

MINUTES

FLORIDA BOARD OF COSMETOLOGY TELEPHONE CONFERENCE CALL MEETING

Thursday, March 7, 2013 - 3:30 p.m.

The Board of Cosmetology meeting was called to order at approximately 3:30 p.m., by Ms. Myra Jowers, Chair.

Board Members Present

Myra Jowers, Chair
Ginny Fincel, Vice Chair
Monica Smith
Suzanne Wilhoite
Laurel Ritenbaugh

Board Members Absent

Crystal Lackey

Other Persons Present

Robyn Barineau, Executive Director, Department of Business and Professional Regulation (DBPR)
Doug Dolan, Assistant Attorney General, Office of the Attorney General (OAG)
Julie Rowland, Government Analyst, DBPR
Lynda Calcano, International Services
Marilyn Segura, Danik Beauty Academy
Herman Segura, Danik Beauty Academy
Sandeep Waraich
Ericka Nelson

The meeting was opened with a roll call and a quorum was established.

Approval of Minutes

Vice Chair Ginny Fincel moved to approve the minutes from the January 7-8, 2013, Board meeting. Ms. Suzanne Wilhoite seconded the motion and the motion passed unanimously.

Applications

Licensure Applications

Hongjie Su

Ms. Su was not present for the meeting. After review, Vice Chair Fincel moved to approve the application. Ms. Laurel Ritenbaugh seconded the motion and the motion passed unanimously.

Pengfen Sun

Mr. Sun was not present for the meeting. After review, Ms. Ritenbaugh moved to approve the application. Ms. Monica Smith seconded the motion and the motion passed unanimously.

Maria D. Oliveira / Puerto Rico

Ms. Oliveira was not present for the meeting. After review, Ms. Ritenbaugh moved to deny the application as the application contains inconsistent documentation and fails to demonstrate that the applicant meets the requirements of Section 477.019, Florida Statutes, and Rules 61G5-18.007 and/or 61G5-18.001, Florida Administrative Code. Ms. Wilhoite seconded the motion and the motion passed unanimously.

Carmen Haydee Cintron / Puerto Rico

Ms. Lynda Calcano was present for the meeting and had previously submitted a document from Ms. Cintron to act on her behalf. After review, the Board tabled the application until the April 9,

2013, board meeting, to allow her to provide additional documentation. Ms. Calcano verbally waived the deemer clause to afford Ms. Cintron time to collect the documentation.

Sandeep Kaur Waraich / New York

Ms. Waraich was present for the meeting. After review, Vice Chair Fincel moved to deny the application as the application contains inconsistent documentation and fails to demonstrate that the applicant meets the requirements of Section 477.019, Florida Statutes, and Rules 61G5-18.007 and/or 61G5-18.001, Florida Administrative Code. Ms. Wilhoite seconded the motion and the motion passed unanimously.

Body Wrapping Course

Informal Hearing

Danik Beauty Academy

Ms. Marilyn Segura and Mr. Herman Segura were present for the meeting. Ms. Robyn Barineau, Executive Director, noted that the application was denied at the October 8, 2012, board meeting, based on the course content being outside of the scope of practice for a body wrapping registration. After review, Vice Chair Fincel moved to uphold the denial based on the course content being outside of the scope of practice for a body wrapping registration. Ms. Smith seconded the motion and the motion passed unanimously.

Petition for Declaratory Statement – Ericka Nelson

Ms. Ericka Nelson was present for the meeting. Mr. Doug Dolan, Assistant Attorney General, informed the Board that the request relating to microcurrent body sculpting did not meet the declaratory statement requirements. After discussion, the Board agreed not to take action on the request.

Board Attorney Report

Rule 61G5-31.004, Florida Administrative Code – Hair Braiding, Hair Wrapping, and Body Wrapping Course Requirements

The Board approved the Statement of Estimated Regulatory Costs provided for the amendment to the rule and agreed that legislative ratification was not necessary for the rule amendment.

Adjournment

There being no further business, the meeting was adjourned at approximately 4:35 p.m.