – Jay Wade Cutz Barbershop and Johnny Wade: \$250.00 fine plus administrative court costs. If above fines not paid within 30 days, suspend shop license until Respondents fully comply with the Final Order. Ms. Linden made a motion to accept the Judge’s Recommendations, Ms. Smith seconded, with all ayes, the motion was carried. Ms. Callahan-Alvis abstained.

Chairman McDonald brought up New Business.

The Board Members discussed ratification of Rule Change to Chapter 250-X-3-.01 (13) General Requirements regarding “Services Performed Outside of a Licensed Facility”. Ms. Price stated that no comments had been received from the public. Chairman McDonald called for a motion. Ms. Powers made the motion to accept this rule change, Ms. Linden seconded, with all ayes, the motion passed.

Chairman McDonald asked if all Board members received a copy of the Financial Status Report covering the period 10/01/20 through 03/31/21. All members indicated they had received this report. Ms. Linden inquired about the 100% obligation for Transportation Equipment. Ms. Price explained that three new vehicles had been purchased for three Inspectors. Ms. Price explained that she had done analysis of how much travel was costing the agency and that the purchase of vehicles would save the agency money in the long run, as the vehicles would last for several years and would be less expensive than paying mileage. Ms. Price stated it was her intent to purchase 3 new vehicles for the other Inspectors in the next FY to keep them on a rotating cycle. All Board Members indicated they thought this was a good course of action to take.

Chairman McDonald asked if Mr. Kenneth McCants was present. Mr. McCants indicated he was present. Chairman McDonald told Mr. McCants he had five minutes to address the Board. Mr. McCants discussed his proposal to require Shampoo Assistants to have a specified curriculum and be certified to receive a license. (Note: There are no minimum requirements in the current Statutes and Regulations to receive a Shampoo Assistant license.) A curriculum for high school students was recommended by Mr. McCants. Chairman McDonald indicated that they are under the Department of Education’s jurisdiction. Ms. Price added that to make any changes to the Shampoo Assistant it would require a law change. Ms. Smith also mentioned that a Shampoo Assistant would receive instruction on techniques and procedures from the employer.

Chairman McDonald asked if Mrs. Pamela Hogan and Mr. James Hogan from Hogan Institute of Cosmetology and Esthetics (New School Application) were present. Both individuals indicated they were present via telephone. Chairman McDonald asked Ms. Price if all documents were submitted with the application. Ms. Price confirmed they were. Chairman McDonald asked if there were any questions for Mr. and Mrs. Hogan. Ms. Linden posed a question about the school having an adequate number of Instructors. They owners answered Ms. Linden’s question, referring to the application. Chairman

McDonald asked if Board Members were ready to vote. Ms. Linden made a motion to approve, Ms. Smith seconded, and with all ayes, the motion passed. Ms. Jana reminded Mr. and Mrs. Hogan that the school must pass an inspection prior to the license being issued.

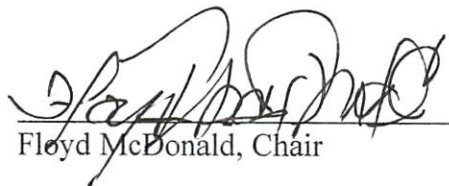
Ms. Price relayed to the Board Members a request from Representative Tashina Morris, House District 77, Montgomery County, regarding the number of Apprentices that licensed Instructors could train. Representative Morris requested an increase to two or three apprentices versus the one apprentice that a licensee can sponsor per current Administrative Rule 250-X-4-.01 (4). After discussion among Board Members, the Board Members voted unanimously to take not action on this request.

Board Members discussed the previously proposed Rule Change on 250-X-05.03 (Distance Learning). Board Members stated unanimously that they did not want to make the current waiver permanent and to only continue the temporary waiver.

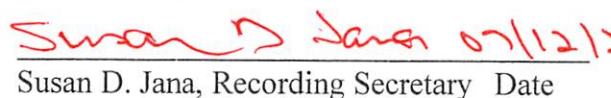
Chairman McDonald asked if there was any other business to be addressed. Ms. Price reminded the Board Members to complete their Statement of Economic Interests for 2020 with the Alabama Ethics Commission and that it is due by April 30, 2021. Board Members acknowledged they had received the information sent to them by Ms. Wanda Odom, ABOCB Human Resources Officer.

Chairman McDonald asked if there was any other business to be addressed. With no responses to the affirmative, Mr. Powers made a motion to adjourn, Ms. Linden seconded and with all ayes the meeting was adjourned at approximately 11:00 am.

The next Board meeting is scheduled for July 12, 2021 at 10:00 am.


Floyd McDonald, Chair 7-12-21
Date


Kathy Linden, Secretary/Treasurer 7-12-21
Date


Susan D. Jana, Recording Secretary 07/12/21
Date