

## **EXECUTIVE SUMMARY**

### **Board of Cosmetology**

#### **General Information**

Meeting Type: General Business  
Meeting Date: Monday, July 21, 2003  
Meeting Location: Adams Mark Hotel Orlando  
1500 Sand Lake Road  
Orlando, Florida 32809

#### Attendees:

Mary Blanco, Chair  
Joseph Caetano, Vice Chair  
Donna Osborne  
Laura Brown  
Monica Smith  
Anthony White  
Jerry Wilson, Deputy Director, Division of Professions and Regulation, DBPR  
Julie Malone, Executive Director, DBPR  
June McKinney Bartelle, Assistant Attorney General, Department of Legal Affairs  
Erica Glover, Assistant Attorney General, Department of Legal Affairs  
Charles Tunnickliff, Assistant General Counsel, Office of the General Counsel,  
DBPR  
Robyn Barineau, Government Analyst, DBPR  
Leslie McGilvery, Court Reporter  
Bonnie Poole, Florida Cosmetology Association  
Michelle Holder, Orange County Public Schools  
Arlen Black, Hillsborough County Public Schools  
Elizabeth Petrusa, Academy of Career Training  
Myra Jowers, FCCJ  
John Conley, The Hairwraps Company, Inc.  
Lorraine J. Brown, North Florida Community College  
Lorraine McManus, Florida Technical School  
Rachael Whelan  
Amy Taylor  
Barbara Youssef  
Nora Kirkman  
Verna Fudge  
Dorothy Thornton  
Eula Fulcher Pressley  
Lynette Beuligmann, Puttin on the Ritz  
Daisy Jimenez, Respondent

Elena Jimenez, Interpreter for Daisy Jimenez  
Miledys Tamarez, Respondent

## II. Major Issues/Actions

- The board considered the following matters:
  - 15 disciplinary cases
  - 1 hair braiding provider application
  - 20 continuing education course applications
  - 2 reconsideration of continuing education courses
- Mr. Charles Tunnicliff, Assistant General Counsel, inquired about the board possibly considering decreasing the square footage of salons
- Mr. Jerry Wilson, Deputy Director of the Division of Professions and Regulation, informed board members they are welcome to have a demonstration of the PDA devices utilized by inspectors and they should contact he or Ms. Julie Malone, Executive Director, to schedule a demonstration
- Mr. Wilson mentioned the division's desire to improve on the follow-up of nonpayment of citations
- Mr. Wilson informed the board that the hearing officer's recommended order regarding the computer-based testing bid protest is due August 6 or 7
- The board asked about the possibility of utilizing schools as examination sites
- Ms. June McKinney Bartelle, Assistant Attorney General, instructed the board that the former allowance in the law for students to work after they had submitted an application to take the state examination had been repealed and that this option was not currently available
- The board voted to pursue the following initiatives for the 2004 legislative session: reciprocity/endorsement with other states, MMA, and cosmetology definitions
- The board voted not to pursue booth rental licensure, amending the body wrapping requirements and amending the hair braiding requirements
- Vice Chair Caetano publicly resigned from the Board of Cosmetology
- Mr. John Givens of ImagiNail demonstrated his company's new machine that will decorate nails with specific images and inquired about whether or not a license is needed to operate the machine and if the machine must be operated in a salon
- Chair Blanco will continue as chair of the Continuing Education Committee
- Ms. Osborne asked board members to provide the board office with any suggestions for new rules or amendments to the current rules
- Chair Blanco appointed Ms. Laura Brown chair of the Legislative Committee
- Ms. Malone gave a brief overview of the 100 percent continuing education monitoring initiative which will begin August 31
- Ms. Malone informed the board that the California Board of Cosmetology will no longer provide license certifications to its licensees for purposes of providing a certification to other states for licensure by endorsement; she

added that limited information is available via their board website; the board agreed that these endorsement applicants must provide all information necessary to determine if they meet the endorsement requirements

- The board agreed to send Chair Blanco to the NIC conference in Sacramento, California
- Ms. Malone distributed an unlicensed activity brochure prepared by the department; suggestions were made for the brochure to be sent to schools, distributed by inspectors during inspections, and that the brochure be placed on the board's website
- Ms. Malone mentioned the email from Ms. Mary Crew regarding occupational completion points
- Ms. Malone informed the board that the smoke free workplace law went into effect on July 1 and is being monitored by the Department of Health
- Ms. Malone mentioned the \$25 million sweep of the Professional Regulation Trust Fund
- The board denied Ms. Hui Ding's request to have the cosmetology examination translated into Chinese
- Ms. Erica Glover, Assistant Attorney, stated that further development of rule 61G5-18.005, F.A.C., will be placed on hold until the department has a vendor for computer-based testing
- Ms. Lynette Beuligmann inquired about the status of the unlicensed make up artists seeking an exemption to practice
- The board agreed to conduct its next meeting in Tampa, Florida, on Sunday, October 26, 2003

#### **Legislation/Rule Promulgation**

- The board agreed to pursue the following initiatives for the 2004 legislative session: reciprocity/endorsement with other states, MMA, and cosmetology definitions

#### **IV. Action Required**

- Mr. Wilson will inquire about utilizing cosmetology schools for examination sites
- Ms. Malone will research if Chapter 455, F.S., is the proper place for defining "course" in accordance with Mr. John Conley's suggestion
- Ms. Malone will respond to Ms. Sherry Parker's email informing her there is no advanced facial specialty registration and outlining the services a facial specialist and a body wrapper can perform
- Ms. Malone will respond to Ms. Hui Ding's request to have the cosmetology examination translated into Chinese

- Ms. Malone will respond to Ms. Maya Thomas' letters indicating there is no statutory authority to offer an apprenticeship program and that no changes to the hair braiding requirements will be made at this time
- Ms. Malone will respond to Ms. Noreen Haines' letter informing her that in order to perform microdermabrasion, she must be a facial specialist
- Ms. Robyn Barineau will provide Mr. John Givens of ImagiNail with instructions on how to request a declaratory statement
- The board asked Ms. Malone to obtain additional information from Ms. Mary Crew for inclusion in the next board meeting agenda
- Ms. Malone will provide the board with additional information regarding the Professional Regulation Trust Fund sweep at the next board meeting
- Ms. Malone will inquire about the make up artists situation
- Ms. Malone will draft a letter to the Committee on Ways and Means concerning H.R. 2133 H.

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Julie Malone  
Executive Director  
July 23, 2003