

**BOARD FOR BARBERS AND COSMETOLOGY
TENTATIVE AGENDA**

Monday, July 29, 2019 – 9:00 a.m., Board Room 1, 2nd Floor
Department of Professional and Occupational Regulation, 9960 Mayland Drive
Richmond, Virginia 23233 804-367-8590

I. CALL TO ORDER

II. APPROVAL OF AGENDA

1. Board for Barbers and Cosmetology Board Meeting Tentative Agenda, July 29, 2019

III. APPROVAL OF MINUTES

2. Board for Barbers and Cosmetology Meeting Draft Minutes, May 13, 2019

IV. COMMUNICATIONS

A. New Edition of *Milady Standard Esthetics: Fundamentals*, May 9, 2019, from Slavik Volinsky, Marketing Director at Milady

V. PUBLIC COMMENT PERIOD*

VI. CASES

3.	2017-02289	Xuan T. Le	Consent Order
4.	2018-02863	Fashion Nails & Spa LLC (Dang and Roberts)	Consent Order
5.	2019-01946	LaShawna Stacy Gardner	Licensing
6.	2019-01948	LaShawna Stacy Gardner	Licensing
7.	2019-02187	Tiffany Frances Jenkins	Licensing
8.	2019-02188	Naemah Aisha Payton	Licensing
9.	2019-02459	Amanda Diane Jones	Licensing
10.	2019-02478	Candice Elaine Ragland	Licensing
11.	2019-02567	Russell Meadows	Licensing
12.	2019-02637	Xuan N. Nguyen	Licensing
13.	2019-02638	Joseph Edward Stevens	Licensing
14.	2019-02714	Kathie Sue Crum	Licensing

VII. EXAMINATIONS

A. STATISTICS

B. EXAMINATION REQUEST FOR PROPOSAL REPORT

VIII. REGULATORY ACTION AND BOARD GUIDANCE

A. REGULATORY REPORT

B. PERIODIC REVIEW UPDATE

**C. GUIDANCE DOCUMENT –TEMPORARY PERMITS FOR OUT-OF-STATE
APPLICANTS REQUIRED TO TAKE THE EXAMINATION**

IX. NEW BUSINESS

**A. IN-SERVICE TRAINING – DISCIPLINARY INFORMAL FACT-FINDING
CONFERENCES, DIRECTOR OF ADJUDICATION**

X. ADJOURN

* 5-minute public comment, with the exception of any open disciplinary files. Persons desiring to attend the meeting and requiring special accommodations and/or interpretive services should contact the Board Office at (804) 367-8590 at least ten (10) days before the meeting so that suitable arrangements can be made for an appropriate accommodation. The Department and Board fully comply with the Americans with Disabilities Act.

NEXT MEETING DATE: September 9, 2019

ADDITIONAL 2019 MEETING DATE:

November 18, 2019

2020 MEETING DATES:

January 13, 2020

March 9, 2020

May 11, 2020

July 13, 2020

September 14, 2020

November 9, 2020

BOARD FOR BARBERS AND COSMETOLOGY

DRAFT MINUTES OF MEETING

The Board for Barbers and Cosmetology met on Monday, May 13, 2019, at the Offices of the Department of Professional and Occupational Regulation, 9960 Mayland Drive, 2nd Floor, Board Room 4, Richmond, Virginia. The following board members were present:

Gilda Acosta
Darin L. Hill
Margaret B. LaPierre
Josie R. Mace
Alfred O. Mayes
Anne R. McCaffrey
Lonnie Quesenberry
Matthew D. Roberts
Daniella Tsamouras

The following board members were not present:

Oanh Pham Kim "Tina" Dang

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

Mary Broz-Vaughan, Acting Director
Stephen Kirschner, Regulatory Operations Administrator
Tamika Rodriguez, Licensing Operations Administrator
Cathy Clark, Administrative Assistant

Representative from the Office of the Attorney General was present for all or part of the meeting:

James M. Flaherty, Assistant Attorney General

Mr. Quesenberry, Chair, determined a quorum was present and called the meeting to order at 9:03 a.m.

Call to Order

The Board took the agenda under consideration. Mr. Quesenberry asked for any amendments. Mr. Kirschner stated that three cases were removed from the Agenda, including Agenda items 14 and 15, Case Number 2016-03109, Ngoc Anh T. Pham, and Case Number 2016-03144, Le Hang T. Nguyen, which were removed for administrative reasons; and Agenda item 16, Case Number 2016-03140, Leakhena Koy, which was removed to be reconsidered at an Informal Fact Finding conference.

**Approval of
Agenda**

Upon a motion by Ms. Tsamouras and seconded by Ms. LaPierre, the Board

voted to adopt the amended Agenda.

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Quesenberry, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

The Board took the minutes of the March 11, 2019 Board Meeting and the April 1, 2019 minutes of the Tattoo and Body Piercing Regulations Committee Meeting under consideration. Mr. Quesenberry asked for any amendments. There were none.

Upon a motion by Ms. Tsamouras and seconded by Ms. Mace, the Board voted to approve the minutes.

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Quesenberry, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

There were no written communications to review.

Mr. Quesenberry asked if there was any public comment.

Ms. Debbie Wiseman addressed the Board regarding her support of the Board's consideration of a basic hair stylist license that does not include skin and nail care practices.

Ms. Leah Ann Smith addressed the Board regarding previous remarks she made to the Board at the August 2018 on issues related to her application to obtain a Virginia cosmetologist license by endorsement from West Virginia, after it was determined by staff that Ms. Smith did not meet the qualifications for a license by endorsement. Ms. Smith expressed her dissatisfaction with the level of service she received during her application process and the Board's failure to respond to her previous visit and remarks. Ms. Smith provided the Board staff with a copy of today's remarks.

Mr. Quesenberry recused himself from the meeting, and Ms. LaPierre, Vice-Chair, assumed the Chair.

In the matter of **File Number 2017-00626, Mass Flow Beauty Salon & Barber Shop LLC**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, investigative file, Report of Findings, transcript and exhibits. Mass Flow Beauty Salon & Barber Shop did

Approval of Minutes for the March 11, 2019 Board Meeting and the April 1, 2019 Tattoo and Body Piercing Regulations Committee Meeting

Communication

Public Comment

Cases

Mr. Quesenberry Recused

File Number 2017-00626, Mass Flow Beauty Salon & Barber Shop LLC

not appear at the meeting in person, by counsel, or by any other qualified representative.

Concerning Count 1, upon a motion by Ms. Tsamouras and seconded by Mr. Roberts, 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 Mass Flow Beauty Salon & Barber Shop LLC violated the following section of its Regulations:

Count 1: 18 VAC 41-20-280.C.2

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

Concerning Count 1, upon a motion by Ms. Tsamouras and seconded by Ms. Mace, the Board voted to accept 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.C.2	\$ 2,500.00

TOTAL (MONETARY PENALTIES)		\$ 2,500.00

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

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

See page 15 of these minutes for Board action to reconsider this case.

In the matter of **File Number 2017-01213, Nail Art**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, investigative file, Report of Findings, transcript and exhibits. Mr. Thong Thai appeared at the meeting in person and addressed the Board on behalf of Nail Art.

File Number 2017-01213, Nail Art

Concerning Counts 1 and 2, upon a motion by Mr. Roberts and seconded by Mr. Mayes, 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 Nail Art violated the following sections of its Regulations:

- Count 1: 18 VAC 41-20-260.C
Count 2: 18 VAC 41-20-280.14

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Mr. Roberts, and Ms. Tsamouras. The member abstaining was Ms. McCaffrey. There were no negative votes. The motion passed unanimously.

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

Count 1:	18 VAC 41-20-260.C	\$ 450.00
Count 2:	18 VAC 41-20-280.14	\$ 2,100.00

TOTAL (MONETARY PENALTIES)		\$ 2,550.00

The Board also imposes the following sanction:

License revocation is imposed for violation of Count 2.

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Mr. Roberts, and Ms. Tsamouras. The member abstaining was Ms. McCaffrey. There were no negative votes. The motion passed unanimously.

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

In the matter of **File Number 2018-01548, Modesta F. Nzekwesi-Albert**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, investigative file, Report of Findings, transcript and exhibits. Modesta F. Nzekwesi-Albert appeared at the meeting in person and addressed the Board.

File Number 2018-01548, Modesta F. Nzekwesi-Albert

Concerning Count 1, upon a motion by Mr. Roberts and seconded by Ms. McCaffrey, 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 Modesta F. Nzekwesi-Albert violated the following section of its Regulations:

Count 1: 18 VAC 41-20-280.4

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

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

Count 1:	18 VAC 41-20-280.4	\$ 1,350.00

TOTAL (MONETARY PENALTIES)		\$ 1,350.00

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

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

Mr. Roberts recused himself from the meeting.

Mr. Roberts
Recused

In the matter of **File Number 2018-02572, Li Fang Yang, dba Venus Nails**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, investigative file, Report of Findings, transcript and exhibits. Li Fang Yang did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2018-
02572, Li Fang
Yang dba Venus
Nails

Concerning Counts 1, 2, 3, 4, and 5, upon a motion by Mr. Hill and seconded by Ms. Mace, 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 Li Fang Yang dba Venus Nails violated the following sections of its Regulations:

Count 1: 18 VAC 41-20-280.4
Count 2: 18 VAC 41-20-270.B.2
Count 3: 18 VAC 41-20-270.B.6
Count 4: 18 VAC 41-20-270.B.7
Count 5: 18 VAC 41-20-270.C.1

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

Concerning Counts 1, 2, 3, 4, and 5, upon a motion by Mr. Hill and seconded by Ms. Mace, the Board voted to accept the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to impose the following sanction(s):

Count 1:	18 VAC 41-20-280.4	\$ 1,350.00
Count 2:	18 VAC 41-20-270.B.2	\$ 300.00
Count 3:	18 VAC 41-20-270.B.6	\$ 50.00
Count 4:	18 VAC 41-20-270.B.7	\$ 50.00
Count 5:	18 VAC 41-20-270.C.1	\$ 100.00
TOTAL (MONETARY PENALTIES)		\$ 1,850.00

The Board also imposes the following sanction:

License revocation is imposed for violation of Count 1.

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

As Board representatives in this case, Mr. Quesenberry and Mr. Roberts were not present, did not participate in the discussion, and did not vote on this matter.

In the matter of **File Number 2018-03189, Li Fang Yang**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, investigative file, Report of Findings, transcript and exhibits. Li Fang Yang did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2018-03189, Li Fang Yang

Concerning Count 1, upon a motion by Mr. Hill and seconded by Ms. Mace, 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 Li Fang Yang violated the following section of its Regulations:

Count 1: 18 VAC 41-20-280.14

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

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

Count 1:	18 VAC 41-20-280.14	\$	0.00

TOTAL (MONETARY PENALTIES)		\$	0.00

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

As Board representatives in this case, Mr. Quesenberry and Mr. Roberts were not present, did not participate in the discussion, and did not vote on this matter.

Mr. Quesenberry and Mr. Roberts returned to the meeting, and Mr. Quesenberry assumed the Chair.

Ms. LaPierre recused herself from the meeting.

Ms. LaPierre
Recused

In the matter of **File Number 2018-03013, American Spirit Enterprises LLC**, the Board reviewed the record, which consisted of the Consent Order. American Spirit Enterprises did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2018-
03013, American
Spirit Enterprises
LLC

By signing the Consent Order, American Spirit Enterprises LLC acknowledges an understanding of the charges and admits to the violation of the Count as

outlined in the Report of Findings and consents to the following term(s):

Count 1.	18 VAC 41-20-240.A	\$ 1,250.00
SUB-TOTAL (MONETARY PENALTIES)		\$ 1,250.00
BOARD COSTS		\$ 150.00
TOTAL		\$ 1,400.00

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

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Quesenberry, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

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

Ms. LaPierre returned to the meeting.

In the matter of **File Number 2018-03355, Salon Universal Paulino LP**, the Board reviewed the record, which consisted of the Consent Order. American Mr. Jose Paulino, Responsible Manager for Salon Universal Paulino LP, appeared at the meeting in person and addressed the Board.

File Number 2018-03355, Salon Universal Paulino LP

Upon a motion by Mr. Hill, and seconded by Mr. Mayes, to accept the Consent Order, a Board discussion ensued. Mr. Quesenberry expressed concern about the number of times inspectors discovered unlicensed activity at the salon. During the Board discussion, Ms. Acosta asked to address Mr. Paulino in Spanish. Mr. Flaherty indicated that Ms. Acosta was required to be sworn in in order to address Mr. Paulino individually in Spanish, and he did so. After her discussion with Mr. Paulino, Ms. Acosta indicated to the Board that Mr. Paulino did not fully understand the terms of the Consent Order.

Mr. Hill rescinded his motion and made a new motion, seconded by Mr. Mayes, to forward the case to Adjudication for an Informal Fact Finding Conference.

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Quesenberry, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2019-00583, N 2 Hair dba N 2 Hair**, the Board

File Number 2019-

reviewed the record, which consisted of the Consent Order. N 2 Hair did not appear at the meeting in person, by counsel, or by any other qualified representative.

00583, N 2 Hair
dba N 2 Hair

By signing the Consent Order, N 2 Hair acknowledges an understanding of the charges and admits to the violation of the Count as outlined in the Report of Findings and consents to the following term(s):

Count 1:	18 VAC 41-20-280.4	\$ 1,350.00

SUB-TOTAL (MONETARY PENALTIES)		\$ 1,350.00
BOARD COSTS		\$ 150.00
TOTAL		\$ 1,500.00

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

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Quesenberry, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2019-00747, Bay Bliss Day Spa, Inc.**, the Board reviewed the record, which consisted of the Consent Order. Bay Bliss Day Spa, Inc. did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2019-00747, Bay Bliss Day Spa, Inc.

By signing the Consent Order, Bay Bliss Day Spa, Inc. acknowledges an understanding of the charges and admits to the violation of the Count as outlined in the Report of Findings and consents to the following term(s):

Count 1:	18 VAC 41-20-280.4	\$ 1,350.00

SUB-TOTAL (MONETARY PENALTIES)		\$ 1,350.00
BOARD COSTS		\$ 150.00
TOTAL		\$ 1,500.00

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

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Quesenberry, Mr. Roberts, and Ms.

Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2019-00869, Fannie Le Tran dba California Nails**, the Board reviewed the record, which consisted of the Consent Order. Fannie Le Tran did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2019-00869, Fannie Le Tran dba California Nails

By signing the Consent Order, Fannie Le Tran acknowledges an understanding of the charges and admits to the violation of the Count as outlined in the Report of Findings and consents to the following term(s):

Count 1:	18 VAC 41-20-260.A	\$ 100.00
Count 2:	18 VAC 41-20-270.I	\$ 50.00
Count 3:	18 VAC 41-20-280.4	\$ 200.00
Count 4:	18 VAC 41-20-270.B.3	\$ 100.00
Count 5:	18 VAC 41-20-270.B.8	\$ 150.00

SUB-TOTAL (MONETARY PENALTIES)		\$ 600.00
BOARD COSTS		\$ 150.00
TOTAL		\$ 750.00

Upon a motion by Ms. Mace and seconded by Ms. McCaffrey, the Board voted to accept the Consent Order.

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Quesenberry, and Ms. Tsamouras. The member voting 'no' was Mr. Roberts. The motion passed by a majority.

In the matter of **File Number 2016-03214, Dung Mai Diu Nguyen**, the Board reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Dung Mai Diu Nguyen did not appear at the meeting in person, by counsel or by any other qualified representative.

File Number 2016-03214, Dung Mai Diu Nguyen

Concerning Counts 1 and 2, upon a motion by Mr. Roberts and seconded by Ms. Mace, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Dung Mai Diu Nguyen violated the following sections of its Regulations:

Count 1:	18 VAC 41-20-280.A.3
Count 2:	18 VAC 41-20-280.6

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Quesenberry, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

Concerning Counts 1 and 2, upon a motion by Ms. LaPierre and seconded by Mr. Roberts, the Board voted to accept the sanctions contained in the Recommendation and to impose the following sanction(s):

Count 1:	18 VAC 41-20-280.A.3 (Two violations at \$2,500.00 each)	\$ 5,000.00
Count 2:	18 VAC 41-20-280.6	\$ 2,500.00
TOTAL		\$ 7,500.00

The Board also imposes the following sanction: Revocation of Dung Mai Diu Nguyen's cosmetologist license number 1201119587, for violation of Counts 1 and 2.

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Quesenberry, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2019-01800, Brent Keelan Hagy**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Brent Keelan Hagy did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2019-01800, Brent Keelan Hagy

Upon a motion by Mr. Hill and seconded by Ms. Mace, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Brent Keelan Hagy's Barber license application.

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Quesenberry, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2019-01810, Amanda Elizabeth Hudson**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Amanda Elizabeth Hudson did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2019-01810, Amanda Elizabeth Hudson

Upon a motion by Ms. Mace and seconded by Mr. Hill, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Amanda Elizabeth Hudson's Cosmetologist reinstatement application.

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Quesenberry, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2019-01922, Kendall Adair Sloane dba Kendall's Kutz**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Kendall Adair Sloane did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2019-01922, Kendall Adair Sloane dba Kendall's Kutz

Upon a motion by Mr. Hill and seconded by Mr. Roberts, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Kendall Adair Sloane's Barber Shop license application.

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Quesenberry, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2019-01937, Wendy Leigh Sprouse**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Amy Walton, Cosmetology Instructor at the Virginia Correctional Center for Women, appeared at the meeting in person and addressed the Board on behalf of Wendy Leigh Sprouse.

File Number 2019-01937, Wendy Leigh Sprouse

Upon a motion by Mr. Roberts and seconded by Mr. Quesenberry, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and deny Wendy Leigh Sprouse's Cosmetologist license application.

The members voting 'yes' were Mr. Quesenberry and Mr. Roberts. The members voting 'no' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, and Ms. Tsamouras. The motion failed.

After some discussion, and upon a motion by Mr. Hill and seconded by Ms. Mace, the Board voted to reject the recommendation in the Summary of the

Informal Fact-Finding Conference and approve Wendy Leigh Sprouse's Cosmetologist license application.

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, and Ms. Tsamouras. The members voting 'no' were Mr. Quesenberry, Mr. Roberts. The motion passed by a majority.

Mr. Mayes temporarily left the meeting.

Mr. Mayes left the meeting

In the matter of **File Number 2019-01942, Erika Marie Sullivan**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Erika Marie Sullivan did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2019-01942, Erika Marie Sullivan

Upon a motion by Ms. Tsamouras and seconded by Mr. Hill, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Erika Marie Sullivan's Nail Technician application.

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Ms. McCaffrey, Mr. Quesenberry, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

Mr. Mayes was not present, did not participate in the discussion, and did not vote on this matter.

In the matter of **File Number 2019-01947, Chelsea Alexandra Kidwell**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Chelsea Alexandra Kidwell appeared at the meeting in person and addressed the Board.

File Number 2019-01947, Chelsea Alexandra Kidwell

Upon a motion by Mr. Roberts and seconded by Ms. Tsamouras, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Chelsea Alexandra Kidwell's Esthetician license application.

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Ms. McCaffrey, Mr. Quesenberry, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

Mr. Mayes was not present, did not participate in the discussion, and did not vote on this matter.

Mr. Mayes returned to the meeting.

In the matter of **File Number 2019-01966, Tracy James Denson, Jr.**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Tracy James Denson, Jr. appeared at the meeting in person and addressed the Board.

File Number 2019-01966, Tracy James Denson, Jr.

Upon a motion by Ms. Mace and seconded by Mr. Hill, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Tracy James Denson, Jr.'s Barber license application.

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Quesenberry, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2019-01967, Desiree Anne Reincke**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Desiree Anne Reincke appeared at the meeting in person and addressed the Board. Paul Kakol, witness, was also present and addressed the Board.

File Number 2019-01967, Desiree Anne Reincke

Upon a motion by Ms. Mace and seconded by Mr. Hill, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Desiree Anne Reincke's Cosmetologist license application.

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Quesenberry, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2019-01980, Leanne Carol Grubb**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Leanne Carol Grubb appeared at the meeting in person and addressed the Board.

File Number 2019-01980, Leanne Carol Grubb

Upon a motion by Ms. Mace and seconded by Mr. Hill, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Leanne Carol Grubb's Nail Technician license application.

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Quesenberry, Mr. Roberts, and Ms.

Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2019-01988, Linda Ann Salgado**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Amy Walton, Cosmetology Instructor at the Virginia Correctional Center for Women, appeared at the meeting in person and addressed the Board on behalf of Linda Ann Salgado.

File Number 2019-01988, Linda Ann Salgado

Upon a motion by Ms. Mace and seconded by Mr. Roberts, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Linda Ann Salgado's Cosmetologist license application.

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Quesenberry, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2019-02021**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Gretchen Antonette Ashburg appeared at the meeting in person and addressed the Board.

File Number 2019-02021, Gretchen Antonette Ashburg

Ms. LaPierre made a motion, seconded by Mr. Roberts, to accept the recommendation in the Summary of the Informal Fact-Finding Conference and deny Gretchen Antonette Ashburg's Cosmetologist license application.

After some discussion, Ms. LaPierre, seconded by Mr. Roberts rescinded her earlier motion.

Ms. LaPierre, seconded by Ms. McCaffrey, made a motion to reject the recommendation in the Summary of the Informal Fact-Finding Conference and approve Gretchen Antonette Ashburg's Cosmetologist license application.

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Quesenberry, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

During a break in the meeting at 10:42 a.m., Vianney DeLeon, of Mass Flow Beauty Salon & Barber Shop LLC, approached Board staff to report that she had missed the call for persons who wished to speak to the case and to ask that the Board reconsider the case. A motion was made by Ms. Tsamouras and seconded by Mr. Roberts to reconsider File Number 2017-00626, Mass Flow

Motion to Reconsider - File Number 2017-00626, Mass Flow Beauty Salon &

Beauty Salon & Barber Shop LLC.

Barber Shop LLC

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Quesenberry, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

Mr. Quesenberry recused himself from the meeting, and Ms. LaPierre, Vice-Chair, assumed the Chair.

**Mr. Quesenberry
Recused**

In the matter of **File Number 2017-00626, Mass Flow Beauty Salon & Barber Shop LLC**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, investigative file, Report of Findings, transcript and exhibits. Yianney DeLeon, representing Mass Flow Beauty Salon & Barber Shop LLC, addressed the Board.

**File Number 2017-
00626, Mass Flow
Beauty Salon &
Barber Shop LLC**

Concerning Count 1, upon a motion by Mr. Roberts and seconded by Ms. Mace, 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 Mass Flow Beauty Salon & Barber Shop LLC violated the following section of its Regulations:

Count 1: 18 VAC 41-20-280.C.2

The members voting 'yes' were Ms. Acosta, Ms. LaPierre, Ms. Mace, Ms. McCaffrey, Mr. Roberts, and Ms. Tsamouras. The members voting 'no' were Mr. Hill and Mr. Mayes. The motion passed by a majority.

Concerning Count 1, upon a motion by Ms. Tsamouras and seconded by Mr. Roberts, the Board voted to accept 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.C.2 \$ 2,500.00

TOTAL (MONETARY PENALTIES) \$ 2,500.00

The members voting 'yes' were Ms. Acosta, Ms. LaPierre, Ms. Mace, Ms. McCaffrey, Mr. Roberts, and Ms. Tsamouras. The members voting 'no' were Mr. Hill and Mr. Mayes. The motion passed by a majority.

As a Board representative in this case, Mr. Quesenberry was not present, did

not participate in the discussion, and did not vote on this matter.

Mr. Quesenberry returned to the meeting.

Ms. Rodriguez reported to the Board on current pass rates for barbers and cosmetology related examinations as compared to pass rates for 2018. She indicated that pass rates have remained consistent across the professions, with the exception of Barber theory pass rates, which have decreased to approximately 41% since 2018. In addition, Nail Technician theory pass rates have improved to 78% over the 2018 results, and Esthetician and Master Esthetician pass rates have also increased slightly.

Mr. Kirschner advised the Board that the laws and regulations section of the exam has not been subject to a review in some time, and staff would like to conduct an exam review meeting in September 2019. After discussion, the consensus was to convene this review following the September 9, 2019 Board meeting. Mr. Kirschner asked for Board members to consider volunteering to serve on the committee. Ms. Mace, Mr. Roberts, and Mr. Quesenberry have tentatively volunteered to take part.

Mr. Kirschner reported to the Board on the progress of the Request for Proposals (RFP) currently underway to award a new contract for administering examinations for barbers and cosmetology professions.

Mr. Kirschner reported that the Tattoo and Body Piercing Regulations Review Committee will continue to meet and consider revisions to the regulations.

Mr. Kirschner also advised the Board that the fast-track regulatory action to amend and update the disinfectant terminology in the Barbers and Cosmetology Regulations related to sanitation and safety standards for shops, salons, and schools is still in progress and is currently in review by the Department of Planning and Budget.

Mr. Kirschner advised the Board that, during the development of the Agency Statement for the regulatory action approved at the March 11, 2019 meeting, it was discovered that a typographical error, referring to shops and salons in

EXAMINATIONS

Exam Statistics

Laws and Regulations Exam Review, September 2019

Examination RFP Committee Report

REGULATORY ACTION AND BOARD GUIDANCE

Regulatory Report

Typographical Correction in the Esthetics

Regulation 18VAC41-70-260, needs to be corrected to refer to spas only. Mr. Kirschner requested that the Board incorporate a correction for this error in the regulatory action on apprenticeship cards approved at the previous meeting.

Regulations

Upon a motion by Mr. Hill and seconded by Ms. Mace, the Board voted to include a correction to remove the references to shops and salons from the esthetics regulations as part of its action to remove references to apprenticeship cards in its regulations.

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Ms. McCaffrey, Mr. Quesenberry, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

Mr. Kirschner advised the Board that a periodic review of all of the Board's regulations is required in 2019. The Department will initiate a public comment period beginning in June 2019, after which the Board will review the public comments and make the decision whether or not regulatory changes are warranted.

**Upcoming
Periodic Review.**

Mr. Kirschner reviewed with the Board a proposed Guidance Document regarding master barber endorsement applications and responded to questions from the Board. (See Addendum 1)

**Guidance
Document –
Master Barber
Endorsement –
What is “Licensed
to Practice as a
Master Barber”
under 18 VAC 41-
20-30?**

Upon a motion by Mr. Roberts and seconded by Ms. Mace, the Board voted to adopt the Guidance Document that individuals whose out-of-state barber or master barber license allows them to perform the services that fall under the master barber license in Virginia are considered licensed to practice as a master barber for the purpose of endorsement.

The members voting 'yes' were Ms. Acosta, Mr. Hill, Ms. LaPierre, Ms. Mace, Mr. Mayes, Mr. Quesenberry, Mr. Roberts, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

Ms. McCaffrey left the meeting at 11:30 a.m., was not present, did not participate in the discussion, and did not vote on this matter.

NEW BUSINESS

Mr. Kirschner reminded the Board that it had expressed its desire to form a standing committee to review the training programs for the various Barbers and Cosmetology professions and that the Board agreed to have its first meeting immediately follow the regularly scheduled Board meeting on July 29, 2019. Mr. Kirschner indicated to the Board that he would need a minimum of five members to participate on the committee and responded to questions from

**Standing
Committee
Starting July 29,
2019**

the Board.

Mr. Kirschner review the importance of Board members participating in Informal Fact-Finding Conferences when necessary asked the Board member to indicate to him or Ms. Clark if they are willing to serve as hearing officers..

**Informal Fact
Finding
Conference
Participation**

Ms. Tsamouras spoke specifically to the case of Leah Ann Smith, who addressed the Board at this meeting and expressed the importance of providing a written response to persons who address the Board during the Public Comment period of the meetings. .

**Response to Public
Comments**

There being no further business to be brought before the Board, Mr. Quesenberry adjourned the meeting at 11:55 a.m.

Adjourn

Lonnie Quesenberry, Board Chair

Mary Broz-Vaughan, Acting Board Secretary

DRAFT AGENDA
Materials contained in this agenda are proposed topics for discussion and are not to be construed as regulation or official Board position.

TO: VIRGINIA BOARD FOR BARBERS AND COSMETOLOGY
FROM: STEPHEN KIRSCHNER, REGULATORY OPERATIONS ADMINISTRATOR
SUBJECT: PERIODIC REGULATORY REVIEW
DATE: JULY 12, 2019

The Code of Virginia and Governor’s Executive Order 14 requires that state regulations be reviewed every four years to determine whether “they should be continued without change or be amended or repealed, consistent with the stated objectives of applicable law, to minimize the economic impact on small business”, while protecting the health, safety, and welfare of the public. The regulatory review must include: (1) the continued need for the rule; (2) the nature and complaints or comments received concerning the regulation from the public; (3) the complexity of the regulation; (4) the extent to which the regulation overlaps, duplicates, or conflicts with federal or state law or regulation; and (5) the length of time since the regulation has been evaluated or the degree to which technology, economic conditions, or other factors have changed in the area affected by the regulation. The Board has five sets of regulations that will be subject to this review: Barbers and Cosmetology Regulations (18 VAC 41-20), Esthetics Regulations (18 VAC 41-70), Tattooing Regulations (18 VAC 41-50), Body Piercing Regulations (18 VAC 41-60), and Public Participation Guidelines Regulations (18 VAC 41-11).

From June 24 to July 15, 2019, the agency received public comment on each of the Board’s regulations. You can view the public comments as they are posted on the Virginia Regulatory Townhall website: <http://townhall.virginia.gov/>. At the September Board meeting, the Board will review the comments and determine whether to retain each of the regulations as is, or begin a regulatory action to make changes to some or all of the sets of regulations.

DRAFT AGENDA
Materials are not for public consumption. These are proposed topics for discussion and are not for official Board position.



TO: VIRGINIA BOARD FOR BARBERS AND COSMETOLOGY
FROM: STEPHEN KIRSCHNER, REGULATORY OPERATIONS ADMINISTRATOR
SUBJECT: TEMPORARY PERMITS FOR OUT-OF-STATE APPLICANTS REQUIRED TO TAKE THE EXAM
DATE: JULY 12, 2019

I. Background

At the November 6, 2017 Board meeting, the Board approved a guidance document interpreting whether the barbers and cosmetology regulations, and the esthetics regulations, allow endorsement applicants to receive temporary permits. The guidance document stated that 18 VAC 41-20-90 (barbers and cosmetology) and 18 VAC 41-70-70 (esthetics) allow for temporary licenses to be issued to applicants for initial licensure that the Board finds eligible to sit of the exam. Because endorsement candidates already have a license and they are not applicants by examination, they are not eligible for temporary permits.

II. Issue

Staff have noticed a recurring incidence of applicants who previously held an out-of-state license, but are not eligible for endorsement because that out-of-state license has expired. These candidates are often eligible for the examination based on their out-of-state training. Candidates in this circumstance frequently request a temporary permit once they are approved for the exam.

The Board's regulations state that temporary permits "may be issued only to applicants for initial licensure who the board finds eligible for examination." In the circumstance described above, the candidate has been found eligible for the examination, but it is not clear whether they are a candidate for initial licensure. On one hand, they are applying for their initial Virginia license. On the other hand, they have held a license in another state, and so the Virginia license would not be their first license in that profession. The Board can resolve this issue by adding a definition of "initial licensure" and clarifying the matter in the current guidance document on "Endorsement Applicants Not Eligible for Temporary Permits."

III. Board Guidance

Staff would like Board guidance on how the Board defines "initial license" for purposes of out-of-state candidates required to take the exam. Staff would recommend modifying the current temporary permit guidance document and have provided two options for new guidance language to define "initial licensure" for out-of-state exam candidates in the attached draft guidance document.



Department of Professional and Occupational Regulation

Board for Barbers and Cosmetology

July 29, 2019

Guidance Document: Temporary Permits for Out-of-State Applicants

Interpretation of how 18 VAC 41-20-90 – Barber, cosmetology, nail technician, and wax technician temporary permits, and 18 VAC 41-70-70 – Esthetician Temporary Permits, apply to out-of-state applicants.

18 VAC 41-20-90 and 18 VAC 41-70-70 allow for temporary licenses to be issued only to applicants for initial licensure that the Board finds eligible to sit of the exam.

Endorsement Candidates:

Because endorsement candidate already have a license and they are not applicants by examination, they are not eligible for temporary permits.

[NEW] Exam Candidates:

[Option 1] Applicants for initial licensure are applicants seeking to obtain their first Virginia license in a particular profession under the Board. Applicants who have held an out-of-state license, but are applying for their first Virginia license in that profession by exam are eligible for a temporary permit.

OR

[Option 2] Applicants for initial licensure are applicants seeking to obtain their first license in a particular profession regulated by the Board. Applicants who have held an out-of-state license and are applying for a Virginia license by exam in the same profession are not seeking their initial license in that profession and are not eligible for a temporary permit.



TO: VIRGINIA BOARD FOR BARBERS AND COSMETOLOGY
FROM: STEPHEN KIRSCHNER, REGULATORY OPERATIONS ADMINISTRATOR
SUBJECT: FINANCIAL STATEMENTS
DATE: JULY 12, 2019

In response to a recommendation in the Joint Legislative Audit and Review Commission's report on the Department, staff has begun providing the Board with financial statements in your agenda packet. Attached you will find the most recent Statement of Financial Activity and the Supporting Statement of Year-to-Date Activity for the Board. Additionally, you will find the Agency Statement of Financial Activity.

DRAFT AGENDA
Materials contained in this agenda are proposed topics for discussion and are not to be construed as regulation or official Board position.

Department of Professional and Occupational Regulation
Statement of Financial Activity

Board for Barbers and Cosmetology
954230

2018-2020 Biennium

May 2019

	May 2019 Activity	Biennium-to-Date Comparison	
		July 2016 - May 2017	July 2018 - May 2019
Cash/Revenue Balance Brought Forward			6,798,122
Revenues	300,755	3,387,459	3,110,245
Cumulative Revenues			9,908,367
Cost Categories:			
Board Expenditures	13,658	137,167	162,752
Board Administration	92,280	895,466	1,052,263
Administration of Exams	4,906	54,592	59,207
Enforcement	59,103	591,753	671,145
Legal Services	0	20,688	20,376
Information Systems	75,008	611,374	771,651
Facilities and Support Services	28,245	238,339	294,298
Agency Administration	45,507	618,053	475,418
Other / Transfers	0	-35	0
Total Expenses	318,606	3,167,396	3,507,109
Ending Cash/Revenue Balance			6,401,258

Actual Callahan Percentage at End of Previous Biennium	96.2%
Target Callahan Percentage at End of Current Biennium	69.4%

Number of Regulants	
Current Month	73,430
Previous Biennium-to-Date	72,192

Department of Professional and Occupational Regulation
 Supporting Statement of Year-to-Date Activity
 Board for Barbers and Cosmetology - 954230
 Fiscal Year 2019

	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Fiscal YTD Charges	Planned Annual Charges	Current Balance	Projected Variance Favorable (Unfavorable)		
																Projected Charges at 6/30	Amount	%
Board Expenditures	18,782	15,304	14,103	17,531	16,719	11,646	14,072	13,119	14,209	13,609	13,658	0	162,752	198,312	35,560	173,068	25,244	12.7%
Board Administration	139,395	91,628	93,846	89,301	88,709	88,162	92,334	92,264	92,283	92,060	92,280	0	1,052,263	1,351,147	298,884	1,088,564	262,583	19.4%
Administration of Exams	10,051	6,279	4,809	4,999	4,709	4,718	4,674	4,661	4,778	4,703	4,806	0	59,207	68,898	9,692	62,057	6,841	9.9%
Enforcement	82,457	58,011	55,685	55,901	60,899	58,114	61,461	60,431	59,097	59,385	59,103	0	671,145	882,364	211,219	694,442	187,922	21.3%
Legal Services	0	5,094	0	5,094	0	0	5,094	0	0	5,094	0	0	20,376	20,377	1	22,228	-1,851	-9.1%
Information Systems	45,495	111,974	71,791	34,792	66,133	71,481	111,680	64,449	27,997	30,852	75,008	0	771,651	989,206	217,555	827,696	161,510	16.3%
Facilities / Support Svcs	14,249	27,006	29,204	25,890	30,037	26,269	26,382	25,291	28,277	33,449	28,245	0	294,298	352,127	57,829	316,595	35,532	10.1%
Agency Administration	65,717	40,195	41,246	38,760	43,690	40,303	45,239	37,475	39,758	37,528	45,507	0	475,418	617,021	141,603	494,605	122,416	19.8%
Other / Transfers	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total Charges	376,147	355,491	310,684	272,268	310,895	300,693	360,935	297,411	267,299	336,680	318,606	0	3,507,109	4,479,452	972,343	3,679,256	800,196	17.9%

DRAFT AGENDA Materials contained in this agenda are proposed topics for discussion and are not to be construed as regulation or official Board position.

Department of Professional and Occupational Regulation
Statement of Financial Activity

Agency Total

2018-2020 Biennium

May 2019

	May 2019 Activity	Biennium-to-Date Comparison	
		July 2016 - May 2017	July 2018 - May 2019
Cash/Revenue Balance Brought Forward			27,183,878
Revenues	1,660,053	16,983,075	16,797,944
Cumulative Revenues			43,981,822
Cost Categories:			
Board Expenditures	144,156	1,410,842	1,640,281
Board Administration	378,877	3,651,115	4,312,818
Administration of Exams	23,094	232,749	284,524
Enforcement	575,516	5,748,748	6,418,920
Legal Services	8,958	203,294	193,054
Information Systems	315,458	2,551,476	3,239,610
Facilities and Support Services	169,254	1,483,344	1,747,584
Agency Administration	191,387	2,581,495	1,995,469
Other / Transfers	0	0	0
Total Expenses	1,806,699	17,863,663	19,832,260
Ending Cash/Revenue Balance			24,149,562

Actual Callahan Percentage at End of Previous Biennium

N/A

Target Callahan Percentage at End of Current Biennium

N/A

Number of Regulants

Current Month	312,269
Previous Biennium-to-Date	303,763