

BOARD FOR BARBERS & COSMETOLOGY

DRAFT MINUTES OF MEETING

The Board for Barbers & Cosmetology met on Monday, November 18, 2013, at the Offices of the Department of Professional and Occupational Regulation, 9960 Mayland Drive, 2nd Floor, Board Room 4, Richmond, Virginia. The following members were present:

Jessie H. Anders
Ernest D. Chapman, Jr.
Norma J. Dorey
Margaret B. LaPierre
Gail L. Mayhue
Marie F. Quinn
Daniella Tsamouras

The following board members were not present:

Jonathan W. Minor
Virginia Lee Sanders
Sean T. Sweeney

DPOR staff present for all or part of the meeting included:

Gordon N. Dixon, Director
Mark N. Courtney, Senior Director/Regulatory and Public Affairs
Demetrios J. Melis, Executive Director
Cathy Clark, Administrative Assistant
Kristen Clay, Legal Analyst

Representative from the Office of the Attorney General was present for the meeting.

Elizabeth B. Peay, Assistant Attorney General

Ms. Tsamouras, Chair, determined a quorum was present and called the meeting to order at 9:05 A.M. **Call To Order**

The Board took the agenda under consideration.

Approval of Agenda

Upon a motion by Mr. Anders and seconded by Ms. Quinn, the Board voted to adopt the Agenda.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

Upon a motion by Ms. LaPierre and seconded by Ms. Mayhue, the Board voted to approve the August 12, 2013 Board for Barbers & Cosmetology Board Meeting minutes as written.

**Approval of
Minutes for August
12, 2013 Board
Meeting**

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

Ms. Tsamouras asked if there was any public comment. There was none.

Public Comment

Mr. Chapman recused himself from the meeting.

Cases

**Mr. Chapman
Recused**

Mr. Melis informed the Board that, based on §54.1-105 a legal issue exists with action taken on cases 2011-02679, 2011-02680, 2011-03524, and 2011-03887, CNN Tek Institute III, et al., at the August 12, 2013 meeting. Mr. Melis recommended the Board, via two separate motions, move to reconsider and move to vacate the original orders.

**Reconsideration of
File Number 2011-
02679, 2011-02680,
2011-03524, and
2011-03887**

Upon a motion by Ms. Tsamouras and seconded by Ms. LaPierree, the Board voted to reconsider the four cases in question.

The members voting 'yes' were Mr. Anders, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

Upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board voted to vacate the original orders for the four cases in question.

The members voting 'yes' were Mr. Anders, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2011-02679, CNN Tek Institute III**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, Report of Findings, transcript and exhibits. CNN Tek Institute, III did not appear at the meeting in person, by counsel, or by any other qualified representative.

**File Number 2011-
02679, CNN Tek
Institute III**

Concerning Counts 1 and 2, upon a motion by Mr. Anders and seconded by Ms. Mayhue, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this

matter and the Summary of the Informal Fact-Finding Conference, and found substantial evidence that CNN Tek Institute III violated the following sections of its Regulations.

Count 1: 18 VAC 41-20.280.A.4.
Count 2: 18 VAC 41-20-280.A.4.

The members voting 'yes' were Mr. Anders, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Mr. Chapman was not present, did not participate in the discussion, and did not vote on this matter.

Concerning Counts 1 and 2, upon a motion by Ms. Mayhue and seconded by Ms. Dorey, the Board voted to accept the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to impose the following sanctions:

Count 1:	18 VAC 41-20.280.A.4.	\$ 2500.00
Count 2:	18 VAC 41-20-280.A.4.	\$ 2500.00
TOTAL (MONETARY PENALTIES)		----- \$ 5000.00

In addition, for violation of Counts 1 and 2, the Board imposed revocation of CNN Tek Institute III's cosmetology school license number 1205001188.

The members voting 'yes' were Mr. Anders, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Mr. Chapman was not present, did not participate in the discussion, and did not vote on this matter.

In the matter of **File Number 2011-02680, Vu Trong Nguyen**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, Report of Findings, transcript and exhibits. Vu Trong Nguyen did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2011-02680, Vu Trong Nguyen

Concerning Count 1, upon a motion by Mr. Anders and seconded by Ms. LaPierre, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter and the Summary of the Informal Fact-Finding Conference, and found

substantial evidence that Vu Trong Nguyen violated the following section of its Regulations.

Count 1: 18 VAC 41-20-280.A.3.

The members voting 'yes' were Mr. Anders, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Mr. Chapman was not present, did not participate in the discussion, and did not vote on this matter.

Concerning Count 1, upon a motion by Mr. Anders and seconded by Ms. LaPierre, the Board voted to accept the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to impose the following sanctions:

Count 1:	18 VAC 41-20-280.A.3.	\$ 1250.00

TOTAL (MONETARY PENALTIES)		\$ 1250.00

In addition, for violation of Count 1, the Board imposed revocation of Vu Trong Nguyen's cosmetologist license number 1201111604.

The members voting 'yes' were Mr. Anders, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Mr. Chapman was not present, did not participate in the discussion, and did not vote on this matter.

In the matter of **File Number 2011-03524, Suzanne Trang Thai**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, Report of Findings, transcript and exhibits. Suzanne Trang Thai did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2011-03524, Suzanne Trang Thai

Concerning Counts 1 and 2, upon a motion by Mr. LaPierre and seconded by Ms. Mayhue, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter and the Summary of the Informal Fact-Finding Conference, and found substantial evidence that Suzanne Trang Thai violated the following sections of its Regulations.

Count 1: 18 VAC 41-20-280.A.4.

Count 2: 18 VAC 41-20-280.A.4.

The members voting ‘yes’ were Mr. Anders, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Mr. Chapman was not present, did not participate in the discussion, and did not vote on this matter.

Concerning Counts 1 and 2, upon a motion by Ms. LaPierre and seconded by Ms. Dorey, the Board voted to accept the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to impose the following sanctions:

Count 1:	18 VAC 41-20-280.A.3.	\$ 2500.00
Count 2:	18 VAC 41-20-280.A.3.	\$ 2500.00
TOTAL (MONETARY PENALTIES)		\$ 5000.00

In addition, for violation of Count 1, the Board imposed revocation of Suzanne Trang Thai’s cosmetology instructor license number 1204017769.

The members voting ‘yes’ were Mr. Anders, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Mr. Chapman was not present, did not participate in the discussion, and did not vote on this matter.

In the matter of **File Number 2011-03887, Kelvin Thanh Thai**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, Report of Findings, transcript and exhibits. Kelvin Thanh Thai did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2011-03887, Kelvin Thanh Thai

Concerning Count 1, a motion by Mr. Anders and seconded by Ms. LaPierre, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter and the Summary of the Informal Fact-Finding Conference, and found substantial evidence that Kelvin Thanh Thai violated the following sections of its Regulations.

Count 1: 18 VAC 41-20-280.A.4.

The members voting 'yes' were Mr. Anders, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Mr. Chapman was not present, did not participate in the discussion, and did not vote on this matter.

Concerning Counts 1 and 2, upon a motion by Mr. Anders and seconded by Ms. Dorey, the Board voted to reject the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to impose the following sanctions:

Count 1:	18 VAC 41-20-280.A.3.	\$ 500.00
Count 2:	18 VAC 41-20-280.A.3.	0.00
TOTAL (MONETARY PENALTIES)		\$ 500.00

In addition, for violation of Counts 1 and 2, the Board imposed revocation of Kelvin Thanh Thai's cosmetology instructor license number 1204017740.

The members voting 'yes' were Mr. Anders, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Mr. Chapman was not present, did not participate in the discussion, and did not vote on this matter.

Mr. Chapman returned to the meeting.

Mr. Melis introduced new Esthetician Board member, Margaret B. LaPierre to the Board.

Introduction of New Board Member

Ms. Dorey Recused herself from the meeting.

Ms. Dorey Recused

In the matter of **File Number 2011-00946, Mong Lien Phan**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, Report of Findings, transcript and exhibits. Mong Lien Phan did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2013-00946, Mong Lien Phan

Concerning Count 1, a motion by Mr. Anders and seconded by Mr. Chapman, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter and the Summary of the Informal Fact-Finding Conference, and found

substantial evidence that Mong Lien Phan violated the following sections of its Regulations.

Count 1: 18 VAC 41-20-280.A.3.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. The member voting 'no' was Ms. LaPierre. The motion passed by a majority.

As a Board representative in this case, Ms. Dorey was not present, did not participate in the discussion, and did not vote on this matter.

Concerning Count 1, upon a motion by Mr. Chapman and seconded by Mr. Anders, the Board voted to reject the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to impose the following sanction(s):

Count 1:	18 VAC 41-20-280.A.3.	\$ 2,300.00
TOTAL (MONETARY PENALTIES)		<u>\$ 2,300.00</u>

In addition, for violation of Counts 1 and 2, the Board imposed revocation of Mong Lien Phan's nail technician license 1206018566.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. The member voting 'no' was Ms. LaPierre. The motion passed by a majority; however, legal issues with the Board's action existed in accordance with §54.1-105.

As a Board representative in this case, Ms. Dorey was not present, did not participate in the discussion, and did not vote on this matter.

At 9:25 a.m., following the vote on the preceding case, Mr. Melis recommended the Board recess and immediately reconvene in Closed Meeting for the purpose of deliberation on a disciplinary case resulting from an Informal Hearing in order to reach a decision as permitted by § 2.2-3711.A.27 of the Code of Virginia, as well as for the purpose of consultation with legal counsel and briefings by staff members pertaining to actual or probable litigation as permitted by § 2.2-3711.A.7 of the Code of Virginia regarding the voting results and clarification of the facts of the case.

Closed Meeting

Upon a motion by Mr. Chapman and seconded by Ms. Quinn, the Board voted to reconvene in a Closed Meeting.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

The public vacated. Non-members who remained in attendance were Ms. Peay, Mr. Melis, Mr. Dixon, and Ms. Clark.

Closed meeting ensued.

The public re-entered, and a motion was made by Ms. Tsamouras and seconded by Ms. Mayhue to exit the Closed Meeting and reconvene in an Open Meeting.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

CERTIFICATION OF CLOSED MEETING

Certification of Closed Meeting

WHEREAS, the Board for Barbers and Cosmetology has convened a closed meeting on this date pursuant to an affirmative recorded vote in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, §2.2-3712 of the Code of Virginia requires a certification by the Board for Barbers and Cosmetology that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Board for Barbers and Cosmetology hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Board for Barbers and Cosmetology.

VOTE:

AYES:

Jessie H. Anders
Ernest D. Chapman, Jr.
Margaret B. LaPierre
Gail L. Mayhue
Marie F. Quinn

Daniella Tsamouras

NAYS:

There were none.

ABSENT DURING THE VOTE: Norma J. Dorey

ABSENT DURING THE MEETING:

Virginia Lee Sanders

Sean T. Sweeney

Jonathan W. Minor

The Open Meeting was reconvened at 9:50 a.m.

Open Meeting

Upon a motion by Mr. Chapman and seconded by Ms. Quinn, the Board voted to reconsider **File Number 2011-00946, Mong Lien Phan.**

File Number 2013-00946, Mong Lien Phan

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

Upon a motion by Ms. Tsamouras and seconded by Ms. LaPierre, the Board voted to vacate the original order.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

The Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, Report of Findings, transcript and exhibits. Mong Lien Phan did not appear at the meeting in person, by counsel, or by any other qualified representative.

Concerning Count 1, upon a motion by Mr. Chapman and seconded by Ms. Mayhue, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter and the Summary of the Informal Fact-Finding Conference, and found substantial evidence that Mong Lien Phan violated the following sections of its Regulations.

Count 1: 18 VAC 41-20-280.A.3.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms.

LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. Dorey was not present, did not participate in the discussion, and did not vote on this matter.

Concerning Count 1, upon a motion by Mr. Chapman and seconded by Ms. LaPierre, the Board voted to reject the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to impose the following sanction(s):

Count 1:	18 VAC 41-20-280.A.3.	\$ 2,300.00

	TOTAL (MONETARY PENALTIES)	\$ 2,300.00

In addition, for violation of Counts 1 and 2, the Board imposed revocation of Mong Lien Phan's nail technician license 1206018566.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. Dorey was not present, did not participate in the discussion, and did not vote on this matter.

Ms. Dorey returned to the meeting.

Ms. Mayhue recused herself from the meeting.

**Ms. Mayhue
Recused**

In the matter of **File Number 2013-01496, Maria Victoria Johnson**, the Board reviewed the record which consisted of the Consent Order. Maria Victoria Johnson did not appear at the meeting in person, by counsel, or by any other qualified representative.

**File Number 2013-
01496, Maria
Victoria Johnson**

By signing this Consent Order, Maria Victoria Johnson acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Count 1:	18 VAC 41-20-280.A.4.	\$1,500.00

	SUB-TOTAL (MONETARY PENALTIES)	\$1,500.00
	BOARD COSTS	\$ 150.00
	TOTAL	\$1,650.00

In addition, for violation of Count 1, Johnson agrees to a one (1) year probation of her license as of the effective date of this Order. During this one (1) year probation, Johnson agrees to not be in violation of any regulations of the Board for transactions occurring after the effective date of this Order.

Upon a motion by Mr. Chapman and seconded by Ms. Anders, the Board voted to accept the Consent Order.

The members voting ‘yes’ were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. Mayhue was not present, did not participate in the discussion, and did not vote on this matter.

Ms. Mayhue returned to the meeting.

Mr. Anders recused himself from the meeting.

Mr. Anders Recused

In the matter of **File Number 2013-02136, Rakecia Monet Jones**, the Board reviewed the record which consisted of the Consent Order. Rakecia Monet Jones did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2013-02136, Rakecia Monet Jones

By signing this Consent Order, Rakecia Monet Jones acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Count 1:	18 VAC 41-50-420.A.3.	\$250.00
Count 2:	18 VAC 41-50-420.A.3.	\$250.00

SUB-TOTAL (MONETARY PENALTIES)		\$500.00
BOARD COSTS		\$150.00
TOTAL		\$650.00

For violation of Counts 1 and 2, Jones agrees to revocation of her apprentice tattooer license, number 1234000550. In addition, Jones agrees that the results of her January 3, 2013 tattooer license examination are null and void, resulting in the denial of her application for tattooer license, file number 1231001277.

Upon a motion by Ms. LaPierre and seconded by Mr. Chapman, the Board voted to accept the Consent Order.

The members voting 'yes' were Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Mr. Anders was not present, did not participate in the discussion, and did not vote on this matter.

Mr. Anders returned to the meeting.

In the matter of **File Number 2013-02620, Lancaster's Beauty Shop**, the Board reviewed the record which consisted of the Consent Order. Myrna Tolley, owner of Lancaster's Beauty Shop, appeared at the meeting in person and addressed the Board.

File Number 2013-02620, Lancaster's Beauty Shop

By signing this Consent Order, Lancaster's Beauty Shop acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Count 1:	18 VAC 41-20-270.J.	\$ 50.00
Count 2:	18 VAC 41-20-270.C.4.	\$100.00
Count 3:	18 VAC 41-20-270.C.2.	\$100.00
Count 4:	18 VAC 41-20-270.D.1.	\$100.00
Count 5:	18 VAC 41-20-270.D.2.	\$100.00
Count 6:	18 VAC 41-20-270.E.3.	\$100.00
Count 7:	18 VAC 41-20-270.E.4.	\$ 50.00
Count 8:	18 VAC 41-20-270.E.6.	\$100.00
Count 9:	18 VAC 41-20-270.E.12.	\$ 50.00

SUB-TOTAL (MONETARY PENALTIES)		\$750.00
BOARD COSTS		\$150.00
TOTAL		\$900.00

Upon a motion by Ms. LaPierre and seconded by Mr. Chapman, the Board voted to accept the Consent Order.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2013-02932, Sarah E. Beckner**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Sarah E. Beckner did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2013-02932, Sarah E. Beckner

Upon a motion by Mr. Anders and seconded by Ms. Dorey, the Board

voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Sarah E. Beckner's application subject to the following conditions:

1. That Ms. Beckner provide documentation acceptable to the Board demonstrating her compliance to the terms of her probation. Such documentation shall be submitted quarterly on the 30th of the month for a period of one year, beginning December 30, 2013, and by March 30, June 30, and September 30, 2014. Failure to submit the documentation shall result in the suspension of the license until compliance is obtained; and
2. Any and all other conditions deemed appropriate by the Board.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2013-02933, Brian Ray Woodhouse**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Brian Ray Woodhouse appeared at the meeting in person and addressed the Board.

File Number 2013-02933, Brian Ray Woodhouse

Upon a motion by Mr. Anders and seconded by Mr. Chapman, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Brian Ray Woodhouse's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2013-02934, James M. Braxton III**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. James M. Braxton III did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2013-02934, James M. Braxton III

Upon a motion by Mr. Anders and seconded by Ms. LaPierre, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve James M. Braxton III's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey,

Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2013-02941, Brian J. Miller**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Brian J. Miller appeared at the meeting in person and addressed the Board.

File Number 2013-02941, Brian J. Miller

Upon a motion by Mr. Anders and seconded by Ms. LaPierre, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Brian J. Miller's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2013-03064, Shawana L. West**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Deborah Fortune, Cosmetology Program Director at the Fluvanna Correctional Center for Women, appeared at the meeting in person and addressed the Board on behalf of Ms. West.

File Number 2013-03064, Shawana L. West

Upon a motion by Mr. Anders and seconded by Ms. Dorey, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Shawana L. West's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2013-03070, John Ray Halterman, Jr.**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. John Ray Halterman, Jr. did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2013-03070, John Ray Halterman, Jr.

Upon a motion by Mr. Anders and seconded by Ms. Dorey, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve John Ray Halterman, Jr.'s application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were

no negative votes. The motion passed unanimously.

In the matter of **File Number 2013-03079, Granada Belk**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Deborah Fortune, Cosmetology Program Director at the Fluvanna Correctional Center for Women, appeared at the meeting in person and addressed the Board on behalf of Ms. Belk.

File Number 2013-03079, Granada Belk

Upon a motion by Ms. Mayhue and seconded by Mr. Chapman, the Board voted to reject the recommendation in the Summary of the Informal Fact-Finding Conference and deny Granada Belk's application due to the nature and seriousness of the crimes and the lack of evidence of Ms. Belk's rehabilitation or rehabilitative effort while incarcerated.

The members voting 'yes' were Mr. Chapman, Ms. Dorey, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. The members voting 'no' were Mr. Anders and Ms. LaPierre. The motion passed by a majority.

In the matter of **File Number 2013-03103, Robin Rodenbaugh Cash**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Robin Rodenbaugh Cash appeared at the meeting in person and addressed the Board.

File Number 2013-03103, Robin Rodenbaugh Cash

Upon a motion by Mr. Anders and seconded by Ms. Dorey, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Robin Rodenbaugh Cash's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2013-03116, Michael Joseph Jewell**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Michael Joseph Jewell appeared at the meeting in person and addressed the Board.

File Number 2013-03116, Michael Joseph Jewell

Upon a motion by Mr. Anders and seconded by Ms. Dorey, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Michael Joseph Jewell's application subject to the following conditions:

1. A probationary period of one year in which Mr. Jewell must report any additional convictions, felony or misdemeanor, to the Board within 30 days of adjudication.
2. Any and all other conditions deemed appropriate by the Board.

The member voting 'yes' was Mr. Anders. The members voting 'no' were Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. The motion failed.

Upon a motion by Mr. Chapman and seconded by Ms. Mayhue, the Board voted to reject the recommendation and approve Michael Joseph Jewell's application with no conditions.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2013-03117, Gerald Parker**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Gerald Parker appeared at the meeting in person and addressed the Board.

File Number 2013-03117, Gerald Parker

Upon a motion by Mr. Chapman and seconded by Mr. Anders, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Gerald Parker's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2013-03118, Bridget L. Doctor**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Bridget L. Doctor appeared at the meeting in person and addressed the Board.

File Number 2013-03118, Bridget L. Doctor

Upon a motion by Mr. Chapman and seconded by Ms. Mayhue, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Bridget L. Doctor's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were

no negative votes. The motion passed unanimously.

In the matter of **File Number 2013-03119, Brittany C. Teel**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Deborah Fortune, Cosmetology Program Director at the Fluvanna Correctional Center for Women, appeared at the meeting in person and addressed the Board on behalf of Ms. Teel.

File Number 2013-03119, Brittany C. Teel

Ms. Mayhue made a motion to reject the recommendation in the Summary of the Informal Fact-Finding Conference and deny Brittany C. Teel's application. There was no second. The motion failed.

Upon a motion by Mr. Anders and seconded by Ms. LaPierre, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Brittany C. Teel's application.

The members voting 'yes' were Mr. Anders and Ms. LaPierre. The members voting 'no' were Mr. Chapman, Ms. Dorey, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. The motion failed.

Upon a motion by Ms. Mayhue and seconded by Mr. Chapman, the Board voted to reject the recommendation in the Summary of the Informal Fact-Finding Conference and deny Brittany C. Teel's application due to the nature and seriousness of the crimes and the short amount of time that has elapsed since Ms. Teel was last involved in the commission of a crime.

The members voting 'yes' were Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. The member voting 'no' was Mr. Anders. The motion passed by a majority.

In the matter of **File Number 2013-03192, Jacqueline L. Heller**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Jacqueline L. Heller did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2013-03192, Jacqueline L. Heller

Mr. Anders made a motion to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Jacqueline L. Heller's application. There was no second. The motion failed.

Upon a motion by Mr. Anders and seconded by Ms. Dorey, the Board voted to accept the recommendation in the Summary of the Informal

Fact-Finding Conference and approve Jacqueline L. Heller's application.

The member voting yes was Mr. Anders. The members voting 'no' were Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. The motion failed.

Upon a motion by Mr. Chapman and seconded by Ms. LaPierre, the Board voted to reject the recommendation in the Summary of the Informal Fact-Finding Conference and approve Jacqueline L. Heller's application subject to the following conditions:

1. That Ms. Heller's license will be placed on probation for a period of one year, during which she must report to the Board any misdemeanor or felony convictions within thirty (30) days of having plead, or having been found, guilty by any jurisdiction in the Commonwealth of Virginia or any other state or territory; and
2. Any and all other conditions deemed appropriate by the Board.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2013-03193, Tanya LaCara Williams**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Tanya LaCara Williams did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2013-03193, Tanya LaCara Williams

Upon a motion by Mr. Anders and seconded by Ms. Dorey, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Tanya LaCara Williams' application.

The members voting 'yes' were Mr. Anders, Ms. Dorey, Ms. LaPierre, Ms. Quinn, and Ms. Tsamouras. The members voting 'no' were Mr. Chapman and Ms. Mayhue. The motion passed by a majority.

In the matter of **File Number 2013-03194, Sharitta N. Dent**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Sharitta N. Dent appeared at the meeting in person and addressed the Board.

File Number 2013-03194, Sharitta N. Dent

Upon a motion by Mr. Chapman and seconded by Ms. Quinn, the Board

voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Sharitta N. Dent's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2013-03438, Akeena Lichelle Carter**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Deborah Fortune, Cosmetology Program Director at the Fluvanna Correctional Center for Women, appeared at the meeting in person and addressed the Board on behalf of Ms. Carter.

File Number 2013-03438, Akeena Lichelle Carter

Upon a motion by Ms. Mayhue and seconded by Ms. Quinn, the Board voted to reject the recommendation in the Summary of the Informal Fact-Finding Conference and deny Akeena Lichelle Carter's application due to the nature and seriousness of the crimes and the lack of evidence of Carter's rehabilitation or rehabilitative effort while incarcerated.

The members voting 'yes' were Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. The member voting 'no' was Mr. Anders. The motion passed by a majority.

In the matter of **File Number 2013-03439, Rebecca A. Harrington**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Rebecca A. Harrington appeared at the meeting in person and addressed the Board. Deborah Fortune, Cosmetology Program Director at the Fluvanna Correctional Center for Women, also appeared at the meeting and addressed the Board on behalf of Ms. Harrington.

File Number 2013-03439, Rebecca A. Harrington

Upon a motion by Mr. Anders and seconded by Ms. Dorey, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Rebecca A. Harrington's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2013-03467, John William James**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. John William James appeared at the meeting in person and

File Number 2013-03467, John William James

addressed the Board.

Upon a motion by Mr. Anders and seconded by Ms. Dorey, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve John William James' application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-00019, Alan Thomas Woodward**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Jacqueline L. Heller did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2014-00019, Alan Thomas Woodward

Upon a motion by Mr. Anders and seconded by Ms. Dorey, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Alan T. Woodward's application.

The member voting yes was Mr. Anders. The members voting 'no' were Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. The motion failed.

Upon a motion by Ms. Mayhue and seconded by Mr. Chapman, the Board voted to reject the recommendation in the Summary of the Informal Fact-Finding Conference and approve Alan T. Woodward's application subject to the following conditions:

1. That Mr. Woodward shall establish a payment plan with the Frederick County Courts for repayment of all fines, costs, and restitution imposed and provide the Board with a copy of said plan, along with this agreement; and
2. A probationary period of one year in which Mr. Woodward must report any additional felony or misdemeanor convictions to the Board within 30 days of adjudication; and
3. Any and all other conditions deemed appropriate by the Board.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-00020, Melissa Mendora Harless**,

File Number 2014-

the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Melissa Mendora Harless did not appear at the meeting in person, by counsel, or by any other qualified representative.

00020, Melissa Mendora Harless

Upon a motion by Mr. Chapman and seconded by Ms. Mayhue, the Board voted to reject the recommendation in the Summary of the Informal Fact-Finding Conference and deny Melissa Mendora Harless' application due to the nature and seriousness of the crimes and the lack of evidence of Ms. Harless' rehabilitation or rehabilitative effort while incarcerated.

The members voting 'yes' were Mr. Chapman, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. The members voting 'no' were Mr. Anders and Ms. Dorey. The motion passed by a majority.

In the matter of **File Number 2014-00293, Ricardo Robles**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Ricardo Robles appeared at the meeting in person and addressed the Board.

File Number 2014-00293, Ricardo Robles

Upon a motion by Mr. Anders and seconded by Mr. Chapman, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Ricardo Robles' application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-00340, Penelope M. Jones**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Penelope M. Jones appeared at the meeting in person and addressed the Board.

File Number 2014-00340, Penelope M. Jones

Upon a motion by Mr. Anders and seconded by Mr. Chapman, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Penelope M. Jones' application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-00343, Glenda Faye Crawford**, the

File Number 2013-

Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Glenda Faye Crawford appeared at the meeting in person and addressed the Board.

**00343, Glenda Faye
Crawford**

Upon a motion by Mr. Chapman and seconded by Ms. Quinn, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Glenda Faye Crawford's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-000447, Kenwon Ramon Peeples**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Kenwon Ramon Peeples did not appear at the meeting in person, by counsel, or by any other qualified representative.

**File Number 2014-
00447, Kenwon
Ramon Peeples**

Upon a motion by Mr. Anders and seconded by Ms. LaPierre, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Kenwon Ramon Peeples' application subject to the following conditions:

1. That Mr. Peeples abides by all the terms and conditions of probation until he is successfully discharged from probation, with quarterly reporting from him and his probation officer on the 30th of the month for a period of one year, beginning December 30, 2013, and by March 30, June 30, and September 30, 2014. Failure to submit the documentation shall result in the suspension of the license until compliance is obtained; and
2. That Mr. Peeples refrains from engaging in criminal activity of any type, and that if convicted of a felony or misdemeanor crime, notifies the board in writing and within 30 days of conviction. Such reporting shall run concurrent with the terms in item one; and
3. Any and all other conditions deemed appropriate by the Board.

The members voting 'yes' were Mr. Anders, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. The member voting 'no' was Mr. Chapman. The motion passed by a majority.

In the matter of **File Number 2014-00448, Lydia Rose Pyper**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Lydia Rose Pyper did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2014-00448, Lydia Rose Pyper

Upon a motion by Mr. Anders and seconded by Ms. Dorey, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Lydia Rose Pyper's application.

The members voting 'yes' were Mr. Anders, Ms. Dorey, Ms. LaPierre, Ms. Quinn, and Ms. Tsamouras. The members voting 'no' were Mr. Chapman and Ms. Mayhue. The motion passed by a majority.

In the matter of **File Number 2014-00479, Sonia M. Lee**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Sonia M. Lee did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2014-00479, Sonia M. Lee

Upon a motion by Mr. Anders and seconded by Ms. Dorey, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Sonia M. Lee's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. The member voting 'no' was Ms. LaPierre. The motion passed by a majority.

In the matter of **File Number 2014-00480, Larry Donnell Ross**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Larry Donnell Ross did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2014-00480, Larry Donnell Ross

Upon a motion by Mr. Chapman and seconded by Mr. Anders, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Larry Donnell Ross' application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

Mr. Melis presented the Public Comment Summary and recommended responses related to the 2013 Regulatory Review.

NOIRA & Proposed Regulations

Upon a motion by Ms. Tsamouras and seconded by Mr. Chapman, the Board voted to approve the recommended responses.

The members voting ‘yes’ were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

The Board reviewed the proposed amendments to the Barbering and Cosmetology Regulations. Mr. Courtney provided the Board with an overview of the regulatory review process.

Upon a motion by Ms. Tsamouras and seconded by Mr. Chapman, the Board voted to adopt the proposed Regulations.

The members voting ‘yes’ were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

Mr. Jeff Waite, Budget Director presented a proposed fee adjustment (reduction) in accordance with the Callahan Act. Mr. Waite provided an overview of the process used to analyze fee structures and financial positions.

Fees

The Board was presented with three options for proposed fee adjustments.

Upon a motion by Mr. Anders and seconded by Mr. Chapman, the Board voted to adopt the following fee structure.

The members voting ‘yes’ were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

Old Business

Mr. Melis discussed with the Board state authorization of post-secondary schools. DPOR, in consultation with its counsel, was advised it cannot authorize a school as ‘post-secondary’ as, in Virginia, only SCHEV is statutorily granted said authority. In collaboration with SCHEV staff, it was determined that although schools may be exempt, schools licensed by DPOR may obtain SCHEV certification. SCHEV advised it would assist schools in the certification process.

State Authorization Update

SCHEV and DPOR continued to evaluate the issue through their respective counsel and SCHEV agreed it will retain oversight and certify

eligible schools who wish to voluntarily be certified.

Mr. Melis informed the Board that the request for proposal for the Board's exam vendor contract is being re-advertised. While the procurement process continues, the contract with the current vendor, Professional Credential Services, Inc., has been extended for six months beyond the 12/31/2013 expiration date.

**Examination
Vendor Update**

Mr. Melis discussed with the Board the potential of developing a state examination and ceasing to administer a national examination, such as the current national examination in use, the National-Interstate Council of State Boards of Cosmetology (NIC) examination currently being administered by PCS. Mr. Melis indicated that developing a state examination may contribute to reducing the incidence of examination fraud while also having the ability to control the content of the examinations.

Upon a motion by Ms. Tsamouras and seconded by Ms. Mayhue, the Board voted to require any prospective examination vendor to develop all new original examinations for its professions, which would be exclusive to Virginia, and not have any material similarities in whole or in part with any other existing examinations, to include but not limited to the NIC examinations.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Dorey, Ms. LaPierre, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

After discussion, the Board agreed that a state-developed examination would initially be offered only in English.

Mr. Chapman agreed to work with Mr. Melis on reviewing proposals.

New Business

Mr. Melis discussed with the Board the practice in which some licensed schools are engaging, of accepting transfer students from other licensed Virginia schools and providing the students with credit for previously completed hours. After discussion, the Board consensus is that there are no Barber and Cosmetology regulations that permit the transfer of hours from one school to another.

**Student
Transferring of
Credit Hours**

Board Members were advised that if they had not completed the online Conflict of Interest Act training, they were requested to remain after the meeting adjourns to complete the training session by video.

**Board Member
Conflict of Interest
Training**

Mr. Courtney advised the Board they would be receiving information concerning Financial Disclosure Statements which must be completed online before mid-January 2014.

**Financial Disclosure
Statements**

There being no other business to be brought before the Board, Ms. Tsamouras adjourned the meeting at 1:30 PM.

Adjourn

Daniella Tsamouras, Chair

Gordon N. Dixon, Secretary