

MINUTES

FLORIDA BOARD OF COSMETOLOGY TELEPHONE CONFERENCE CALL MEETING

Monday, September 21, 2020

The Board of Cosmetology meeting was called to order at approximately 3:04 p.m., by Ms. Rhonda Griffis, Chair.

Board Members Present

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

Board Members Absent

Adrienne Harvey (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
Marina Bouchier
Jariel Esquivel
Maria Sevila
Pamela Gilman
Grace Lovett

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

APPLICATIONS

Licensure Applications

Informal Hearing

Marina Bouchier / Virginia

Ms. Bouchier was present for the meeting. Ms. Krista Woodard, Executive Director, informed the Board that the application was denied at the April 20, 2020, Board meeting because the application failed to demonstrate proof of a current active license. After review, The Board moved to overturn the denial and approve the application.

Initial Review

Athena Cintron / New York

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

Jariel Esquivel

Mr. Esquivel and Ms. Maria Sevilla were present for the meeting. After review, the Board moved to approve the application.

Teresa Jackson

Ms. Jackson was not 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.

Kyle Mollgren

Ms. Mollgren was not 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.

OTHER BUSINESS

Board Attorney Report

61G5-22.015, Florida Administrative Code – Specialty Certification

The Board approved the following language and 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. They also agreed that a violation of this rule, or any part of this rule, would not be designated as a minor violation, and that this rule should not have a sunset provision.

(1)(a) A nail specialist student at a school specified in Section 477.0201, F.S., shall successfully complete the 180 hours of instruction ~~and the performance of services~~ specified in subsections 61G5-22.016(1) and (2), F.A.C. ~~and , which instruction and services shall be~~ designed to meet the learning objectives set forth in subsections 61G5-22.004(2), 61G5-22.005(2), and 61G5-22.0125(2), F.A.C.

(b) The school shall issue the student a certificate of completion in the specialty area of manicuring/pedicuring/nail extensions upon the student's completion of paragraph (1)(a) and achievement of a passing score of 75% or better on a comprehensive final examination administered and graded by the school.

(2) (a) A facial specialist student at a school specified in Section 477.0201, F.S., shall successfully complete 220 ~~Upon successful academic completion of 260~~ hours of instruction specified in subsections 61G5-22.017(1) and (2), F.A.C. and designed to meet the learning objectives set forth in subsections 61G5-22.004(2), 61G5-22.005(2), and 61G5-22.006(2), F.A.C., ~~and completion of forty (40) services, a school shall issue a certificate of completion in the specialty area of facials.~~

(b) The school shall issue the student a certificate of completion in the specialty area of facials upon the student's completion of paragraph (2)(a) and achievement of a passing score of 75% or better on a comprehensive final examination administered and graded by the school.

~~(3) A student who starts a specialty program before March 1, 1994, shall be qualified to receive a certificate of completion upon his or her successful completion of 120 hours of instruction designed to meet the learning objectives set forth in subsections 61G5-22.004(2), 61G5-22.005(2) and 61G5-22.0125(2), F.A.C., and completion of 50 services as required by subsection 61G5-22.0125(4), F.A.C.~~

61G5-22.016, Florida Administrative Code – Minimum Curriculum for Nail Specialty Training

The Board approved the following language and 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. They also agreed that a violation of this rule, or any part of this rule, would not be designated as a minor violation, and that this rule should not have a sunset provision.

(1) At a minimum, the curriculum of schools and programs specified in Section 477.0201, F.S., shall include the following hours of instruction in the indicated topics and services:

<u>TOPIC (90 Hours)</u>	<u>HOURS REQ</u> <u>D</u>
(a) Florida Cosmetology laws and rules	<u>4</u> 5
(b) HIV/AIDS	4
(c) Sanitation	<u>8</u> 4
(d) Ethics	2
(e) Nail Theory, Practice, and Related Subjects including nail disorders and diseases	<u>72</u> 85

(2) The curriculum shall also include instruction in and the performance of the following specified services as indicated ~~(the estimated total number of hours needed for performing the specified services is also indicated):~~

<u>TYPE OF SERVICE (90 Hours)</u>	<u>No. of Svcs.</u>	<u>HOURS REQUIRED</u>
(a) Manicures	20	<u>10</u> 20
(b) Pedicures	10	10
(c) Tips with Overlay	15	<u>15</u> 37.5
(d) Sculpting Using A Form	15	<u>10</u> 37.5
(e) Nail Wraps and/or Mending	10	<u>10</u> 15
(f) Nail Fill-Ins	10	10
(g) Artificial Nail Removal	5	5
(h) Polishing and Nail Art	10	5
<u>(i) Gel Nails</u>		<u>15</u>

61G5-22.002, Florida Administrative Code – Definitions

The Board approved the following language and 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. They also agreed that a violation of this rule, or any part of this rule, would not be designated as a minor violation, and that this rule should not have a sunset provision.

- (1) Level of Acceptability – Minimum passing grade. The level of acceptability for each of the cosmetology/specialty subjects, theoretical and practical, shall be a minimum score of seventy-five percent (75%) or better on an examination on each of the objectives for each subject area.
- (2) Learning Objective. Statements of the basic subject matter content arranged in an effective learning sequence – what the classroom teacher or manager will do in the learning/teaching situation.
- (3) Performance Objective. A statement of exactly what the learner must do in observable and measurable terms. A terminal objective – the final action or performance of the individual or group.
- (4) A minimum student performance standard is a statement specifying competencies that all students are expected to attain at a particular point in time. Mastery of a standard will be demonstrated by the mastery of a predetermined number of skills related to the standard.
- ~~(5) Services. Minimal number of performances in applicable subject categories required for certification for examination.~~

61G5-22.003, Florida Administrative Code – Level of Acceptability

The Board approved the following language and 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. They also agreed that a violation of this rule, or any

part of this rule, would not be designated as a minor violation, and that this rule should not have a sunset provision.

Every school shall evaluate each individual for competency on each objective for each subject area and type of service.

61G5-22.017, Florida Administrative Code – Minimum Curriculum for Facial Specialty Training

The Board approved the following language and 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. They also agreed that a violation of this rule, or any part of this rule, would not be designated as a minor violation, and that this rule should not have a sunset provision.

(1) At a minimum, the curriculum of schools and programs specified in Section 477.0201, F.S., shall include the following hours of instruction in the indicated theory items:

<u>TOPIC (149 Hours)</u>	<u>HOURS REQUIRED</u>
(a) Florida Laws and Rules	<u>4</u> 5
(b) HIV and AIDS	4
(c) Sanitation	10
(d) Ethics	2
(e) Basics of Electricity	<u>2</u> 8
(f) Facial Techniques and Contraindications	<u>50</u> 66
(g) Product Chemistry	8
(h) Hair Removal	<u>5</u> 2.5
(i) Makeup	<u>1</u> 2
(j) Skin Theory, Disease <u>including but not limited to HIV/AIDS,</u> and Disorders of the Skin	<u>67</u> 85

(2) The curriculum shall also include instruction in and the performance of the following specified services, as indicated, ~~as well as the estimated total number of hours needed to complete the required number of services:~~

<u>TYPE OF SERVICE (71 Hours)</u>	<u>NUMBER OF SERVICES</u>	<u>HOURS REQUIRED</u>
(a) Facials, manual and mechanical, including masks, packs or treatments which must be performed on a variety of skin types, including normal, oily, dry, combination, problem and mature	40	<u>30</u> 40
(b) Set up, use, and maintenance of electrical devices	5	<u>1</u> 4.25
(c) Hair removal, including tweezing, waxing, threading, and sugaring	20	<u>10</u> 5
(d) Makeup application for both daytime and nighttime looks	40	<u>10</u> 5
(e) Lash and brow tinting	40	<u>2</u> 5

(f) Eyelash application, including strip lashes , individual lashes, and semi-permanent lashes	10	<u>12</u> 10
(g) Manual extractions	5	<u>6</u> 1.25

ADJOURNMENT

There being no further business, the meeting was adjourned at approximately 5:10 p.m.

DRAFT