

MINUTES

**BOARD OF COSMETOLOGY
Department of Business and Professional Regulation
Casa Monica Hotel
95 Cordova Street
St. Augustine, Florida 32084**

Monday, January 28, 2008 – 9:00 a.m.

The Board of Cosmetology meeting was called to order at approximately 9:00 a.m., by Ms. Myra Jowers, Chair.

Board Members Present

Myra Jowers, Chair
Donna Osborne, Vice Chair
Monica Smith
Ginny Fincel
Rosabel Ramos

Board Members Absent

Candido Llano

Other Persons Present

Robyn Barineau, Executive Director, Department of Business and Professional Regulation
William Oglo, Assistant Attorney General, Department of Legal Affairs
Elizabeth Duffy, Assistant General Counsel, Office of the General Counsel, Department of Business and Professional Regulation
Dana Ewaldt, Government Analyst, Department of Business and Professional Regulation

Interested Parties Present

Beth Masters, Court Reporter, Official Reporting Service, LLC
Michael Stahl, Continuing Education Provider
Michelle Holder, Westside Technical College
Erin Creef, Palm Beach Academy
Kelly Berry, Palm Beach Academy
Mark Bateh, Informed
Ella LaBranche, Florida Community College at Jacksonville
Louise King, Daytona Beach College
Patty Dyke, Daytona Beach College
Julie Todd, Florida Association of Beauty Professionals
Rick Wallace, Florida Association of Beauty Professionals
Jerry Gardner, Elite CME
Robert Ramos

The meeting was opened with a roll call and a quorum was established. Chair Jowers excused Mr. Candido Llano's absence from the meeting.

Approval of Minutes: October 15, 2007

Chair Jowers noted a typographical error on page 15 of the minutes. Board staff ensured the correction would be made prior to publication of the approved minutes.

Ms. Donna Osborne, Vice Chair, moved to approve the minutes from the October 15, 2007, board meeting. Ms. Ginny Fincel seconded the motion to approve the minutes and the motion passed unanimously.

Disciplinary Matters

Mr. William Oglo, Assistant Attorney General, inquired if all the board members had received their board meeting materials and if the members had reviewed all the materials. All members responded in the affirmative to these questions.

Informal Hearings

Regarding Case Nos. 2006-063594 and 2006-050397, against Heather Prahl of Lakeland, Ms. Elizabeth Duffy, Assistant General Counsel, requested that the case be pulled from the agenda to be considered at a later date.

Regarding Case No. 2007-036245, against Sophisticated Styles of Palm Harbor, Ms. Duffy requested that the case be pulled from the agenda to be considered at a later date.

Regarding Case No. 2006-048961, against Eric Whitmore of Port St. Lucie, Ms. Duffy informed the board that Mr. Whitmore returned a signed Settlement Stipulation and that this matter will be presented for consideration with the other agendaed Settlement Stipulations.

Unless otherwise stated, by appropriate motion the board found that the Respondent was properly served with the Administrative Complaint and elected not to dispute the alleged facts, that there was competent and substantial evidence to support the allegations, that the Respondent committed the offenses as outlined in the Administrative Complaint, and imposed the penalties shown below:

- Duy T. Phan; Sebring
Case No. 2006-062661
\$1,500 fine and \$133.38 costs
- Falantina Maajoun; Tampa
Case No. 2007-036267
\$500 fine and \$73.46 costs

- Kathleen Serino; Ft. Pierce
Case No. 2006-058808
\$1,000 fine and \$117.05 costs
- Renee Mott, d/b/a The Perfect Image; St. Petersburg
Case No. 2006-029164
\$500 fine and \$235.48 costs
- Sandra Cline, d/b/a La Perla; Ft. Lauderdale
Case No. 2007-037438
\$500 fine and \$42.96 costs

Motions for Waiver of Rights and Final Order

Regarding Case No. 2007-027660, against Juana Bridgewater of Tampa, Ms. Duffy requested that this disciplinary case be pulled from the agenda to be considered at a later date.

Regarding Case No. 2007-005578, against Alicia A. Trice of West Palm, Ms. Duffy informed the board that prior to the start of the meeting, she received notification from her office that Ms. Trice has filed an Election of Rights form disputing the facts and requesting an informal hearing of the matter. It was determined that since the Respondent did not respond to the Administrative Complaint as required within 21 days, the matter would be presented as a Motion for Waiver of Rights and Final Order. Ms. Duffy presented the case to the board. Vice Chair Osborne moved that the board find that Ms. Trice was properly served with the Administrative Complaint, that Ms. Trice failed to respond within 21 days thereby waiving her right to elect a hearing in this matter and that the board accept the allegations as stated in the Administrative Complaint and adopt them as the findings of fact and conclusions of the law of the board and impose a penalty on the Respondent of a \$1,500 fine and \$65.47 costs. Ms. Finsel seconded the motion. The motion passed unanimously.

Regarding Case No. 2005-058408, against Sau Be Nguyen of Orlando, Ms. Duffy presented the department's case and suggested imposing the penalty of revocation of the Respondent's full specialty registration FS862536 due to Mr. Nguyen's arrest and conviction of sexual battery and false imprisonment while performing services at the Spa Nails Tan & Hair Palace. Further investigation revealed that the Respondent is a registered sex offender with the Florida Department of Corrections for lewd and lascivious conduct with a minor, four felony counts of practicing a health care profession without a license, and three felony counts of battery. In accordance with Section 455.227(1)(c), Florida Statutes, which provides that the act of being convicted or found guilty of, or entering a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction which relates to the practice of, or the ability to practice, a licensee's profession constitutes grounds for the recommendation of license revocation. The Respondent was not present or represented at the meeting. Vice Chair Osborne moved that the board find the Respondent was properly served with the Administrative Complaint, the Respondent failed to respond within 21 days thereby waiving their right to elect a hearing in the matter, that the board accept the allegations as stated in the

Administrative Complaint and adopt them as the findings of fact and conclusions of law of the board and impose the penalty of license revocation. Ms. Monica Smith seconded the motion and the motion passed unanimously.

Regarding Case Nos. 2007-061515 and 2006-061185, against Tanh Van Ho and Nails Spa Co. of Gulf Breeze, Ms. Duffy presented the department's case and suggested a penalty of a \$500 fine, \$88.99 costs and revocation of the Respondent's salon license CE9966655. Further investigation revealed that in November 2006, the Respondent was arrested and convicted of one count of felony sexual battery with force of persons over the age of 12 after performing eyebrow waxing services at the Respondent's salon. A search of the department's records indicates that Mr. Ho is not licensed or registered to practice cosmetology or a specialty in the State of Florida. Mr. Ho is the owner of Nails Spa Co. In accordance with Section 455.227(1)(c), Florida Statutes, which provides that the act of being convicted or found guilty of, or entering a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction which relates to the practice of, or the ability to practice, a licensee's profession constitutes grounds for the recommendation of license revocation. The Respondent was not present or represented at the meeting. Vice Chair Osborne moved that the board find the Respondent was properly served with the Administrative Complaint, the Respondent failed to respond within 21 days thereby waiving their right to elect a hearing in the matter, that the board accept the allegations as stated in the Administrative Complaint and adopt them as the findings of fact and conclusions of law of the board and impose the penalty of license revocation. Ms. Smith seconded the motion and the motion passed unanimously.

Unless otherwise stated, by appropriate motion the board found that the Respondent was properly served with the Administrative Complaint, the Respondent failed to respond within 21 days thereby waiving their right to elect a hearing in this matter, the board accepted the allegations as stated in the Administrative Complaint and adopted them as the findings of fact and conclusions of law of the board, and imposed the penalties shown below:

- Alesia Mason; Riviera Beach
Case No. 2006-030247
\$1,500 fine and \$131.06 costs
- American Nails 3, LLC; Deerfield Beach
Case No. 2007-034817
\$1,000 fine and \$68.35 costs
- Armani Beauty; Delray Beach
Case No. 2007-035318
\$2,000 fine and \$77.86 costs
- Awilda Pagan; Pompano Beach
Case No. 2007-021996
\$1,361.45 fine and license revocation

- Binh Cao Trinh; Orlando
Case No. 2007-007166
\$500 fine and \$84.08 costs
- Brandi L. Arcaro; Valdosta, Georgia
Case No. 2007-007324
\$550 fine and \$210.08 costs
- Dung Thanh Phan; Sebring
Case No. 2006-062654
\$500 fine and \$113.20 costs
- Fernanda Ferreira; Coconut Creek
Case No. 2007-037437
\$500 fine and \$50.75 costs
- Hair Trends; Miami
Case No. 2007-030212
\$500 fine and \$35.41 costs
- Hien Cong Le; Riverview
Case No. 2007-011534
\$1,000 fine and \$106.76 costs
- It's All About Hair Beauty Salon; North Palm Beach
Case No. 2007-013265
\$350 fine and \$114.87 costs
- Jennifer Hanrahan; Brandon
Case No. 2006-068170
\$500 fine and \$191.22 costs
- Michele Burnett; North Palm Beach
Case No. 2007-007505
\$550 fine and \$914.98 costs
- Modern Nails Salon & Day Spa and Hong Thi Dang; Jacksonville
Case Nos. 2007-010362 and 2007-010363
\$500 fine and \$108.53 costs
- New York 2099 Hair Studio; Cape Coral
Case No. 2007-029899
\$500 fine and \$140.28 costs
- New York Nails MZ, Inc.; St. Petersburg
Case No. 2007-045176
\$500 fine and \$65.97 costs

- Vi's Beauty Salon; St. Petersburg
Case No. 2007-045159
\$500 fine and \$65.97 costs
- William Lebron, III; Oakland
Case No. 2007-006030
\$1,500 fine and \$280.86 costs
- Zach's Hairmasters Downunder; Tallahassee
Case No. 2007-011725
\$500 fine and \$58.76 costs

Settlement Stipulations

Unless otherwise stated, by appropriate motion the board found the Respondent to have committed the offenses as alleged in the Administrative Complaint and adopted the Stipulation of the parties as the board's final action regarding a penalty to be imposed on the Respondent as follows:

- Eric Whitmore; Port St. Lucie
Case No. 2006-048961
\$500 fine and \$112.65 costs
- Ann Le; Stuart
Case No. 2006-062644
\$500 fine and \$113.20
- Don's Hair Pair; Quincy
Case No. 2006-008629
\$500 fine and \$101.77 costs
- Gayle's Hair Design; Winter Haven
Case No. 2006-064353
\$500 fine and \$66.35 costs
- Gus Antwan Kelly; Monticello
Case No. 2007-011769
\$500 fine and \$112.54 costs
- Master Nails; Palmetto
Case No. 2007-043722
\$500 fine and \$78.40 costs
- Nga Thi Nguyen; Ft. Pierce
Case No. 2006-056795
\$500 fine and \$109.48 costs

- Pembroke Hair Design; Pembroke Pines
Case Nos. 2007-004463 and 2007-026395
\$1,000 fine and \$113.37 costs
- Tam M. Tran; St. Petersburg
Case No. 2007-043728
\$500 fine and \$61.98 costs
- Trung Van Le; Port St. Lucie
Case No. 2007-002701
\$500 fine and \$65.47 costs

Department Attorney Report

Ms. Duffy informed the board that as of January 7, 2008, there were 195 open cosmetology cases in the legal section.

Applications

Informal Hearing Requests

- Hair Braiding Course Application for Jacksonville Beauty Institute
Ms. Robyn Barineau, Executive Director, reminded the board that the original hair braider application submitted from Jacksonville Beauty Institute was denied at their July 23, 2007, board meeting since the course outline and objective did not comply with Florida cosmetology sanitation requirements and the course objective referenced “selecting a treatment” in regard to a disorder or disease of the scalp which is outside the scope of practice of a hair braider. After review and discussion of the supplemental information, Chair Jowers moved to approve the application with a contingency of having the words “or diseases” stricken from section two of the course objective. Vice Chair Osborne seconded the motion. The motion passed unanimously.
- Continuing Education Course Application for Cosmetologycampus.com Electric Nail File
Ms. Barineau reminded the board that at their October 15, 2007, board meeting the continuing education course application was denied based on outdated reference material and the incorrect reference to formalin and alcohol as disinfecting agents. After review and discussion of the amended documents, Vice Chair Osborne moved to approve the application. Ms. Fincel seconded the motion and the motion passed.

Applications for Licensure by Endorsement

- Johnny A. Henriquez Endorsing from Puerto Rico and Texas
Ms. Barineau informed the board that Mr. Johnny Henriquez was applying for licensure by endorsement, however, the application was forwarded for their review since Mr. Henriquez received his cosmetology education from Puerto Rico. Mr. Henriquez also holds a current and active Texas cosmetology license which was received by endorsement from Puerto Rico. Mr. Henriquez was not present for the meeting. Due to reasons of possible conflict, Vice Chair Osborne recused herself from voting in this matter. After review of the documentation, Ms. Fincel moved that the board approve Mr. Henriquez for licensure by endorsement. Ms. Smith seconded the motion. The motion passed unanimously.

- Maria Zaranska Endorsing from Poland and Illinois
Ms. Barineau informed the board that Ms. Maria Zaranska was applying for licensure by endorsement and that the application was forwarded for their review since Ms. Zaranska received her cosmetology education from Poland. Ms. Zaranska also holds a current and active cosmetology license from Illinois which was received by endorsement from Poland. Ms. Zaranska was not present for the meeting. After review of the documentation Vice Chair Osborne moved that the board approve Ms. Zaranska for licensure by endorsement. Ms. Fincel seconded the motion and the motion passed unanimously.

Applications for Hair Braiding Courses

- Stitches, Lines & Designs Hair Braiding School
After review and discussion of the course application, Vice Chair Osborne moved to approve the course application with the contingency of removing the reference to alcohol as a disinfectant from the course outline and adding a reference regarding the usage of disposable tools to the sanitation section of the course outline. Ms. Fincel seconded the motion and the motion passed unanimously.

- Xscapes Hair Braiding Certification
After review and discussion of the course application, Vice Chair Osborne moved to approve the course application with the contingency of removing from the course description the incorrect reference to ultra violet rays as a sanitizer of implements and equipment and adding a reference to the sanitation and sterilization section of the course description regarding the usage of disposable tools. Ms. Smith seconded the motion. The motion passed unanimously.

- Uniquely "U" Salon
Ms. Fincel moved to approve the course application with the contingency of the provider adding a reference regarding the usage of disposable tools to the sanitation and sterilization section of the course objective. Ms.

Smith seconded the motion and the motion passed unanimously.

Applications for Body Wrapping Courses

- Amelia Goodman
Ms. Smith moved that the board deny the application based on the reference to inch loss in the course description, an incorrect reference in the course outline to alcohol as a disinfectant and based on the skin disorders section of the course outline as it appears that the student will be taught diagnosis of skin disorders which is beyond the scope of practice of a body wrapper. Vice Chair Osborne seconded the motion. The motion passed unanimously.

- Nouvelle Institute
Due to a possible conflict of interest, Ms. Smith recused herself from voting in this matter. Vice Chair Osborne moved that the board approve the application with a contingency of the course name being included on the completion certificate. Chair Jowers seconded the motion. The motion passed unanimously.

- Venus Beauty Institute
Ms. Fincel moved to deny the application based on the instructions for treating a cut or nick since there should be no reason for the body wrapping registrant to cut themselves or the client in the practice of body wrapping, based on the incorrect reference to registering with the Department of Health when practicing body wrapping and based on the instructions for disinfecting instruments not including that all instruments must be submerged in a wet sanitizer containing a hospital grade disinfectant solution. Vice Chair seconded the motion and the motion passed unanimously.

- Xscapes Body Wrapping Certification
After review and discussion of the course application, Vice Chair Osborne moved to approve the course application with the contingency of adding to the sanitation and sterilization section of the course description the usage of disposable tools. Ms. Smith seconded the motion. The motion passed unanimously.

Initial HIV/AIDS Courses

- Prestige Career Education
After review and discussion of the course application, Vice Chair Osborne moved to approve the application. Ms. Fincel seconded the motion and the motion passed unanimously.

Continuing Education Provider and Course Applications

- All Star Professional Training, Inc.
HIV/AIDS – 4 Hours Internet
After review and discussion of the course application, Vice Chair Osborne moved to approve the application. Ms. Smith seconded the motion and the motion passed unanimously.

- Brevard Community College
AIDS For Cosmetology – 2 Hours Live Study Group & Internet
After review and discussion of the course application, Chair Jowers moved to approve the application. Ms. Smith seconded the motion and the motion passed unanimously.

- Informed
2008-2009 Informed Cosmetology Update – 16 Hours Home Study & Internet
Mr. Mark Bateh was present for the meeting. Vice Chair Osborne moved to approve the application. Ms. Fincel seconded the motion and the motion passed unanimously.

- Pleasant Hill Academy Career Center
Continuing Education for Cosmetology Program – 16 Hours Live Study Group
Ms. Smith moved to approve the provider application. Ms. Fincel seconded the motion. The motion passed unanimously.
Vice Chair Osborne moved to approve the course application. Ms. Fincel seconded the motion. The motion passed unanimously.

- Michael L. Stahl
HIV/AIDS – 2 Hours Live Study Group, Conference/Trade Show, Home Study & Internet
Mr. Michael Stahl was present for the meeting. Vice Chair Osborne moved to approve the course renewal application. Ms. Fincel seconded the motion and the motion passed unanimously.

- Michael L. Stahl
Sanitation and Sterilization – 3 hours Live Study Group, Conference/Trade Show & Home Study
After review and discussion of the course application, Vice Chair Osborne moved to approve the application with a contingency of removing the incorrect reference to formalin and alcohol as disinfecting agents and adding publication dates on the source reference material. Ms. Smith seconded the motion and the motion passed unanimously.

- Michael L. Stahl
OSHA – 1 Hour Live Study Group, Conference/Trade Show & Home Study
 After review and discussion of the course application, Vice Chair Osborne moved to approve the application. Ms. Fincel seconded the motion and the motion passed unanimously.
- Michael L. Stahl
Worker's Compensation – 1 Hour Live Study Group, Conference/Trade Show & Home Study
 After review and discussion of the course application, Vice Chair Osborne moved to approve the application. Ms. Smith seconded the motion and the motion passed unanimously.
- Michael L. Stahl
Laws and Rules – 2 Hours Live Study Group, Conference/Trade Show & Home Study
 After review and discussion of the course application, Vice Chair Osborne moved to approve the application with the contingency of adding the footbath sanitation requirements to the curriculum. Ms. Fincel seconded the motion and the motion passed unanimously.
- Michael L. Stahl
Chemical Makeup – 2 Hours Live Study Group, Conference/Trade Show & Home Study
 After review and discussion of the course application, Vice Chair Osborne moved to approve the application with a contingency of updating the publication dates of the reference source materials, and updating the semi-permanent coloring section of the curriculum to current textbook standards. The corrections are to be forwarded by staff to Ms. Fincel, Continuing Education Committee Chair, for review and approval. Ms. Smith seconded the motion and the motion passed unanimously.
- Michael L. Stahl
Environmental Issues – 1 Hour Live Study Group, Conference/Trade Show & Home Study
 After review and discussion of the course application, Vice Chair Osborne moved to approve the application with the contingency of the removal of the reference to formalin as a disinfecting agent. Ms. Fincel seconded the motion. The motion passed unanimously.
- Michael L. Stahl
Chemistry – 4 Hours Live Study Group, Conference/Trade Show & Home Study
 After review and discussion of the course application, Vice Chair Osborne moved to approve the application. Ms. Fincel seconded the motion and the motion passed unanimously.

- Modern Salon Learning
Blowdrying, Finishing and Setting – 1 Hour Internet
 Vice Chair Osborne moved to deny the application based on the course material appearing to be product driven because of the numerous references to products and tools by name brand. Ms. Fincel seconded the motion and the motion passed unanimously.
- Modern Salon Learning
Thermal Styling – 1 Hours Internet
 Vice Chair Osborne moved to deny the application based on the course material appearing to be product driven because of the numerous references to products and tools by name brand. Ms. Fincel seconded the motion and the motion passed unanimously.
- Nadine A. Toriello
Beyond the Basics: Keys to Success in the Esthetics Industry – 40 Hours Live Study Group
 Due to a possible conflict of interest, Ms. Smith recused herself from voting in this matter.
 Vice Chair Osborne moved to approve the provider application. Ms. Fincel seconded the motion and the motion passed unanimously.
 Vice Chair Osborne moved to approve the course with the contingency of the provider amending the material to remove the reference to facial massage and use the term manipulation. Ms. Fincel seconded the motion and the motion passed unanimously.
- Pro Nail Academy, d/b/a Academy of Health & Beauty
16 Hours Continuing Education Course – 16 Hours Home Study
 Vice Chair Osborne moved to approve the application with the contingency of the provider updating the source reference materials with the most current publication dates. Ms. Smith seconded the motion. The motion passed unanimously.
- Specialized Beauty
Continuing Education for Cosmetologists – 16 Hours Live Study Group
 Vice Chair Osborne moved to approve the provider application. Ms. Fincel seconded the motion and the motion passed unanimously.
 Ms. Fincel moved to approve the course application. Vice Chair Osborne seconded the motion and the motion passed unanimously.
- Spiri Physical, Inc.
Art of Stone Facials – 9 Hours Live Study Group & Cosmetology Conference/Trade Show
 Due to a possible conflict of interest, Ms. Smith recused herself from voting in this matter.
 Vice Chair Osborne moved to approve the provider and course application. Ms. Fincel seconded the motion and the motion passed unanimously.

- Thomas K. Barlow
Skin Health for You and Your Clients – 4 Hours Cosmetology Conference/Trade Show
Ms. Smith moved to approve the provider application. Vice Chair Osborne seconded the motion. The motion passed unanimously.
Vice Chair Osborne moved to approve the course application. The motion passed unanimously.

Committee Reports

Continuing Education Committee – Ginny Fincel, Chair

Ms. Fincel had no additional report at this time.

As opposed to placing all continuing education applications on the meeting agenda for full board review, Ms. Fincel agreed to have the cosmetology continuing education provider and course applications forwarded directly to her from the Bureau of Education and Testing for review and approval. The continuing education applications that Ms. Fincel is unable to approve during the initial review process will be placed on the board meeting agenda for full board review.

Rule Committee Report – Donna Osborne, Chair

- A. Chapter 61G5-22, Florida Administrative Code, School Curriculum Performance Based Learning – Minimal Competency and Service

With the filing of HB415 and the possible future development of all rules relating to this legislation, the board agreed to wait to see if this bill is approved before pursuing development of Chapter 61G5-22, Florida Administrative Code.

Legislative Committee – Donna Osborne, Chair

Vice Chair Osborne informed the board that she met with Ms. Susan Lehr, Government Relations Representative with Florida Community College at Jacksonville, to discuss a compromise in the bill's current language reducing the cosmetology educational hours from 1,800 to 1,500 hours and eliminating the hair technician license. Vice Chair Osborne acknowledged that the 1,000 hour hair technician license presented an increase in regulation which contributed to the bill being vetoed. Vice Chair Osborne indicated that Ms. Lehr would be meeting with the Governor to present the compromises.

New Business

Proposed Cosmetology Legislation – HB415

Mr. Rick Wallace, Executive Director Florida Association of Beauty Professionals (FAB), informed the board that FAB is currently working with Representative Jennifer Carroll in order to reach compromises on HB415. Mr. Wallace noted that the national average for a cosmetologist license is 1,500 hours and the increase of the educational hours from 1,200 to 1,800 is considered substantial. Mr. Wallace stated that FAB nor the cosmetology industry supports the proposed 1,000 hair technician license, however, FAB does support the education hour increase for nail technicians from 240 to 350 hours and for facial specialists from 260 to 600 hours. Mr. Wallace mentioned that as an attempt to expedite the examination process for students, FAB proposes to allow Florida cosmetology students who are within 100 educational hours from completing their cosmetology training to be allowed to apply to the department for examination. This allowance would also eliminate the supervised practice exception rule as students would only be allowed to work once licensed. Mr. Wallace added he would like the department, the Board of Cosmetology and FAB to unite their efforts for making the necessary changes to the cosmetology laws and rules.

Ms. Michelle Holder, Westside Technical School, stated it was her opinion that if the 1,800 educational hours was the stumbling block which contributed to the veto of last year's legislation then the 1,500 hour reduction should be a compromise in the proposal and that 1,500 hours was an adequate amount of education for a cosmetologist license.

Ms. Erin Creef, Palm Beach Academy, expressed her support of the proposed hair technician license since some cosmetology students have no desire to perform nail or skin care services and those are the students who continue to experience obstacles in the classroom and at the time of examination.

Vice Chair Osborne added that the National Cosmetology Association does not support the proposed hair technician license.

Ms. Fincel stated that she does not support the proposed hair technician license.

Other Business

Executive Directors Report

Financial Report, September 30, 2007 – Operating Account

Financial Report, September 30, 2007 – Unlicensed Activity Account

It was noted that the financial reports included in this agenda were incorrect for the cosmetology profession. The correct reports will be presented at the next meeting.

Complaints and Investigative Statistics Report July 2007- December 2007

Ms. Barineau informed the board that the complaints and investigative statistics report for July 2007 through December 2007 was included in the agenda for informational purposes.

National Interstate Council of State Boards of Cosmetology, Inc. (NIC) Newsletter Volume 63 No. 4

Ms. Barineau informed the board that the National Interstate Council of State Boards of Cosmetology Newsletter was included in the agenda for informational purposes.

National Coalition of Estheticians, Manufacturers/Distributors & Associations (NECA) Newsletter, Volume 4 Number 2

Ms. Barineau informed the board that the National Coalition of Estheticians, Manufacturers/Distributors & Associations Newsletter was included in the agenda for informational purposes.

Board Attorney's Report

Board of Cosmetology Rules Report – January 2008

Mr. William Oglo, Assistant Attorney General, informed the board that the changes to Rule 61G5-20.002, Florida Administrative Code, were in the early development stage.

Regulation Report

Ms. Barineau stated there was nothing further to report at this time.

Bureau of Education and Testing

Ms. Barineau stated there was nothing further to report at this time.

Board Member Comments

There were no further comments.

Chairperson Comments

Chair Jowers expressed her appreciation to the board member for their time, effort and dedication to the cosmetology profession.

Public Comments

Emails from Ms. Joann Durand and Mr. Marc Finer Regarding Brazilian Keratin Treatment

As requested in two email inquiries from Ms. Joann Durand and Mr. Marc Finer the board discussed the use of Brazilian Keratin treatments in Florida cosmetology salons since the treatments contain formaldehyde and are applied to the hair for straightening purposes. The board agreed that they did not have enough information to make a determination at this time. The board agreed that they would research this matter for further discussion at the next board meeting.

Dates and Locations for Future Meetings

Sunday, April 13, 2008 – Orlando

Monday, July 28, 2008 – Orlando (There is a possibility that an additional day will be added to this meeting in order to incorporate a Rules Workshop)

Monday, October 13, 2008 - Ocala

Elections

Vice Chair Osborne nominated Ms. Jowers as board Chair. Ms. Smith seconded the motion. The motion passed unanimously.

Chair Jowers nominated Ms. Osborne as board Vice Chair. Ms. Fincel seconded the motion. The motion passed unanimously.

Adjournment

There being no further business, the meeting was adjourned at 1:40 p.m.