

Minutes

Board Meeting West Virginia Board of Barbers and Cosmetologist Hampton Inn Teays Valley, WV 3:00 p.m.

February 23, 2014

Members Present:

Michael Belcher (came in after roll call)
Justina Gabbert
Sarah Hamrick
Susan Poveromo
James (Jim) Ryan
Rick Stache

Others Present:

Adam L. Higginbotham
Amanda D. Smith
Charlie Persinger

(See Attached Sign-In Sheet)

The meeting was called to order by Sarah Hamrick, Chairman of the State Board of Barbers and Cosmetologists at 3:00 p.m. on Sunday, February 23, 2014 at the Hampton Inn in Teays Valley, WV. Roll call was taken.

The next item on the agenda was the approval of the January 12, 2014 and January 17, 2014 minutes. The Chair entertained a motion to change the following on the January 12, 2014 minutes: add Morgantown Beauty School as the school Spencer Viney attended on the 01/12/2014 of the minutes then approve them with changes. On motion duly made by Justina Gabbert and seconded by Rick Stache the motion carried. The Chair entertained a motion to approve the January 17, 2014 minutes as presented. On motion duly made by Susan Poveromo and seconded by Justina Gabbert the motion carried.

The next item on the agenda was PCARD purchases for December 2013 and January 2014. The Chair recognized Mr. Adam Higginbotham, Executive Director, of the West Virginia State Board of Barbers and Cosmetologists. Mr. Higginbotham presented the PCARD purchases from December 2013 and January 2014. The Chair entertained a motion to approve the December 2013 PCARD purchases as presented. On motion duly made by Justina Gabbert and seconded by Rick Stache the motion carried. The Chair entertained a motion to approve the December 2013 PCARD purchases as presented. On motion duly made by Susan Poveromo and seconded by Michael Belcher the motion carried.

The next item on the agenda was RFP Update. The Chair recognized Mr. Adam Higginbotham, Executive Director, of the West Virginia State Board of Barbers and Cosmetologists. Mr. Higginbotham updated the Board concerning meeting with Division of Purchasing and their recommended bid methodology.

The next item on the agenda was Public Requests:

- **To consider the updated formula for Brazilian Blowout for use in salons** – The Chair entertained a motion to lift the ban since the report we received that OSHA has approved it because air samples have indicated it is less than 2 parts per million . On motion duly made by Justina Gabbert and seconded by Rich Stache the motion carried.
- **To consider two salons in one building and their layout as meeting basic salon requirements.** The Chair entertained a motion to approve the shop as is and send a letter stating that any common areas that are in violation, fines will be issued individually to both salons/parties involved. Adam will send 3 letters, salon owners and building owner. On motion duly made by Susan Poveromo and seconded by Justina Gabbert the motion carried.
- **To consider a barber’s request to shave legs.** No action required since the Law doesn’t specify.
- **To consider “disinfect-able” buffers for more than single use AND fine appeal H-043.** The Chair entertained a motion to allow the use of disinfect-able buffers as long as they have been sanitized & disinfected but if there are signs of usage they will be sited for dirty implements. On motion duly made by Susan Poveromo and seconded by Rick Stache the motion carried.

The Chair entertained a motion to move into Executive Session. On motion duly made by Rick Stache and seconded by Susan Poveromo the motion carried.

The next item on the agenda was Memorandum of Understanding with the council for Community and Technical Colleges. To consider the MOU with the Council. The Chair entertained a motion to approve the memorandum as presented. On motion duly made by Susan Poveromo and seconded by Rick Stache the motion carried.

The next item on the agenda was Complaint #C2013-10. Director to update the Board concerning the issues of C2013-10. Board to consider actions upon C2013-10 based on updated information. The Chair entertained a motion to give Mary the approval to try and do negotiations on this case. On motion duly made by Michael Belcher and seconded by Justina Gabbert the motion carried.

The next item on the agenda was Continuing Education. Board to discuss continuing education improvements and implementation. For 2015 CE have all the provider candidates come before the Board to show what they will be teaching. The Chair entertained a motion for the CE committee to meet before the next board meeting. On motion duly made by Justina Gabbert and seconded by Jim Ryan the motion carried. (Amanda is to get them a copy of all CE providers and mail/e-mail to them).

The next item on the agenda was Appeal of Fines. The Chair recognized Charlie Persinger with the State Board office. Charlie Persinger presented the following Appeal of Fines.

- H-113
- B-800
- G-245
- G-211
- H-114
- H-154
- G-323
- G-490
- G-451/452

- G-568
- K-015
- H-248/249
- H-035/036/037/038
- G-321/322
- H-045
- H-087
- H-004
- H-086
- H-072
- H-276
- G-238/239/240/241
- B-797/798/799 – UPHOLD
- H-183 - UPHOLD
- H-152 - UPHOLD
- H-160/161 - UPHOLD
- G-509 - DISMISS
- H-273 - UPHOLD
- H-341 -DISMISS
- G-574 - UPHOLD
- H-327 – DISMISS DUE TO SANITIZABLE BUFFERS/FILES (SAME AS H-276 & H-043)

The Chair entertained a motion to UPHOLD all fines in RED with the exclusion of those that have good accounting history, gave authority to Charlie to review. On motion duly made by Justina Gabbert and seconded by Michael Belcher the motion carried.

The Chair entertained a motion to UPHOLD all fines in GREEN except H-276, which will be DISMISSED. On motion duly made by Susan Poveromo and seconded by Rick Stache the motion carried.

The Chair entertained a motion to UPHOLD the following fines: B-797/798/, H-183, H-152, H-160/161, H-273, G-574 and DISMISS the following fines: G-509, H-341 & H-327 -DUE TO SANITIZABLE BUFFERS/FILES (SAME AS H-276 & H-043). On motion duly made by Justina Gabbert and seconded by Susan Poveromo the motion carried.

The next item on the agenda was 2014 Legislative Session: To discuss pending legislation.

Elections of President and Vice President: The Chair entertained a motion to elect the following people in the following positions: President: Sarah Hamrick/ Vice President: Susan Poveromo/ Secretary: Amanda Smith. On motion duly made by Justina Gabbert and seconded by Jim Ryan the motion carried.

The Chair entertained a motion to adjourn. On motion duly made by Susan Poveromo and seconded by Jim Ryan the motion carried.

Drafted by Amanda D. Smith