

MINUTES

**BOARD OF COSMETOLOGY
Department of Business and Professional Regulation
Renaissance Orlando Hotel - Airport
5445 Forbes Place
Orlando, Florida 32812**

Monday, July 25, 2005

The Board of Cosmetology meeting was called to order at approximately 9:05 a.m., by Mr. Joseph Caetano, Vice Chair.

Board Members Present

Joseph Caetano, Vice Chair
Donna Osborne
Laurel Ritenbaugh
Monica Smith
Laura Brown

Board Members Absent

Mary Blanco, Chair
Anthony White

Other Persons Present

Robyn Barineau, Executive Director, DBPR
Dan Biggins, Assistant Attorney General, Department of Legal Affairs
Charles Tunnicliff, Assistant General Counsel, Office of the General Counsel,
DBPR
Dana Ewaldt, Government Analyst, DBPR

Interested Parties Present

Cindy Greer, Court Reporter
Donna Rivet, Indian River Community College
Luz M. Rivera, Endorsement Applicant
Jose Rivera
Louise Hersey, Normandy Beauty School
Brenda Baker, New England Tech
Nancy Bradley, Commission of Independent Education (CIE)
Kasongo Butler-Nelson, CIE
Myra Jowers, Florida Community College at Jacksonville (FCCJ)
Susan Lehr, FCCJ Government Relations
Doldie Laguerre, Doldie's International Hair Academy
Margaret Anderson, Department of Revenue
Bonnie Poole, Florida Cosmetology Association
Rocco DiBenardo, Salon Operation Solutions
Giaccio Vegcio, Paul Mitchell – The School

Jerry Gardner, Elite Continuing Education
Julia Tester, Artistic School of Nails & Cosmetology
Linda Balboa, LaBelle Beauty Academy
John Conley, The Hairwraps Company, Inc
Phuonglan Tran, Academy of Health & Beauty
Alan Livingston, House Business Regulation Committee
Robin Dickey, Respondent
Ferrin Harris, Respondent

The meeting was opened with a roll call and a quorum was established. Vice Chair Joseph Caetano inquired if staff had received prior notification from Chair Blanco and Mr. White in regards to their absences. Vice Chair Joseph Caetano requested that the record reflect an excused absence for Chair Blanco due to problems incurred from Hurricane Dennis. Mr. Anthony White's absence was due to his being called out of town on business.

Approval of Minutes: April 10, 2005

Mrs. Laura Brown moved to accept the minutes from the April 10, 2005, board meeting. Ms. Donna Osborne seconded the motion to accept the minutes and the motion passed unanimously.

Approval of Minutes: June 20, 2005

Ms. Osborne moved to accept the minutes from the June 20, 2005, [conference call] board meeting. Mrs. Brown seconded the motion to accept the minutes and the motion passed unanimously.

Disciplinary Matters

Mr. Dan Biggins, 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 No. 2005-000401 against Super Nails, of Gainesville, Mr. Charles Tunncliff, Assistant General Counsel, presented the department's case in this matter and suggested assessing a fine of \$900 and costs of \$123.75. Ms. Osborne moved that the board find the Respondent was properly served with the Administrative Complaint, that there was competent substantial evidence to support the allegations as set forth in the Administrative Complaint, that the Respondent committed the offenses as outlined in the Administrative Complaint, and impose a fine of \$900 and costs of \$123.75. Mrs. Brown seconded the motion and the motion passed unanimously.

Regarding Case No. 2003-084420 against Zsa Zsa Fashion and Accessories of

Miami, Mr. Tunncliff presented the department's case in this matter and suggested assessing a fine of \$2,000 and costs of \$310.85. Mrs. Brown moved that the board find the Respondent was properly served with the Administrative Complaint, that there was competent substantial evidence to support the allegations as set forth in the Administrative Complaint, that the Respondent committed the offenses as outlined in the Administrative Complaint, and impose a fine of \$2,000 and costs of \$310.85. Ms. Osborne seconded the motion and the motion passed unanimously.

Regarding Case No. 2004-038691 against Carlos Amaya of Miami, Mr. Tunncliff presented the department's case in this matter and suggested assessing a fine of \$450 and costs of \$45.91. Mr. Amaya was present and sworn in by the court reporter. Mr. Tunncliff advised the respondent of his options for the disciplinary hearing types; Mr. Amaya requested an informal hearing. Mr. Amaya gave testimony that the license renewal payment was mailed to the department in a timely manner. However, Mr. Amaya does not have a cancelled check. Not until the time of inspection did Mr. Amaya question the fact that the renewed license still had not been received. Due to discrepancies, Mr. Tunncliff asked that this case be pulled from the agenda and be considered at a later date. Ms. Osborne made a motion to vacate the final order. The motion to vacate was seconded by Mrs. Brown and the motion passed unanimously. Ms. Osborne made a motion to table this case at this time until further investigation. The motion to table to case was seconded by Ms. Laurel Ritenbaugh and the motion passed unanimously.

Regarding Case No. 2004-057616 against Mr. Ferren Harris of Daytona Beach, Mr. Tunncliff presented the department's case in this matter and suggested assessing a fine of \$500 and costs of \$137.61. Mr. Harris was present and was sworn in by the court reporter. Mr. Harris testified before the board that he was currently trying to pass the cosmetology exam. Mr. Harris asked that the board consider granting him a payment plan for the fine and costs involved. Ms. Osborne moved that the board find the Respondent was properly served with the Administrative Complaint, that there was competent substantial evidence to support the allegations as set forth in the Administrative Complaint that the Respondent committed the offenses as outlined in the Administrative Complaint, and impose a fine of \$500 and costs of \$137.61. Ms. Osborne moved to approve a payment plan over six months; the first payment of \$137.61 being due within 30 days and payment of \$100 being due each month there after until the balance is paid in full. Mrs. Brown seconded the motion and the motion passed unanimously.

Regarding Case No. 2005-004011 against Herold Bythol of North Miami, Mr. Tunncliff asked that this case be pulled from the agenda to be considered at a later date.

Regarding Case No. 2004-028744 against Juan Carlos Colon of Kissimmee, Mr. Tunncliff asked that this case be pulled from the agenda to be considered at a later date.

Regarding Case No. 2004-028737 against Perfumeland of Orlando, Mr. Tunncliff asked that this case be pulled from the agenda to be considered at a later date.

Regarding Case No. 2004-032554 against Wonderful Hair Care of Ft. Lauderdale, Mr. Tunncliff asked that this case be pulled from the agenda to be considered at a later date.

Motion for Reconsideration

Regarding Case No. 2004-039858 against Robin Dickey of Tampa, Mr. Tunncliff presented the department's case in this matter. Mr. Dickey was present and sworn in by the court reporter. Mr. Dickey gave testimony of his reexamination application status. Mr. Dickey admits that the inspector did witness him performing cosmetology services without the supervision of a licensed cosmetologist; however, the services were being performed on a family member and were not for compensation. Mrs. Brown noted the lack of submitted evidence of the inspection and investigation. Mrs. Brown indicated there was not sufficient evidence of compensation received to support the allegations and she would like the case to be dismissed. Ms. Osborne made a motion to table this case until further investigation by the department. Ms. Monica Smith seconded the motion. The motion passed with Mrs. Brown being opposed.

Motions for Waiver of Rights and Final Order

Regarding Case No. 2004-045266 against Neil P. Dicapua of Clearwater, Mr. Tunncliff asked that this case be pulled from the agenda to be considered at a later date.

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:

- Shejee's Beauty Salon; Coral Springs
Case No. 2003-090222
\$500 fine and \$81.64 costs
- Eduardo Romero; Lehigh Acres
Case No. 2004-000971
\$500 fine and \$416.69 costs
- Johnny Maldonado; Miami
Case No. 2004-055938
\$500 fine and \$35 costs
- Elizabeth Fernandez; Miami
Case No. 2003-080604

\$150 fine and \$59.87 costs

- Henry C. Wilson; Winter Haven
Case No. 2003-093390
\$500 fine and \$115.81 costs
- J. Russell Salons & Spa; Wellington
Case No. 2004-007134
\$1,700 fine and \$135.05 costs
- Fifi's Beauty Salon; Miami
Case No. 2003-064522
\$500 fine and \$171.24 costs
- Carliflowers; Sunrise
Case No. 2003-079028
\$1,000 fine and \$166.77 costs
- Alaric's; Lake City
Case No. 2004-010538
\$500 fine and \$125.77 costs
- D'George International of Miami; Miami
Case No. 2004-058842
\$250 fine and \$62.18 costs
- Joseph A. Colato; Greenacres
Case No. 2004-059301
\$500 fine and \$50.87 costs
- Melanie Kaplan; West Palm Beach
Case No. 2003-092183
\$500 fine and \$85.20 costs

Stipulations

Regarding Case No. 2004-055516 against Foxy Nail and Spa of Riverview, the Administrative Complaint charged the Respondent with a violation of section 477.0265(1)(b)2, F.S., in that it is unlawful for any person to own, operate, maintain, open, establish, conduct, or have charge of, either alone or with another person or persons, a cosmetology salon or specialty salon in which a person not licensed or registered as a cosmetologist or a specialist is permitted to perform cosmetology services or any specialty. The department suggested assessing a fine of \$500 and costs of \$54.43. Ms. Osborne moved that the board adopt the Stipulation of the parties as the board's final action in this matter and incorporate it and all its terms into a final order. Mrs. Brown seconded the motion and the motion passed unanimously.

Regarding Case No. 2004-026285 against Justin and Company of Palm Beach, the Administrative Complaint charged the Respondent with a violation of section 477.0265(1)(b)1, F.S., in that it is unlawful for any person to own, operate, maintain, open, establish, conduct, or have charge of, either alone or with another person or persons, a cosmetology salon or specialty salon which is not licensed; violations of 477.0265(1)(b)2, F.S., in that it is unlawful for any person to own, operate, maintain, open, establish, conduct, or have charge of, either alone or with another person or persons, a cosmetology salon or specialty salon in which a person not licensed or registered as a cosmetologist or a specialist is permitted to perform cosmetology services or any specialty; and multiple violations of 477.029(1)(i), F.S., in that it is unlawful for any person to violate or refuse to comply with any provision of Chapter 477 or a rule or final order of the Board or Department. The department suggested assessing a fine of \$1,800 and costs of \$116.31. Ms. Osborne moved that the board adopt the Stipulation of the parties as the board's final action in this matter and incorporate it and all its terms into a final order. Mrs. Brown seconded the motion and the motion passed unanimously.

Regarding Case No. 2004-009111 against Betty Bell Hercule of Belle Glade, the Administrative Complaint charged the Respondent with multiple violations of section 477.029(1)(i), F.S., in that it is unlawful to violate or refuse to comply with any provision of Chapter 477 or Chapter 455 or a rule or final order of the board. The department suggested assessing a fine of \$500 and costs of \$119.28. Ms. Osborne moved that the board adopt the Stipulation of the parties as the board's final action in this matter and incorporate it and all its terms into a final order. Ms. Smith seconded the motion and the motion passed unanimously.

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:

- She Salon; Pembroke Pines
Case No. 2004-047733
\$500 fine and \$317.60 costs
- Premier Beauty Salon; Lake Park
Case No. 2004-004606
\$1,000 fine and \$94.65 costs
- Rosa Lezama; Lake Worth
Case No. 2004-009118
\$1,000 fine and \$103.53 costs
- Martin Lopez; Lake Worth
Case No. 2004-004563
\$1,350 fine and \$129.10 costs
- Mr. Bill's Sensational Hair Team

Case No. 2004-029974
\$500 fine only

- Zaher Abdel Sawari; Boynton Beach
Case No. 2004-048098
\$500 fine and \$49.77 costs
- Hairmasters #6964; Sanford
Case No. 2004-061793
\$500 fine and \$106.19 costs
- Made in Italy Concepts; Boca Raton
Case No. 2004-001122
\$1,600 fine and \$99.77 costs
- Aziz Discount Beauty Supply & Salon; Oakland Park
Case No. 2004-042371 and 2004-042406
\$800 fine and \$109.29 costs
- Delceta Hall; Miramar
Case No. 2004-031316
\$500 fine only
- Maria J. Perrett; Boca Raton
Case No. 2004-050387
\$500 fine and \$61.42 costs
- Leonardo Benavidez; Greenacres
Case No. 2004-004565
\$1,000 fine and \$91.68 costs

Proposed Recommended Order

Regarding Case No. 2003-053624 against Mayelin Unisex Beauty Salon of North Miami Beach, Mr. Tunncliff presented the department's case in this matter and suggested assessing only a fine of \$500 in line with the Administrative Law Judge's Proposed Recommended Order. Ms. Osborne moved that the proposed recommended order be accepted, by the board, in Toto. Mrs. Brown seconded the motion and the motion passed unanimously.

Department Attorney Report

Mr. Tunncliff informed the board that there are currently 202 open cosmetology cases in the legal section.

Mr. Tunncliff responded to the board's inquiry of final orders being placed on individual credit reports. The subject matter was researched with the department's

collection attorney. A final order can not be placed on a credit report until a final judgment is obtained through the civil court system. This would be a lengthy and costly process.

Applications

Cosmetology Examination Application

- Luz Maria Rivera / Dominican Republic
Ms. Rivera was present along with Louise Hersey, Director of Normandy Beauty School. Both Ms. Rivera and Ms. Hersey were sworn in by the court reporter. Ms. Robyn Barineau, Executive Director, informed the board that Ms. Rivera was attempting to obtain a Florida cosmetology license by examination. Due to a language barrier, Ms. Hersey gave testimony on behalf of Mr. Rivera. Ms. Rivera originally received her training in the Dominican Republic; a total of 1,500 hours. Ms. Rivera completed a 1,200 hour program at Normandy Beauty School plus additional remedial hours. In total, Ms. Rivera has completed over 2,500 hours of cosmetology education. Ms. Rivera has made numerous attempts at the cosmetology examination. To date, Ms. Rivera has not been successful in passing the exam. Ms. Rivera has utilized the option of taking a strict translation dictionary with her to the examination site; however, the Spanish that Ms. Rivera speaks is a different dialect than the Spanish version of the exam. Ms. Hersey spoke extremely well of Ms. Rivera and of her cosmetology talents. She truly feels that Ms. Rivera would be an asset to the cosmetology profession. Ms. Hersey, on behalf of Ms. Rivera, is requesting an exemption from licensure by examination. Ms. Hersey noted that they were aware of the option for a translator, however, that is more of an expense than Ms. Rivera is prepared to incur. Mr. Biggins noted that the Florida Statutes do not allow the board to grant a waiver of licensure by examination. At this time, the only other option allowed, by law, is for Ms. Rivera to apply for a full specialist license. A motion was made by Ms. Osborne to deny the waiver based on the Florida Statutes. Ms. Smith seconded the motion and the motion passed unanimously.

Applications for Hair Braiding Courses

- Hope Career Institute
Ms. Ritenbaugh moved to approve this course application. Ms. Smith seconded the motion and the motion passed unanimously.
- Beauty Schools of America
Ms. Ritenbaugh moved to approve this course application. Mrs. Brown seconded the motion and the motion passed unanimously.
- Dynamic Braids and Styles

Ms. Osborne moved to approve this course application. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

Applications for Hair Wrapping Courses

- Beauty Schools of America
Ms. Ritenbaugh moved to approve this course application. Ms. Osborne seconded the motion and the motion passed unanimously.

Applications for Body Wrapping Courses

- Beauty Schools of America
Ms. Ritenbaugh moved to approve this course application. Mrs. Brown seconded the motion and the motion passed unanimously.

Continuing Education Course Applications

- Palm Beach Skin Symposium – 4 hours (Live)
Ms. Barineau pointed out, to the board, the course completion certificate does not reflect reference to the provider number. Ms. Osborne moved to approve this course application with the contingency that the course completion certificate be corrected and forwarded to the Executive Director within 30 days. Ms. Ritenbaugh seconded the contingency motion and the motion passed unanimously.
- Electric Facial – 4 hours (Live)
After review and discussion of this course material, it was noted that the outline was missing the detailed summary. Ms. Smith made a motion to deny the application based on no detailed summary being included. Ms. Osborne seconded the motion and the motion passed unanimously.

Ms. Smith recused herself from being able to vote on the three following applications. The Florida College of Natural Health and her employer have business dealings with one another.

- Holistic Skin Care – 4 hours (Live)
After review and discussion of the course material, it was noted that the reference to facial “massage” should to be changed to reflect facial “manipulation”. Ms. Osborne moved to approve this application with the contingency that the course material be revised to replace the reference to facial “massage” with the reference to facial “manipulation” The contingency corrections must be submitted to the Executive Director within 30 days. Mrs. Brown seconded the contingency motion and the motion passed unanimously.
- Manual Lymph Drainage of the Head & Face – 4 hours (Live)

After review and discussion of the course material, it was noted that the procedure is out of the realm of cosmetology. Ms. Osborne stated that she felt like the information would be beneficial; however, the practice is not a cosmetology procedure. Ms. Osborne made a motion to deny the application based on the procedure not being allowed by Chapter 477, F.S. Mrs. Brown seconded the motion and the motion passed unanimously.

- Advanced Extraction Techniques and Advanced Facial Techniques – 4 hours (Live)
After review and discussion of the course material, Mrs. Brown made a motion to deny this application. She felt the material addressed medical procedures with reference to lancets and needles and the information being presented is out of the cosmetology scope of authority. She is concerned that a Facial Specialist might interpret the material as authorization to perform the cosmetic medical procedure. Ms. Osborne seconded the motion for denial. The motion passed unanimously.
- Techniques of the Trade – Clairol – 2 hours (Live)
Ms. Osborne made a motion to deny this application due to the fact that the course is promoting a product name. Mrs. Brown seconded the motion and the motion passed unanimously.
- Techniques of the Trade – L’Oreal Techniques Color Theory – 2 hours (Live)
Ms. Osborne made a motion to deny this application due to the fact that the course is promoting a product name. Mrs. Brown seconded the motion and the motion passed unanimously.
- Techniques of the Trade – Soft Sheen - 2 hours (Live)
Ms. Osborne made a motion to deny this application due to the fact that the course is promoting a product name. Mrs. Brown seconded the motion and the motion passed unanimously.
- Techniques of the Trade – Wella Expressions - 2 hours (Live)
Ms. Osborne made a motion to deny this application due to the fact that the course is promoting a product name. Mrs. Brown seconded the motion and the motion passed unanimously.
- Techniques of the Trade – Quantum - 2 hours (Live)
Ms. Osborne made a motion to deny this application due to the fact that the course is promoting a product name. Mrs. Brown seconded the motion and the motion passed unanimously.
- Techniques of the Trade – Panasonic Blending - 2 hours (Live)

Ms. Osborne made a motion to deny this application due to the fact that the course is promoting a product name. Mrs. Brown seconded the motion and the motion passed unanimously.

- Techniques of the Trade – HIV / AIDS - 2 hours (Live)
Ms. Osborne moved to approve this course application with the contingency that a complete course summary be forwarded to the Executive Director within 30 days. Mrs. Brown seconded the contingency motion and the motion passed unanimously.
- Techniques of the Trade – ESN Professional Gel System - 2 hours (Live)
Ms. Smith made a motion to deny this application due to the fact that the course is promoting a product name. Ms. Osborne seconded the motion and the motion passed unanimously.
- Exotica Academy Inc.
Environmental Issued – 1 hour (Live)
Ms. Smith made a motion to approve this course application. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.
- Aesthetic Congress Communications
All About Acne – 1 hour (Home Study)
Ms. Smith recused herself from being able to vote on this application. Her employer and the Aesthetic Congress Communications have business dealings with one another.

Mrs. Brown made a motion to approve this course application. Ms. Osborne seconded the motion and the motion passed unanimously.

Committee Reports

Continuing Education Committee – Laura Brown, Chair

There was no additional Continuing Education Committee report.

Rules Committee – Donna Osborne, Chair

Ms. Osborne had nothing to report in addition to the already discussed 2006 proposed legislation. Ms. Osborne thanked Ms. Susan Lehr for her assistance in working on the 2006 proposed legislation initiative.

Legislative Committee – Laura Brown, Chair

There was no Legislative Committee report. At this time, Mrs. Brown resigned from the chair position of the Legislative Committee. Mrs. Brown suggested that Ms. Osborne be asked to chair this committee since she is actively involved with the board's legislative initiatives. Vice Chair Caetano was in agreement with the suggestion and reassigned the Legislative Committee chair position to Ms. Osborne.

New Business

Ms. Margaret Anderson, with the Florida Department of Revenue (DOR) Taxpayer Assistance Section, gave a presentation to the board regarding responsibilities of a booth renter, salon owner and liabilities for reporting and remitting sales tax to the State of Florida. Discussion ensued regarding product sales and commission of the sales. Ms. Anderson provided to the group a DOR published brochure detailing the responsibilities of a commercial renter and the penalties involved for non-payment of taxes. Ms. Anderson also extended the offer of assistance to anyone interested. Ms. Anderson also suggested that her office could be contacted for scheduling seminars with educational facilities to inform students of their taxpaying obligation once they enter the workforce.

2006 Legislative Initiatives

The Board agreed to pursue legislation during the 2006 legislative session as follows:

- create a hair technician license; 1,000 education hours required; and a written and practical examination required
- create a master cosmetologist license; 1,800 education hours required; and a written and practical examination required
- create a esthetician license; 600 education hours required; and a written and practical examination required
- create a nail technician license; 350 educational hours required; and a written and practical examination required
- increase the educational hours for hair braiding from 16 hours to 40 hours
- eliminate the body wrapping registration and incorporate body wrapping services in the esthetician program
- qualifications for licensure will include that the applicant is at least 16 years of age or has received a high school diploma or graduate equivalency diploma or has passed an ability-to-benefit test, which is an independently administered test approved by the United States Secretary of Education as provided in 20 U.S.C. s 1091(d)
- allow individuals from outside the U.S. to also apply for licensure by endorsement and allow work experience to be substituted for required educational hours as set forth by rule
- allow all current licensees / registrants to continue to use their current titles prior to the effective date of the legislation and students in current programs will be grandfathered-in based on current law until such time as specified in legislation
- eliminate the exemption for those individuals shampooing hair not to hold a license
- define body wrapping as follows: body wrapping, which is a treatment program that uses wraps for the purposes of cleansing and beautifying the skin of the body for aesthetic rather than medical or weight-loss purposes, is the application of oils, lotions, or other fluids to the body using wraps; body wrapping does not include manipulation of the body's superficial tissue other than that resulting from the application of the wrap materials

- incorporate language to allow barbers to work in cosmetology salons so long as a cosmetologist is employed in the salon (this same provision already exists for cosmetologist in barbershops)
- allow cosmetology services to be provided in a location other than a licensed salon when such services are performed in connection with a special event and are performed by a licensed person; all arrangements for the performance of such services in a location other than a licensed salon must be made through a licensed salon or school
- the following fee caps were agreed upon:
 - hairstylists, estheticians, nail technicians or cosmetologists, fees for original licensing, license renewal, and delinquent renewal may not exceed \$50
 - hairstylists, estheticians, nail technicians, or cosmetologists, fees for endorsement application, examination, and reexamination may not exceed \$150
 - cosmetology salons and specialty salons, fees for licensure application, license renewal, and delinquent renewal may not exceed \$100
 - specialty registrations, fees for application and endorsement registration may not exceed \$60
 - specialty registrations, fees for initial registration, registration renewal, and delinquent renewal may not exceed \$50
- booth rental legislation will be pursued as a separate bill

Other Business

Executive Director's Report

Continuing Education Initiative / Mailing

Ms. Barineau informed the board of the on-going continuing education initiative efforts of the department. Flyers have been distributed among inspected salons. The flyers inform the salon owners and the operators of the 100% CE compliance monitoring beginning this current renewal cycle. As per the board's rule, if an individual's 16 hours of continuing education has not been completed by Oct. 31, 2005, the license will not be renewed until all requirements have been met. Those individual license holders who have paid their renewal fees but have not complied with the CE requirements will be notified by the department that until all CE requirements are met, the license will not be renewed.

Financial Report, March 31, 2005 Operating Account

Financial Report, March 31, 2005 Unlicensed Activity Account

Ms. Barineau presented these reports to the board. There were no specific questions or comments at this time.

National Interstate Council (NIC) Annual Conference, August 27 – 29, 2005

The board agreed to send Ms. Osborne as their representative to the NIC annual conference being held in Washington, DC on, August 27-29, 2005.

Board Attorney Report

Rule 61G5-18.011, F.A.C. – Initial Licensure or Registration Requirement for Instruction on Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome; Course Content and Approval Requirements

Mr. Biggins, Assistant Attorney General, informed the board that this filed rule amendment should be effective on or about August 1, 2005.

Rule 61G5-20.002, F.A.C. – Salon Requirements

Mr. Biggins informed the board that this filed rule amendment should be effective on or about August 1, 2005.

Board Member Comments

Ms. Osborne reported to the board regarding her attendance at a recent Cosmetology Summit attended by community colleges, vocational school and high school educators. Ms. Osborne added that it was an extremely informative meeting and that the group reached a general consensus on legislative initiatives. Ms. Osborne also met with Ms. Susan Lehr, Florida Community College at Jacksonville, Mr. Dan Washburn and Mr. Mez Varol regarding these initiatives.

Chairperson Comments

Vice Chair Joseph Caetano had no additional comments.

Public Comments

Mr. Rocco DiBernardo, Salon Operation Solutions, distributed material relating to booth rental information. The information included the licensure requirements in several other states. Mr. DiBernardo commented that 70% of cosmetology licensees are booth renters.

Dates and Locations of Future Board Meetings

The board agreed to conduct its next meeting on Wednesday, September 7, 2005, via conference call. The purpose of the conference call board meeting will be to vote on the workshopped 2006 legislation. The board agreed to conduct its next in-person meeting on Sunday, October 2, 2005, in Tampa

ADJOURNMENT

There being no further business, the meeting was adjourned at approximately 4:00 p.m.