

**BOARD OF BARBERING AND COSMETOLOGY**

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

MINUTES OF MEETING

- Date: Monday, July 23, 2018
- Time: 12:00 p.m.
- Place: Queen Liliuokalani Conference Room  
King Kalakaua Building  
335 Merchant Street, 1<sup>st</sup> Floor  
Honolulu, Hawaii 96813
- Present: Lynnette F. McKay, Cosmetology Member, Chairperson  
Alexander Choi, Public Member  
Amanda Severson, Cosmetology Member  
Margaret Williams, Barber Member  
Krishna F. Jayaram, Deputy Attorney General (“DAG”)  
Constance Cabral, Executive Officer  
Kedin Kleinhans, Executive Officer  
Ahlani K. Quogue, Supervising Executive Officer
- Excused: Chad Nelson, Public Member
- Guest: Mary Rannow, The Skin Institute  
Izumi Montenero, The Skin Institute
- 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 12:03 p.m. by Chairperson McKay.
- Minutes of the May 29, 2018 Board Meeting: After discussion, it was moved by Chairperson McKay, seconded by Ms. Williams, and unanimously carried to approve the minutes of the May 29, 2018 Board meeting, as circulated.
- Minutes of the June 25, 2018 Board Meeting: Executive Officer Cabral informed the Board that the minutes of June 25, 2018 meeting were not finalized. The minutes will be available within thirty days after the June 25, 2018 meeting date, as required pursuant to HRS section 92-9, and will be on the

August 13, 2018 meeting agenda for the Board's review and approval.

At 12:05 p.m., the Board recessed the meeting to discuss and deliberate on the following adjudicatory matters pursuant to HRS chapter 91.

Chapter 91, HRS  
Adjudicatory  
Matters:

- A. In the Matter of the Beauty Operator License of SARAH A. WHITE, formerly known as Sarah A. Schweibish; BAR 2015-132-L
- B. In the Matter of the Beauty Operator's License of ASHLY K. COPP; BAR 2018-67-L
- C. In the Matter of the Beauty Operator's License of RENEE E. RUSSO; BAR 2018-62-L
- D. In the Matter of the Beauty Operator's License of LISA A. NOLDER; BAR 2018-79-L

After discussion, it was moved by Chairperson McKay, seconded by Ms. Severson, and unanimously carried to approve the Settlement Agreements relating to the Matter of the Beauty Operator License of SARAH A. WHITE, formerly known as Sarah A. Schweibish; BAR 2015-132-L, the Matter of the Beauty Operator's License of ASHLY K. COPP; BAR 2018-67-L, the Matter of the Beauty Operator's License of RENEE E. RUSSO; BAR 2018-62-L, and the Matter of the Beauty Operator's License of LISA A. NOLDER; BAR 2018-79-L.

At 12:16 p.m., the Board reconvened its scheduled meeting. Chairperson McKay announced that the Board will review applications in Executive Session. After review, the Board will return to its regular order of business.

At 12:20 p.m., it was moved by Chairperson McKay, seconded by Mr. Choi, 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 12:27 p.m., it was moved by Chairperson McKay, seconded by Mr. Choi, and unanimously carried for the Board to move out of Executive Session.

Licensing  
Examination of  
The National-  
Interstate  
Council of  
State Boards of  
Cosmetology  
("NIC"):

Executive Officer Cabral summarized previous discussions by the Board whereby the Board had expressed their interest in the administration of the NIC exam. She stated that the Board has three options to implement the NIC exam: (1) Begin the procurement process with Acting Examination Branch Chief, Dave Grupen, and place a bid for the examination, (2) begin the procurement process and justify that the NIC exam is a sole source and it would not be viable to place a bid for the exam; or (3) submit an administration bill to require the NIC exam by statute. Executive Officer Cabral added that the third option may be the fastest and easiest option.

Discussion ensued on the procurement process. Supervising Executive Officer Quiogue stated that there is a possibility that the Board will not contract with NIC if the Board elected to begin with the procurement process.

Chairperson McKay asked if Prometric would be able to comply with the NIC. She noted that in some jurisdictions, the NIC is administered daily.

Executive Officer Cabral stated that factors on walk-in examinations depend on resources from both administration and the testing contractor.

Ms. Williams commented that she would prefer weekly examinations in lieu of daily walk-in examinations.

Mr. Choi reported that the NIC exam is web-based and is proctored through PSI. He added that NIC may have to contract with Hawaii PSI prior to implementation.

Executive Officer Kleinhans noted that several Boards and Programs handled by the Professional and Vocational Licensing Division currently have contracts with testing agencies that administer their examinations through PSI locations in Hawaii.

Inquiry: A. Eyelash Extension Training: Can a licensed esthetician train other people to be eyelash artists?

Chairperson McKay stated that there are concerns that licensed estheticians are teaching individuals that are registered as apprentices.

Guest, Mary Ronnow, requested to speak on the matter. Chairperson McKay recognized Ms. Ronnow.

Ms. Ronnow reported that there are businesses that rent an unlicensed hotel room to teach classes. The location of a class is only revealed until the individual pays to sit for the class.

Chairperson McKay stated that historically, vendors were required to get a permit, but was unsure which Department granted the permits. Mr. Ronnow clarified that the permit was a certificate.

Executive Officer Cabral referenced Hawaii Administrative Rules ("HAR") section 16-78-37(5) which states that the practice of cosmetology shall be carried by a licensed beauty operator in a licensed beauty shop, except at educational activities conducted in connection with any monthly, annual, or other special program from which the general public is excluded.

Mr. Choi commented that the phrase "general public" is ambiguous and could be interpreted in many ways.

DAG Jayaram reminded the Board of its previous determination from the October meeting, adding the general public means anybody without a license. He noted that for a licensed esthetician to train an unlicensed individual, the options are to either open a shop or to have the individual register as an apprentice.

After discussion, by consensus, the Board agreed that for a licensed esthetician to train an unlicensed individual, the options are to either open a shop or to have the individual register as an apprentice.

In accordance with HAR section 16-201-90, the above interpretation is for informational and explanatory purposes only. It is not an official opinion or decision, and thus, is not to be viewed as binding on the Board.

B. Eyelash Extension Training: What requirements need to be met in order to train/teach/give workshops in Hawaii?

After discussion, by consensus, the Board agreed training/teaching/giving workshops in Hawaii require a license and the individuals being trained need to be properly registered.

In accordance with HAR section 16-201-90, the above interpretation is for informational and explanatory purposes only. It is not an official opinion or decision, and thus, is not to be viewed as binding on the Board.

C. Makeup Lessons: Can a licensed esthetician offer makeup lessons to the public or teach methods to clients using clients' personal products?

Executive Officer Cabral stated HAR section 16-78-36(4) exempts manufacturer's representatives or sales persons in retail outlets who sell beauty products or techniques for promotional purposes without compensation for the cosmetology services.

Mr. Choi asked if there has been a public crisis regarding makeup. Ms. Williams mentioned an incident where beauty school students shared makeup and caught pink eye, although she was unsure of the jurisdiction. Chairperson McKay noted that sanitation is a priority.

After discussion, by consensus, the Board determined that if the lessons are done in a school, the school must be properly licensed and the instructor needs the appropriate license to teach the full esthetic program. Further, the lessons may not be performed in a workshop unless it falls in the exemption of HAR section 16-78-36(4).

In accordance with HAR section 16-201-90, the above interpretation is for informational and explanatory purposes only. It is not an official opinion or decision, and thus, is not to be viewed as binding on the Board.

Supervising Executive Officer Quiogue left the meeting at 1:19pm.

Guests Ronnow and Montenero left the meeting at 1:19pm.

Executive Officer Cabral noted that the Board did not yet make a motion on the applications previously reviewed in Executive Session.

Applications:

A. Ratification of Issued Licenses

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

B. Beauty Shop/Barber Shop License

- (1) AKAU, Brooke S. ( New Beauty Shop )
- (2) BAUER, Dominika A. ( New Beauty Shop )
- (3) HI DESIGN BARBER & LOUNGE LLC ( New Barber Shop )
- (4) KAKAAKO NAILS SALON LLC dba KAKAAKO NAILS SALON ( New Beauty Shop )
- (5) KCK INVESTMENTS INC dba PREMIER BARBERSHOP HAWAII ( New Barber Shop )
- (6) KINGSHIP LLC ( New Barber Shop )
- (7) LADY'S BIG DREAM LLC dba INFINITE BEAUTY SALON ( New Beauty Shop )
- (8) LAHAINA NAIL SPA CORP dba LAHAINA NAIL SPA ( New Beauty Shop )
- (9) NGUYEN, Phuong Hein dba NAPILI NAILS ( New Beauty Shop )
- (10) RE-LIFE.HAWAII LLC dba ALOHA THERAPY @ WAKIKIKI BEACH WALK ( New Beauty Shop )
- (11) RECOPUERTO, Krystelynn dba LASH LOFT MAUI ( New Beauty Shop )
- (12) RF0808 LLC ( New Beauty Shop )

- (13) SUPERCUTS CORPORATE SHOPS, INC dba  
SUPERCUTS  
Location: Puunene Shopping Center,  
80 Ho'Okele St., Ste 420, Kahului, HI 96732  
( New Beauty Shop )
- (14) TAO, Tina Phan dba 8<sup>TH</sup> AVENUE STYLING & BARBER  
( New Barber Shop )
- (15) TEXTURE SALON LLC ( New Beauty Shop )
- (16) CHOI, Eve H. ( New Beauty Shop )
- (17) PHAM, Mai Thi dba MAI'S NAIL SALON ( New Beauty  
Shop )
- (18) PACREP LLC ( New Beauty Shop )

The barber/beauty shop applications above were preliminarily reviewed by licensing branch staff, Executive Officer Cabral, and Chairperson McKay (Board member designated to review the barber/beauty shop applications for consideration at this Board meeting).

Chairperson McKay confirmed that she had reviewed the eighteen (18) applications, and determined that they met all the requirements for barber/beauty shop licenses, and recommends approval.

After discussion, it was moved by Chairperson McKay, seconded by Mr. Choi, and unanimously carried to approve the eighteen (18) barber/beauty shop applications listed above.

Streamlining the  
Application  
Process:

Executive Officer Cabral commented that the licensing branch receives applications were several recurring deficiencies and that the application may need updating. She added that the application may be simplified to include an attestation to Department of Health sanitation requirements. If the application is amended and no longer requires review on subject-matter, it may be justified for the Board to delegate the responsibility of approving shop applications to the Executive Officer. Further, the delegation of the approval of shop applications to the Executive Officer will expedite the application process.

Discussion ensued on the Barber/Beauty shop application procedures and process. Mr. Choi emphasized the concern on sanitation.

DAG Jayaram left the meeting at 2:00pm.

Ms. Severson noted the lease agreement requirement relates to “booth renters” and stated that most leases do not involve agreements between a sublessee and a landlord, however there are provisions within the lease that allow a lessee to sublease.

Further discussion ensued on the operator-in-charge requirement. Chairperson McKay stated that application amendments should still allow the Board and the Executive Officer to determine if a shop has an operator-in-charge licensed in the appropriate category to perform the service.

Open Forum: None.

Next Board Meeting: Monday, September 17, 2018  
12:00 p.m.  
PVL Examinaiton Room  
King Kalakaua Building, 3<sup>rd</sup> Floor  
335 Merchant Street, Room 330  
Honolulu, Hawaii 96813

Announcements: Chairperson McKay stated that if any members cannot make it to the August meeting, let Secretary Nishimura know before the deadline to file the agenda.

Adjournment: There being no further business to discuss at this time, the meeting was adjourned at 2:28 p.m.

Taken and recorded by:

/s/ Kedin Kleinhans

---

Kedin Kleinhans  
Executive Officer



Board of Barbering and Cosmetology  
Minutes of the July 23, 2018 Meeting  
Page 9

- Minutes approved as is.
- Minutes approved with changes. See Minutes of September 24, 2018.

TYPE	LIC NUM	BP NAME PART 1	LTYPE	LIC NUM	BP NAME PART 1
BEO	21757	JUNYA T <SAKURAI<	BEO	21798	JULIE THANH THAO <NGUYEN<
BEO	21758	BINH THANH <NGUYEN<	BEO	21799	MELEAH A <KOO<
BEO	21759	CHINAMI <COPELAND<	BEO	21800	ALANNA R <BROWN<
BEO	21760	YUANJUN <HAN<	BEO	21801	QUY THI <NGUYEN<
BEO	21761	THU MAI THI <HOANG<	BEO	21802	SIERA K <AH SAM<
BEO	21762	JANINE L A <CHUNG<	BEO	21803	LILY H Y <FUKUSHIMA<
BEO	21763	XIAOHONG <WANG<	BEO	21804	TYLER K <MURAMOTO<
BEO	21764	GRISELDA <MACIAS<			
BEO	21765	SUNDAY-LEE A U <NAMUO<			
BEO	21766	COURTNEY R <SEXTON<			
BEO	21767	ERIN S <GAETANO<			
BEO	21768	YUKO O <NISHIMOTO<			
BEO	21769	CYNTHIA A <LAM<			
BEO	21770	KAYLA M <GANANCIAL<			
BEO	21771	JENNY L <PHAN<	LTYPE	LIC NUM	BP NAME PART 1
BEO	21772	SHENA M <COUTURE<			
BEO	21773	VERONIKA <YEGOROV<			
BEO	21774	KAREN S <AWAYA<	BAR	3775	ROSIE <LUONG<
BEO	21775	JAZMINE L <GONZALES<			
BEO	21776	SAMANTHA L A <KOKUALANI<			
BEO	21777	LINH THI MY <NGUYEN<			
BEO	21778	JACKIE MY <NGUYEN<			
BEO	21779	HEIDI L <MEHL<	LTYPE	LIC NUM	BP NAME PART 1
BEO	21780	ZUKANG <ZHUO<			
BEO	21781	NHU QUYNH NGOC <SHIPMAM<			
BEO	21782	KELLY A <MITCHELL-WALSH<	I	12435	KEVIN T <MURATA<
BEO	21783	CHIZUKO <SHINZATO<			
BEO	21784	JOOHEE <YAMADA<			
BEO	21785	DAO ANH <MAI<			
BEO	21786	SHARMAINE J <NOBRIGA<			
BEO	21787	STEPHANIE L <TRITTIPO<			
BEO	21788	MINA L <MAGALLON<			
BEO	21789	TOMOROW H <CANESE<			
BEO	21790	CHERRY L <LE-KUWAYE<			
BEO	21791	JANET <PHAN<			
BEO	21792	LEAH N <LEONG<			
BEO	21793	SHELBY H <AGUINALDO<			
BEO	21794	YURI <BOWLIN<			
BEO	21795	LINDA PHUONG <CHUNG<			
BEO	21796	RICHARD J <ESTRELLA<			
BEO	21797	MAILI <NGUYEN<			

JUL 23 2018

**LTYPE:**

BAR = Barber  
 BEO = Beauty Operator  
 I = Instructor