

BOARD OF BARBERING AND COSMETOLOGY

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

MINUTES OF MEETING

Date: Tuesday, February 11, 2020

Time: 12:00 p.m.

Place: King Kalakaua 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
Valerie Kato, Deputy Attorney General (“DAG”)
Kedin C. Kleinhans, Executive Officer
Leanne Abe, Secretary

Excused: None.

Guest: Mary Ronnow, Owner/Founder, The Skin Institute Internationale
Lieren Pearson, Co-Founder, The Skin Institute Internationale
Grace Stachowski, Honolulu Spa & Wellness
Rafal Stachowski, Honolulu Spa & Wellness
Amanda Freideck, Esthetician
Jasmine Kanahale-Bautista, Esthetician
Macy Sadler, Esthetician
Lena Draiman, Esthetician
Shawn Malpass, Esthetician
Mandee Ulachus, Esthetician
Krissy Saito, Esthetician
Loan Au, Esthetician
Stephanie Nieves, Esthetician
Velvet King, Esthetician
Lauren Allgord, Esthetician
Levi Chang, Esthetician
Richard Yeo, Owner, Honolulu MedSpa
Jaina Cassidy, Owner, Revival Beauty Bar, Esthetician

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 12:11 p.m. by Chairperson McKay.

The Board agreed by consensus to take the meeting out of order to accommodate the public guests.

Old Business: A. Industry Bulletin Regarding Invasive Procedures

Chairperson McKay opened the floor to any guests that would like to provide information or demonstrations to procedures that may or may not be considered invasive.

Ms. Ronnow introduced herself and Ms. Pearson from the Skin Institute Internationale. The Skin Institute Internationale is a licensed beauty school, licensed beauty shop, and has a licensed instructor’s program. They are also a licensed tattoo shop through the Department of Health. Ms. Ronnow distributed an informational handout to the board members and public regarding dermaplaning, microneedling, plasma pen, and hyaluron pen procedures.

Ms. Pearson provided a live demonstration of dermaplaning for board members and the public.

Ms. Ronnow explained that dermaplaning is a gentle form of manual exfoliation similar to microdermabrasion, but not as abrasive. It uses a blade to take off dead skin cells and vellus hair, exposing fresh skin cells. It rejuvenates collagen and elastin, promotes cellular turnover, improves sun damage, and softens fine lines and wrinkles. Dermaplaning procedure is covered under top industry insurance companies such as the Associated Skin Care Professionals.

Ms. Pearson stated that the blade does not go below the stratum corneum. She emphasized proper education, thorough training, and thorough technique.

Executive Officer Kleinhans asked if there is a specific blade used when performing dermaplaning.

Ms. Ronnow replied that the blade is known as a “butter blade”, specific for dermaplaning procedure and sold by specific esthetic companies.

Ms. Ronnow explained her intent to do things properly and train individuals properly. She stated that there are out-of-State companies that fly into Hawaii and offer classes. Most times, persons teaching are not a licensed beauty operator or instructor in Hawaii.

Ms. Pearson commented that she would like to advocate that these types of procedures such as dermaplaning be taught the right way in a licensed beauty school.

Ms. Draiman commented that out-of-State companies rent hotels and teach the general public procedures such as microblading and powder brows. In her opinion, she feels that these types of procedures should be regulated and taught in licensed beauty schools in Hawaii.

Ms. Pearson provided a live demonstration of microneedling for board members and the public.

Ms. Pearson explained that microneedling is using a pen that oscillates twelve micro needles at different speeds to penetrate into the epidermis creating micro-channels in the skin (closes up within fifteen minutes). It creates a controlled micro injury that encourages increased blood flow to the area that accelerates the healing process allowing new collagen and elastin to form. Microneedling improves texture, tone, elasticity, and acne scarring. She explained that the microneedling pen can change speeds and tends to stay within 0.25mm to 1.0 mm depth range.

Ms. Stachowski agreed.

Mr. Yeo asked Ms. Pearson if The Skin Institute Internationale advises their students on what devices to use.

Ms. Pearson responded that she has done market research and there are many different types of pens that are similar and available in the industry. She stated that she does manufacture her own branded microneedling pen provided to The Skin Internationale students that complete the training/certification.

Ms. Cassidy provided a live demonstration using the plasma pen.

Ms. Pearson explained that the plasma pen creates a controlled injury also known as carbon crusts or micro scabs on the epidermis. The pen does not touch the skin, but the energy of the electricity penetrates the epidermis. She stated that the pen has nine levels. She advises that, regarding esthetics, level three should be the maximum when using the plasma pen.

Ms. Pearson briefly went over information regarding the hylaluron pen. The procedure is a needleless approach that uses pressure to infuse hyaluronic serum to plump the epidermis (of the lip).

After demonstrations, Ms. Ronnow and Ms. Pearson both stated that they would like to see these relatively non-invasive procedures within the scope of practice of licensed Estheticians that are well-trained, skilled, and certified by licensed beauty schools.

Ms. Cassidy agreed with Ms. Ronnow and Ms. Pearson. She stated that education is crucial. She feels that if these procedures are put within the scope of practice under well-trained, skilled, and certified Estheticians, this will protect the public. It is important to put regulations on these types of procedures so it is not accessible to anyone and everyone in the public to perform.

The Board recessed at 1:09 p.m., and reconvened its meeting at 1:17 p.m.

After discussion, the Board unanimously agreed to defer decision-making and continue discussion to allow for more demonstrations and information from the public guests at the next meeting.

Hawaii
Administrative
Rules (“HAR”):

A. Revisions to HAR Chapter 73 – Barbers (Draft #4)

Executive Officer Kleinahns stated there was only one revision of adding “*if the practice is performed within the federal property*” to §16-73-4 Exceptions to place of practice as approved from the January 28, 2020 meeting.

Executive Officer Kleinahns stated that technical, non-substantive amendments may be included to Draft #5 for grammar purposes.

After discussion, it was moved by Chairperson McKay, seconded by Ms. Williams, and unanimously carried to accept the aforementioned proposed amendment of HAR Chapter 73 Draft #4.

B. Revisions to HAR Chapter 78 – Beauty Culture (Draft #3)

Executive Officer Kleinhans stated there were two revisions included as approved on the January 28, 2020 meeting:

- §16-78-40.5(a)(1) License applications. (a) An application for a beauty shop license shall include:
 - (1) The name and license number of a currently licensed beauty operator who shall practice at the shop [as the operator in charge] to qualify the shop for licensure;
- §16-78-45 ~~[Employment]~~ Practice of barbers. A barber with a valid and current license ~~[shall be permitted to work]~~ is qualified to practice barbering in a beauty shop [without meeting any additional cosmetology licensing requirements] however, training a barber apprentice in the beauty shop shall not be allowed.

Executive Officer Kleinhans reported the following amendment added to proposed §16-78-41.5(a)(5) Sanitary practices:

- A beauty operator shall not perform or attempt to perform any treatment that is within the scope of practice of medicine as defined by chapter 453, HRS.

Executive Officer Kleinhans explained that the amendment further mirrors the proposed barber rules amendments.

Executive Officer Kleinhans stated that technical, non-substantive amendments may be included to Draft #4 for grammar purposes.

After discussion, it was moved by Chairperson McKay, seconded by Ms. Williams, and unanimously carried to accept the proposed aforementioned amendments of HAR Chapter 78 Draft #3 and to discuss independent contractor for Draft #4.

Applications:

At 1:30 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 1:33 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 Ms. Severson, and unanimously carried to ratify the list of issued licenses attached (see, attached list).

B. Application for Exam & License – Beauty Operator

(1) Zoey M. Kemp-Haxby

C. Application for Restoration

(1) Ashley R. Sinnott (BEO-19314)

(2) Chun J. Asato (BEO-5972)

(3) Hae Y. Kim (BEO-11278)

After discussion, it was moved by Chairperson McKay, seconded by Ms. Williams, and unanimously carried to approve the beauty operator application for exam & license of Zoey M. Kemp-Haxby and the three aforementioned beauty operator restoration applications.

Executive Officer's Report:

A. Results of the Beauty Examination Administered January 2020

Executive Officer Kleinhans provided the following results:

Cosmetology: 95 exams administered, 33 passed, 62 failed,
34% pass rate

Hairdresser: 37 exams administered, 19 passed, 18 failed,
51% pass rate
Nail Technician: 67 exams administered, 29 passed, 38 failed,
45% pass rate
Esthetician: 131 exams administered, 47 passed, 84 failed,
35% pass rate
Instructor: 3 exams administered, 2 passed, 1 failed,
66% pass rate

Legislation: A. Discussion on House Bill ("H.B.") No. 2435 – Relating to
Licensure

Executive Officer Kleinhans reported that this bill permits a licensed beauty operator to apply for a barber shop license. He testified at the hearing and provided general comments and information regarding the bill. The bill was passed on to the House Committee of Consumer Protection.

Ms. Williams stated that the proposed amendment would allow a licensed beauty operator to open a barber shop without a barber; however, beauty operators are not qualified to perform shaving. Board members agreed.

It was moved by Chairperson McKay, seconded by Ms. Williams, and unanimously carried for the board to provide testimony to the Legislature in opposition to H.B. 2435.

Open Forum: None.

Next Board Meeting: Monday, March 23, 2020
12:00 p.m.
Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, 1st Floor
Honolulu, Hawaii 96813

Announcements: None.

Adjournment: There being no further business to discuss at this time, the meeting was adjourned at 1:43 p.m.

Taken and recorded by:

/s/ Leanne Abe

Leanne Abe, Secretary

Reviewed and accepted by:

/s/ Kedin C. Kleinhans

Kedin C. Kleinhans, Executive Officer

KCK:la

03/16/20

- Minutes approved as is.
- Minutes approved with changes