

BOARD OF BARBERING AND COSMETOLOGY

Professional and Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii

MINUTES OF MEETING

Date: Wednesday, September 18, 2013

Time: 9:00 a.m.

Place: Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, 1st Floor
Honolulu, Hawaii 96813

Present: Lance M. Marugame, Barber Member, Chairperson
Angela Howard, Public Member
Lynnette F. McKay, Cosmetology Member
Chad Nelson, Public Member
Christobal Quintana, Barber Member
Rodney J. Tam, Deputy Attorney General ("DAG")
Laureen M. Kai, Executive Officer
Lori Nishimura, Secretary

Absent: Alexander Choi, Public Member

Guests: Jacqueline Flores, Cosmetologist
Toni Liljengren, Esthetician and Instructor
Margaret Williams, Hawaii Institute of Hair Design

Agenda: The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by Hawaii Revised Statutes ("HRS") section 92-7(b).

Call to Order: There being a quorum present, the meeting was called to order at 9:00 a.m. by Chairperson Marugame.

Additions/
Revisions to
Agenda: Executive Officer Kai requested deleting the following agenda item: Agenda item #4, C, (4) - Applications, Beauty Shop/ Barber Shop License, Hawaiian Rainforest LLC dba The Spa at Koloa Landing (Expansion of Existing Beauty Shop). After discussion, it was moved by Ms. Howard, seconded by Mr. Nelson, and unanimously carried to delete the aforementioned agenda item.

Minutes of the
July 24, 2013
Board Meeting:

It was moved by Mr. Quintana, seconded by Mr. Nelson, and unanimously carried to approve the minutes of the July 24, 2013 Board Meeting as circulated.

Executive
Session:

At 9:04 a.m., it was moved by Ms. Howard, seconded by Mr. Nelson, and unanimously carried for the Board to enter into Executive Session to consider and evaluate personal information relating to individuals applying for licensure in accordance with HRS section 92-5(a)(1), and to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities in accordance with HRS section 92-5(a)(4).

EXECUTIVE SESSION

At 9:15 a.m., it was moved by Ms. Howard, seconded by Mr. Nelson, and unanimously carried for the Board to move out of Executive Session.

Applications:

A. Ratification of Issued Licenses

It was moved by Ms. Howard, seconded by Ms. McKay, and unanimously carried to ratify the list of issued licenses attached (see, attached list).

B. Examination and License

(1) CLARK, Michael D. (Barber)

After discussion, it was moved by Ms. McKay, seconded by Mr. Nelson, and unanimously carried to approve the barber application for examination and license for Michael D. Clark.

C. Beauty Shop/Barber Shop License

It was noted that Ms. McKay was the designated Board member to review the new beauty shop and barber shop applications for consideration at this Board meeting. She reported that all applicants had met the new requirements for beauty shop and barber shop licenses, and recommended approval.

- (1) Dawn DeMattei Boote dba Halo.Hair (New Barber Shop)

After discussion, it was moved by Ms. Howard, seconded by Ms. McKay, and unanimously carried to approve the new barber shop application for license of Dawn DeMattei Boote dba Halo.Hair.

- (2) Erin J. Takiue (Beauty Shop Relocation)

After discussion, it was moved by Ms. Howard, seconded by Ms. McKay, and unanimously carried to approve the beauty shop relocation application for license of Erin J. Takiue.

- (3) Hawaiian Rainforest LLC dba Ho'ola Spa (New Beauty Shop)

After discussion, it was moved by Ms. Howard, seconded by Ms. McKay, and unanimously carried to approve the new beauty shop application for license of Hawaiian Rainforest LLC dba Ho'ola Spa.

D. Restoration of Licenses

- (1) CREMER, Holley J. (BEO 14166)

After discussion, it was moved by Mr. Nelson, seconded by Mr. Quintana, and unanimously carried to approve the restoration of the beauty operator's license of Holley J. Cremer.

- (2) FLORES, Franchelle R. (BEO 11338)

After discussion, it was moved by Mr. Nelson, seconded by Mr. Quintana, and unanimously carried to approve the restoration of the beauty operator's license of Franchelle R. Flores.

- (3) HAMRICK, Darlene (BEO 17517)

After discussion, it was moved by Mr. Nelson, seconded by Mr. Quintana, and unanimously carried to approve the restoration of the beauty operator's license of Darlene Hamrick.

(4) JOHNSON, Timothy L. (BEO 13924)

After discussion, it was moved by Mr. Nelson, seconded by Mr. Quintana, and unanimously carried to approve the restoration of the beauty operator's license of Timothy L. Johnson.

Executive
Officer's Report:

A. Regulated Industries Complaints Office ("RICO")
Barbering and Cosmetology Advisory Committee

RICO provided to the Board for its review and approval, the RICO Barbering and Cosmetology Advisory Committee list – Effective January 1, 2014:

- Jessie L. Aki
- Lucrecia A. Whitehurst
- Margaret Williams

Executive Officer Kai stated that all three (3) members are the current advisory committee members with active licenses and no prior or pending complaints. She also stated that RICO welcomes any additional recommendations from the Board.

The RICO Barbering and Cosmetology Advisory Committee list also included "Addendum to RICO Barbering and Cosmetology Advisory Committee List" which states that "The RICO Barbering and Cosmetology Advisory Committee also includes any additional interim appointees that RICO deems necessary to aid in its investigations."

After discussion, it was moved by Ms. Howard, seconded by Mr. Nelson, and unanimously carried to approve the RICO Barbering and Cosmetology Advisory Committee list and the Addendum language – Effective January 1, 2014.

B. Beauty Shop and Barber Shop License Application
Review/Proposal to Convene Monthly Board Meetings

Discussion ensued on the proposal to convene monthly Board meetings. Executive Officer Kai stated that during the transition period, twenty five (25) beauty shop and two (2) barber shop licenses were approved via the previous procedure of including the Department of Health letter that notified the Board that it was ceasing the issuance of

sanitation clearances. These twenty seven (27) licenses were ratified by the Board at this meeting.

Ms. Kai also stated that two (2) beauty shop and one (1) barber shop applications were processed via the new procedure which includes:

- 1) the new self-attestation on the application;
- 2) the letter signed by the operator-in-charge and owner that describes the beauty or barbering activity that will be performed;
- 3) a copy of the written agreement with the owner, manager, or rental agent of the venue citing to their knowledge and authorization for the activity; and
- 4) a drawing or sketch of the venue showing the surrounding area and the stall/booth that the applicant will occupy and where the restroom(s) are located.

The three (3) applications were preliminarily reviewed by staff, the Executive Officer, and Ms. McKay. It was noted that the Board had earlier decided that one Board member would be assigned (on a rotating basis) to this reviewing task prior to each Board meeting. Ms. Howard volunteered to review the next set of barber and beauty shop applications which would be presented for the Board's consideration at its November 20, 2013 meeting.

Ms. Kai stated that there have been complaints from shop applicants who believe that having to wait up to two (2) months for Board approval is unacceptable. She also stated that they are requesting the Board meet monthly, a proposal that has the Licensing Administrator's approval.

Discussion ensued on possibly holding monthly meetings or a meeting every six (6) weeks. A quorum of at least four (4) members would suffice to convene a meeting; therefore, Board members were requested to check their schedules. The Board reached consensus that this matter would be deferred to its next meeting.

C. Report on the National-Interstate Council of State Boards of Cosmetology, Inc. ("NIC") Conference

Executive Officer Kai thanked the Board and the Department of Commerce and Consumer Affairs, for allowing her to attend

the NIC Administrators' Meeting and Annual Conference in Denver, Colorado in late August. She stated that this was the first time in many years that the Hawaii Board was represented at NIC event and that the state gift was well received, thanks in part to donations by Board members. Ms. Kai also gratefully acknowledged the receipt of State of Hawaii lapel pins and other Hawaii-themed items from the Office of the Governor for the Board, which were distributed to participants at the meeting and conference.

Ms. Kai provided a brief summary stating that new officers were elected and voting on bylaws amendments were conducted. Ms. Kai stated that a travel report is forthcoming to the Licensing Administrator and the Board.

Hawaii
Administrative
Rules ("HAR"):

A. Report from the Investigative Committee on Amendments to HAR Chapter 16-73 (Barbering)

The Investigative Committee reported that it is continuing its work on proposed amendments to HAR chapter 16-73, and will meet after this meeting and report its findings to the Board at a future meeting.

B. Report from the Investigative Committee on Amendments to HAR Chapter 16-78 (Cosmetology)

The Investigative Committee reported that it is continuing its work on proposed amendments to HAR chapter 16-78, and will meet after this meeting and report its findings to the Board at a future meeting.

Open Forum:

Ms. Flores introduced herself as a Hawaii-licensed cosmetologist who worked as an independent contractor at the Paul Maria Salon, and expressed her interest in serving on the Board, and also volunteered to assist the Board and any Board committee in whatever capacity needed. The Board thanked Ms. Flores for her interest and offer to serve.

Board members inquired about a proposal to include beauty operator license categories on the pocket ID card. The Executive Officer informed the Board that the problem of outdated categories, such as "manicurist" and "cosmetician", are still reflected on the records of a number of beauty operators; therefore, implementation of the proposal is becoming more problematic than originally anticipated.

Chairperson Marugame commented that the position of Board Vice-Chairperson is still open and invited interested Board members to make known their interest for that position and/or the position of Chairperson. There was consensus from Board members that Mr. Marugame remain as Board Chairperson. When asked by the Executive Officer whether the election of a Vice-Chairperson should be included on the agenda for the next meeting, Board members reached consensus that no election was needed.

Mr. Nelson expressed his concern with the Board's current testing vendor, Prometric, and the licensing examination maintained and administered by Prometric. He proposed that the Board consider the NIC licensing examination as well as another testing vendor that only specializes in cosmetology examinations. He commented that utilizing the NIC examination would help to "raise the professionalism" in the industry. Executive Officer Kai commented that she was approached by several vendors at the NIC Conference. She also stated that the Board did vote previously to retain Prometric and that it is currently on a year to year contract. Mr. Nelson volunteered to take the lead to look into NIC testing. DAG Tam commented that should the Board consider changing vendors, a RFP (Request for Proposals) or IFB (Invitation for Bids) would have to be issued to solicit proposals.

Next Board Meeting: Wednesday, November 20, 2013
9:00 a.m.
PVL Examination Room
King Kalakaua Building, 3rd Floor
335 Merchant Street # 330
Honolulu, Hawaii 96813

Announcements: None.

Adjournment: There being no further business to discuss at this time, the meeting was adjourned at 9:56 a.m.

Taken and recorded by:

/s/ Lori Nishimura

Lori Nishimura, Secretary

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Reviewed and approved by:

/s/ Laureen M. Kai

Laureen M. Kai, Executive Officer

LMK:ln

10/17/13

- Minutes approved as is.
 Minutes approved with changes. See Minutes of _____.

LTYPE	LIC NUM	BP NAME PART 1
BEO	19742	ERIN R <ARNESON<
BEO	19743	KARIANN G <MARKOVICH<
BEO	19744	JEREMIAH K <KALAMA<
BEO	19745	CAROLINA A <LEIF<
BEO	19746	TATUM A <WONG YUEN<
BEO	19747	CHANDELLE P <DAVENPORT<
BEO	19748	STARLETTE H <KALANI<
BEO	19749	THANH NGAN HUYNH <NGUYEN<
BEO	19750	TOMOKO O <FIEL<
BEO	19751	GRACE M <ANDRADE<
BEO	19752	KIM THOA THI <TRAN<
BEO	19753	KAMILLA T <MIKHASHOV<
BEO	19754	CAY K <ASUNCION<
BEO	19756	KOZUE <NODA<
BEO	19757	MOLLY M <ZAREMBA<
BEO	19758	KAWENA E <KALEIKAU<
BEO	19759	KANIA L <GUILLERMO<
BEO	19760	SAMANTHA M <FRANKLIN-PAGADUAN<
BEO	19762	PHAN <VU<
BEO	19763	SARAH N <FURTADO<
BEO	19764	COURTNEY M <BERAN<
BEO	19765	RIKA S <LOPEZ<
BEO	19766	ASHLEY S <LARSON<
BEO	19767	AMANDA K <KWAN<
BEO	19768	KUMIKO <WELLS<
BEO	19769	TATIANA <SMITH<
BEO	19770	AYUMI <KUDO<
BEO	19771	AOI <HIRAMATSU<
BEO	19772	LYNN <LY<

LTYPE	LIC NUM	BP NAME PART 1
BAR	3458	ROSE DOTHY <NGUYEN<
BAR	3459	RUSSELL H <SHARPE<
BAR	3460	KELSEY F <UMBAY<
BAR	3461	TRISHA T <NGUYEN<

LTYPE	LIC NUM	BP NAME PART 1
BSH	5068	INFINITY NAIL LLC
BSH	5069	LEILANI M <MAYER<
BSH	5070	JENNIFER M <GONSALVES<
BSH	5071	ROBERT C <CRAMER<
BSH	5072	KAKAAKO ENTERPRISES LLC
BSH	5073	MELONIE K <FERGERSTROM<
BSH	5074	JANICE T <YAMANE-HOKAMA<
BSH	5075	VIVA NAIL SALON AND SPA L L C
BSH	5076	SHANNON J <NAKAMURA<
BSH	5077	MICHELE K <POPEK<
BSH	5078	MARIANN <OHARA<
BSH	5079	PRIYA A <PRASAD<
BSH	5080	COURTNEY J <SAMSON<
BSH	5081	HYATT CORPORATION
BSH	5082	BACH-TUYET <NGUYEN<
BSH	5083	LORI D <HAVENS<
BSH	5084	LAWRENCE A <TSUHA<
BSH	5085	KATHLEEN A <HEWLEN<
BSH	5086	KUNG <STONE<
BSH	5087	WAVE SALON LLC
BSH	5088	GOLDEN HAIR & NAILS LLC
BSH	5089	LYNN <LY<
BSH	5090	HEARTS & STARS SALON LLC
BSH	5091	T&T PERFECT NAILS LLLP
BSH	5092	MAUNA KEA RESORT LLC

LTYPE	LIC NUM	BP NAME PART 1
BAS	1546	SUSIE L <KAHOONEI<
BAS	1547	CORNELIA G <WORKS< LLC

LTYPE	LIC NUM	BP NAME	PART 1
I	12397	ERIN R	<HEMPHILL<