

MINUTES

FLORIDA BARBERS' BOARD TELEPHONE CONFERENCE CALL MEETING

Sunday, July 19, 2020

General Business Meeting

The Florida Barbers' Board meeting was called to order at approximately 9:32 a.m., by Mr. Eddie Stewart, Vice Chair.

Board Members Present

Eddie Stewart
Veronica Wold
Antonett Munchalfen
Russell Mayer

Board Members Absent

Other Persons Present

Krista Woodard, Executive Director, Department of Business and Professional Regulation (DBPR)
Julie Rowland, Government Analyst, DBPR
Crystal Stephens, Assistant General Counsel, Office of the General Counsel, DBPR
Goliath Davis, Assistant General Counsel, Office of the General Counsel, DBPR
Skye Esry, Assistant General Counsel, Office of the General Counsel, DBPR
Christopher Dierlam, Assistant Attorney General, Office of the Attorney General
Tom Jones, Assistant Attorney General, Office of the Attorney General
Ray Convery, Court Reporter
David Natal
Roland Dalge
Angel Santana
Lester Jones
Ryan Jurgen
Rashod Peterson
Joshua Oglesby
Devaughn Edwards
Adam Peterson, Esq.
Pamela Gilman

The meeting was opened with a roll call and a quorum was established.

DISCIPLINARY MATTERS

Informal Hearing

Ms. Crystal Stephens, Goliath Davis, and Ms. Skye Esry, Assistant General Counsels, presented the following cases for consideration by the Board. The Board found that the Respondents were properly served with the Administrative Complaint, the Respondents failed to respond within 21 days thereby waiving their right to elect a hearing in these matters, that the Board accept the allegations as stated in the Administrative Complaint and adopt them as the findings of fact and conclusions of law of the Board and imposed the penalties shown below:

- Mr. Cutz; Pembroke Pines; Case No. 2019039521
\$750 fine and \$86.58 costs to be paid within six months
- David Natal; Ft. Lauderdale; Case No. 2019050957
\$250 fine and \$75.78 costs to be paid within six months

- Krazy Kuts; Miramar; Case No. 2019040157
\$950 fine and \$124.49 costs to be paid within six months

Election of Waiver of Rights and Final Order

Ms. Stephens, Mr. Davis, and Ms. Esry presented the following cases for consideration by the Board. The Board found that the Respondents were properly served with the Administrative Complaint, and have elected to waive their rights to a hearing in these matters. The Board moved to accept the allegations as stated in the Administrative Complaint and adopt them as the findings of fact and conclusions of law of the Board and imposed the penalties shown below:

- Olney Town Barbershop; Davie; Case No. 2019062793
\$250 fine and \$84.98 costs to be paid within six months
- Roland Dalge; Ft. Lauderdale; Case No. 2019063236
\$90.20 costs only to be paid within 30 days
- Just Faded Barbershop; Miami; Case No. 2019033641
\$500 fine and \$31.47 costs to be paid within six months
- Tato's LLC; Hollywood; Case No. 2019039960
\$750 fine and \$84.98 costs to be paid within six months
- Sunshine Barbershops; Ft. Lauderdale; Case No. 2019058881
\$100 fine and \$77.15 costs to be paid within six months

Motion for Waiver of Rights and Final Order

Ms. Stephens, Mr. Davis, and Ms. Esry presented the following cases for consideration by the Board. The Board found that the Respondents were properly served with the Administrative Complaint, the Respondents failed to respond within 21 days thereby waiving their right to elect a hearing in this matter, that the Board accept the allegations as stated in the Administrative Complaint and adopt them as the findings of fact and conclusions of law of the Board and imposed the penalties shown below:

- New Era Barbershop; Deerfield Beach; Case No. 2019063909
\$800 fine and \$161.53 costs to be paid within six months
Re-inspection within 90 days
- Ebel Geneus; Delray Beach; Case No. 2019054801
\$250 fine and \$149.31 costs to be paid within six months
- Top Notch Barbershop WPB; West Palm Beach; Case No. 2019033439
\$1,000 fine and \$211.83 costs to be paid within six months
Revocation of license BS1084043
- Top Notch Barbershop WPB; West Palm Beach; Case No. 2019033441
\$1,000 fine and \$158.84 costs to be paid within six months
- Eric Nelson; Jacksonville; Case No. 2019027437
\$500 fine and \$112.49 costs to be paid within six months
- Andy Santiago; Orlando; Case No. 202001541
\$500 fine and \$181.15 costs to be paid within six months
- Sidelines Barbershop; Boca Raton; Case No. 2019062837

\$1,000 fine and \$84.98 costs to be paid within six months

- PD Barbershop; Ft. Lauderdale; Case No. 2019062096
\$1,350 fine and \$84.98 costs to be paid within six months
- Gordon Palmer; Lauderdale Lakes; Case No. 2019055016
\$500 fine and \$84.98 costs to be paid within six months
- Hollywood's Finest Big Tyme Barber Shop; Hollywood; Case No. 2019044021
\$650 fine and \$121.20 costs to be paid within six months
- Hall of Fame Elite Barbershop; Plantation; Case No. 2019050494
\$1,500 fine and \$84.98 costs to be paid within six months
- Degree Unisex Hair Salon; Delray Beach; Case No. 2019018456
\$1,000 fine and \$75.58 costs to be paid within six months
- Breno De Freitas; Deerfield Beach; Case No. 2019063330
\$250 fine and \$90.20 costs to be paid within six months
- Dynasty Cuts Barbershop USA; Port St. Lucie; Case No. 2019051965
\$1,500 fine and \$162.83 costs to be paid within six months
- Christian Abreu; Port St. Lucie; Case No. 2019054270
\$500 fine and \$146.49 costs to be paid within six months
- Najee Crawford; Miramar; Case No. 2019048595
\$250 fine and \$84.98 costs to be paid within six months
- Christopher Jarrett; Ft. Lauderdale; Case No. 2019056473
\$250 fine and \$84.98 costs to be paid within six months
- Otis Williams; Dundee; Case No. 2019043729
\$500 fine and \$207.58 costs to be paid within six months
- Best of the Best Barber & Salon; Lauderdale Lakes; Case No. 2019053984
\$950 fine and \$84.98 costs to be paid within six months
Re-inspection within 90 days
- Ground Xero Barbershop; Orlando; Case No. 2019043453
\$750 fine and \$321.07 costs to be paid within six months
- Top Notch Barbershop; Lake Worth; Case No. 2019017523
\$3,500 fine and \$114.67 costs to be paid within six months
- Nappy Napz Unisex Barbershop; Lauderdale Lakes; Case No. 2019054358
\$450 fine and \$86.77 costs to be paid within six months
- Lester Jones; Ft. Lauderdale; Case No. 2019045985
\$84.98 costs only to be paid within 30 days
- Dominican Barbershop; Margate; Case No. 2019047472
\$500 fine and \$117.22 costs to be paid within six months
- Best Brothers Barbershop & Salon; Wilton Manors; Case No. 2019055370
\$650 fine and \$84.98 costs to be paid within six months

- Ascencio Barber Shop; Orlando; Case No. 2019027947
The Board moved to dismiss the case

Settlement Stipulation

Ms. Stephens, Mr. Davis, and Ms. Esry presented the following cases for consideration by the Board. The Board moved to adopt the Stipulations of the parties as the Board's final action in these matters and incorporate them and all of its terms into a Final Order and imposed the penalties shown below:

- 21 Barber; Temple Terrace; Case No. 2019063713
\$250 fine and \$208.75 costs to be paid within six months
- 2 Family Enterprises dba Playoffs Barbershop; Winter Garden; Case No. 2019052781
\$500 fine and \$207.90 costs to be paid within six months
- Manny Pantaleon; Coral Springs; Case No. 2020010925
\$250 fine and \$98.58 costs to be paid within six months
- Supremes Barbershop 1; Ft. Lauderdale; Case No. 2019063504
\$700 fine and \$85.47 costs to be paid within six months

Voluntary Relinquishment

Ms. Stephens, Mr. Davis, and Ms. Esry presented the following case for consideration by the Board. The Board moved to adopt the Stipulation of the parties as the Board's final action in this matter and incorporate it and all of its terms into a Final Order and imposed the penalties shown below:

- Robert Leszek; Tampa; Case No. 2020018135
\$165.65 costs only, revocation of license BR3366

Department Attorney Report

Ms. Stephens informed the Board that as of June 12, 2020, there were 151 open barber cases in the legal section.

APPLICATIONS

Licensure Applications

Initial Review

Ryan Jurgen

Mr. Jurgen was present for the meeting. After review, the Board moved to approve the application. The Board also imposed probation on the license to run concurrent with his criminal probation.

Rashod Peterson

Mr. Peterson present for the meeting. After review, the Board moved to approve the application. The Board also imposed probation on the license to run concurrent with his criminal probation.

Devaughn Edwards

Mr. Edwards was present for the meeting. After review, the Board moved to approve the application.

Joshua Oglesby

Mr. Oglesby was present for the meeting. After review, the Board moved to approve the application.

Luis Bravo Rodriguez

Mr. Rodriguez was not present for the meeting. After review, the Board moved to deny the application due to the applicant attempting to obtain a license to practice a profession through fraudulent misrepresentation through failure to disclose prior licensure application denial.

Javier Sanchez Rodriguez

Mr. Rodriguez was not present for the meeting. After review, the Board moved to deny the application due to the applicant attempting to obtain a license to practice a profession through fraudulent misrepresentation through failure to disclose prior licensure application denial.

Derrick Walker

Mr. Walker was not present for the meeting. After review, the Board moved to approve the application. The Board also imposed probation on the license to run concurrent with his criminal probation.

OTHER BUSINESS

Mr. Ronald “Tom” Jones, was introduced as the new Board Counsel.

2020-2021 Annual Regulatory Plan

The Board approved the annual regulatory plan for 2020-2021.

61G3-16.001, Florida Administrative Code – Barber License

The Board approved the following language and agreed that there would be no negative impact on small business nor would there likely be any increase in regulatory costs in excess of \$200,000 in the aggregate within one year after implementation. They also agreed that a violation of this rule, or any part of this rule, would not be designated as a minor violation, and that this rule should not have a sunset provision.

(1) Individuals desiring to be licensed as a barber by examination in the State of Florida shall meet all required qualifications as set forth in section 476.114, F.S.

(2) Individuals seeking to take the licensing examination on the basis of successful completion of the required education training specified in section 476.114(2)(c)2., F.S., shall provide satisfactory proof of their successful completion of such training, which shall consist of the school or program that administers the course certifying that the applicant has successfully completed the barber course, and that the barber course complies with the minimum requirements set forth below in paragraph (3)(b).

(3) All barber courses which are taught for the purpose of qualifying an individual for a license to practice barbering shall consist of a minimum of ~~4,200~~ 900 barber hours of training and instruction in the subjects set forth in paragraph (3)(b).

(a) If an applicant for licensure by examination meets all required qualifications except the required minimum hours of training, he or she shall be entitled to take the licensure examination if the applicant has completed ~~4,000~~ 600 hours of training and has been certified by the school or program in which he or she is currently enrolled to have achieved the minimum competency standards of performance in the skills, services and trade techniques listed in paragraph (3)(b). If the applicant fails to achieve a passing grade on either or both portions of the licensure examination, he or she shall be entitled to re-examination only upon completion of the full requirements of ~~4200~~ 900 hours of training and instruction provided for in section 476.114(2)(c)2., F.S.

(b) A school of barbering shall certify on a student’s examination application that said individual has completed ~~650~~ 500 hours of training in barbering skills, services and correlating trade techniques along with ~~550~~ 400 hours of classroom instruction and lab studies. All barbering courses which are taught for the purpose of qualifying an individual for a license to practice barbering shall be as specified below:

1. Florida Laws and Rules	150 <u>225</u> Hours
2. Safety, Sanitation and Sterilization	325 <u>270</u> Hours
3. Hair Structure and Chemistry	50 <u>90</u> Hours
4. Hair Cutting	200 <u>135</u> Hours
a. Taper Cuts	
I. Freehand	
II. Shear over comb	

III. Clipper over comb	
b. Style Cuts (to include blow drying)	
5. Shampooing	75 <u>45</u> Hours
6. Chemical Services as follows:	350 <u>90</u> Hours
a. Permanent Waving	
b. Coloring and Bleaching	
c. Hair Relaxing and Curling	
7. Shaving, Beard and Mustache Trimming	50 <u>45</u> Hours

Barber Applications – BAR2 and BAR4

The Board approved the application changes as provided by Ms. Krista Woodard, Executive Director.

Correspondence

Complaints and Investigative Statistics – July 2019 – May 2020

Ms. Woodard informed the Board that the Complaints and Investigative Statistics Report was included in the agenda for informational purposes.

Barber Examination Summary – January 2020 – May 2020

Ms. Woodard informed the Board that the Barber Examination Summary was included in the agenda for informational purposes.

Dates and Locations of Future Meetings

October 13, 2019 – Conference Call

Elections

The Board unanimously elected Mr. Eddie Stewart, Chair and Ms. Veronica Wold, Vice Chair.

ADJOURNMENT

There being no further business, the meeting was adjourned at approximately 2:30 p.m.