

STATE OF MICHIGAN
DEPARTMENT OF LABOR & ECONOMIC GROWTH
BUREAU OF COMMERCIAL SERVICES – LICENSING DIVISION
2501 Woodlake Circle, Okemos, Michigan 48864-5955

BOARD OF COSMETOLOGY

BOARD MEETING MINUTES

February 13, 2006

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Board of Cosmetology met in Regular session on February 13, 2006, at the Department of Labor & Economic Growth, Bureau of Commercial Services, 2501 Woodlake Circle, Conference Room 1, Okemos, Michigan. The business meeting was called to order by Chairperson, Cheryl Hadsall at 10:06 a.m., immediately following the public hearing for cosmetology rule set 2005-034.

ROLL CALL

Present:	Andrea Blankinship	-Professional Member
	Cheryl Hadsall	-Professional Member
	John Jordan	-Public Member
	Gail Livingston-Scott	-Professional Member
	Edith Marshall	-Professional Member
	Lydia Price-Griffin	-Professional Member
Absent:	Douglas Weaver	-Professional Member
Staff:	Joseph Campbell	-Licensing Administrator
	Jean Boven	-Licensing Division Director
	Sarah Rock	-Assistant Licensing Administrator
	Sharon Murphy	-Recording Secretary
	Steve Gobbo	-Compliance/Legal/FOIA Unit Manager
	Bill Wilhelm	-Compliance/Legal/FOIA Unit
	Jim Nelson	-Compliance/Legal/FOIA Unit
	Marijane Arredondo	-Enforcement Division
	Paige Colley	-Testing Services
	Tom Byrne	-Testing Services Manager
	Amy Shell	-Policy Specialist
Visitors:	Shontell Beasley	-Petitioner
	Rene Booker	-MESA
	Brenda Brennan	-MJ Murphy Beauty College
	Amber Denovich	-Douglas J Aveda Institute
	Pauline Drace	-Virginia Farrell Beauty School
	Michael Drace	-Virginia Farrell Beauty School
	Susan Fitzgerald	-Great Lakes School of Electrology
	Pam Huhn	-Michigan Cosmetology Association
	Susan Kolar	-David Pressley/Transitions
	Debra LaMothe	-Oakland Schools Technical Campus NE
	Carol Nielsen	-Transitions School of Cosmetology

Ho Chul Park	-Petitioner
Kaye Simuel-Everage	-Detroit Public Schools
Persondra Stimage	-Petitioner
Linda Tuttle	-Chic University/Portage
Audrey VanGessel	-Chic University/Grand Rapids, Standale
Ursula Walker	-David Pressley

AMENDMENTS TO AGENDA

- 4.f. Chaunte Miller, Cosmetologist License Denial, Tabled until May 1, 2006.
- 5.aa. Lynny Nails, 27-06-120700, Complaint No. 299303, Corrected Stipulation
- 7.c. Election of Vice-Chairperson

INTRODUCTIONS/COMMENDATIONS

Andrea Blankinship of Swartz Creek, appointed to represent cosmetologists, succeeding Robert Willis of Oak Park, for a term expiring December 31, 2009, was welcomed to the board for her first meeting. Edith Marshall of Eastpointe was reappointed to represent cosmetologists for a term expiring December 31, 2009. Tom Byrne began his position as Testing Services Manager on December 5, 2005, and was introduced to the board. Amy Shell began her position as policy specialist for the department on January 3, 2006, and was introduced to the board.

APPROVAL OF PREVIOUS MINUTES HELD SEPTEMBER 12, 2005

MOTION: Ms. Marshall moved to approve the minutes of September 12, 2005. Mr. Jordan seconded the motion, which carried unanimously.

PETITIONS

Wafa Ajin, Out-of-State Esthetician License Denial

On September 29, 2005, Ms. Ajin applied for out-of-state esthetician licensure. The department denied the application on October 18, 2005, based on Ms. Ajin's failure to meet the minimum education and examination requirements for licensure in Michigan. A petition for review was received on November 2, 2005. Ms. Ajin was not present at the meeting today. The board reviewed the petition and supporting documentation.

MOTION: Mr. Jordan moved to uphold the denial issued by the department based upon Ms. Ajin's failure to meet the minimum education and examination requirements for licensure in Michigan. Ms. Livingston-Scott seconded the motion, which carried unanimously. The department concurred.

Wafa Ajin, Out-of-State Manicurist License Denial

On August 25, 2005, Ms. Ajin applied for out-of-state manicurist licensure. The department denied the application on October 18, 2005, based on Ms. Ajin's failure to meet the minimum education and examination requirements for licensure in

Michigan. A petition for review was received on November 2, 2005. Ms. Ajin was not present at the meeting today. The board reviewed the petition and supporting documentation.

MOTION: Mr. Jordan moved to uphold the denial issued by the department based upon Ms. Ajin's failure to meet the minimum education and examination requirements for licensure in Michigan. Ms. Livingston-Scott seconded the motion, which carried unanimously. The department concurred.

Shontell Beasley, Cosmetologist Licensure Denial, GMC

On May 25, 2005, Ms. Beasley applied for cosmetologist licensure. The department denied the application on September 8, 2005, for lack of good moral character. A petition for review was received on October 3, 2005. Ms. Beasley was present at the meeting today and addressed the board. The board reviewed the petition and heard the petitioner's statements.

MOTION: Ms. Marshall moved to table the petition until the next board meeting to allow petitioner to obtain additional documentation from her current employer to demonstrate her ability to serve the public in a fair, honest, and open manner. Mr. Jordan seconded the motion, which carried unanimously. The department concurred.

Linda Cavaletto, 27-01-066229, Cosmetologist Relicensure Denial, Exam Waiver

On October 4, 2005, Ms. Cavaletto applied for cosmetologist relicensure. The department denied the application on October 13, 2005, as Ms. Cavaletto's license had lapsed since August 31, 2002, and she has not taken the state board examination as required when a license has been lapsed for more than three years. A petition for review was received on October 25, 2005, requesting a waiver of the state board examination requirement based upon her continued competency in the profession. Ms. Cavaletto was not present at the meeting today. The board reviewed the petitioner's letter, which indicated she had continued her competency within the profession through employment within the profession while unlicensed.

MOTION: Ms. Marshall moved to allow Ms. Cavaletto to take the theory portion of the examination to demonstrate continued competency in the profession. Ms. Livingston-Scott seconded the motion, which carried unanimously. The department concurred.

Janette Dabbs, Out-of-State Cosmetologist License Denial

On July 19, 2005, Ms. Dabbs applied for out-of-state cosmetologist licensure. The department denied the application on September 26, 2005, based on Ms. Dabbs' failure to meet the minimum examination requirements for licensure in Michigan as Ms. Dabbs' cosmetology license in Washington only required passing a written examination. A petition for review was received on October 5, 2005. Ms. Dabbs was not present at the meeting today. The board reviewed the petition and supporting documentation.

MOTION: Ms. Marshall moved to uphold the denial issued by the department based upon Ms. Dabbs' failure to meet the minimum examination requirements for licensure in Michigan. Ms. Price-Griffin seconded the motion, which carried unanimously. The department concurred.

Ho Chul Park, Out-of-State Cosmetologist License Denial

On November 15, 2005, Mr. Park applied for out-of-state cosmetologist licensure. The department denied the application on December 14, 2005, based on Mr. Park's failure to meet the minimum education and examination requirements for licensure in Michigan as Mr. Park received training as an apprentice in a barber shop in Seoul, Korea. A petition for review was received on January 10, 2006. Mr. Park was present at the meeting today and addressed the board with assistance from his daughter, who interpreted. The board reviewed the petition and heard the petitioner's statements.

MOTION: Ms. Marshall moved to uphold the denial issued by the department based upon Mr. Park's failure to meet the minimum education and examination requirements for cosmetologist licensure in Michigan, but suggested that he apply for barber licensure. Ms. Price-Griffin seconded the motion, which carried unanimously. The department concurred.

Persondra Stimage, Cosmetologist License Denial, GMC

On May 16, 2005, Ms. Stimage applied for cosmetologist licensure. The department denied the application on November 30, 2005, for lack of good moral character. A petition for review was received on December 29, 2005. Ms. Stimage was present at the meeting today and addressed the board. The board reviewed the petition and heard the petitioner's statements.

MOTION: Mr. Jordan moved to accept Ms. Stimage's petition and grant a cosmetologist license based upon her demonstration of rehabilitation and her propensity to serve the public in a fair, honest, and open manner. Ms. Livingston-Scott seconded the motion, which carried unanimously. The department concurred.

STIPULATIONS

MOTION: A motion was made by Mr. Jordan to approve the following stipulations. Ms. Price-Griffin seconded the motion, which carried unanimously.

Absolute Salon, 27-06-118956, Complaint No. 299199

The board reviewed the Stipulation in the matter of Absolute Salon, Shelby Twp, Michigan, for using an unlicensed person to perform cosmetology services; and failure to require that an apprentice be in attendance for not more than seven (7) hours per day.

In accordance with the Stipulation, the respondent consents to pay a fine of \$1,000.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Anthony's Beauty Academy, 27-07-000170, Complaint No. 298920

The board reviewed the Stipulation in the matter of Anthony's Beauty Academy, Roseville, Michigan, for failure to ensure that floors, walls and ceilings were maintained in good condition; failure to keep the school clean, safe and sanitary at all times; failure to keep sinks and shampoo bowls clean and sanitary at all times; failure to keep all equipment, tools, implements and supplies, including rollers, clean and sanitary at all times; failure to keep all equipment, tools, implements and supplies, including rods, clean and sanitary at all times; failure to ensure that semisolid substances were covered when not in use; failure to ensure that, after sanitization, the equipment, tools, implements and supplies were put in a dry sanitizer, closed cabinet, drawer or covered container; and violating rules of conduct in practicing an occupation.

In accordance with the Stipulation, the respondent consents to pay a fine of \$4,000.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Artic Nails, 27-06-117992, Complaint No. 299265

The board reviewed the Stipulation in the matter of Artic Nails, Pontiac, Michigan, for failure to ensure that clean towels and linens were stored in closed cabinets or drawers.

In accordance with the Stipulation, the respondent consents to pay a fine of \$1,500.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Jenna Brady, 27-01-149581, Complaint No. 299198

The board reviewed the Stipulation in the matter of Jenna Brady, Shelby Twp, Michigan, for failure to have a bulletin board in the apprentice area; failure to ensure that there was a chalkboard of sufficient size on the premises; and violating a rule of conduct in practicing an occupation.

In accordance with the Stipulation, the respondent consents to pay a fine of \$1,500.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Brandon Cantrell, 27-01-115690, Complaint No. 300059

The board reviewed the Stipulation in the matter of Brandon Cantrell, Pontiac, Michigan, for engaging in the practice of cosmetology without possessing a license; for rendering cosmetology services on a patron without possessing a license; for providing services that required a cosmetology license without posting a current, unexpired, valid license in the establishment; violating a rule of conduct in practicing an occupation; and violating a provision or rule for which a penalty is not otherwise prescribed.

In accordance with the Stipulation, the respondent consents to pay a fine of \$500.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order, and immediately pay the fee necessary to obtain an active cosmetology license. Failure to comply with the Final Order shall result in revocation or continued revocation of all licenses, or in denial of any license renewal and denial of future applications for licensure until compliance occurs.

Bernell Castle, 27-01-160500, Complaint No. 299942

The board reviewed the Stipulation in the matter of Bernell Castle, Westland, Michigan, for providing cosmetology services without posting a current, unexpired, valid license in the establishment.

In accordance with the Stipulation, the respondent consents to pay a fine of \$250.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Stephanie Cooper, 27-01-137866, Complaint No. 299945

The board reviewed the Stipulation in the matter of Stephanie Cooper, Harper Woods, Michigan, for rendering cosmetology services on a patron without possessing a license; and providing services that required a cosmetology license without posting a current, unexpired, valid license in the establishment.

In accordance with the Stipulation, the respondent consents to pay a fine of \$200.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Cutz Connexion, 27-06-116310, Complaint No. 299544

The board reviewed the Stipulation in the matter of Cutz Connexion, Pontiac, Michigan, for operating an establishment without possessing a cosmetology establishment license; failure to display license of an individual working in the establishment in a prominent place visible to the public; and failure to keep shampoo bowls clean and sanitary at all times.

In accordance with the Stipulation, the respondent consents to pay a fine of \$1,250.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Erminia D'Eleganza, 27-01-157028, Complaint No. 299185

The board reviewed the Stipulation in the matter of Erminia D'Eleganza, Pontiac, Michigan, for requiring an apprentice to be in attendance in the establishment for more than forty hours per week.

In accordance with the Stipulation, the respondent consents to pay a fine of \$1,000.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Diamond Nails & Hair, 27-06-120875, Complaint No. 298888

The board reviewed the Stipulation in the matter of Diamond Nails & Hair, Grand Rapids, Michigan, for failure to ensure that after sanitization, the equipment, tools, implements and supplies were put in a closed cabinet, drawer or covered container.

In accordance with the Stipulation, the respondent consents to pay a fine of \$750.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Doan Nails, 27-06-115955, Complaint No. 299513

The board reviewed the Stipulation in the matter of Doan Nails, Benton Harbor, Michigan, for failure to ensure that after sanitization, the equipment, tools, implements and supplies were put in a closed cabinet, drawer or covered container.

In accordance with the Stipulation, the respondent consents to pay a fine of \$4000.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Johnny Dukes, 27-01-141672, Complaint No. 298424

The board reviewed the Stipulation in the matter of Johnny Dukes, Inkster, Michigan, for using an unlicensed person to perform cosmetology services.

In accordance with the Stipulation, the respondent consents to pay a fine of \$500.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

European Hair Design, 27-06-120895, Complaint No. 298821

The board reviewed the Stipulation in the matter of European Hair Design, Dearborn, Michigan, for failure to ensure that creams and other semisolid substances were covered when not in use.

In accordance with the Stipulation, the respondent consents to pay a fine of \$3,000.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Hair 1 of Brownstown, 27-06-121099, Complaint No. 299280

The board reviewed the Stipulation in the matter of Hair 1 of Brownstown, Flat Rock, Michigan, for failure to display license of the establishment and all individuals working in the establishment in a prominent place visible to the public.

In accordance with the Stipulation, the respondent consents to pay a fine of \$750.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Hair Affair Beauty & Barber Salon, 27-06-120935, Complaint No. 298900

The board reviewed the Stipulation in the matter of Hair Affair Beauty & Barber Salon, Pontiac, Michigan, for using an unlicensed person to perform cosmetology services.

In accordance with the Stipulation, the respondent consents to pay a fine of \$300.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Hairmasters #60634, 27-06-120836, Complaint No. 298358

The board reviewed the Stipulation in the matter of Hairmasters #60634, Cedar Springs, Michigan, for failure to ensure that establishment was under the attendance and supervision of a licensed cosmetologist who had at least one year's licensed practical experience in cosmetology.

In accordance with the Stipulation, the respondent consents to pay a fine of \$500.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Hair Palladian, 27-06-120823, C#298914

The board reviewed the Stipulation in the matter of Hair Palladian, Allen Park, Michigan, for failure to display license of an individual working in the establishment in a prominent place visible to the public; failure to ensure that the establishment had

covered waste containers large enough to contain one day's accumulation of waste materials; failure to keep the establishment clean, safe and sanitary at all times; failure to keep shampoo bowls clean and sanitary at all times; failure to ensure that soiled towels were stored in a covered container until laundered; violating a rule of conduct in practicing an occupation; and violating a provision or rule for which a penalty is not otherwise prescribed.

In accordance with the Stipulation, the respondent consents to pay a fine of \$2,000.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Headlines Salon & Spa, 27-06-121035, Complaint No. 299944

The board reviewed the Stipulation in the matter of Headlines Salon & Spa, New Baltimore, Michigan, for failure to display license of establishment and all individuals working in the establishment in a prominent place visible to the public; failure to display the apprentice registration permit of an apprentice working in the shop in a prominent place visible to the public; and using an unlicensed person to perform cosmetology services.

In accordance with the Stipulation, the respondent consents to pay a fine of \$1,000.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Hollywood Nails, 27-06-116567, Complaint No. 299204

The board reviewed the Stipulation in the matter of Hollywood Nails, Dearborn Heights, Michigan, for failure to ensure that soiled towels were stored in a covered container until laundered.

In accordance with the Stipulation, the respondent consents to pay a fine of \$1,000.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Howell College of Cosmetology, 27-07-000475, Complaint No. 96860

The board reviewed the Stipulation in the matter of Howell College of Cosmetology, Howell, Michigan, for failure to furnish student with a financial contract showing the total cost and all charges involved for the complete course of study in cosmetology.

In accordance with the Stipulation, the respondent consents to pay a fine of \$700.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Kasabiancca Spa & Hair Salon, 27-06-118448, Complaint No. 299810

The board reviewed the Stipulation in the matter of Kasabiancca Spa & Hair Salon, Rochester Hills, Michigan, for using an unlicensed person to perform cosmetology services; failure to keep the establishment clean, safe and sanitary at all times; failure to keep shampoo bowls clean and sanitary at all times; failure to ensure that clean towels and linens were stored in closed cabinets or drawers; and violating a rule of conduct in practicing an occupation.

In accordance with the Stipulation, the respondent consents to pay a fine of \$2,500.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order, and immediate revocation of establishment license effective on the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications until compliance occurs.

Kim Nails, 27-06-121269, Complaint No. 299941

The board reviewed the Stipulation in the matter of Kim Nails, Waterford, Michigan, for using an unlicensed person to perform cosmetology services; failure to keep spas clean and sanitary at all times; failure to ensure that removable parts of electric nail file equipment were removed and sanitized; and failure to ensure that the main body of electric nail file equipment was clean and sanitary.

In accordance with the Stipulation, the respondent consents to pay a fine of \$2,750.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

LA Nails, 27-06-114705, Complaint No. 298228

The board reviewed the Stipulation in the matter of LA Nails, Midland, Michigan, for possessing a blade for the practice of manicuring or pedicuring.

In accordance with the Stipulation, the respondent consents to pay a fine of \$2000.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Le Nails, 27-06-120863, Complaint No. 299480

The board reviewed the Stipulation in the matter of Le Nails, Portage, Michigan, for failure to ensure that, after sanitization, the equipment, tools, implements and supplies were put in a dry sanitizer, closed cabinet, drawer, or covered container.

In accordance with the Stipulation, the respondent consents to pay a fine of \$1,500.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the

denial of future license applications and the suspension of all licenses until compliance occurs.

Love Nails, 27-06-120812, Complaint No. 299355

The board reviewed the Stipulation in the matter of Love Nails, West Bloomfield, Michigan, for failure to display licenses of all individuals working in the establishment in a prominent place visible to the public; and using an unlicensed person to perform cosmetology services.

In accordance with the Stipulation, the respondent consents to pay a fine of \$800.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Tammy Lupercio, 27-03-063808, Complaint No. 299197

The board reviewed the Stipulation in the matter of Tammy Lupercio, Clinton Twp, Michigan, for rendering cosmetology services on a patron without possessing a license; and violating a provision or rule for which a penalty is not otherwise prescribed.

In accordance with the Stipulation, the respondent consents to pay a fine of \$250.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Lynny Nails, 27-06-120700, Complaint No. 299303

The board reviewed the Stipulation in the matter of Lynny Nails, Grand Ledge, Michigan, for failure to ensure that working surface of a table was covered with fresh, clean paper, linen or cloth before use.

In accordance with the Stipulation, the respondent consents to pay a fine of \$1,500.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Maila Nails, 27-06-121033, Complaint No. 299989

The board reviewed the Stipulation in the matter of Maila Nails, Sterling Hts, Michigan, for failure to ensure that towels and linen were stored in closed cabinets or drawers.

In accordance with the Stipulation, the respondent consents to pay a fine of \$1,000.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Marie's Nails Studio, 27-06-120699, Complaint No. 299281

The board reviewed the Stipulation in the matter of Marie's Nails Studio, Jackson, Michigan, for using an unlicensed person to perform cosmetology services.

In accordance with the Stipulation, the respondent consents to pay a fine of \$500.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Master Cuts #2280, 27-06-118261, Complaint No. 298598

The board reviewed the Stipulation in the matter of Master Cuts #2280, Waterford, Michigan, for failure to ensure that the establishment had covered waste containers that were large enough to contain one day's accumulation of waste materials; failure to keep the establishment clean, safe and sanitary at all times; failure to keep shampoo bowls clean and sanitary at all times; and violating a rule of conduct in practicing an occupation.

In accordance with the Stipulation, the respondent consents to pay a fine of \$1,000.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Susan Michaels, 27-01-131993, Complaint No. 298887

The board reviewed the Stipulation in the matter of Susan Michaels, Shelby Twp, Michigan, for practicing cosmetology on the public outside of a licensed cosmetology establishment.

In accordance with the Stipulation, the respondent consents to pay a fine of \$500.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Christopher Nadjarian, 27-01-156283, Complaint No. 298682

The board reviewed the Stipulation in the matter of Christopher Nadjarian, Rochester, Michigan, for practicing cosmetology on the public outside of a licensed cosmetology establishment.

In accordance with the Stipulation, the respondent consents to pay a fine of \$500.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Nail Trix, 27-06-115990, Complaint No. 96314

The board reviewed the Stipulation in the matter of Nail Trix, Lansing, Michigan, for possessing a blade for the practice of pedicuring; and violating a rule of conduct in practicing an occupation.

In accordance with the Stipulation, the respondent consents to pay a fine of \$1,000.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Nancys Nails, 27-06-115373, Complaint No. 297590

The board reviewed the Stipulation in the matter of Nancys Nails, Sterling Hts, Michigan, for failure to display the license of an individual working in the establishment in a prominent place visible to the public; failure to keep the establishment clean, safe and sanitary at all times; failure to ensure that clean towels and linens were stored in closed cabinets or drawers; failure to ensure that soiled towels were stored in a covered container until laundered; and failure to ensure that manicuring implements were kept in a jar-type wet sanitizer.

In accordance with the Stipulation, the respondent consents to pay a fine of \$3,000.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Respondent agrees that the fine shall increase to \$5,000.00 if respondent fails to submit the cosmetology shop license application to the department within Thirty (30) days of the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Natural Nails, 27-06-121176, Complaint No. 299794

The board reviewed the Stipulation in the matter of Natural Nails, Holland, Michigan, for using an unlicensed person to perform cosmetology services.

In accordance with the Stipulation, the respondent consents to pay a fine of \$500.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Chau Ngan Quang Nguyen, 27-03-082046, Complaint No. 299203

The board reviewed the Stipulation in the matter of Chau Ngan Quang Nguyen, Westland, Michigan, for failure to place a clean towel, neck strip or other protection around a patron's neck when using a cape or haircloth.

In accordance with the Stipulation, the respondent consents to pay a fine of \$750.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Thuy Thi Thanh Nguyen, 27-03-077568, Complaint No. 299356

The board reviewed the Stipulation in the matter of Thuy Thi Thanh Nguyen, Warren, Michigan, for providing manicuring services without posting a current, unexpired, valid license in the establishment.

In accordance with the Stipulation, the respondent consents to pay a fine of \$250.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Northville Nails, 27-06-120707, Complaint No. 299623

The board reviewed the Stipulation in the matter of Northville Nails, Northville, Michigan, for using unlicensed persons to perform cosmetology services.

In accordance with the Stipulation, the respondent consents to pay a fine of \$750.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

OP Nails, 27-06-121129, Complaint No. 300732

The board reviewed the Stipulation in the matter of OP Nails, Grand Blanc, Michigan, for failure to ensure that establishment was under the attendance and supervision of a licensed cosmetologist who had at least one year's licensed practical experience in cosmetology.

In accordance with the Stipulation, the respondent consents to pay a fine of \$750.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Quynh Pham, 27-03-077569, Complaint No. 299357

The board reviewed the Stipulation in the matter of Quynh Pham, Warren, Michigan, for failure to wash her hands immediately before and after serving patrons.

In accordance with the Stipulation, the respondent consents to pay a fine of \$300.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Queen Nails, 27-06-120771, Complaint No. 299007

The board reviewed the Stipulation in the matter of Queen Nails, Detroit, Michigan, for using an unlicensed person to perform cosmetology services; failure to ensure that the establishment's floors, walls and ceilings were maintained in good condition; failure to ensure that clean towels and linens were stored in closed cabinets or drawers; failure to ensure that soiled towels were stored in a covered container until

laundered; possessing blades for the practice of manicuring or pedicuring; and violating a rule of conduct in practicing an occupation.

In accordance with the Stipulation, the respondent consents to pay a fine of \$2,000.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Rodeo's Hair Designs, Inc., 27-06-121429, Complaint No. 300514

The board reviewed the Stipulation in the matter of Rodeo's Hair Designs, Inc., Dearborn Heights, Michigan, for failure to keep the establishment clean, safe and sanitary at all times.

In accordance with the Stipulation, the respondent consents to pay a fine of \$1,500.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Sarah Marie's, 27-06-120552, Complaint No. 298441

The board reviewed the Stipulation in the matter of Sarah Marie's, Ferndale, Michigan, for failure to ensure that establishment was under the attendance and supervision of a licensed cosmetologist who had at least one year's licensed practical experience in cosmetology.

In accordance with the Stipulation, the respondent consents to pay a fine of \$500.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Shiny Nails, 27-06-118437, Complaint No. 298005

The board reviewed the Stipulation in the matter of Shiny Nails, Troy, Michigan, for possessing a blade for the practice of pedicuring.

In accordance with the Stipulation, the respondent consents to pay a fine of \$2,000.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Steven Marvin Salon, 27-06-090437, Complaint No. 300037

The board reviewed the Stipulation in the matter of Steven Marvin Salon, Holt, Michigan, for using an unlicensed person to perform cosmetology services.

In accordance with the Stipulation, the respondent consents to pay a fine of \$500.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Style Nails, 27-06-121345, Complaint No. 300055

The board reviewed the Stipulation in the matter of Style Nails, St. Clair Shores, Michigan, for using unlicensed persons to perform cosmetology services; and violating a rule of conduct in practicing an occupation.

In accordance with the Stipulation, the respondent consents to pay a fine of \$750.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Sarah Testolin, 27-01-157818, Complaint No. 96853

The board reviewed the Stipulation in the matter of Sarah Testolin, Battle Creek, Michigan, for failure to place a clean towel, neck strip or other protection around a patron's neck when using a cape or haircloth.

In accordance with the Stipulation, the respondent consents to pay a fine of \$250.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Top Nails, 27-06-119635, Complaint No. 298757

The board reviewed the Stipulation in the matter of Top Nails, Battle Creek, Michigan, for possessing a blade for the practice of pedicuring.

In accordance with the Stipulation, the respondent consents to pay a fine of \$3,500.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order, and restitution in the amount of \$583.00. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Unique Nail & Spa, 27-06-118903, Complaint No. 298469

The board reviewed the Stipulation in the matter of Unique Nail & Spa, Holland, Michigan, for using an unlicensed person to perform cosmetology services.

In accordance with the Stipulation, the respondent consents to pay a fine of \$500.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Up North School of Cosmetology, 27-07-000438, Complaint No. 299809

The board reviewed the Stipulation in the matter of Up North School of Cosmetology,

Sault Sainte Marie, Michigan, for failure to have one chair with writing facilities for each attending student; failure to have sufficient practical training stations and equipment so that students were not required to share stations or equipment; failure to have at least one instructor present in the junior student work area and at least one instructor present in the senior area to supervise all practical student work.

In accordance with the Stipulation, the respondent consents to pay a fine of \$1,000.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

Virginia Farrell Beauty School, 27-07-000117, Complaint No. 298759

The board reviewed the Stipulation in the matter of Virginia Farrell Beauty School, Ferndale, Michigan, for failure to require all students to wear name badges by which they could be identified; failure to ensure that floors, walls and ceilings were maintained in good condition; failure to keep the school clean, safe and sanitary at all times; failure to keep shampoo bowls clean and sanitary at all times; failure to keep all equipment, tools, implements and supplies, including rollers, clean and sanitary at all times; failure to keep all equipment, tools, implements and supplies, including rods, clean and sanitary at all times; failure to ensure that dryer hoods were clean and sanitary; and violated rules of conduct in practicing an occupation.

In accordance with the Stipulation, the respondent consents to pay a fine of \$4,500.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

World Nails, 27-06-121070, Complaint No. 299872

The board reviewed the Stipulation in the matter of World Nails, Bay City, Michigan, for using an unlicensed person to perform cosmetology services.

In accordance with the Stipulation, the respondent consents to pay a fine of \$500.00 to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and the suspension of all licenses until compliance occurs.

HEARING REPORTS

MOTION: Ms. Marshall moved to receive the following Hearing Reports. Mr. Jordan seconded the motion, which carried unanimously.

The following actions were taken on the Hearing Reports presented to the Board:

African Euphoria Hair Braiding, 27-06-115378, C#297021, Docket No. 2005-526

The board reviewed the Hearing Report in the matter of African Euphoria Hair Braiding, Detroit, Michigan, for failure to display establishment license in a prominent place visible to the public; failure to ensure that the establishment had covered waste containers that were large enough to contain one day's accumulation of waste materials; failure to keep the establishment clean, safe and sanitary at all times; failure to ensure that clean towels and linens were stored in closed cabinets or drawers; failure to ensure that soiled towels were stored in a covered container until laundered; violating a rule of conduct in practicing an occupation; and violating a provision or rule for which a penalty is not otherwise prescribed.

MOTION: A motion was made by Ms. Price-Griffin and seconded by Ms. Marshall to accept the administrative law judge's recommendation to assess a fine in the amount of \$5,000.00 to be paid to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and suspension of all licenses or registrations. The motion carried unanimously.

Amanda's Salon, 27-06-120614, C#299008, Docket No. 2005-528

The board reviewed the Hearing Report in the matter of Amanda's Salon, Fraser, Michigan, for failure to keep the establishment clean, safe and sanitary at all times; failure to keep shampoo bowls clean and sanitary at all times; failure to keep rollers clean and sanitary at all times; failure to ensure that dryer hoods were clean and sanitary; failure to ensure that, after sanitization, the equipment, tools, implements and supplies were put in a dry sanitizer, closed cabinet, drawer, or covered container; and violating a rule of conduct in practicing an occupation.

MOTION: A motion was made by Ms. Price-Griffin and seconded by Ms. Marshall to accept the administrative law judge's recommendation to assess a fine in the amount of \$6,000.00 to be paid to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and suspension of all licenses or registrations. The motion carried unanimously.

Andy's Nails & Hair Care, 27-06-117949, C#297863, Docket No. 2005-439

The Board reviewed the Hearing Report in the matter of Andy's Nails & Hair Care, Temperance, Michigan, for failure to ensure that establishment was under the attendance and supervision of a licensed cosmetologist who had at least one year's licensed practical experience in cosmetology; failure to keep the establishment clean, safe and sanitary at all times; failure to keep workstation surfaces clean and sanitary at all times; failure to keep shampoo bowls clean and sanitary at all times; violating a rule of conduct in practicing an occupation; and violating a provision or rule for which a penalty is not otherwise prescribed.

MOTION: A motion was made by Ms. Price-Griffin and seconded by Ms. Livingston-Scott to accept the administrative law judge's recommendation to assess a fine in the amount of \$4,000.00 to be paid to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to

comply with the Final Order shall result in the denial of future license applications and suspension of all licenses or registrations. The motion carried unanimously.

Crystal Nails & Airbrush, 27-06-120255, C#297546, Docket No. 2005-289

The board reviewed the Hearing Report in the matter of Crystal Nails & Airbrush, Three Rivers, Michigan, for failure to ensure that the working surface of a table was covered with fresh, clean paper, linen or cloth before use; failure to ensure that, after sanitization, the equipment, tools, implements and supplies were put in a dry sanitizer, closed cabinet, drawer, or covered container; possession of methyl methacrylate monomers; possession of a blade for the practice of pedicuring; and violating a rule of conduct in practicing an occupation.

MOTION: A motion was made by Mr. Jordan and seconded by Ms. Price-Griffin to accept the administrative law judge's recommendation to assess a fine in the amount of \$1,500.00 to be paid to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and suspension of all licenses or registrations. The motion carried unanimously.

D Rosy Salon Estetica Unisex, 27-06-120685, C#298748, Docket No. 2005-720

The board reviewed the Hearing Report in the matter of D Rosy Salon Estetica Unisex, Wyoming, Michigan, for using an unlicensed person to perform cosmetology services; and violating a rule of conduct in practicing an occupation.

MOTION: A motion was made by Ms. Marshall and seconded by Ms. Price-Griffin to assess a fine in the amount of \$5,000.00 to be paid to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order based upon the findings of fact and in accordance with the board's recommended sanctions for the serious nature and number of violations committed. Failure to comply with the Final Order shall result in the denial of future license applications and suspension of all licenses or registrations. The motion carried unanimously.

Andrea Degolia, 27-01-135838, C#96815, Docket No. 2005-420

The board reviewed the Hearing Report in the matter of Andrea Degolia, East Leroy, Michigan, for failure to keep chairs and work station surfaces clean and sanitary at all times, covering the headrest of a patron chair and the working surface of any table or chair with fresh, clean paper, linen, or cloth before use; failure to keep sinks, tubs, spas, showers, baths, and shampoo bowls clean and sanitary at all times; failure to place a clean towel, neck strip, or other protection around the patron's neck when using a cape or haircloth on a patron to prevent the cape or haircloth from touching the skin; failure to store clean towels and linens in a closed cabinet or drawer; failure to ensure that, after sanitization, the equipment, tools, implements and supplies were put in a dry sanitizer, closed cabinet, drawer, or covered container; failure to keep manicuring tables clean and sanitary at all times; failure to dispose of vaporous chemical waste

materials in an airtight covered waste container; and violating a rule of conduct in practicing an occupation.

MOTION: A motion was made by Ms. Price-Griffin to assess a fine in the amount of \$4,000.00 to be paid to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order based upon the findings of fact and in accordance with the board's recommended sanctions for the nature and number of violations committed. The motion failed for lack of support.

MOTION: A motion was made by Ms. Livingston-Scott to assess a fine in the amount of \$10,500.00 to be paid to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order based upon the findings of fact and in accordance with the board's recommended sanctions for the nature and number of violations committed. The motion failed for lack of support.

MOTION: A motion was made by Mr. Jordan and seconded by Ms. Price-Griffin to assess a fine in the amount of \$3,000.00 to be paid to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order based upon the findings of fact and in accordance with the board's recommended sanctions for the nature and number of violations committed. Failure to comply with the Final Order shall result in the denial of future license applications and suspension of all licenses or registrations. The motion carried unanimously.

Limited Edition Barber & Beauty, 27-06-120611, C#298439, Docket No. 2005-402

The board reviewed the Hearing Report in the matter of Limited Edition Barber & Beauty, Detroit, Michigan, for failure to ensure that the establishment had covered waste containers large enough to contain one day's accumulation of waste material; failure to keep the establishment clean, safe and sanitary at all times, disposing of temporary waste materials, including but not limited to hair clippings, paper, and tissues, after servicing a patron; and violating a rule of conduct in practicing an occupation.

MOTION: A motion was made by Ms. Marshall and seconded by Mr. Jordan to accept the administrative law judge's recommendation to assess a fine in the amount of \$3,000.00 to be paid to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and suspension of all licenses or registrations. The motion carried unanimously.

Mclvor & Hair Co, 27-06-115944, C#298445, Docket No. 2005-729

The board reviewed the Hearing Report in the matter of Mclvor & Hair Co, Swartz Creek, Michigan, for using an unlicensed person to perform cosmetology services; engaging in the practice of cosmetology without possessing a license; and violating a rule of conduct in practicing an occupation.

MOTION: A motion was made by Ms. Price-Griffin and seconded by Ms. Marshall to assess a fine in the amount of \$2,000.00 to be paid to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order based upon the findings of fact and in accordance with the board's recommended sanctions for the serious nature and number of violations committed. Failure to comply with the Final Order shall result in the denial of future license applications and suspension of all licenses or registrations. The motion carried unanimously.

Millennium Nails, 27-06-120947, C#299100, Docket No. 2005-532

The board reviewed the Hearing Report in the matter of Millennium Nails, Portage, Michigan, for failure to ensure the proper storage of clean towels and linens; possessing methyl methacrylate monomers; and violating a rule of conduct in practicing an occupation.

MOTION: A motion was made by Mr. Jordan and seconded by Ms. Livingston-Scott to accept the administrative law judge's recommendation to assess a fine in the amount of \$2,500.00 to be paid to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and suspension of all licenses or registrations. The motion carried unanimously.

Nails Care, 27-06-120357, C#96814, Docket No. 2005-291

The board reviewed the Hearing Report in the matter of Nails Care, St. Joseph, Michigan, for failure to ensure that the establishment has a source of drinking water in an area other than that used to mix chemicals; failure to ensure that the establishment had covered waste containers that were large enough to contain one day's accumulation of waste materials; failure to ensure that clean towels and linens were stored in closed cabinets or drawers; failure to ensure that, after sanitization, the equipment, tools, implements and supplies were put in a dry sanitizer, closed cabinet, drawer, or covered container; and possessing a blade for the practice of manicuring or pedicuring.

MOTION: A motion was made by Mr. Jordan and seconded by Ms. Marshall to accept the administrative law judge's recommendation to assess a fine in the amount of \$1,000.00 to be paid to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and suspension of all licenses or registrations. The motion carried unanimously.

Bich Thao Nguyen, 27-03-081228, C#298681, Docket No. 2005-614

The board reviewed the Hearing Report in the matter of Bich Thao Nguyen, Sterling Hts, Michigan, for possessing a blade for the practice of manicuring or pedicuring. Charges were dismissed by the administrative law judge.

MOTION: A motion was made by Mr. Jordan and seconded by Ms. Marshall to dismiss the case due to lack of evidence of any violations committed. The motion carried by a majority vote, with Ms. Price-Griffin abstaining.

Quang Ngoc Nguyen, 27-03-077989, C#87869, Docket No. 2003-1485

The board reviewed the Hearing Report in the matter of Quang Ngoc Nguyen, Bellville, Michigan, for rendering cosmetology services on a patron without possessing a cosmetologist license; engaging in the practice of cosmetology without possessing a license; and violating a provision or rule for which a penalty is not otherwise prescribed.

MOTION: A motion was made by Ms. Price-Griffin and seconded by Ms. Marshall to accept the administrative law judge's recommendation to assess a fine in the amount of \$1,000.00 to be paid to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and suspension of all licenses or registrations. The motion carried unanimously.

Regal Nails, 27-06-120893, C#298680, Docket No. 2005-350

The board reviewed the Hearing Report in the matter of Regal Nails, South Haven, Michigan, for failure to ensure that, after sanitization, the equipment, tools, implements and supplies were put in a dry sanitizer, closed cabinet, drawer, or covered container at all times; failure to ensure the establishment had covered waste containers that were large enough to contain one day's accumulation of waste; failure to ensure the establishment had a source of drinking water in an area other than that used to mix chemicals; failure to dispose of vaporous chemical waste materials in an airtight covered waste container; possessing methyl methacrylate monomers; possessing 40 blades for the practice of pedicuring; and violating a rule of conduct in practicing an occupation.

MOTION: A motion was made by Mr. Jordan and seconded by Ms. Marshall to accept the administrative law judge's recommendation to assess a fine in the amount of \$7,000.00 to be paid to the Department, which shall be due ninety (90) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and suspension of all licenses or registrations. The motion carried unanimously.

Roxanne Sinkler, 27-01-129717, C#299735, Docket No. 2005-728

The board reviewed the Hearing Report in the matter of Roxanne Sinkler, Swartz Creek, Michigan, for rendering cosmetology services on a patron without possessing a license; engaging in the practice of cosmetology without possessing a license; and violating a provision or rule for which a penalty is not otherwise prescribed.

MOTION: A motion was made by Ms. Price-Griffin and seconded by Ms. Marshall to accept the administrative law judge's recommendation to assess a fine in the amount of \$300.00 to be paid to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order. Failure to comply with the Final Order shall result in the denial of future license applications and suspension of all licenses or registrations. The motion carried unanimously.

Styles Plus Hair & Nail Studio, 27-06-119557, C#93937, Docket No. 2005-444

The Board reviewed the Hearing Report in the matter of Styles Plus Hair & Nail Studio, Dowagiac, Michigan, for using an unlicensed person to perform cosmetology services; and violating a rule of conduct in practicing an occupation.

MOTION: A motion was made by Ms. Livingston-Scott and seconded by Ms. Price-Griffin to assess a fine in the amount of \$1,000.00 to be paid to the Department, which shall be due sixty (60) days from the date of mailing of the Final Order based upon the findings of fact and in accordance with the board's recommended sanctions for the serious nature and number of violations committed. Failure to comply with the Final Order shall result in the denial of future license applications and suspension of all licenses or registrations. The motion carried unanimously.

ITEMS FOR CONSIDERATION FROM BOARD MEMBERS/STAFF

Rules Committee Update – On November 14, 2005, Ms. Marshall, Ms. Price-Griffin, and Mr. Weaver met as a committee to discuss proposed changes to the cosmetology rules by allowing natural hair culturists to provide shampooing services. The committee reviewed the current curriculum for the natural hair culturist training program and suggested adding 25 hours of training to include shampooing services. Mr. Campbell informed the board that he contacted cosmetology associations to determine industry opinion and has received a response from the National Cosmetology Association of Michigan that did not support the change due to insufficient amount of hours to provide adequate shampoo training for the health and safety of clients and licensees. Ms. Marshall stated that another association had also voiced their opposition to the change due to the insufficient number of training hours proposed. Mr. Campbell stated he would continue to seek industry opinion regarding the committee's proposal and provide overall responses to the committee. The committee will continue to work on proposed changes and provide a report to the board at their next meeting.

Testing Services – Paige Colley of Testing Services addressed the board regarding the new examination contractor, Psychological Services, Inc. (PSI), which began administering the written and practical state board examinations for cosmetology and barbering professions on August 1, 2005. Ms. Colley stated the department is monitoring the pass/fail rate statistics very closely as some have dropped with the new administration, which normally occurs with a change of testing contractors. PSI has sent out surveys to obtain feedback regarding examination content, topics, test specifications, etc., to conduct a job analysis, and the department will be meeting with PSI to discuss any needed adjustments to the current exams. Any necessary changes will be implemented by August 1, 2006.

Ms. Colley explained the proper use of word-to-word dictionaries, readers, and interpreters.

Election for Vice-Chairperson – Edith Marshall was nominated and elected as board vice-chairperson by unanimous vote.

PUBLIC COMMENT

Susan Fitzgerald, Great Lakes School of Electrology, addressed the board regarding the \$10,000 surety bond required for school owners to protect student interest. Ms. Fitzgerald stated her concern that the required \$10,000 bond would be an insufficient amount of coverage for most schools, and she researched what other states require. Wisconsin requires a \$25,000 bond, California has a special recovery fund that all students pay into, and Texas has a tuition protection account that students also pay into. Ms. Fitzgerald suggested that the bond amount required in Michigan be increased to better reflect current needs.

Mr. Campbell stated that Michigan statute requires a \$10,000 bond, and to initiate a change in the statute would require legislative action. Ms. Boven suggested that Ms. Fitzgerald contact her legislator in regard to a change in statute, and to forward any written documentation to the department policy specialist, Amy Shell.

NEXT MEETING DATE

The next regularly scheduled meeting of the Board of Cosmetology will be held on May 1, 2006, at 10:00 a.m.

ADJOURNMENT

There being no further business to be brought before the board at this time, the meeting was adjourned at 12:05 p.m.

Cheryl Hadsall /s/
Board Chairperson

5/1/2006
Date

Sharon Murphy /s/
Recording Secretary

5/1/2006
Date