

EXECUTIVE SUMMARY **Florida Barbers' Board**

I. General Information

Meeting Type: General Business Meeting
Meeting Date: Monday, November 9, 2009
Meeting Location: Homewood Suites
8745 International Drive
Orlando, Florida 32819

Attendees:

Herman White, Chair
Robert Collins
Julie Rivera
Edwin Stewart
Thomas Vaughn
Secretary Charles W. Drago, Department of Business and Professional Regulation (DBPR)
Robyn Barineau, Executive Director, DBPR
Carrol Cherry, Assistant Attorney General, Attorney General's Office
LeChea Parson, Assistant General Counsel, DBPR
Jason White, Assistant General Counsel, DBPR
Julie Rowland, Government Analyst, DBPR
Diana Garcia, Court Reporter
Other interested parties

II. Major Issues/Actions

- Chair Herman White introduced Secretary Charles W. Drago and welcomed him to the board meeting. Secretary Drago thanked the board for their service to the citizens of Florida and to their profession. He added that he was especially appreciative of their support of legislation that passed during the 2009 legislative session eliminating the practical examination, which supports Governor Crist's *Accelerate Florida* initiative. Secretary Drago indicated that this change will not impact public safety but will allow individuals to get to work quicker with only having to take a written examination. He thanked the board for their support in changing the inspections of barbershops from annually to biennially and for their support in removing addresses from personal licenses. Secretary Drago explained his *You Save the Day* initiative, the *EZApply* initiative, and the Governor's Small Business Summit.
- Chair Herman White excused the absence of Vice Chair Carl Troup from the board meeting.
- The board considered 24 endorsement applications, 20 disciplinary cases,

one continuing education provider application, and three continuing education course applications.

- Ms. LeChea Parson, Assistant General Counsel, informed the board that there were 93 barbering cases in the Office of the General Counsel as of October 7, 2009.
- Ms. Robyn Barineau, Executive Director, informed the board that the balance in their operating account at the end of the fiscal year was \$403,596, and the balance in their unlicensed activity account at the end of the fiscal year was \$166,025.
- Ms. Barineau mentioned that Vice Chair Troup was again able to work with Governor Crist in proclaiming September 2009 as Florida Barber Month.
- Ms. Barineau mentioned the extraordinary efforts of the Bureau of Education and Testing (BET) in scheduling and staffing additional practical examination administrations before the practical examinations were eliminated. The board appreciated BET's efforts.
- The board delegated, to Ms. Barineau, the authority to sign all orders on behalf of the chair.
- Ms. Carrol Cherry, Assistant Attorney General, provided an overview of the Barbers' Board Rules Report.
- Ms. Cherry mentioned that the Joint Administrative Procedures Committee (JAPC) has commented on the proposed amendments to Rule 61G3-19.011, Florida Administrative Code – Barbershop Requirements. The amendments related to pedicure equipment sterilization and disinfection in barbershops. Ms. Cherry indicated that JAPC believes that the board may not have authority for these amendments. She will continue to research this matter, but she may need to redraft the amendments and present them at the February 2010 meeting.
- The board approved the Statement of Estimated Regulatory Costs (SERC) for Rule 61G3-21.001, Florida Administrative Code – Normal Penalty Ranges.
- The board approved the SERC for Rule 61G3-21.001, Florida Administrative Code – Citations.
- The board agreed there would be no small business impact for the amendment to Rule 61G3-19.015, Florida Administrative Code – Inspections, which will allow the department to conduct inspections biennially rather than annually. The board agreed to allow Ms. Cherry to move forward with a Notice of Change to this rule to have the effective date be July 1, 2010, and that this change would not have a small business impact.
- Ms. Barineau reported the following future meeting dates and locations:
 - February 8, 2010 – St. Augustine
 - May 17, 2010 - Tallahassee

III. Legislation/Rule Promulgation

- Ms. Cherry will move forward with a Notice of Change to Rule 61G3-19.015, Florida Administrative Code – Inspections.

IV. Action Required

- Ms. Cherry will prepare all final orders and forward them to board staff for filing with the department's Agency Clerk.
- Ms. Cherry will continue to research the proposed amendments to Rule 61G3-19.011, Florida Administrative Code – Barbershop Requirements, and she will respond to JAPC accordingly.

Robyn Barineau
Executive Director
November 10, 2009