

# MINUTES

FLORIDA BOARD OF COSMETOLOGY  
RESIDENCE INN  
2301 SADLER ROAD  
FERNANDINA BEACH, FL 32034

Monday, April 8, 2019

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

**Board Members Present**

Robin Tabano, Vice Chair  
Rhonda Griffis, Chair  
Jared Sutherland  
Fran Poppell

**Board Members Absent**

Adrienne Harvey  
Laurel Candelario  
Stephania Streit

**Other Persons Present**

Robyn Barineau, Executive Director, Department of Business and Professional Regulation (DBPR)  
Krista Woodard, Executive Director, DBPR  
Julie Rowland, Government Analyst, DBPR  
Lynette Norr, Assistant Attorney General, Office of the Attorney General  
Crystal Stephens, Assistant General Counsel, Office of the General Counsel, DBPR  
GW Harrell, Division Director, DBPR  
Tim Page, Deputy Secretary, DBPR  
Lolonda Jackson, Court Reporter  
Lucinda Crowe-Layne  
Tiffany Clark  
Joni Harvey  
Stephanie Gutierrez  
Eva Price  
Ban Ong  
Ashley Linder  
Gail Carter-Cade  
Raymond Bosel

The meeting was opened with a roll call and a quorum was established. The Board excused the absences of Ms. Adrienne Harvey, Ms. Stephania Streit, and Ms. Laurel Candelario from the meeting.

## DISCIPLINARY MATTERS

**Informal Hearing**

Ms. Crystal Stephens, Assistant General Counsel, presented the following case for consideration by the Board. The Board found that the Respondent was properly served with the Administrative Complaint, that there was competent and substantial evidence to support the allegations as set forth in the Administrative Complaint and adopts them as the findings of fact and conclusions of law of the Board and imposed the penalty shown below:

- City Nail Salon; West Palm Beach; Case No. 2018037918  
\$500 fine and \$121.72 costs to be paid within six months

Ms. Stephens requested that the following cases be pulled from the agenda:

- Pretty Nails; Ft. Walton; Case No. 2018054003
- Latonia Williams; Tavares; Case No. 2018049621

**Election of Waiver of Rights and Final Order**

Ms. Stephens requested that the following cases be pulled from the agenda:

- Tj Nails; Lake Worth; Case No. 2018057930
- Hali D Nail Spa; Palm Beach Gardens; Case No. 2018031223
- Paris Nails & Spa; Wellington; Case No. 2018047023
- Sapa Nguyen; Jupiter; Case No. 2018029051

**Motion for Waiver of Rights and Final Order**

Ms. Stephens presented the following case for consideration by the Board. 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, 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 imposed the penalty shown below:

- Ban Hoanh Ong; Wellington; Case No. 2018039819  
\$500 fine and \$195.03 costs to be paid within six months

Ms. Stephens requested that the following cases be pulled from the agenda:

- Decenda Altidor; Boynton Beach; Case No. 2018050306
- DC Nails and Spa; Greenacres; Case No. 2018053832
- Dung Khuat; Lake Worth; Case No. 2018059817
- Estetica Unisex Las Tapatias; Case No. 2018057240
- US Nails & Spa; North Palm Beach; Case No. 2018031395
- Antonio Barone; Ft. Lauderdale; Case No. 2018063752
- Lovely Nails of Jupiter; Jupiter; Case No. 2018030080
- Sade's Showcase Salon Playlounge; Riviera Beach; Case No. 2018019384
- Duc Tran; Lake City; Case No. 2018022670
- Tony Doan; Boynton Beach; Case No. 2018049091
- Head 2 Head Beauty & Barber; Lauderhill; Case No. 2018044582
- Beverly Pullings; Ocala; Case No. 2018043093
- Ruby's Hair & Nails; Boynton Beach; Case 2018047910

- Posh Nails & Spa; Davenport; Case No. 2018039380
- IN2U Beauty Bar; Miami; Case No. 2018042498
- All Nails & Spa; Ocala; Case No. 2018041848
- Sapa Nails & Spa; Jupiter; Case No. 2018024878
- Carlos Molina; Deltona; Case No. 2018013439
- Dung Le; Deerfield Beach; Case No. 2018016936
- Cesar De Leon; Clermont; Case No. 2017029635

### **Settlement Stipulation**

Ms. Stephens presented the following cases for consideration by the Board. The Board moved to adopt the Stipulation of the parties as the Board's final action in this matter and incorporate it and all of its terms into a final order and imposed the penalties shown below:

- Chelsea Johnson; Pensacola; Case No. 2019003228  
\$50 fine and \$144.16 costs to be paid within six months
- Thu Thi Cao; Greenacres; Case No. 2018057013  
\$600 fine and \$136.83 costs to be paid within six months
- Crystal Spa & Nails; West Palm Beach; Case No. 2018052525  
\$500 fine and \$142.04 costs to be paid within six months
- Nhi Bennett; Lake Worth; Case No. 2018057023  
\$500 fine and \$136.83 costs to be paid within six months
- AntoniniHairSalon; Boca Raton; Case No. 2018062657  
\$500 fine and \$101.39 costs to be paid within six months
- Erika Torres; Lake Worth; Case No. 2018058221  
\$1,000 fine and \$144.39 costs to be paid within six months
- Nail Kingdom Salon; Miami; Case No. 2018058252  
\$100 fine and \$28.63 costs to be paid within six months
- Vo Salon 54 and Spa; Palm Beach Gardens; Case No. 2018032453  
\$600 fine and \$151.71 costs to be paid within six months
- Lee Nails and Spas; Boynton Beach; Case No. 2018044593  
\$600 fine and \$121.72 costs to be paid within six months
- Lakesha Jones; Apopka; Case No. 2018035880  
\$500 fine and \$141.06 costs to be paid within six months
- Tom Nguyen; Okeechobee; Case No. 2018049025  
\$500 fine and \$136.83 costs to be paid within six months
- Ericka Morehouse; Tallahassee; Case No. 2018047247  
\$250 fine and \$168.10 costs to be paid within six months

## **Voluntary Relinquishment**

Ms. Stephens presented the following case for consideration by the Board. The Board moved to accept the Voluntary Relinquishment agreement as the Board's final action in this matter and incorporate it and all of its terms into a final order and imposed the penalty shown below:

- Wanda Fernandez; Orlando; Case No. 2017039112  
\$79.51 costs only; Voluntary relinquishment of license FS900769, the five year time period to reapply for licensure was waived

## **Department Attorney Report**

Ms. Stephens informed the Board that as of March 18, 2019, there were 75 open cosmetology cases in the legal section.

## **APPLICATIONS**

### **Hair Braiding Courses**

#### **Initial Review**

##### **I Am Hair – Internet**

After review, the Board moved to deny the course based on grammatical errors.

##### **Ross Beauty Academy – Classroom**

After review, the Board moved to approve the course with following contingency: correct grammatical errors. The corrections must be submitted to the Executive Director within 30 days of the date of the order for approval.

##### **Post – Internet**

Ms. Tiffany Clark and Ms. Stephanie Gutierrez were present for the meeting and were sworn in by the Court Reporter. After review, the Board moved to approve the course.

##### **Infinite Beauty and Beyond – Internet**

Ms. Ashley Linder was present for the meeting and was sworn in by the Court Reporter. After review, the Board moved to approve the course with the following contingency: strike "manicures and cutting edges" from course content. The corrections must be submitted to the Executive Director within 30 days of the date of the order for approval.

##### **Infinite Beauty and Beyond – Classroom**

Ms. Linder was present for the meeting. After review, the Board moved to approve the course with the following contingency: strike "manicures and cutting edges" from course content. The corrections must be submitted to the Executive Director within 30 days of the date of the order for approval.

##### **I Am Hair – Classroom**

After review, the Board moved to deny the course based on grammatical errors.

##### **Elegant Braiding Academy – Classroom**

After review, the Board moved to deny the course based on the course content being product driven.

## **Hair Wrapping Courses**

### **Initial Review**

#### **Chinos Learning Center – Classroom**

After review, the Board moved to deny the course based on incomplete sentences, incorrect references, and grammatical errors.

#### **Chinos Learning Center – Internet**

After review, the Board moved to deny the course based on incorrect sentences, incorrect references, and grammatical errors.

#### **Ross Beauty Academy – Classroom**

After review, the Board moved to approve the course.

#### **I AM HAIR – Internet**

After review, the Board moved to deny the course based on grammatical errors.

#### **Post – Internet**

Ms. Clark, Ms. Gutierrez, and Ms. Harvey were present for the meeting. After review, the Board moved to approve the course.

#### **I Am Hair – Classroom**

After review, the Board moved to deny the course based on grammatical errors.

#### **Ga La Car Beauty & Hair Workshops – Classroom**

Ms. Gail Carter-Cade was present for the meeting and was sworn in by the Court Reporter. After review, the Board moved to approve the course.

#### **Elegant Braiding Academy – Classroom**

After review, the Board moved to deny the course based on incomplete sentences, outdated references, grammatical errors, incorrect disinfection procedures, and incorrect references.

## **Body Wrapping Courses**

### **Informal Hearing**

#### **Esthetics and Laser Specialty – Internet**

Ms. Robyn Barineau, Executive Director, informed the Board that the course was denied at the January 14, 2019, Board meeting, based on the course content being outside the scope of practice of a body wrapping registration, incorrect disinfection procedures, and grammatical errors. After review, the Board moved to uphold the denial based on the course content being outside the scope of practice of a body wrapping registration, incorrect disinfection procedures, and grammatical errors.

### **Initial Review**

#### **Post – Internet**

Ms. Clark, Ms. Gutierrez, and Ms. Harvey were present for the meeting. After review, the Board moved to approve the course.

#### **Ga La Car Beauty & Hair Workshops – Classroom**

Ms. Carter-Cade was present for the meeting. After review, the Board moved to approve the course.

## **Continuing Education Courses**

### **Initial Review**

#### **Monique Cosmetique – Continuing Education 16 Hour Correspondence**

After review, the Board moved to approve the course.

#### **Monique Cosmetique – Continuing Education Nail Specialist 16 Hour Correspondence**

After review, the Board moved to deny the course based on the course content being outside the scope of practice of a nail specialist registration.

#### **Monique Cosmetique – Continuing Education Facial Specialist 16 Hour Correspondence**

After review, the Board moved to deny the course based on the course content being outside the scope of practice of a facial specialist registration.

#### **Monique Cosmetique – Continuing Education Facial Specialist 16 Hour Internet**

After review, the Board moved to deny the course based on the course content being outside the scope of practice of a facial specialist registration.

#### **Monique Cosmetique – Continuing Education Cosmetologist 16 Hour Internet**

After review, the Board moved to approve the course.

#### **Monique Cosmetique – Continuing Education Cosmetologist 16 Hour Correspondence**

After review, the Board moved to approve the course.

#### **Monique Cosmetique – Continuing Education Nail Specialist 16 Hour Internet**

After review, the Board moved to deny the course based on the course content being outside the scope of practice of a nail specialist registration.

#### **AwakenYourBeautiful.com – Opioid Epidemic 1 Hour Classroom**

Ms. Lucinda Crowe-Layne was present for the meeting and was sworn in by the Court Reporter. After review, the Board moved to approve the course with following contingency: correct grammatical errors. The corrections must be submitted to the Executive Director within 30 days of the date of the order for approval.

#### **AwakenYourBeautiful.com – Beautiful Blondes 2 Hour Classroom**

Ms. Crowe-Layne was present for the meeting. After review, the Board moved to deny the course based on grammatical errors.

#### **AwakenYourBeautiful.com – Domestic Violence 1 Hour Classroom**

Ms. Crowe-Layne was present for the meeting. After review, the Board moved to approve the course with following contingency: correct grammatical errors. The corrections must be submitted to the Executive Director within 30 days of the date of the order for approval.

#### **AwakenYourBeautiful.com – Designing Color with Foils 2 Hour Classroom**

Ms. Crowe-Layne was present for the meeting. After review, the Board moved to approve the course.

#### **AwakenYourBeautiful.com – Creating Incredible Reds 2 Hour Classroom**

Ms. Crowe-Layne was present for the meeting. After review, the Board moved to approve the course.

#### **AwakenYourBeautiful.com – ABC's of Hair Color 2 Hour Classroom**

Ms. Crowe-Layne was present for the meeting. After review, the Board moved to approve the course.

AwakenYourBeautiful.com – Mastering Gray 2 Hour Classroom

Ms. Crowe-Layne was present for the meeting. After review, the Board moved to approve the course with the following contingency: update color formula sentences with “mix according to manufacturer’s directions”. The correction must be submitted to the Executive Director within 30 days of the date of the order for approval.

AwakenYourBeautiful.com – Environmental Issues 1 Hour Internet

Ms. Crowe-Layne was present for the meeting. After review, the Board moved to approve the course with the following contingency: strike reference to “imprisonment as punishment”. The correction must be submitted to the Executive Director within 30 days of the date of the order for approval.

AwakenYourBeautiful.com – Chemical Makeup 2 Hour Internet

Ms. Crowe-Layne was present for the meeting. After review, the Board moved to deny the course based on grammatical errors, incorrect disinfection procedures, and incorrect reference to imprisonment as punishment.

AwakenYourBeautiful.com – State and Federal Laws and Rules 2 Hour Internet

Ms. Crowe-Layne was present for the meeting. After review, the Board moved to approve the course.

AwakenYourBeautiful.com – Worker’s Compensation Issues 1 Hour Internet

Ms. Crowe-Layne was present for the meeting. After review, the Board moved to approve the course.

AwakenYourBeautiful.com – Sanitation and Sterilization 3 Hour Internet

Ms. Crowe-Layne was present for the meeting. After review, the Board moved to approve the course with the following contingency: strike reference to “alcohol” as a disinfectant. The correction must be submitted to the Executive Director within 30 days of the date of the order for approval.

Florida Cosmetology Educators – Continuing Education 16 Hour Internet

Ms. Eva Price was present for the meeting and was sworn in by the Court Reporter. After review, the Board moved to approve the course with the following contingency: update reference to “MMA being illegal in Florida”. The correction must be submitted to the Executive Director within 30 days of the date of the order for approval.

Florida Cosmetology Educators – HIV/AIDS 2 Hour Correspondence

Ms. Price was present for the meeting. After review, the Board moved to approve the course.

Florida Cosmetology Educators – HIV/AIDS 2 Hour Internet

Ms. Price was present for the meeting. After review, the Board moved to approve the course.

Ezekiel Enterprises – CE for Cosmetology Professionals 16 Hour Internet

Mr. Raymond Ezekiel was present for the meeting and was sworn in by the Court Reporter. After review, the Board moved to approve the course with the following contingencies: correct grammatical errors, strike reference to brand names, update reference to “MMA being illegal in Florida”. The corrections must be submitted to the Executive Director within 30 days of the date of the order for approval.

Ezekiel Enterprises – HIV/AIDS for Cosmetology Professionals 2 Hour Internet

Mr. Ezekiel was present for the meeting. After review, the Board moved to approve the course.

Pretty in a Minute – Domestic Violence 1 Hour Internet

After review, the Board moved to approve the course with the following contingency: strike reference to “please” and replace with “plead”. The correction must be submitted to the Executive Director within 30 days of the date of the order for approval.

Pretty in a Minute – Environmental Safety 1 Hour Internet

After review, the Board moved to approve the course.

Pretty in a Minute – Body Chemistry 2 Hour Internet

After review, the Board moved to approve the course with the following contingency: strike references to “MSDS” and replace with “SDS”, strike reference to “PH” and replace with “pH”. The corrections must be submitted to the Executive Director within 30 days of the date of the order for approval.

Pretty in a Minute – State Federal Laws & Rules 3 Hour Internet

After review, the Board moved to deny the course based on outdated references.

Pretty in a Minute – Workers Compensation Issues 1 Hour Internet

After review, the Board moved to approve the course.

Pretty in a Minute – OSHA 2 Hour Internet

After review, the Board moved to approve the course.

Pretty in a Minute – Sanitation & Sterilization 3 Hour Internet

After review, the Board moved to deny the course based on grammatical errors, misinformation, outdated rules, and incomplete sentences.

Pretty in a Minute – HIV/AIDS 3 Hour Internet

Ms. Foster was present for the meeting. After review, the Board moved to approve the course.

Cinderella Hair Extensions – Cinderella Hair Extensions 8 Hour Classroom

After review, the Board moved to deny the course based on the course being product driven.

Cinderella Hair Extensions – Classic Hair Extensions 16 Hour Classroom

After review, the Board moved to deny the course based on the course being product driven.

**Initial HIV/AIDS Courses**

**Initial Review**

Chinos Learning Center – Classroom

After review, the Board moved to deny the course based on grammatical errors.

Chinos Learning Center – Internet

After review, the Board moved to deny the course based on grammatical errors.

Ross Beauty Academy – Classroom

After review, the Board moved to approve the course.

Ga La Car Beauty & Hair Workshops – Classroom

Ms. Carter-Cade was present for the meeting. After review, the Board moved to approve the course.

Richards-Kelley d/b/a Florida Cosmetology Education – Classroom

After review, the Board moved to approve the course.

Richards-Kelley d/b/a Florida Cosmetology Education – Internet

After review, the Board moved to approve the course.



## **ADJOURNMENT**

There being no further business, the meeting was adjourned at approximately 1:30 p.m.

**Tuesday, April 9, 2019**

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

### **Board Members Present**

Robin Tabano, Vice Chair  
Rhonda Griffis, Chair  
Jared Sutherland  
Fran Poppell

### **Board Members Absent**

Adrienne Harvey  
Laurel Candelario  
Stephania Streit

### **Other Persons Present**

Robyn Barineau, Executive Director, Department of Business and Professional Regulation (DBPR)  
Krista Woodard, Executive Director, DBPR  
Julie Rowland, Government Analyst, DBPR  
Lynette Norr, Assistant Attorney General, Office of the Attorney General  
Crystal Stephens, Assistant General Counsel, Office of the General Counsel, DBPR  
Lolonda Jackson, Court Reporter  
Dayana Diaz-Rodriguez  
Elizabeth Thompson

The meeting was opened with a roll call and a quorum was established. The Board excused the absences of Ms. Adrienne Harvey, Ms. Stephania Streit, and Ms. Laurel Candelario from the meeting.

## **APPROVAL OF MINUTES**

The Board approved the minutes from the January 31, 2019, Board meeting.

## **APPLICATIONS**

### **Licensure Applications**

#### **Informal Hearing**

##### **Kebreyana Jones**

Mr. Jones was not present for the meeting. Ms. Robyn Barineau, Executive Director, informed the Board that the application was denied at the October 9, 2018, Board meeting, based on the noted criminal history. After review, the Board moved to overturn the denial and approve the application.

##### **Dayana Diaz-Rodriguez**

Mr. Diaz-Rodriguez was present for the meeting and was sworn in by Ms. Lolonda Jackson, Court Reporter. Ms. Barineau informed the Board that the application was denied at the October 9, 2018, Board meeting, based on previous unsatisfied discipline. After review, the Board moved to overturn the denial and approve the application.

**Initial Review**

Cheila Suarez

Ms. Suarez was not present for the meeting. After review, the Board moved to approve the application.

Dayany Castro

Ms. Castro was not present for the meeting. After review, the Board moved to approve the application.

Abel Leon

Mr. Leon was not present for the meeting. After review, the Board moved to approve the application.

Deborah Johnson

Ms. Johnson was not present for the meeting. After review, the Board moved to deny the application based on the noted criminal history.

Elizabeth Thompson

Ms. Thompson was present for the meeting and was sworn in by the Court Reporter. After review, the Board moved to approve the application.

Elizabeth Thompson

Ms. Thompson was not present for the meeting. After review, the Board moved to approve the application.

Elizabeth Thompson

Ms. Thompson was not present for the meeting. After review, the Board moved to approve the application.

**OTHER BUSINESS**

**Board Attorney Report**

Rule 61G5-18.00015, Florida Administrative Code – Cosmetologist and Compensation Defined

The Board will further discuss the proposed amended language at the July 2019 meeting.

Rule 61G5-18.004, Florida Administrative Code – Re-examination

The Board approved the following language and they agreed that there would be no negative impact on small business nor would there likely be any increase in regulatory costs in excess of \$200,000 in the aggregate within one year after implementation.

(1) Any applicant who fails the examination shall be entitled to re-examination pursuant to the terms and conditions set forth in this rule. Those applicants not achieving a passing grade on each part will have failed that part of the examination and shall be required to retake and pass only that part failed in order to be licensed as a cosmetologist, provided however that the applicant must pass both parts of the examination within a two-year period. If any applicant fails to achieve a passing grade on all parts within the 2 years as provided in this rule, the applicant shall be required to retake and successfully complete the full examination. In rounding percentages, any percentage which is point five (.5) or above shall be rounded up to the next whole number. Percentages less than point five (.5) shall be rounded down to the next whole number.

(2) Any person desiring to be reexamined for licensure as a cosmetologist shall apply to the Department in writing upon forms prepared and furnished by the department and shall pay a reexamination fee as required by Rule 61G5-24.006, F.A.C.

(3) Those applicants who qualified to take the examination after completion of only 1,000 hours of training pursuant to Section 477.019(1)(b), F.S., and failed, shall be entitled to reexamination only upon completion of the full requirements provided for in Section 477.019, F.S.

~~(4) An applicant who has twice failed the examination or any part thereof, shall return to an approved school of cosmetology for a minimum of 40 hours of remedial instruction prior to taking any part of the examination for the third time. An applicant who fails any portion for the third time shall return to an approved school of cosmetology for 80 hours of remedial instruction.~~

### **Executive Director Report**

#### **Financial Report for Period Ending December 2018**

Ms. Robyn Barineau, Executive Director, reported that the balance in the Board's operating account as of December 31, 2018, was over \$7.8 million, and the balance in their unlicensed activity account was over \$3.4 million for the same period.

#### **Paper Licensing Initiative**

Ms. Barineau informed the Board that effective July 8, 2019, the Department will no longer mail or print licenses.

Ms. Barineau informed the Board that she will no longer serve as Executive Director of the Board. The board members thanked her for her years of service.

### **Correspondence**

#### **Complaints and Investigative Statistics – July 2018 – February 2019**

Ms. Barineau informed the Board that the Complaints and Investigative Statistics Report was included in the agenda for informational purposes.

#### **Cosmetology Examination Summary – January 2019 – February 2019**

Ms. Barineau informed the Board that the Cosmetology Examination Summary was included in the agenda for informational purposes.

### **Dates and Locations of Future Meetings**

July 22-23, 2019 – Celebration  
October 14-15, 2019 – Orlando  
January 6-7, 2020 – St. Augustine Beach  
April 20-22, 2019 – Sarasota

### **ADJOURNMENT**

There being no further business, the meeting was adjourned at approximately 10:05 a.m.