

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

September 8, 2008

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Board of Cosmetology met in Regular session on September 8, 2008, 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 10:05 a.m.

ROLL CALL

Present:	Andrea Blankinship	-Professional Member
	Cheryl Hadsall	-Professional Member
	Theodore Lakkides	-Public Member
	Gail Livingston-Scott	-Professional Member
	Edith Marshall	-Professional Member
	Lydia Price-Griffin	-Professional Member
	Kathryn Spiller	-Professional Member
	Denise Washington	-Public Member
Absent:	Kristina Atkins	-Public Member
Staff:	Joseph Campbell	-Licensing Administrator
	Joyce Karr	-Licensing Division Director
	Sarah Rock	-Assistant Licensing Administrator
	Sharon Murphy	-Recording Secretary
	Paige Colley	-Testing & Education Services
	Jim Farhat	-Policy Specialist
	Ann Paruk	-Enforcement Division
	Jim Nelson	-Compliance/Legal/FOIA Unit
	Steve Gobbo	-Director - Legal Affairs
Visitors:	Michelle Bratcher	-Scholars Cosmetology University
	Sarah Bratcher	-Scholars Cosmetology University
	Brenda Brennan	-MCSA President/MJ Murphy Beauty College-Clare
	Sean Byrd	-Petitioner
	Antonio Cuevas	-Petitioner
	Nicole Demos	-Petitioner
	Amber Denovich	-Douglas J Aveda Institute
	Pauline Drace	-Virginia Farrell Beauty School
	Michael Drace	-Virginia Farrell Beauty School
	Carmen Fournier	-Excel Academies of Cosmetology

Michelle Gutek	-David Pressley
Steve Japinga	-MCSA
Alecia Klein	-OSTC NE
Phil Minnella	-UFCW
Carol Walker	-MCA President
Latoya Walker	-Petitioner
Ursula Walker	-David Pressley
Maria Wasukanis	-Petitioner
Patricia Watkins	-Woverine State Cos Assoc/Detroit Public Schools
Kimberly Watling	-Petitioner
Cyprian Williams	-Petitioner

INTRODUCTIONS

Ms. Joyce Karr was appointed as Licensing Division Director, replacing Jean Boven; Mr. Stephen Gobbo was appointed as Director of the Legal Affairs & FOIA Division; and Mr. James Farhat was appointed as Policy Specialist, replacing Amy Shell.

Kathryn Spiller of Saginaw was appointed for a term commencing August 25, 2008 and expiring December 31, 2010 representing licensed cosmetologists, succeeding Douglas Weaver whose term expired; Denise Washington of Battle Creek was appointed for a term commencing August 25, 2008 and expiring December 31, 2011 representing the public, succeeding John Jordan whose term expired; and Cheryl Hadsall of Birch Run was reappointed to represent licensed cosmetologists for a term expiring December 31, 2011.

APPROVAL OF PREVIOUS MINUTES HELD MAY 5, 2008

MOTION: Ms. Marshall moved to approve the minutes of May 5, 2008. Ms. Livingston-Scott seconded the motion, which carried unanimously.

PETITIONS

Sean Byrd, Cosmetologist GMC Denial

On October 12, 2007, Mr. Byrd applied online for cosmetologist licensure. The department denied the application on July 1, 2008 for lack of good moral character. A petition for review was received on July 28, 2008. Mr. Byrd was present at the meeting today and addressed the board. The board reviewed the petition, supporting documents, and heard the petitioner's statements.

MOTION: Ms. Price-Griffin moved to table Mr. Byrd's petition until the next scheduled meeting in December 2008 to allow him additional time to submit further documentation from an owner of a licensed establishment indicating their willingness to employ and supervise Mr. Byrd in their cosmetology shop once he obtains a cosmetology license. Ms. Blankinship seconded the motion, which carried unanimously. The department concurred.

Angela Covington, Cosmetologist GMC Denial

On October 11, 2007, Ms. Covington applied online for cosmetologist licensure. The department denied the application on June 19, 2008, for lack of good moral character. A petition for review was received on July 16, 2008. Ms. Covington was not present at the meeting today. The board reviewed the petition and supporting documents.

MOTION: Ms. Marshall moved to table Ms. Covington's petition until the next scheduled meeting in December 2008 to give her a second opportunity to attend the meeting and address the board regarding her ability to serve the public in a fair, honest and open manner. Ms. Livingston-Scott seconded the motion, which carried by a majority vote, with one opposed. The department concurred.

Antonio Cuevas, Cosmetologist GMC Denial

On April 7, 2008, Mr. Cuevas applied online for cosmetologist licensure. The department denied the application on July 17, 2008, for lack of good moral character. A petition for review was received on August 6, 2008. Mr. Cuevas was present at the meeting today and addressed the board. The board reviewed the petition, supporting documents, and heard the petitioner's statements.

MOTION: Ms. Blankinship moved to accept Mr. Cuevas' petition to overturn the denial issued by the department based upon his demonstration of rehabilitation and his propensity to serve the public in a fair, honest, and open manner. Mr. Lakkides seconded the motion, which carried unanimously. The department concurred.

Nicole Demos, Reciprocal Cosmetologist License Denial

On February 19, 2008, Ms. Demos applied for out-of-state cosmetologist licensure. The department denied the application on July 30, 2008, as Ms. Demos has not taken a substantially equivalent written and practical examination in Wisconsin as the exam did not include manicures, facials or hair removal. A petition for review was received on August 6, 2008. Ms. Demos was present at the meeting today and addressed the board. The board reviewed the petition, supporting documents, and heard the petitioner's statements.

MOTION: Ms. Marshall moved to accept Ms. Demos' petition to overturn the denial issued by the department and grant reciprocal cosmetologist licensure based upon her 13 years of licensed work experience in Wisconsin and Florida, her completion of the 1800 hour training course in Wisconsin which included manicuring, facials and hair removal, and her demonstration of competency in performing manicures, facials and hair removal. Ms. Livingston-Scott seconded the motion, which carried unanimously. The department concurred.

Audrey Moore, 27-01-117320, Cosmetologist Relicensure GMC Denial

On February 8, 2008, Ms. Moore applied for cosmetologist relicensure. The department denied the application on May 15, 2008, for lack of good moral character. A petition for review was received on June 10, 2008. Ms. Moore was not present at the meeting today. The board reviewed the petition and supporting documents.

MOTION: Ms. Spiller moved to uphold the denial issued by the department based upon Ms.

Moore's failure to demonstrate to the satisfaction of the board and department rehabilitation and her propensity to serve the public in a fair, honest, and open manner. Mr. Lakkides seconded the motion, which carried unanimously. The department concurred.

Latoya Walker, Cosmetologist GMC Denial

On December 13, 2007, Ms. Walker applied online for cosmetologist licensure. The department denied the application on May 2, 2008, for lack of good moral character. A petition for review was received on May 29, 2008. Ms. Walker was present at the meeting today and addressed the board. The board reviewed the petition, supporting documents, and heard the petitioner's statements.

MOTION: Mr. Lakkides moved to table Ms. Walker's petition until the next scheduled meeting in December 2008 to allow her additional time to obtain further documentation demonstrating rehabilitation and her propensity to serve the public in a fair, honest, and open manner from therapists, counselors, support groups, employers, community representatives or professionals in support of granting Ms. Walker a license to practice cosmetology. Ms. Price-Griffin seconded the motion, which carried unanimously. The department concurred.

Maria Wasukanis, Reciprocal Cosmetologist License Denial

On March 12, 2008, Ms. Wasukanis applied for reciprocal cosmetologist licensure. The department denied the application on August 4, 2008, as Ms. Wasukanis has not taken a substantially equivalent practical examination in Florida as they do not require one. A petition for review was received on August 4, 2008. Ms. Wasukanis was present at the meeting today and addressed the board. The board reviewed the petition, supporting documents, and heard the petitioner's statements.

MOTION: Mr. Lakkides moved to uphold the denial issued by the department. Ms. Marshall seconded the motion, which carried unanimously. The department concurred.

Kimberly Watling, Reciprocal Esthetician License Denial

On May 5, 2008, Ms. Watling applied for reciprocal esthetician licensure. The department denied the application on May 13, 2008, as Ms. Watling has not obtained the required training in a licensed cosmetology school and has not taken written and practical state board examinations as required for licensure in Michigan. A petition for review was received on May 5, 2008, requesting the board grant an esthetics license based upon her 24 years of work experience in the profession and extensive training received in the field of skin care. Ms. Watling was present at the meeting today and addressed the board. The board reviewed the petition, supporting documents, and heard the petitioner's statements.

MOTION: Mr. Lakkides moved to allow Ms. Watling to obtain esthetics training through a "brush-up" course in a licensed cosmetology school, successfully complete the required final examinations for esthetics at the school, and upon passing the Michigan theory and practical esthetician state board examinations, she be granted a Michigan reciprocal esthetician license. Ms. Spiller seconded the motion, which carried unanimously. The

department concurred.

Kimberly Watling, Esthetician Specialist Instructor License Denial

On May 5, 2008, Ms. Watling applied for reciprocal esthetician specialist instructor licensure. The department denied the application on May 13, 2008, as Ms. Watling has not obtained the required training in a licensed cosmetology school, has not taken the written and practical state board examinations, nor is she licensed as an esthetician in Michigan. A petition for review was received on May 5, 2008, requesting the board grant an esthetics specialist instructor license based upon her 24 years of work experience in the profession and extensive training received in the field of skin care. Ms. Watling was present at the meeting today and addressed the board. The board reviewed the petitioner's letter and heard petitioner's statements.

MOTION: Ms. Marshall moved to uphold the denial issued by the department based upon Ms. Watling's failure to meet the minimum education and examination requirements for licensure in Michigan, as her training was not received in a licensed school and she has not taken the required state board examinations for licensure in Michigan. Ms. Spiller seconded the motion, which carried unanimously. The department concurred.

Cyprian Williams, Cosmetologist GMC Denial

On October 5, 2007, Mr. Williams applied online for cosmetologist licensure. The department denied the application on May 12, 2008 for lack of good moral character. A petition for review was received on May 27, 2008. Mr. Williams was present at the meeting today and addressed the board. The board reviewed the petition, supporting documents, and heard the petitioner's statements.

MOTION: Ms. Price-Griffin moved to table Mr. Williams' petition until the February 9, 2009 meeting to allow him additional time to obtain further documentation demonstrating rehabilitation and his propensity to serve the public in a fair, honest, and open manner from therapists, counselors, support groups, employers, community representatives or professionals in support of granting Mr. Williams a license to practice cosmetology. Ms. Livingston-Scott seconded the motion, which carried unanimously. The department concurred.

STIPULATIONS

MOTION: A motion was made by Ms. Marshall, seconded by Ms. Blankinship, and carried unanimously to accept the following stipulations:

Angel Nails, Thanh Thai , 27-06-123742, C#308495

The board reviewed the Stipulation in the matter of Angel Nails, East Lansing, Michigan, for allowing another to provide services that required a license without posting a current unexpired and valid license in the 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.

Bonnie & Clyde's Hair Salon Inc, 27-06-122106, Complaint No. 309155

The board reviewed the Stipulation in the matter of Bonnie & Clyde's Hair Salon Inc, Livonia, Michigan, for 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.

Diva Dolls Full Service Salon, 27-06-123317, Complaint No. 308012

The board reviewed the Stipulation in the matter of Diva Dolls Full Service Salon, Detroit, Michigan, for 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 revocation of all licenses until compliance occurs.

Nathan Dubuque, 27-01-182781, Complaint No. 308610

The board reviewed the Stipulation in the matter of Nathan Dubuque, Birmingham, Michigan, for providing services that required a cosmetology license without posting a current unexpired and 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.

Darlene Duda, 27-01-162843, C#308685

The board reviewed the Stipulation in the matter of Darlene Duda, Washington, Michigan, for providing services that required a cosmetology license without posting a current unexpired and valid license in the 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.

Dye Salon, 27-06-124023, C#308730

The board reviewed the Stipulation in the matter of Dye Salon, Ferndale, 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 \$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.

Fernandis Beauty College, Beatrice Fernandis, 27-07-000357, Complaint No. 307806

The board reviewed the Stipulation in the matter of Fernandis Beauty College, Clinton Twp, Michigan, for failure to keep temporary student records which included daily attendance records; failure to keep permanent records of students and to maintain records for at least seven years after last attendance dates; failure to keep permanent records of students which included a summary of the hours of training with the number of minimum practical applications; and failure to ensure that floors, walls and ceilings were maintained in good condition.

In accordance with the Stipulation, the respondent consents to pay a fine of \$5,000.00 to the department, which shall be due sixty (60) days from the date of mailing of the Final Order, and permanent revocation of licensure. Failure to comply with the Final Order within sixty (60) days from the date of mailing of the Final Order shall result in a suspension of Beatrice Fernandis' cosmetology and cosmetology instructor licenses 27-01-040587 until compliance occurs and shall impose an additional \$5,000.00 fine for non-compliance of the final order.

Manhal Ghazala, 27-01-178460, Complaint No. 308537

The board reviewed the Stipulation in the matter of Manhal Ghazala, Troy, Michigan, for practicing cosmetology outside a licensed cosmetology 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.

Golden Nails, Luong Tuyet, 27-06-119488, Complaint No. 308296

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

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. 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 Designers & Co, Angela Kowalewski, 27-06-123757, Complaint No. 308684

The board reviewed the Stipulation in the matter of Hair Designers & Co, Romeo, 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.

K & K Nails, Suong Da Thi Le, 27-06-119614, Complaint No. 308226

The board reviewed the Stipulation in the matter of K & K Nails, Rockford, Michigan, for allowing another to provide cosmetology services that required a cosmetology license without posting a current, unexpired, and valid license in the establishment.

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.

KT Nails, My Huynh, Linda Tran, 27-06-123148, C#307142

The board reviewed the Stipulation in the matter of KT Nails, Muskegon, Michigan, for using unlicensed persons 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.

Le's Nails, Anthony Nguyen, 27-06-123553, Complaint No. 309429

The board reviewed the Stipulation in the matter of Le's Nails, Marshall, 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 \$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.

Magic Touch Salon & Spa LLC, 27-06-123660, Complaint No. 308928

The board reviewed the Stipulation in the matter of Magic Touch Salon & Spa LLC, St Clair Shores, Michigan, for violating a rule of conduct in practicing an occupation.

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.

Nails Studios, Phuong Nghi, 27-06-120478, Complaint No. 308395

The board reviewed the Stipulation in the matter of Nails Studios, Saline, Michigan, for possessing methyl methacrylate monomers.

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.

Mai Nguyen, 27-01-155762, Complaint No. 308496

The board reviewed the Stipulation in the matter of Mai Nguyen, Grandville, Michigan, for violating a rule of conduct in practicing an occupation.

In accordance with the Stipulation, the respondent consents to pay a fine of \$100.00 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 within sixty (60) days from the date of mailing of the Final Order shall result in a suspension of all licenses or the denial of future license applications until compliance occurs.

Premier Salons #23588, 27-06-123542, Complaint No. 308062

The board reviewed the Stipulation in the matter of Premier Salons, Dearborn, Michigan, for violating a rule of conduct in practicing an occupation.

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 revocation of all licenses until compliance occurs.

Red The Salon, Martin and Lloyd Enterprises Corp, 27-06-122008, C#306505

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

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.

Regal Nails, Dong Tran, 27-06-122455, Complaint No. 308088

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

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.

U P Academy of Hair Design, Success Shared LLC, 27-07-000527, C#308468

The board reviewed the Stipulation in the matter of U P Academy of Hair Design, Escanaba, Michigan, for failure to ensure that at least one instructor was present in the junior student area and at least one instructor present in the senior student area to supervise all practical student work.

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.

Joy Yothers, 27-01-016057, Complaint No. 307725

The board reviewed the Stipulation in the matter of Joy Yothers, Oakland, Michigan, for failure to keep a temporary record for Gina Maria Virgona Rewold which included a daily attendance record.

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.

Younkers Holland, Carson Pirie Scott LLC, 27-06-123807, Complaint No. 308611

The board reviewed the Stipulation in the matter of Younkers Holland, Holland, Michigan, for failure to display in a prominent place visible to the public the license of an individual working in the 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.

HEARING REPORTS

MOTION: Ms. Price-Griffin moved to receive the following Hearing Reports. Ms. Marshall seconded the motion, which carried unanimously.

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

City Flow Salon, Sylvia Johnson-Peel, 27-06-123259, C#307356, D#2007-1320

The board reviewed the Hearing Report in the matter of City Flow Salon, Southfield, Michigan, for failure to ensure the floors, walls and ceilings were maintained in good condition; failure to keep 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, seconded by Ms. Livingston-Scott, and carried unanimously to impose a fine in the amount of \$200.00 to be paid to the department within 60 days from the date of mailing of the final order. Ms. Washington amended the motion to include that documentation acceptable to the department be submitted proving necessary repairs to the floor have been completed. The documentation is to be provided within 45 days. Failure to comply with the final order shall result in the denial of future license applications and suspension of all licenses or registrations until compliance occurs. Relicensure is contingent upon compliance with the final order.

Kelly Le, 27-01-182912, C#308498, Docket No. 2008-324

The board reviewed the Hearing Report in the matter of Kelly Le, Holland, Michigan. No violations of the code were found by the administrative law judge, and the matter was dismissed.

Natural Nails, Thuy Tran, 27-06-121176, C#307268, Docket No. 2008-280

The board reviewed the Hearing Report in the matter of Natural Nails, Holland, Michigan, for operating a cosmetology establishment without an establishment license; failure to properly display the licenses of the establishment and individuals working in the establishment in a prominent place visible to the public; failure to ensure that there were enough covered waste containers large enough to contain one day's accumulation of waste materials; failure to ensure all creams and other semisolid substances were removed from containers with clean sanitary spatulas and covered when not in use; failure to ensure clean towels and linens were stored in a closed cabinet or drawer; failure to ensure soiled towels and linens were stored in a covered container until laundered; 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 ensure vaporous chemical waste materials were disposed of by placing the materials in an airtight covered waste container; using or possessing a blade in the practice of manicuring or pedicuring; and violating a rule of conduct in practicing an occupation.

MOTION: A motion was made by Ms. Marshall, seconded by Ms. Blankinship, and carried unanimously to impose a fine in the amount of \$4,000.00 due to the severity of the violations, to be paid to the department within 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 until compliance occurs.

Tamika's Salon, Vanessa Dixon, 27-06-122802, C#308148, Docket No. 2008-405

The board reviewed the Hearing Report in the matter of Tamika's Salon, Pontiac, Michigan, for failure to keep establishment under the attendance and supervision of a licensed cosmetologist; using an unlicensed person to perform cosmetology services; failure to keep shampoo bowls clean and sanitary at all times; violating a rule of conduct in practicing an occupation; and violating provision or rules which a penalty is not otherwise prescribed.

MOTION: A motion was made by Ms. Marshall, seconded by Ms. Washington and carried unanimously to impose a fine in the amount of \$3,000.00 due to the severity of the violations which also involved an apprenticeship program, to be paid to the department within 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 until compliance occurs.

Thuy-Van Tran, 27-03-070345, C#308497, Docket No. 2008-281

The board reviewed the Hearing Report in the matter of Thuy-Van Tran, Holland, Michigan, for practicing cosmetology on the public outside of a licensed cosmetology establishment; failure to ensure chairs and work station surfaces were 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 the chair or table is used; and violating a rule of conduct in practicing an occupation.

MOTION: A motion was made by Ms. Washington, seconded by Mr. Lakkides, and carried unanimously to impose a fine in the amount of \$2,500.00 due to the nature of the violations and the number of occurrences, to be paid to the department within 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 until compliance occurs.

ITEMS FOR CONSIDERATION FROM BOARD MEMBERS/STAFF

Testing Services – Ms. Colley presented examination statistics results over the past 13 months for all categories of cosmetology, including statistics for apprentice candidates. She noted the cosmetology instructor examination results are still low and stated she is open to suggestions for tools to incorporate into the examination to improve the instructor pass rates. Ms. Washington suggested possible reading or learning deficiencies and asked if pre-assessments are conducted to determine reading and learning disabilities. Ms. Colley stated candidates may request special accommodations for the examination administration if required, and she stated the exam readability is at about an eighth grade level.

Legislative Update – Mr. Farhat provided copies of HB 5007 regarding cosmetology students performing shampooing services in a licensed shop once they have obtained 350 hours of training in a licensed school. He stated the bill was introduced July 10, 2007, passed the House October 9, 2007, and is before the Senate Committee for Regulatory Reform.

2009 Board Meeting Schedule

The board is scheduled to meet on February 9, May 4, September 14, and December 14, 2009.

Inspection of Cosmetology Shops – Mr. Campbell stated as discussed at the last meeting, the issue of regular inspections of licensed establishments was presented to Mr. Metcalf, Bureau Director, who is currently working with Mr. Millben, Director of Enforcement, to establish an aggressive inspection program of licensed establishments. Board members were pleased to hear this and requested that an enforcement representative attend the next board meeting to report on the progress of this plan, and also to explain how to make an anonymous complaint or if a toll free tip line could possibly be utilized to receive complaints.

ELECTION (Last election held September 10, 2007)

Ms. Hadsall was re-elected as board chairperson, and Ms. Marshall was re-elected as board vice-chairperson by unanimous votes.

PUBLIC COMMENT

None

NEXT MEETING DATE

The next regularly scheduled meeting of the Board of Cosmetology will be held on December 8, 2008, 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 1:00 p.m.

Cheryl Hadsall /s/
Board Chairperson

12/8/2008
Date

Sharon Murphy /s/
Recording Secretary

12/8/2008
Date