

MINUTES

FLORIDA BOARD OF COSMETOLOGY TELEPHONE CONFERENCE CALL MEETING

Monday, July 20, 2020

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

Board Members Present

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

Board Members Absent

Adrienne Harvey (excused)
Laurel Candelario (excused)
Stephania Streit (unexcused)

Other Persons Present

Krista Woodard, Executive Director, Department of Business and Professional Regulation (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
Goliath Davis, Assistant General Counsel, Office of the General Counsel, DBPR
Skye Esry, Assistant General Counsel, Office of the General Counsel, DBPR
Ray Convery, Court Reporter
Lonie Hardison
Pham Tran
Bich Tran
Tung Nguyen
Joann Francis
Monique Waters
Sylvia Peterson
Adrienne Middleton
James Hunter
Jillian Meinyer

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

DISCIPLINARY MATTERS

Informal Hearing

Ms. Crystal Stephens, Goliath Davis, and Ms. Skye Esry, Assistant General Counsels, presented the following cases for consideration by the Board. The Board found that the Respondents were properly served with the Administrative Complaint, the Respondents failed to respond within 21 days thereby waiving their right to elect a hearing in these matters, that the Board accept the allegations as stated in the Administrative Complaints and adopt them as the findings of fact and conclusions of law of the Board and imposed the penalties shown below:

- Lonie Hardison; Palm Bay; Case No. 2019027087
The Board moved to dismiss the case

- Shades Nails & Spa; Jupiter; Case No. 2019046390
\$750 fine and \$162.83 costs to be paid within six months
- Lotus Nails Day Spa; St. Cloud; Case No. 2019040753
\$500 fine and \$253.91 costs to be paid within six months
- Sassy Nails and Spa; Tampa; Case No. 2019045358
\$500 fine and \$98 costs to be paid within six months
- Sunrise Nails and Spa Brandon; Brandon; Case No. 2019045983
\$500 fine and \$76.58 costs to be paid within six months
- Regal Nails Salon & Spa; Crawfordville; Case No. 2019047100
\$500 fine and \$51.11 costs to be paid within six months
- Dawn Troiano; Holiday; Case No. 2019053614
\$500 fine and \$68.25 costs to be paid within 10 months

Election of Waiver of Rights and Final Order

Ms. Stephens, Mr. Davis, and Ms. Esry presented the following cases for consideration by the Board. The Board found that the Respondents were properly served with the Administrative Complaint, and have elected to waive their rights to a hearing in these matters. The Board moved to 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 penalties shown below:

- Beauty Franchise Developers; Sunrise; Case No. 2019047917
\$750 fine and \$84.98 costs to be paid within six months
- Icandy Hair Collection; Plantation; Case No. 2019050501
\$1,050 fine and \$84.98 costs to be paid within six months
Suspension of license CE10010469 until successful re-inspection
- Nails and Waxing; Port St. Lucie; Case No. 2019054065
\$50 fine and \$146.49 costs to be paid within six months

Motion for Waiver of Rights and Final Order

Ms. Stephens, Mr. Davis, and Ms. Esry presented the following cases for consideration by the Board. The Board found that the Respondents were properly served with the Administrative Complaint, the Respondents 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 penalties shown below:

- Behnosh Ghaini; Tallahassee; Case No. 2018062863
Case continued to a future meeting
- Natural Nails; Live Oak; Case No. 2019047775
\$500 fine and \$333.10 costs to be paid within six months
Suspension of license CE9955090 until successful re-inspection
- Luxe Nail & Beauty Bar; Sebastian; Case No. 2019040797
\$1,200 fine and \$162.83 costs to be paid within six months
Re-inspection within 90 days

- Diem Tran; Palm Beach Gardens; Case No. 2019048564
\$750 fine and \$130.15 costs to be paid within six months
- Wendy Mederos; Hialeah; Case No. 2019043418
\$102.18 costs only; revocation of license FV9614381
- Trong Van Tran; Live Oak; Case No. 2019050036
\$500 fine and \$162.76 costs to be paid within six months
- Estefany Rodriguez Acero; Miami; Case No. 2019042678
\$146.19 costs only; revocation of license FS908193
- Claudia Ramirez Arboleda; N. Miami; Case No. 2019042671
\$142.52 costs only; revocation of license FS908636
- Carol Marcano; Doral; Case No. 2019042660
\$142.52 costs only; revocation of license FV9607933
- Wonder Spa Nails; West Pam Beach; Case No. 2019050690
\$500 fine and \$162.83 costs to be paid within six months
- Kenny Truong; Wesley Chapel; Case No. 2019055259
\$500 fine and \$146.49 costs to be paid within six months

Settlement Stipulation

Ms. Stephens presented the following cases for consideration by the Board. The Board moved to adopt the Stipulations of the parties as the Board's final action in these matters and incorporate them and all of their terms into a Final Order and imposed the penalties shown below:

- VY Nails; Cape Coral; Case No. 2019041037
\$500 fine and \$131.42 costs to be paid within six months
- Koura Simal; St. Petersburg; Case No. 2019049737
\$500 fine and \$96.04 costs to be paid within six months
- Thiaba Ngom; St. Petersburg; Case No. 2019049749
\$500 fine and \$103.41 costs to be paid within six months

Voluntary Relinquishment

Mr. Davis presented the following case 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:

- Yamilet Garcia; Hialeah; Case No. 2019042630
\$165.65 costs only, revocation of license BR3366

Department Attorney Report

Ms. Stephens informed the Board that as of June 11, 2020, there were 151 open cosmetology cases in the legal section.

APPLICATIONS

Continuing Education Courses

Initial Review

Aaron Classes – Continuing Education Course 10 Hour Internet

Mr. James Hunter was present for the meeting. After review, the Board moved to approve the course with the following contingencies: strike references to hair braiders, hair wrappers, and body wrappers, and strike references to needles. The corrections must be submitted to the Executive Director within 30 days of the date of the order for approval.

Stay Current – Continuing Education 10 Hour Internet

Ms. Sylvia Peterson was present for the meeting. After review, the Board moved to approve the course with the following contingencies: strike references to hair braiders, hair wrappers, and body wrappers. The corrections must be submitted to the Executive Director within 30 days of the date of the order for approval.

Wax Unique – Advanced Waxing 5.5 Hour Classroom

Ms. Monique Waters was present for the meeting. After review, the Board moved to approve the course with the following contingencies: strike references to “MSDS” and replace with “SDS” in the course materials, and strike references to needles and lancets and branding. The corrections must be submitted to the Executive Director within 30 days of the date of the order for approval.

Ga La Car Beauty & Hair Workshops – Cosmetology Renewal 10 Hour Classroom

After review, the Board moved to deny the course based incorrect disinfection procedures, grammatical errors, incorrect references, and out of scope practices.

Ga La Car Beauty & Hair Workshops – Cosmetology Renewal 10 Hour Internet

After review, the Board moved to deny the course based incorrect disinfection procedures, grammatical errors, incorrect references, and out of scope practices.

Paragon CET – Overcoming COVID-19 Economic Struggles; Strategies for Salon 1 Hour Internet

After review, the Board moved to approve the course.

Paragon CET – Overcoming COVID-19 Economic Struggles; Strategies for Salon 1 Hour Correspondence

After review, the Board moved to approve the course.

Paragon CET – Florida Salon Professionals Violence & Trafficking 16 Hour Internet

After review, the Board moved to approve the course.

Paragon CET – Florida Salon Professionals Violence & Trafficking 16 Hour Correspondence

After review, the Board moved to approve the course.

Anytime Certification – HIV/AIDS 2 Hour Internet

After review, the Board moved to deny the course based on insufficient course content.

PostQuam USA – Blood Borne Pathogens & Other Communicable Diseases 8 Hour Classroom

After review, the Board moved to deny the course based on the course content being outside the scope of practice of Board of Cosmetology licensees.

Joann Francis Medical Esthetics – Dermaplaning Exfoliation 4 Hour Classroom

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

RECESS

There being no further business, the meeting was adjourned at approximately 1:00 p.m.

Tuesday, July 21, 2020

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

Board Members Present

Rhonda Griffis, Chair
Robin Tabano
Laurel Candelario
Jared Sutherland, Vice Chair
Fran Poppell
Adrienne Harvey
Stephania Streit

Board Members Absent

Stephania Streit (unexcused)

Other Persons Present

Krisa Woodard, Executive Director, Department of Business and Professional Regulation (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
Goliath Davis, Assistant General Counsel, Office of the General Counsel, DBPR
Skye Esry, Assistant General Counsel, Office of the General Counsel, DBPR
Ray Convery, Court Reporter
Nadine Ethridge
Chasity Henry
Eduardo De La Pena
Shydah Mcrae Bellamy
Albania Hernandez
Pamela Gilman
Lisa Waits
Angela Dickens

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

APPLICATIONS

Licensure Applications

Initial Review

Chasity Henry

Ms. Henry was present for the meeting. After review, the Board moved to approve the application. The Board also imposed probation on the license to run concurrent with her criminal probation.

Eduardo De La Pena

Mr. De La Pena was present for the meeting. After review, the Board moved to approve the application with the following contingency: update application to indicate previous denial within 30 days.

Shydah Mcrae Bellamy

Ms. Bellamy was present for the meeting. After review, the Board moved to approve the application. The Board also imposed probation on the license to run concurrent with her criminal probation.

Marisa Savarino

This application was pulled from the agenda.

Albania Hernandez

Ms. Hernandez was present for the meeting. After review, the Board moved to approve the application. The Board also imposed probation on the license to run concurrent with her criminal probation.

Nadine Ethridge / South Africa

Ms. Ethridge was present for the meeting. After review, Ms. Ethridge requested that her application be withdrawn.

Carol Moseman

Ms. Moseman was not present for the meeting. After review, the Board determined that the application was incomplete and requested additional supporting documentation be provided on the disposition of the noted criminal history.

OTHER BUSINESS

Board Attorney Report

2020-2021 Annual Regulatory Plan

The Board approved the 2020-2021 annual regulatory plan.

Executive Director Report

Cosmetology Applications

The Board approved the changes to the applications below as provided by Ms. Krista Woodard, Executive Director.

- DBPR COSMO 1 - Initial License Based on Florida Education
- DBPR COSMO 2 - Initial License by Current Licensure in Another State or Country
- DBPR COSMO 3 - Reexamination Application
- DBPR COSMO 4-A - Registration by Endorsement
- DBPR COSMO 4-B - Initial License by Endorsement
- DBPR COSMO 8 - HB HW BW HIV AIDS Course Licensure

Correspondence

Complaints and Investigative Statistics – July 2019 – May 2020

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

Cosmetology Examination Summary – January 2020 – May 2020

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

Dates and Locations of Future Meetings

October 12-13, 2020 – Conference Call

ADJOURNMENT

There being no further business, the meeting was adjourned at approximately 11:00 a.m.

DRAFT