
Cosmetologist's Board Meeting

Monday, April 2, 2018

A meeting of the State Board of Cosmetologists was held on Monday, April 2, 2018 on the 3rd floor conference room at the Department of Labor, Licensing and Regulation building located at 500 North Calvert Street, Baltimore, Maryland 21202.

Board Member Attendees

Ms. Rachel Allen, *Cosmetologist Member*
Ms. Valerie Mascaro, *Cosmetologist Member, Acting Chair*
Mr. Bob Zupko, *Cosmetologist Member*

Other Attendees

Ms. Erica Lewis, *Acting Executive Director*
Ms. Victoria Wilkins, *Commissioner*
Ms. Hope Sachs, *Assistant Attorney General*
Mr. Matthew Dudzic, *Board Administrator*

Agenda

Quorum Announced and Meeting Called to Order—Chairperson

A quorum was announced and the meeting was called to order at 10:14 AM by Ms. Valerie Mascaro, Acting Chair. Mr. Bob Zupko was present telephonically.

Approval of Agenda

Amendments were offered to the agenda. Ms. Rachel Allen made a motion to approve the meeting agenda as amended, and the motion was seconded by Mr. Bob Zupko. The agenda was approved.

Informal Conferences

Violation Review—The Press Hair Studio

Mr. Robert Hardy appeared before the Board for an informal conference on behalf of the Press Hair Studio. The Press Hair Studio was inspected in January of 2018 as the result of a complaint filed with the Board. At the time of the inspection, the inspector found that the shop was operating without a permit, and Mr. Hardy was performing cosmetology services without an active cosmetology license.

Mr. Hardy had entered into a consent order with the Board and was appearing before the Board as per the terms of the consent order.

Ms. Rachel Allen asked Mr. Hardy if he had resolved all of the licensing issues as the consent order dictated. Mr. Hardy explained that following the inspection, he closed the shop down and stopped taking customers.

Ms. Valerie Mascaro, Acting Chair, asked why Mr. Hardy chose to open the salon without a license. Mr. Hardy stated that he had all intentions of getting a license, but made fast decisions and did not follow through. He began taking customers in a small space, not large enough to accommodate any other stylists, and mostly saw people by appointment. He apologized to the Board for not following through and getting the proper permits. Ms. Allen asked Mr. Hardy if he held a cosmetology license. Mr. Hardy explained that he previously held an apprentice permit, but did not complete the entire two years of training. He said that since closing his shop, he had been seeking out licensed senior cosmetologists who might be willing to take him on so that he could complete his apprenticeship.

Mr. Bob Zupko asked if the Press Hair Studio was registered as a business in the state of Maryland at all. Mr. Hardy said that he did not. He had intended to get someone to help him with the business side of things, but things had gotten away from him, and he continued to work even though he should have stopped.

Ms. Allen said that based on his statements it appeared that he was complying with the terms of the consent order, but that the Board would be sending out inspectors to verify all of this. She added that from the photographs of the blow-outs and services he was providing on his Facebook page and StyleSeat, it was clear that he was a very talented stylist, but that it was important he go through things in the right way. Ms. Mascaro added that it was extremely important from here on out that Mr. Hardy not get overanxious or jump the gun, and that if he came before the Board again they would not be likely to offer him another chance.

Mr. Hardy said that he understood, and thanked the Board for the opportunity.

New Business

Complaint Committee Assignment

The Board determined that Ms. Rachel Allen and Mr. Bob Zupko would sit on the Complaint Committee for the May meeting. The committee agreed to meet after the conclusion of the Board meeting.

Old Business

Inspection Report

Ms. Erica Lewis, Deputy Executive Director, provided an update to the Board regarding inspections. She stated that inspections were continuing at a rate of 6 to 8 shops per day, and that the Board was

hoping to hire additional inspectors in June once special funding went active. She also added that she was hoping to have the licensing supervisor position filled within the next couple of months.

Mobile Salon Regulations

Ms. Erica Lewis, Acting Executive Director, informed the Board that following the last meeting, the administrative staff worked with the Board's counsel and the Board's suggestions to create proposed regulations for COMAR 09.22.02.01(D), which dealt with the requirements for mobile salons. Mr. Matthew Dudzic, Board Administrator, read the proposed regulations to the Board.

Ms. Valerie Mascaro asked if a non-mobile salon permit was still required before someone was permitted to receive a mobile permit. Ms. Hope Sachs, Assistant Attorney General, confirmed that this was still required.

Mr. Bob Zupko asked how inspections of mobile salons would be handled. Ms. Lewis explained that they would be scheduled the same way that routine inspections for brick and mortar salons were scheduled, and that with the regulatory requirements that mobile salons would be required to provide dates and locations upon request, the Board would be able to have inspectors out to the correct locations.

Ms. Rachel Allen made a motion to approve 09.22.02.01(D). Mr. Bob Zupko seconded the motion. The motion passed unanimously.

Special Funding Regulations

Ms. Erica Lewis, Acting Executive Director, informed the Board that COMAR 09.22.01.12, which outlined the schedule of fees for licensing, required amendments to account for special funding. She explained that all of the licensing fees were remaining the same, but additional language was added. Mr. Matthew Dudzic, Board Administrator, read the proposed amendments to the Board.

Ms. Rachel Allen made a motion to approve the amendments to 09.22.01.12. Mr. Bob Zupko seconded the motion. The motion passed unanimously.

Public Comment

Vijay Williams

Mr. Vijay Williams said that he was very interested in starting a mobile shop. He asked the Board how long it would take for the regulations to pass, and how soon he would be able to apply for a mobile permit. Ms. Erica Lewis, Acting Executive Director, explained that while they agreed on the regulations, there were still several steps left in the process. She said that in addition to passing the regulations, the Board had several other tasks, such as creating the applications for mobile salon permits and updating the website. She said that she personally had a goal in mind of October 1, 2018, but that this date could change based on a number of factors.



Wendell Lockhart

Mr. Wendell Lockhart asked the Board when guidelines for continuing education would be released. Ms. Erica Lewis, Acting Executive Director, explained that while the continuing education law was passed in the previous legislative session, the agency did not have the resources to implement the program at that time, so it had been tabled for the time being.

Approval of March 5, 2018 Meeting Minutes

After reviewing the minutes from the March 5, 2018 meeting of the Board, Ms. Rachel Allen made a motion to approve the minutes. The motion was seconded by Mr. Bob Zupko, and the motion passed.

Adjournment

There being no further business to discuss or to present before the Board, Ms. Valerie Mascaro asked for a motion to adjourn the meeting. Ms. Rachel Allen made this motion, and it was seconded by Mr. Bob Zupko. The motion passed, and the meeting was adjourned at 10:43 AM.

APPROVED BY: _____ ON MAY 7, 2018.