

BOARD OF BARBERING AND COSMETOLOGY

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

MINUTES OF MEETING

Date: Monday, August 13, 2018

Time: 12:00 p.m.

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

Present: Lynnette F. McKay, Cosmetology Member, Chairperson
Chad Nelson, Public Member
Amanda Severson, Cosmetology Member
Margaret Williams, Barber Member
Krishna F. Jayaram, Deputy Attorney General (“DAG”)
Kedin Kleinhans, Executive Officer
Ahlani K. Quiogue, Supervising Executive Officer
Lori Nishimura, Secretary

Excused: Alexander Choi, Public Member

Guest: None.

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 12:02 p.m. by Chairperson McKay.

Minutes of the June 25, 2018 Board Meeting: After discussion, it was moved by Ms. Williams, seconded by Ms. Severson, and unanimously carried to approve the minutes of the June 25, 2018 Board meeting, as circulated.

Minutes of the July 23, 2018 Board Meeting: Executive Officer Kleinhans informed the Board that the minutes of July 23, 2018 meeting were not finalized. The minutes will be available within thirty days after the July 23, 2018 meeting date, as required pursuant to HRS section 92-9, and will be on the

September 17, 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 matter pursuant to HRS chapter 91.

Chapter 91, HRS
Adjudicatory
Matters:

A. In the Matter of the Beauty Operator License of
SUSAN M. SCHATTAUER-MEDEIROS; BAR 2018-99-L

After discussion, it was moved by Chairperson McKay, seconded by Ms. Williams, and unanimously carried to approve the Settlement Agreement relating to the Matter of the Beauty Operator License of SUSAN M. SCHATTAUER-MEDEIROS; BAR 2018-99-L.

At 12:06 p.m., the Board reconvened its scheduled meeting.

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

Executive Officer Kleinhans summarized previous discussions by the Board whereby the Board had expressed their interest in the administration of the NIC exam. Mr. Kleinhans reminded the Board that they should first verify the NIC exam is able to be administered and obtain information of test dates, test locations, and availability. Once that is done, a written contract would be drawn between NIC and the Department of Commerce and Consumer Affairs (DCCA). Once this is complete, the Board would be able to submit an Administration Bill to amend the respective statutes to include the requirement of a national exam.

Executive Officer Kleinhans stated that due to the current lack of information, it would be too late to submit an Administration Bill for the 2019 Legislative Session; thus, the Board should complete/address the concerns before August 2019 for the 2020 Legislative Session.

Executive Officer Kleinhans stated that he has tried contacting the NIC office but has yet received a response. Mr. Nelson suggested contacting Mr. Fred Jones, Legal Counsel for the Professional Beauty Federation of California. He commented that Mr. Jones is close to the California Board of Barbering and Cosmetology and NIC, and he also attended a Board meeting "years ago" to discuss the NIC exam. Mr. Nelson will provide Mr. Jones' contact information to the Executive Officer.

Ms. Williams commented that she was not able to locate the sample NIC theory exam as may be available on the internet. Mr. Nelson volunteered to get that information from Mr. Jones.

Applications:

At 12:15 p.m., it was moved by Chairperson McKay, seconded by Ms. Williams, 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 12:35 p.m., it was moved by Chairperson McKay, seconded by Ms. Williams, and unanimously carried for the Board to move out of Executive Session.

A. Ratification of Issued Licenses

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

B. Beauty Shop/Barber Shop License

- (1) ELLY & JOAN LLC dba WONDERFUL NAIL SALON
(New Beauty Shop)
- (2) GEO LLC (New Beauty Shop)
- (3) GIPSON, Kimberly L. (New Beauty Shop)
- (4) HOUSE OF HANDSOME HAWAII LLC dba
HANDSOME HAWAII (New Barber Shop)
- (5) KTY 8816 LLC dba STYLE LOFT HAIR STUDIO
(New Beauty Shop)
- (6) KUSAKA, Melanie M. (New Beauty Shop)
- (7) LA'AKEA SPA HAWAII INC (New Beauty Shop)
- (8) LEI, Zhan Ying dba SHOWAE BEAUTY SALON
(New Barber Shop)

- (9) MORE GOOD HAIR DAYS LLC (New Beauty Shop)
- (10) MORRIS, Lani K. dba BEAUTY BY NATURE MAUI
(New Beauty Shop)
- (11) OMATL LLC dba LASH AND BROW CAFE
(New Beauty Shop)
- (12) RENDON, Rachelle P. (New Beauty Shop)
Location: 3-2087 Kaunualii Highway, Lihue, HI 96766
- (13) RENDON, Rachelle P. (New Beauty Shop)
Location: 4353 Waialo Road, Eleele, HI 96705
- (14) VU, Tuyet Thi dba ANDY BARBER SHOP
(New Barber Shop)
- (15) DAVIS, Cheryl dba 2nd LOOK SALON
(New Beauty Shop)
- (16) FACE & BODY ESTHETICS LLC dba
FACE & BODY (New Beauty Shop)
- (17) HAIR BY JODIE LLC (New Beauty Shop)
- (18) HAWAIIAN RAINFOREST LLC (New Beauty Shop)
Location: 100 Holomoana Street, Honolulu, HI 96815
- (19) ORGANIQUE CO LTD dba ORGANIQUE BEAUTY
HOUSE (Relocation of Beauty Shop: BSH 3736)
- (20) SEEGER, Marlee dba SOUTH SHORE STUDIO
(New Beauty Shop)
- (21) WAXING BY CARIANN LLC (New Beauty Shop)

The barber/beauty shop applications above were preliminarily reviewed by licensing branch staff, Executive Officer Kleinhans, 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 twenty-one (21) 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. Nelson, and unanimously carried to approve

the twenty-one (21) barber/beauty shop applications listed above.

- DUNVILLE, Diane M. (New Beauty Shop)

After discussion, it was moved by Chairperson McKay, seconded by Ms. Williams, and unanimously carried to defer decision-making on the beauty shop application of Diane M. Dunville pending receipt of additional documents in accordance with the application instructions.

- HAWAII KAI 101 SALON LLC (New Beauty Shop)

After discussion, it was moved by Chairperson McKay, seconded by Ms. Williams, and unanimously carried to approve the beauty shop application of Hawaii Kai 101 Salon LLC subject to the Board's receipt of the written agreement in accordance with the application instructions and to authorize the Executive Officer to approve the application upon receipt of the written agreement.

- KAIANJOSEPH LIMITED LIABILITY COMPANY
(New Beauty Shop)

After discussion, it was moved by Chairperson McKay, seconded by Ms. Williams, and unanimously carried to approve the beauty shop application of KaianJoseph Limited Liability Company, and to send a non-disciplinary Letter of Education advising applicant that the practice of tattoo falls under the jurisdiction of the Department of Health, Sanitation Branch.

- LEO GROUP INC dba SKIN ATTRACTION
(New Beauty Shop)

After discussion, it was moved by Chairperson McKay, seconded by Mr. Nelson, and unanimously carried to approve the beauty shop application of Leo Group Inc dba Skin Attraction, and to send a non-disciplinary Letter of Education advising applicant that the practice of laser falls under the scope of practice of a medical doctor or a health care professional whose scope includes the use of lasers independently.

- TONY TRUONG CORP dba NAILS FOR TODAY
(New Beauty Shop)

After discussion, it was moved by Chairperson McKay, seconded by Ms. Severson, and unanimously carried to approve the beauty shop application of Tony Truong Corp dba Nails For Today subject to the Board's receipt of the clarification of the acknowledgement of designated beauty operator-in-charge and to authorize the Executive Officer to approve the application upon receipt.

- WONG, Terry S.K. dba T W SALON (New Barber Shop)

After discussion, it was moved by Chairperson McKay, seconded by Ms. Severson, and unanimously carried to approve the barber shop application of Terry S.K. Wong dba T W Salon, subject to the Board's receipt of the signature on the acknowledgement of the barber-in-charge and to authorize the Executive Officer to approve the application upon receipt.

Old Business:

A. Streamlining the Barber/Beauty Shop Application Process

Discussion ensued on the Barber/Beauty shop application procedures and process. Executive Officer Kleinhans provided the Board with a draft copy of the revised Barber/Beauty shop application that included the following revisions to the supporting documents required with the application:

- A letter signed by both the shop's operator-in-charge and the shop's owner will be incorporated into the application;
- Description of barbering/beauty culture services will be incorporated into the application – applicant to check-off the type of services "licensure category/ies" to be provided;
- Affidavit of applicant will include certification that there will be barber/beauty operator-in-charge for each service the shop provides;
- Written agreement between the license applicant and the owner will not be required, (this requirement will be removed);
- Detailed drawing or sketch of the shop's floor plan – *Shop Floor Plan Form* has been created for applicant to draw or sketch; and

- Affidavit certifying that the applicant meets the standards and public health requirements of HAR chapter 11-11, the administrative rules of the Department of Health.

Executive Officer Kleinhans further stated that he believes with the revisions, barber/beauty shop applications may not need the additional review by a Board member (subject-matter expert); thus, the approval of shop applications may be delegated to the Executive Officer and be ratified by the Board.

Discussion ensued on the check off boxes for services to be rendered/licensure categories. Chairperson McKay requested that “cosmetology” be added; thus, the check-off boxes will include:

- ✓ Barbering;
- ✓ Cosmetology;
- ✓ Hairdressing;
- ✓ Esthetics; and
- ✓ Nail Technology.

Mr. Nelson inquired if an operator-in-charge is necessary/required. Executive Officer Kleinhans noted an operator-in-charge is necessary pursuant to HRS section 439-17(a) and HAR section 16-73-3(b).

After discussion, it was moved by Chairperson McKay, seconded by Ms. Williams, and unanimously carried to approve the revisions to the shop applications as noted above and to delegate the review and approval of the shop applications to the Executive Officer and be ratified by the Board.

Open Forum: None.

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

Announcements: None.

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Adjournment: There being no further business to discuss at this time, the meeting
was adjourned at 1:02 p.m.

Taken and recorded by:

/s/ Lori Nishimura

Lori Nishimura, Secretary

Reviewed and accepted by:

/s/ Kedin Kleinhans

Kedin Kleinhans, Executive Officer

KK:ln

08/27/18

- [X] Minutes approved as is.
[] Minutes approved with changes. See Minutes of _____.

LTYPE:BAR = Barber
BEO = Beauty Operator
I = Instructor

LICENSE_TYPE	NUMBER	LEGAL_NAME
I	12436	JESSICA E <PAPPLE<
BAR	3776	DAWN S <ALLEN<
BAR	3777	JAN RAY C <DELA CRUZ<
BAR	3778	TIMOTHY <NGUYEN<
BAR	3779	BI N <TRAN<
BAR	3780	THUY THANH <NGUYEN<
BAR	3781	THI LE <LE<
BAR	3782	ELVINSE IAN A <MOLETA<
BAR	3783	HO SOOK <HYUN<
BEO	21805	CATHERINE K <MARCOS<
BEO	21806	YUTING <DENG<
BEO	21807	ALISHA C <DONARSKI<
BEO	21808	KAHEALANI C <KAKU<
BEO	21809	ASHLEY J <MASTROFRANCESCO<
BEO	21810	JESSICA E <PAPPLE<
BEO	21811	JESSICA C R <PANGAN<
BEO	21812	CHRISTI M <THOMAS<
BEO	21813	JESSICA R <WOOD NEWALU<
BEO	21814	YEN THI NGOC <DANG<
BEO	21815	CHAELENA D <STUBBERS<
BEO	21816	TARA E <HECKER<
BEO	21817	SANDRA <THOI<
BEO	21818	JENNIFER L <MAXWELL<
BEO	21819	PRATIBIMBA <SHRESTHA<
BEO	21820	MINAKO <RIVERA<
BEO	21821	KYLIE M <KIM<
BEO	21822	KADY L <KIRBY<
BEO	21823	STEVIE M <SHEPARD<
BEO	21824	CRAIG A <BURKHOLDER<
BEO	21825	BRITTANY J <MORGAN<
BEO	21826	JAYCI L <OSHIRO<
BEO	21827	SYDNEY W <KAHIAMOE<
BEO	21828	DINA M <DISSINGER<
BEO	21829	JOMARYS <HOSKIN<
BEO	21830	CHANDRA D <HOUSTON<
BEO	21831	TUYET ANH <TRAN<
BEO	21832	KELLY A <KNUERR<
BEO	21833	SHANNON L <PUUOHAU<

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