

MINUTES

FLORIDA BOARD OF COSMETOLOGY
HAMPTON INN & SUITES
101 S.E. 1ST AVENUE
GAINESVILLE, FLORIDA 32601

Monday, October 25, 2010 – 9:00 a.m.

The Board of Cosmetology meeting was called to order at approximately 9:00 a.m., by Ms. Myra Jowers, Chair.

Board Members Present

Myra Jowers, Chair
Monica Smith
Ginny Fincel, Vice Chair
Laurel Ritenbaugh
Crystal Lackey

Board Members Absent

Rosabel Ramos

Other Persons Present

Robyn Barineau, Executive Director, Department of Business and Professional Regulation (DBPR)
Jaime Liang, Assistant Attorney General, Office of the Attorney General (OAG)
Julie Rowland, Government Analyst, DBPR

Interested Parties Present

Bonnie Poole, Florida Cosmetology Association (FCA)
Lisa Martinez
Angela Clinton
Heather Way
Nancy Sasak
Henry Brinkley
Linda S. Miller
Ashby Cockrell
Tomalene Carr
Renee Wiggins
Vimla Upadhya
Amanda Bailey
Tanya Bauspies
Mary Ann Olivero
Ladonna Gibson
Bonnie Poole

The meeting was opened with a roll call and a quorum was established. Chair Jowers excused the absence of Ms. Rosabel Ramos from the meeting.

Approval of Minutes: October 6, 2010

Ms. Laurel Ritenbaugh moved to approve the minutes from the October 6, 2010, board meeting. Ms. Monica Smith seconded the motion and the motion passed unanimously.

Applications

Licensure Applications

Informal Hearing

- Angela Clinton
Ms. Robyn Barineau, Executive Director, noted that the licensure application for Ms. Clinton was denied at the July 19, 2010, board meeting based upon the noted criminal history. Ms. Clinton was present for the meeting and was sworn in by Assistant Attorney General, Ms. Jaime Liang. After review and discussion, Ms. Ritenbaugh moved to approve the application based on the documents provided. Ms. Crystal Lackey seconded the motion and the motion passed unanimously.

Initial Review

- Amanda J. Bailey
Ms. Barineau noted that the licensure application for Ms. Bailey was forwarded to the board for review based on the background information reflected on the application. Ms. Bailey was present for the meeting and was sworn in by Ms. Liang. After review and discussion, Ms. Ritenbaugh moved to approve the application based on the documents provided. The board also imposed probation on the license to run concurrent with her criminal probationary period. Ms. Smith seconded the motion and the motion passed unanimously.
- Tanya G. Bauspies
Ms. Barineau noted that the licensure application for Ms. Bauspies was forwarded to the board for review based on the background information reflected on the application. Ms. Bauspies was present for the meeting and was sworn in by Ms. Liang. After review and discussion, Ms. Ritenbaugh moved to approve the application based on the documents provided. The board also imposed probation on the license to run concurrent with his criminal probationary period. Ms. Smith seconded the motion and the motion passed unanimously.
- Anna M. Blissett
Ms. Barineau noted that the licensure application for Ms. Blissett was forwarded to the board for review based on the background information reflected on the application. Ms. Blissett was not present for the meeting. After review and discussion, Vice Chair Fincel moved to approve the application based on the documents provided. The board also imposed probation on the license to run concurrent with her criminal probationary period. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.
- Henry Brinkley
Ms. Barineau noted that the licensure application for Mr. Brinkley was forwarded to the board for review based on the background information reflected on the application. Mr. Brinkley was present for the meeting and was sworn in by Ms. Liang. After review and discussion, Ms. Ritenbaugh moved to approve the application based on the documents provided. Ms. Lackey seconded the motion and the motion passed unanimously.
- Letha B. Brown
Ms. Barineau noted that the licensure application for Ms. Brown was forwarded to the board for review based on the background information reflected on the

application. Ms. Brown was not present for the meeting. After review and discussion, Vice Chair Ginny Fincel moved to approve the application based on the documents provided. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

- Marcy L. Cabanas

Ms. Barineau noted that the licensure application for Ms. Cabanas was forwarded to the board for review based on the background information reflected on the application. Ms. Bailey was not present for the meeting. After review and discussion, Ms. Ritenbaugh moved to approve the application based on the documents provided. The board also imposed probation on the license to run concurrent with her criminal probationary period. Ms. Smith seconded the motion and the motion passed unanimously.

- Ester Charlestin

Ms. Barineau noted that the licensure application for Ms. Charlestin was forwarded to the board for review based on the background information reflected on the application. Ms. Charlestin was not present for the meeting. After review and discussion, Ms. Lackey moved to approve the application based on the documents provided. The board also imposed probation on the license to run concurrent with her criminal probationary period. Ms. Smith seconded the motion and the motion passed unanimously.

- David E. Childers

Ms. Barineau noted that the licensure application for Mr. Childers was forwarded to the board for review based on the background information reflected on the application. Mr. Childers was not present for the meeting. After review and discussion, Ms. Lackey moved to approve the application based on the documents provided. The board also imposed probation on the license to run concurrent with his criminal probationary period. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

- Ashby U. Cockrell Jr.

Ms. Barineau noted that the licensure application for Mr. Cockrell was forwarded to the board for review based on the background information reflected on the application. Mr. Cockrell was present for the meeting and was sworn in by Ms. Liang. After review and discussion, Ms. Ritenbaugh moved to approve the application based on the documents provided. Ms. Lackey seconded the motion and the motion passed unanimously.

- Ladonna Gibson

Ms. Barineau noted that the hair braiding and hair wrapping registration applications for Ms. Gibson were forwarded to the board for review based on the background information reflected on the applications. Ms. Gibson was present for the meeting and was sworn in by Ms. Liang. After review and discussion, Ms. Ritenbaugh moved to approve the applications based on the documents provided. The board also imposed probation on the licenses to run concurrent with her criminal probationary period. Ms. Smith seconded the motion and the motion passed unanimously.

- Odalys D. Heredia

Ms. Barineau noted that the licensure application for Ms. Heredia was forwarded to the board for review based on the background information reflected on the application. Ms. Heredia was not present for the meeting. After review and

discussion, Ms. Ritenbaugh moved to deny the application based on the noted criminal history. Ms. Smith seconded the motion and the motion passed unanimously.

- Marilyn Johnson

Ms. Barineau noted that the licensure application for Ms. Johnson was forwarded to the board for review based on the background information reflected on the application. Ms. Johnson was not present for the meeting. After review and discussion, Ms. Ritenbaugh moved to deny the application based on the noted criminal history. Ms. Lackey seconded the motion and the motion passed unanimously.

- Princess T. Johnson

Ms. Barineau noted that the licensure application for Ms. Johnson was forwarded to the board for review based on the background information reflected on the application. Ms. Johnson was not present for the meeting. After review and discussion, Vice Chair Fincel moved to deny the application based on the noted criminal history. Ms. Smith seconded the motion and the motion passed unanimously.

- Cerise R. Kattell

Ms. Barineau noted that the licensure application for Ms. Kattell was forwarded to the board for review based on the background information reflected on the application. Ms. Kattell was not present for the meeting. After review and discussion, Vice Chair Fincel moved to deny the application based on the notes criminal history. Ms. Smith seconded the motion and the motion passed unanimously.

- Anita R. Ligans

Ms. Barineau noted that the licensure application for Ms. Ligans was forwarded to the board for review based on the background information reflected on the application. Ms. Ligans was not present for the meeting. After review and discussion, Vice Chair Fincel moved to deny the application based on the noted criminal history. Ms. Smith seconded the motion and the motion passed unanimously.

- Lisa M. Martinez

Ms. Barineau noted that the licensure application for Ms. Martinez was forwarded to the board for review based on the background information reflected on the application. Ms. Martinez was present for the meeting and was sworn in by Ms. Liang. After review and discussion, Vice Chair Fincel moved to approve the application based on the documents provided. The board also imposed probation on the license to run concurrent with her criminal probationary period. Ms. Smith seconded the motion and the motion passed unanimously.

- Stephanie N. Murray

Ms. Barineau noted that the licensure application for Ms. Murray was forwarded to the board for review based on the background information reflected on the application. Ms. Bailey was not present for the meeting. After review and discussion, Ms. Lackey moved to approve the application based on the documents provided. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

- Maryann Olivero
Ms. Barineau noted that the body wrapper and facial specialist applications for Ms. Olivero were forwarded to the board for review based on the background information reflected on the applications. Ms. Olivero was present for the meeting and was sworn in by Ms. Liang. After review and discussion, Vice Chair Fincel moved to approve the applications based on the documents provided. Ms. Lackey seconded the motion and the motion passed unanimously.
- Vicky L. Pruitt
Ms. Barineau noted that the licensure application for Ms. Pruitt was forwarded to the board for review based on the background information reflected on the application. Ms. Pruitt was not present for the meeting. After review and discussion, Vice Chair Fincel moved to approve the application based on the documents provided. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.
- Diana C. Saldana
Ms. Barineau noted that the licensure application for Ms. Saldana was forwarded to the board for review based on the background information reflected on the application. Ms. Saldana was not present for the meeting. After review and discussion, Ms. Smith moved to approve the application based on the documents provided. Ms. Lackey seconded the motion and the motion passed unanimously.
- Catherine Tobon-Forero
Ms. Barineau noted that the licensure application for Ms. Tobon-Forero was forwarded to the board for review based on the background information reflected on the application. Ms. Tobon-Forero was not present for the meeting. After review and discussion, Vice Chair Fincel moved to deny the application based on the noted criminal history. Ms. Smith seconded the motion and the motion passed unanimously.
- Stephanie Vangelder
Ms. Barineau noted that the licensure application for Ms. Vangelder was forwarded to the board for review based on the background information reflected on the application. Ms. Vangelder was not present for the meeting. After review and discussion, Ms. Ritenbaugh moved to approve the application based on the documents provided. The board also imposed probation on the license to run concurrent with her criminal probationary period. Ms. Smith seconded the motion and the motion passed unanimously.
- Heather M. Way
Ms. Barineau noted that the licensure application for Ms. Way was forwarded to the board for review based on the background information reflected on the application. Ms. Way was present for the meeting and was sworn in by Ms. Liang. After review and discussion, Ms. Ritenbaugh moved to approve the application based on the documents provided. The board also imposed probation on the license to run concurrent with her criminal probationary period. Ms. Smith seconded the motion and the motion passed unanimously.
- Renee Wiggins
Ms. Barineau noted that the licensure application for Ms. Wiggins was forwarded to the board for review based on the background information reflected on the application. Ms. Wiggins was present for the meeting and was sworn in by Ms. Liang. After review and discussion, Vice Chair Fincel moved to approve the

application based on the documents provided. The board also imposed probation on the license to run concurrent with her criminal probationary period. Ms. Smith seconded the motion and the motion passed unanimously.

Applications for Hair Braiding Courses

Initial Review

Cherri's Hair Care

After review and discussion of the course application, Ms. Ritenbaugh moved to approve the application. Ms. Smith seconded the motion and the motion passed unanimously.

Hairtiz Natural & Chemical Salon

After review and discussion of the course application, Ms. Ritenbaugh moved to approve the application. Ms. Smith seconded the motion and the motion passed unanimously.

Hollywood Beauty Academy

After review and discussion of the course application, Ms. Ritenbaugh moved to approve the application. Ms. Smith seconded the motion and the motion passed unanimously.

Janice Massey

After review and discussion of the course application, Ms. Ritenbaugh moved to approve the application. Ms. Smith seconded the motion and the motion passed unanimously.

New Look Unisex Salon

After review and discussion of the course application, Vice Chair Fincel moved to approve the application. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

Styles of Elegance Salon & Spa, Inc.

After review and discussion of the course application, Ms. Ritenbaugh moved to approve the application. Ms. Lackey seconded the motion and the motion passed unanimously.

Applications for Hair Wrapping Courses

Initial Review

Hairtiz Natural & Chemical Salon

After review and discussion of the course application, Ms. Smith moved to approve the application with the following contingency: strike all references to "diseases". The correction must be submitted to the Executive Director within 30 days of the date of the order for approval. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

Creative Braids

After review and discussion of the course application, Ms. Ritenbaugh moved to approve the application. Ms. Smith seconded the motion and the motion passed unanimously.

Hollywood Beauty Academy

After review and discussion of the course application, Ms. Ritenbaugh moved to approve the application. Ms. Smith seconded the motion and the motion passed unanimously.

Styles of Elegance Salon & Spa, Inc.

After review and discussion of the course application, Ms. Ritenbaugh moved to approve the application. Ms. Smith seconded the motion and the motion passed unanimously.

Applications for Body Wrapping Courses

Initial Review

Florida Career College

After review and discussion of the course application, Ms. Ritenbaugh moved to approve the application with the following contingency: strike all references to “slimming”. The correction must be submitted to the Executive Director within 30 days of the date of the order for approval. Ms. Smith seconded the motion and the motion passed unanimously.

Monique Cosmetique LLC

After review and discussion of the course application, Ms. Smith moved to approve the application. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

Advanced Training

After review and discussion of the course application, Ms. Smith moved to approve the application. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

Initial HIV/AIDS Courses

Initial Review

Hairtiz Natural & Chemical Salon

After review and discussion of the course application, Vice Chair Fincel moved to approve the application. Ms. Smith seconded the motion and the motion passed unanimously.

Hollywood Beauty Academy

After review and discussion of the course application, Ms. Ritenbaugh moved to approve the application. Ms. Smith seconded the motion and the motion passed unanimously.

Continuing Education Provider and Course Applications

Initial Review

Elite CME, Inc.

Course Application

2011-2012 16 Hour CE Update for Florida Facial/Full Specialist – 16 Hours Home Study/Video

After review and discussion of the course application, Vice Chair Fincel moved to approve the application. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

Elite CME, Inc.

Course Application

2011-2012 CE Update for Hair Braiders and Hair/Body Wrappers – 2 Hours
Internet and Home Study/Video

After review and discussion of the course application, Vice Chair Fincel moved to approve the application. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

Prestige Career Education

Course Application

16-Hour Continuing Education Course – 16 Hours Live Group Study and Home
Study/Video

After review and discussion of the course application, Vice Chair Fincel moved to approve the application with the following contingency: update law and rule references. The correction must be submitted to the Executive Director within 30 days of the date of the order for approval. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

New Business

CS/CS/CS/HB 713 and CS/CS/SB 1330 – DBPR Bill

Ms. Barineau informed the board that the department is moving forward with the implementation of CS/CS/CS/HB 713 and CS/CS/SB 1330. This legislation allows the department to approve qualified applicants whose military spouses are assigned to Florida duty stations to obtain a temporary license for up to six months. Ms. Barineau advised the board that the department has developed the application form and rules for this initiative.

Other Business

Executive Director's Report

Financial Report for Year Ending June 30, 2010

Ms. Barineau reported that the balance in the board's operating account on June 30, 2010, was over \$355,000, and the balance in their unlicensed activity account was over \$929,000.

Florida Board of Cosmetology Newsletter – August 2010

Ms. Barineau informed the board that the Florida Board of Cosmetology Newsletter was included in the agenda for informational purposes.

National-Interstate Council (NIC) Newsletter July/August 2010

Ms. Barineau informed the board that the July/August NIC Newsletter was included in the agenda for informational purposes.

Board Attorney Report

Rule 61G5-20.002, Florida Administrative Code–Salon Requirements

The board discussed keratin treatments and formaldehyde contained in keratin products. The board is interested in promulgating a rule to require all salons to maintain copies of Manufacturer Safety Data Sheets (MSDSs) on all products used in a salon so that inspectors can see how much keratin is contained in any particular product. If salons do not have MSDSs on all products, the board would like to be able to issue a citation. The board asked Ms. Liang to open Rule 61G5-20.002, Florida Administrative Code – Salon Requirements and Rule 61G5-30.004, Florida Administrative Code - Citations for discussion at the next meeting. Ms. Barineau will contact her counterparts through the National Interstate Council of State Boards of Cosmetology (NIC) to see how they are dealing with the use of keratin treatments in salons and report her findings at the next meeting.

Rule 61G5-17.016, Florida Administrative Code–Time for Payment of Administrative Fines

The board discussed adding language to the existing rule to allow for suspension of a license should payment of a fine and/or costs not be paid within 30 days after the entry of the final order. The board asked Ms. Liang to open the rule for discussion at the next meeting.

Regulation Report

Complaints and Investigative Statistics – July 2010 – August 2010

Ms. Barineau informed the board that the complaints and investigative statistics report was included in the agenda for informational purposes.

Bureau of Education and Testing

Cosmetology Examination Summary – January – August 2010

Ms. Barineau informed the board that the cosmetology examination summary was included in the agenda for informational purposes.

Board Member Comments

There were no board member comments.

Chair Comments

There were no comments from the chair.

Adjournment

There being no further business, the meeting was adjourned at approximately 12:25 p.m.