

# BOARD FOR BARBERS AND COSMETOLOGY

Department of Professional and Occupational Regulation  
9960 Mayland Drive  
Richmond, Virginia 23233  
9:00 a.m., Board Room 4, Second Floor

## TENTATIVE AGENDA July 8, 2024

### I. CALL TO ORDER

### II. EMERGENCY EVACUATION PROCEDURES

### III. APPROVAL OF AGENDA

1. Board for Barbers and Cosmetology Board Meeting Tentative Agenda, July 8, 2024

### IV. APPROVAL OF MINUTES

1. Board for Barbers and Cosmetology Meeting Draft Minutes, April 29, 2024

### V. COMMUNICATIONS

1. National Association of Barber Boards of America (NABBA) – Information Packet on Annual Meeting
2. NIC- Dangers in the Beauty Professions
3. ASDSA- New Medical Spa Safety Resource
4. NACCAS- Extension of Temporary Procedures for Program Changes in Response to Elimination of 150%
5. Email from Jonathan Melloul – Change in Cosmetologist and Cosmetology Definitions

### VI. PUBLIC COMMENT PERIOD \*

### VII. CASES

- |     |            |  |                        |               |
|-----|------------|--|------------------------|---------------|
| 1.  | 2021-01788 | Zahra Ali Lakhani                                      | (Roberts and LaPierre) | Disciplinary  |
| 2.  | 2023-02328 | Lesley Nelson-Cook, dba<br>Rejuvenation Skin Institute | (Roberts and LaPierre) | Disciplinary  |
| 3.  | 2024-00155 | Skyline Salon Inc t/a<br>Skyline Beauty Academy        | (LaPierre)             | Disciplinary  |
| 4.  | 2024-00196 | Debra P Hager dba<br>Make-N-Waves                      | (LaPierre)             | Disciplinary  |
| 5.  | 2023-01146 | Sammie Leary   | (Dang)                 | Disciplinary  |
| 6.  | 2023-02274 | Viet Thinh LLC t/a<br>Darling Nails                    | (Dang)                 | Disciplinary  |
| 7.  | 2024-01001 | Tattoo Haven Inc                                       |                        | Consent Order |
| 8.  | 2024-01049 | Claire's 3381 Manassas Mall                            |                        | Consent Order |
| 9.  | 2023-02984 | TCRP dba<br>Tiger's Eye Tattoo Piercing & Fine Jewelry |                        | Prima Facia   |
| 10. | 2024-01804 | Oscar Emmanuelle Dorantes                              |                        | Licensing     |

## **VIII. REPORTS**

1. Examination Statistics
2. Regulatory Report
3. Executive Director Report

## **IX. REGULATORY ACTION AND BOARD GUIDANCE**

1. Fast-track Regulatory Action for Body-Piercing Schools

## **X. NEW BUSINESS**

1. Approval for Former Board Member Participation in the Disciplinary Process
2. Legislative Proposal for Revising the Definitions of Cosmetology and Cosmetologist
3. NABBA Conference
4. Cosmetology Compact Implementation Timeline
5. Guidance Document-Cosmetology licensees completing training prior to straight razor curriculum requirement
6. Guidance Document- Cosmetologist completing 1500-hour program
7. Board Elections

## **XI. REMINDERS**

1. New Board Member Training Conference- October 10 & 11, 2024
2. Next Board Meeting- September 30, 2024

## **XII. 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 appropriate accommodation. The Department and Board fully comply with the Americans with Disabilities Act.

### **2024 MEETING DATES:**

**September 30, 2024**

**November 18, 2024**

**PERIMETER CENTER CONFERENCE CENTER**  
**EMERGENCY EVACUATION OF BOARD AND TRAINING ROOMS**  
(Script to be read at the beginning of each meeting.)

**PLEASE LISTEN TO THE FOLLOWING INSTRUCTIONS ABOUT EXITING THE PREMISES IN THE EVENT OF AN EMERGENCY.**

In the event of a fire or other emergency requiring the evacuation of the building, alarms will sound. When the alarms sound, leave the room immediately. Follow any instructions given by Security staff

**Board Room 1**

Exit the room using one of the doors at the back of the room. Upon exiting the room, turn **RIGHT**. Follow the corridor to the emergency exit at the end of the hall.

Upon exiting the building, proceed straight ahead through the parking lot to the fence at the end of the lot. Wait there for further instructions.

**Board Room 2**

Exit the room using one of the doors at the back of the room. (Point) Upon exiting the room, turn **RIGHT**. Follow the corridor to the emergency exit at the end of the hall.

Upon exiting the building, proceed straight ahead through the parking lot to the fence at the end of the lot. Wait there for further instructions.

You may also exit the room using the side door, turn **Right** out the door and make an immediate **Left**. Follow the corridor to the emergency exit at the end of the hall.

Upon exiting the building, proceed straight ahead through the parking lot to the fence at the end of the lot. Wait there for further instructions.

**Board Rooms 3 and 4**

Exit the room using one of the doors at the back of the room. Upon exiting the room, turn **RIGHT**. Follow the corridor to the emergency exit at the end of the hall.

Upon exiting the building, proceed straight ahead through the parking lot to the fence at the end of the lot. Wait there for further instructions.

**Training Room 1**

Exit the room using one of the doors at the back of the room. Upon exiting the room, turn **LEFT**. Follow the corridor to the emergency exit at the end of the hall.

Upon exiting the building, proceed straight ahead through the parking lot to the fence at the end of the lot. Wait there for further instructions.

**Training Room 2**

Exit the room using one of the doors at the back of the room. Upon exiting the doors, turn **LEFT**. Follow the corridor to the emergency exit at the end of the hall.

Upon exiting the building, proceed straight ahead through the parking lot to the fence at the end of the lot. Wait there for further instructions.

# BOARD FOR BARBERS AND COSMETOLOGY

## MINUTES OF MEETING

The Board for Barbers and Cosmetology met at 9:00 a.m. on Monday, April 29, 2024, at the Department of Professional and Occupational Regulation Offices, 9960 Mayland Drive, 2<sup>nd</sup> Floor, Board Room 4, Richmond, Virginia.

The following board members were present:

Matthew D. Roberts  
Margaret B. LaPierre  
Gregory Edwards  
Oanh “Tina” Pham Kim Dang  
Sandra G. Smith  
Marques Blackmon

The following board members were not present:

Bo Machayo  
Emmanuel Gayot  
Kailey Blakeney  
Claudia Espinoza

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

Brian Wolford, Chief Deputy Director  
Stephen Kirschner, Deputy Director, Licensing & Regulatory Programs  
Kelley Smith, Executive Director  
Tamika Rodriguez, Regulatory Operations Administrator  
Wendy Duncan, Licensing Operations Administrator  
Heather Garnett, Administrative Coordinator  
Joseph Haughwout, Regulatory Affairs Manager

A representative from the Office of the Attorney General was present for the meeting.

Mr. Roberts, Chair, determined a quorum was present and called the meeting to order at 9:17 a.m.

**CALL TO ORDER**

Mr. Roberts read the Department of Professional & Occupational Regulations mission and announced several meeting reminders.

Ms. Smith, Executive Director, explained the emergency egress procedure for board room 4.

**EMERGENCY  
EGRESS**

The Board took the agenda under consideration.

**APPROVAL OF  
AGENDA**

Ms. Smith addressed the Board concerning several unexpected Board member absences, as a result there was not a quorum to consider cases 2021-01788, 2023-02328, 2023-01791, 2023-01146, 2023-02274 on the agenda.

Mr. Roberts addressed the audience, stating individuals that were in attendance to speak to the Board about any of those cases should meet with board staff after the meeting.

Mr. Edwards motioned to approve the agenda as amended, seconded by Mr. Blackmon.

The members voting “yes” were Mr. Roberts, Ms. LaPierre, Mr. Edwards, Ms. Dang, Ms. Smith, and Mr. Blackmon. There were no negative votes. The motion carried.

The Board took the minutes of the Board meeting on March 25, 2024, and Regulatory Review Committee meeting on April 8, 2024, under consideration as a block.

**APPROVAL OF  
MINUTES AS A  
BLOCK**

Mr. Edwards motioned to approve the minutes, seconded by Ms. LaPierre.

The members voting “yes” were Mr. Roberts, Ms. LaPierre, Mr. Edwards, Ms. Dang, Ms. Smith, and Mr. Blackmon. There were no negative votes. The motion carried.

Mr. Roberts called the Boards attention to the communication found in the electronic agenda and printed handout, “The legal defensibility of the NIC Examination Program”.

**COMMUNICATIONS**

There was no Board discussion.

Mr. Roberts called the Boards attention to the communication found in the electronic agenda and printed handout, from Susan Colard, Executive Director with NIC.

Ms. Smith informed the Board the PSI contract term to administer the National Interstate Council of State Board of Cosmetology (“NIC”) exams will end on December 31, 2024. In 2019, the Board made the decision that students can take the national exam, therefore the contractual relationship ending between NIC and PSI would not cause a problem for applicants. The Board has posted its Request for Proposal (RFP) for an exam vendor.

There was no Board discussion.

Mr. Roberts called the Boards attention to the communication found in the electronic agenda and printed handout from Gwanshema Ladd, concerning changes to cosmetology and nail rules.

There was no Board discussion.

Mr. Roberts opened the floor for public comment.

Kendra Edgell addressed the Board with obstacles obtaining a body-piercing license. Ms. Edgell stated difficulties locating a Virginia school or a qualified sponsor which led her to attend an out of state class.

In response to Ms. Edgell's comment, the Board indicated they will discuss the possibility of creating body-piercing school curriculum at another Board Meeting.

**PUBLIC  
COMMENT**

**CASES**

**Disciplinary**

In the matter of File Number **2021-01788, Zahra Ali Lakhani**, Mr. Roberts stated a quorum was not present to consider the case due to several unexpected Board member absences. The case will be considered at the next Board meeting.

**File Number 2021-01788, Zahra Ali Lakhani**

In the matter of File Number **2023-02328, Lesley Nelson-Cook dba Rejuvenation Skin Institute**, Mr. Roberts stated a quorum was not present to consider the case due to several unexpected Board member absences. The case will be considered at the next Board meeting.

**File Number 2023-02328, Lesley Nelson-Cook dba Rejuvenation Skin Institute**

In the matter of File Number **2023-01791, Oualid Tavari t/a Willys Barbershop & Hair Stylist**, Mr. Roberts stated a quorum was not present to consider the case due to several unexpected Board member absences. The case will be considered at the next Board meeting.

**File Number 2023-01791, Oualid Tavari t/a Willys Barbershop & Hair Stylist**

In the matter of File Number **2023-01146, Sammy Leary**, Mr. Roberts stated a quorum was not present to consider the case due to several unexpected Board member absences. The case will be considered at the next Board meeting.

**File Number 2023-01146, Sammy Leary**

In the matter of File Number **2023-02274, Viet Think LLC t/a Darling Nails**, Mr. Roberts stated a quorum was not present to consider the case due to

**File Number 2023-02274, Viet Think**

several unexpected Board member absences. The case will be considered at the next Board meeting.

**LLC t/a Darling Nails**

**Consent Order**

In the matter of File Number **2024-00830, Pure Nails LLC, t/a Pure Nails and Spa**, Board members reviewed the Consent Order as seen and agreed to by a representative of Pure Nails LLC, t/a Pure Nails and Spa.

**File Number 2024-00830, Pure Nails LLC, t/a Pure Nails and Spa**

Neither Pure Nails LLC, t/a Pure Nails and Spa's counsel, nor any other qualified representative addressed the Board.

Ms. LaPierre motioned to adopt the Consent Order and to accept the violations, seconded by Mr. Edwards.

The violations were:

Count 1:	18 VAC 41-20-280.4	\$1,300.00
Sub-total		\$1,300.00
Board Costs		\$ 150.00
Total		<u>\$1,450.00</u>

The members voting "yes" were Mr. Roberts, Ms. LaPierre, Mr. Edwards, Ms. Dang, Ms. Smith, and Mr. Blackmon. There were no negative votes. The motion carried.

**Licensing**

In the matter of File Number **2024-01332, Destiney Lyons**, Board members reviewed the record of the Informal Fact-Finding Conference, which consisted of the Informal Fact-Finding Conference, transcript, investigative file, Report of Findings, and exhibits.

**File Number 2024-01332, Destiney Lyons**

Destiney Lyons addressed the Board.

Mr. Edwards motioned to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Destiney Lyons' application for nail technician license, seconded by Mr. Blackmon.

The members voting "yes" were Mr. Roberts, Ms. LaPierre, Mr. Edwards, Ms. Dang, Ms. Smith, and Mr. Blackmon. There were no negative votes. The motion carried.

In the matter of, File Number **2024-01075, Headlynaz LLC**, Board members reviewed the record of the Informal Fact-Finding Conference, which consisted of the Informal Fact-Finding Conference, transcript, investigative file, Report of Findings, and exhibits.

**File Number 2024-01075, Headlynaz LLC**

Marress Gary Jr. addressed the Board.

Ms. LaPierre motioned to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Headlynaz LLC application for barbershop license, seconded by Ms. Smith.

The members voting “yes” were Mr. Roberts, Ms. LaPierre, Mr. Edwards, Ms. Dang, Ms. Smith, and Mr. Blackmon. There were no negative votes. The motion carried.

In the matter of, File Number **2024-00900, Jeanette Showalter**, Board members reviewed the record of the Informal Fact-Finding Conference, which consisted of the Informal Fact-Finding Conference, transcript, investigative file, Report of Findings, and exhibits.

**File Number 2024-00900, Jeanette Showalter**

Jeanette Showalter, counsel, nor any other qualified representative address the Board.

Ms. LaPierre motioned to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Jeanette Showalter application for cosmetology license, seconded by Mr. Edwards.

The members voting “yes” were Mr. Roberts, Ms. LaPierre, Mr. Edwards, Ms. Dang, Ms. Smith, and Mr. Blackmon. There were no negative votes. The motion carried.

## **REPORTS**

Mr. Roberts called the Boards attention to the examination statistics that was provided in the electronic agenda and presented as a handout.

**Examination Statistics**

The Board did not have any questions or discussion.

Ms. Rodriguez presented the regulatory report that was provided in the electronic agenda and presented as a handout.

**Regulatory Report**

The Board did not have any questions or discussion.



Ms. Smith presented the executive directors report that was provided in the electronic agenda and presented as a handout.

**Executive Director Report**

The Board did not have any questions or discussion.

**OLD BUSINESS**

Ms. Smith provided the Board with an update regarding their concerns about §40.1-100 Code of Virginia. Board staff has started communications with DWDA concerning an exemption to this statute which will allow current enrolled students in public and private schools to work in salons between the ages of 16 and 18.

**§40.1-100 of the Code of Virginia**

**NEW BUSINESS**

Ms. Smith informed the Board the Regulatory Review Committee has completed the general review of Barbering and Cosmetology, Esthetics, Tattooing, and Body-Piercing Regulations. If the Board concurs with the proposed regulations, the Board can vote to adopt the proposed regulations.

**Proposed Stage Language for General Review of Barbering and Cosmetology, Esthetics, Tattooing and Body-Piercing Regulations**

Mr. Edwards motioned to adopt the proposed Barbering and Cosmetology Regulations, seconded by Ms. LaPierre.

The members voting “yes” were Mr. Roberts, Ms. LaPierre, Mr. Edwards, Ms. Dang, Ms. Smith, and Mr. Blackmon. There were no negative votes. The motion was adopted.

Ms. LaPierre motioned to adopt the proposed Esthetics Regulations, seconded by Mr. Edwards.

The members voting “yes” were Mr. Roberts, Ms. LaPierre, Mr. Edwards, Ms. Dang, Ms. Smith, and Mr. Blackmon. There were no negative votes. The motion was adopted.

Mr. Edwards motioned to adopt the proposed Tattooing Regulations, seconded by Mr. Blackmon.

The members voting “yes” were Mr. Roberts, Ms. LaPierre, Mr. Edwards, Ms. Dang, Ms. Smith, and Mr. Blackmon. There were no negative votes. The motion was adopted.

Mr. Edwards motioned to adopt the proposed Body-Piercing Regulations, seconded by Mr. Blackmon.

The members voting “yes” were Mr. Roberts, Ms. LaPierre, Mr. Edwards, Ms. Dang, Ms. Smith, and Mr. Blackmon. There were no negative votes. The motion was adopted.

Ms. Smith addressed the Board concerning petitions for case reconsideration and informed the Board a party may petition for reconsideration of a board decision made pursuant to §2.2-4020 within 15 days. The board must render a written decision within 30 days from the receipt of the petition. Ms. Smith requested the Board delegate this authority to the Board for Barbers and Cosmetology Executive Director to ensure reconsiderations are addressed within the timeframe set in statute.

**Delegation of  
Authority for  
Requests for  
Reconsideration or  
Bylaws**

The Board discussed case reconsiderations.

Mr. Edwards motioned to delegate the authority to the Executive Director to consider and render a decision on petitions for reconsideration of Board licensing and disciplinary case final decisions, seconded by Ms. LaPierre.

The members voting “yes” were Mr. Roberts, Ms. LaPierre, Mr. Edwards, Ms. Dang, Ms. Smith, and Mr. Blackmon. There were no negative votes. The motion was adopted.

Mr. Roberts reminded the Board of the Board Member Training Conference scheduled for October 10 and 11, 2024, and next Board meeting scheduled for July 8, 2024.

**REMINDERS**

There being no further business brought before the Board, Mr. Roberts adjourned the meeting at 10:10 a.m.

**Adjourn**

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Matthew Roberts, Board Chair

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Brian Wolford, Chief Deputy Director

# National Association of Barber Boards of America

## 97<sup>th</sup> Annual Conference Oklahoma City, Oklahoma



## Information Packet

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

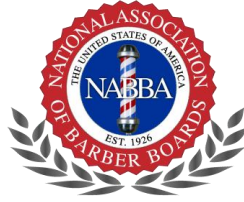
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Materials contained in this agenda are proposed topics for discussion and are not to be construed as regulation or official Board position

Draft Agenda

Draft Agenda



## National Association of Barber Boards of America

May 25, 2024

Hello, NABBA Members!

You are invited to the  
NABBA 97th Annual Conference  
September 15-19, 2024  
Hilton Garden Inn - Bricktown  
328 East Sheridan Ave, Oklahoma City, OK 73104

### REMINDERS

Conference Registration & Room Reservation — Cutoff date: August 16, 2024

- Register online at <https://nationalbarberboards.com/conference-banquet-registration/>
- Room Reservations, p. 4.

Committee Meetings — Sep 15, 8:30 am - 12:00 pm (see Agenda Overview, p. 3)

- Delegates are invited to the BSA LAB classes and *Milady* luncheon as meeting schedules allow.
- For class details, click on BSA LAB Schedule & Registration link at <https://nationalbarberboards.com/>

NABBA General Session Opening Ceremonies — Sep 16, 8:30 am - 12:00 pm

- Dress code: Business/Business casual
- Delegates are invited to the luncheon and BSA LAB classes from 12:00 - 5:00 pm.

Nominations for Executive Board 3rd Vice President — Sep 17

- Eligibility: open to current state board delegates that have not yet served as an officer of the Board and Past Presidents who have been off the Executive Board for four (4) or more years.
- Position requires a four-year commitment of service.
- Only one delegate from a state can serve on the Executive Board at any given time.
- See pages 6-7 for nomination forms and instructions.

Nominate a site for the 2026 NABBA Conference — Present site information during the General Session.

Reinstatement of State Gift Exchange — see NABBA News Update for details (p. 2)

Annual Silent Auction — Donated Items or gift certificates appreciated (p. 10)

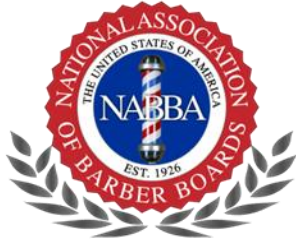
Conference Program Ad Space — Artwork submission deadline Aug 1 (p.11).

We look forward to seeing you in Oklahoma City!

*The 2023-2024 NABBA Executive Board*

Questions? Call (888) 338-0101 to leave a message or email [nabba.mss@gmail.com](mailto:nabba.mss@gmail.com).

NABBA 9252 San Jose Blvd, #3703, Jacksonville, FL 32257 (888) 338-0101



# NABBA News Update

## May 2024

### State Board Directors & Administrators

Please bring the following items, as available:

- Annual State Report
- Hard copy of state's Barber Statutes & Rules;
- Approved barber curriculum, if not provided in Statute or Rule;
- Numbers for fiscal year 2023 related to:
  - injury complaints
  - sanitation/infection control violations
  - unlicensed activity
  - license denial due to forged credentials or unverifiable active out-of-state license

### Reinstating a NABBA Tradition State Gift Exchange

In the past, delegates brought gift items to exchange by random draw at the conference.

Items ranged from iconic state symbols and foods to sport or barber memorabilia . . . anything goes!

Join us in bringing back the  
State Gift Exchange!  
(max value \$25)

Bring your gift to the  
Conference Registration Check-in table for a  
ticket to enter the drawing.

### Attention New Directors & Board Members!

Please plan to attend the  
**New Member Orientation**  
Sep 15, 8:30 - 9:00 am in the Plaza Boardroom



### Reminders!

- Register for Conference by August 16th  
<https://nationalbarberboards.com/conference-banquet-registration/> or see p. 5
- Reserve hotel room by August 16th (p. 4)
- Business/Business Casual attire
- Banquet: semi-formal/formal



**Congratulations**  
**Travis Bell**  
**Barber Hall of Fame**  
2024

### NABBA Executive Board 3rd Vice President - 2024

States Eligible to Nominate a Candidate

- |                      |                |
|----------------------|----------------|
| Arizona              | Mississippi    |
| Arkansas             | Montana        |
| California           | North Carolina |
| District of Columbia | North Dakota   |
| Florida              | Nevada         |
| Idaho                | Ohio           |
| Kansas               | Oklahoma       |
| Kentucky             | Pennsylvania   |
| Louisiana            | Tennessee      |
| Maryland             | Virginia       |
| Minnesota            | West Virginia  |
| Missouri             | Wyoming        |



Interested in legislative bills  
related to barbers & barbering?

Go to: <https://legiscan.com>  
> bill tracking  
> select state/all states  
> full text search *barber*

**National Association of Barber Boards of America  
97th Annual Conference  
September 15-19, 2024  
Hilton Garden Inn OKC Bricktown  
328 East Sheridan Ave  
Oklahoma City, Oklahoma 73104**

**Agenda Overview\***

Events	Time	Description	Location/Room
<b>Saturday, September 14, 2024</b>			
NABBA Business Meeting	7:00 pm	Executive Board & Committee Leaders	TBA
<b>Sunday, September 15, 2024</b>			
<b>NABBA Committee Meetings</b>		<b>BSA LAB Delegates, School Administrators &amp; Instructors</b>	
Time	Description	Room	Room
7:30 - 8:00 am	Registration Check-In	Pre-function area	Pre-function area
3:00 - 5:00 pm	Late Check-In		Pre-function area
8:30 - 9:00 am	New Member Orientation	Plaza	Teaching Methods & Industry Programs  Washita
9:00 am - Noon	State Directors & Administrators	Red River	
9:00 - 9:30 am	Audit Committee	Plaza	
9:30 - 11:00 am	Marketing & Fundraising	Plaza	
11:00 am - Noon	Past Presidents Forum	Red River	
12:00 - 1:00 pm	<i>Mildly Luncheon</i>		Pre-function area
1:00 - 5:00 pm	BSA LAB	Washita	1:00 - 5:00 pm Methods & Programs Washita
6:00 - 8:00 pm	<i>Meet &amp; Greet Reception</i>		TBA
<b>Monday, September 16, 2024</b>			
7:15 - 7:45 am	Registration Check-In	School Administrators, Instructors, & Students	Pre-function area
9:00 am	Spouses' Meet Up	Lobby	
<b>NABBA General Session Delegates Red River/Cimarron Room</b>		<b>BSA LAB School Administrators &amp; Instructors Washita River Room</b>	
8:30 am - Noon	Opening Ceremonies	8:00 am - Noon	Methods & Hot Topics
12:00 pm	Adjournment	8:00 am - Noon	Haircutting Demos & Classes
12:00 - 1:00 pm	Lunch		Pre-function area
1:00 - 5:00 pm	BSA LAB	1:00-5:00 pm	Hot Topics for Schools
6:00 - 9:00 pm	<i>Student Barber Battle</i>		Demos & Classes
<b>Tuesday, September 17, 2024</b>			
<b>NABBA General Session</b>	9:00 am - Noon	Business Meeting & Reports	
	12:00 - 1:00 pm	<i>Lunch Break</i>	
	1:00 - 5:00 pm	Business Meeting, Delegate Forum, & Reports	
<b>Wednesday, September 18, 2024</b>			
<b>NABBA General Session</b>	9:00 am - 11:00 am	Business Meeting, Delegate Forum, & Reports	
	11:00 - 11:30 am	<i>Break</i>	
	11:30 am - 1:00 pm	Business Meeting, Delegate Forum, & Reports	
	1:00 - 2:00 pm	New Business	
	2:00 pm	Adjournment	
6:00 - 10:00 pm	Banquet		River Room
<b>Thursday, September 19, 2024</b>			
NABBA Executive Board	9:00 - 11:00 am	President's Meeting (optional)	TBA

## HOTEL & AIRLINE INFORMATION

**Conference Dates:** September 15-19, 2024

**Conference Location:** Hilton Garden Inn Oklahoma City Bricktown  
328 East Sheridan Ave  
Oklahoma City, Oklahoma 73104

**Website:** <https://www.hilton.com/en/hotels/okcsagi-hilton-garden-inn-oklahoma-city-bricktown/>

### Reservations:

Phone: (405) 270-0588

Online:

<https://www.hilton.com/en/book/reservation/deeplink/?ctyhocn=OKCSAGI&groupCode=918&arrivaldate=2024-09-13&departuredate=2024-09-19&cid=OM,WW,HILTONLINK,EN,DirectLink&fromId=HILTONLINKDIRECT>

**Group code:** 918

Check-in time: 3:00 pm

**Cut-off date:** August 16, 2024

Check-out time: 12:00 pm

**Room Rates:** Sep 14-19, 2023

\$125.00 (plus state & local taxes, fees, etc.)

Group rate available 3 days pre/post conference dates based on availability

### Airlines Serving Will Rogers World Airport (WRWA)

Alaska Airlines	<a href="http://www.alaskaair.com">www.alaskaair.com</a>	(800) 252-7522)
Allegiant Airlines	<a href="http://www.allegiantair.com">www.allegiantair.com</a>	(702) 505-8888
American Airlines	<a href="http://www.aa.com">www.aa.com</a>	(800) 433-7300
Delta Airlines	<a href="http://www.delta.com">www.delta.com</a>	(800) 221-1212
Frontier Airlines	<a href="http://www.flyfrontier.com">www.flyfrontier.com</a>	(801) 401-9000
Southwest Airlines	<a href="http://www.southwest.com/">www.southwest.com/</a>	(800) 435-9792
United Airlines	<a href="http://www.united.com">www.united.com</a>	(800) 241-6522

### Transportation

No hotel shuttle

Uber & Lyft: upper level outside United ticket counter

Taxi: lower level outside baggage claim

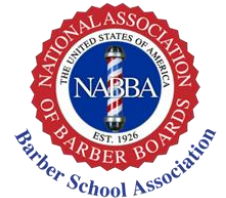
### Hotel Parking

Discounted parking fee - \$25 per day





**National Association of Barber Boards of America**  
**97th Annual Conference**  
**September 15-19, 2024**  
**Conference & Banquet Registration**



Online Registration available at: <https://nationalbarberboards.com/conference-banquet-registration/>

State Delegates, Past Presidents & Honorary Members			
Registration Information			
Check applicable title(s)	<input type="checkbox"/> State Administrator/Director	<input type="checkbox"/> Delegate	<input type="checkbox"/> Past President
Sep 15th - Select one	<input type="checkbox"/> I serve on a committee	<input type="checkbox"/> Contact me to serve on a committee	<input type="checkbox"/> Former Delegate
			<input type="checkbox"/> I will attend BSA LAB
Name	Email		
Address	Phone	Cell	
City	State	Zip code	
			Purchase(s)
NABBA Member Conference Registration (includes 1 banquet ticket) \$250.00			
Guest Banquet Ticket - \$65.00		# of Guest Tickets	
			Total
Banquet Ticket(s) Guest Information			
Name	Name	Name	Name
Name	Name	Name	Name
Select a Payment Option			
Mail: Check	On-site: Cash/Check	Credit Card (processing fees apply)	

For office use only	
Date Received	
Check Receipt #	
Amount remitted	
Processed by	

**Registrations due by August 16, 2024**

On-site payments: Cash or Check only

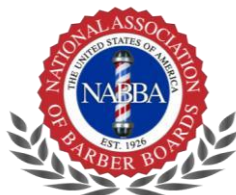
Credit card payments online: [www.nationalbarberboards.com](http://www.nationalbarberboards.com)

Credit card payments by phone: Call 904-268-5351.

USPS: Mail completed form with check payable to NABBA to:  
 NABBA c/o 9252 San Jose Blvd, #3703, Jacksonville, FL 32257

Questions? Leave a message with contact information at 888-338-0101

No Refunds after August 30, 2024



**National Association of Barber Boards of America  
2024 Annual State Report**

State Board Administrators & Directors: Please complete this form online or email it to nabba.mss@gmail.com before September 15; also provide a copy to the Delegate that will be presenting the oral report. Thank you!

**State Board:**

**Website:**

**License Renewal Cycle:**

**Annual      Biennial      Triennial      Other**

**License Renewal Period** (e.g. May 1 - July 31)

**Qualitative and Quantitative State Data**

<b>Barber License Designations</b>	<b>N/A</b>	<b>Number of Licensees</b>	<b>Required Hours</b>	<b>State Board Configuration</b>	<b>N/A</b>	<b>Number of Positions</b>
Master Barber				Barber(s)		
Registered Barber/Barber				Public/Consumer(s)		
Restricted/Non-Chemical Barber				Inspector(s)		
Apprentice/OJT Barber				Investigator(s)		
Student Barber Registration/Certificate				Cosmetologist(s)		
Temporary Authority to Practice				Manicurist Specialty		
Barber Manager				Esthetician Specialty		
Barber Instructor				Tattoo/Body Artists		
Barber School				Other:		
Barber Shop				Other:		
Barber Shop with Apprentice/OJT				Notes:		
Mobile shops/salons						

**Legislative Issues**

- |   |            |           |
|---|------------|-----------|
| <b>1. Are there provisions in your Barber Statutes or Rules that regulate the display or use of the barber pole? If yes, please copy &amp; paste the provision(s) here:</b> | <b>Yes</b> | <b>No</b> |
| <b>2. Describe any 2023-2024 legislation that negatively affected barber education or licensing standards in your state.</b>  |            |           |

Prepared by

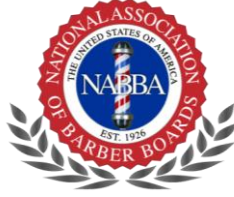
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Name

Title

Date

Phone



**EXECUTIVE BOARD OFFICER NOMINATION FORM  
for 3rd VICE PRESIDENT**

***To be completed by the individual nominating a delegate for office.***

I, \_\_\_\_\_, hereby nominate  
(Nominator's Name)  
\_\_\_\_\_, barber member of the  
(Name of Nominee)  
\_\_\_\_\_  
(Name of State Board)  
\_\_\_\_\_  
(Address) (City) (State) (Zip code)

as a candidate for 3rd Vice President of the NABBA Executive Board beginning September 18, 2024 to serve in vice presidential rotations until completing his/her term as President in 2028.

1. Check position(s) the Nominee has held as a member of his/her State Board.  
 Chairperson/President  Vice President  Secretary/Treasurer  Subcommittee Chair  
 Barber Member only  School Member  Shop Member  Other \_\_\_\_\_
2. Month and year the Nominee's board member term expires \_\_\_\_\_/\_\_\_\_\_
3. Will Nominee be able to attend the Mid-year Conference Meeting?  Yes  No  Unsure
4. Will Nominee be able to attend the Annual Conference?  Yes  No  Unsure
5. Number of conferences attended within the past three years: Mid-year \_\_\_\_ Annual \_\_\_\_
6. NABBA committee(s) the Nominee has served on within the past three years, if applicable.  
\_\_\_\_\_
7. The Delegate named above has reviewed and signed the *NABBA Vice-Presidential Duties Reference* document enclosed with this form.  Yes  No

The above statements are true and accurate to the best of my knowledge.

Signature \_\_\_\_\_ Date \_\_\_\_\_

Print name \_\_\_\_\_

**Please submit a completed copy of this form to the Conference Registration desk on September 15th or send via email to [nabba.mss@gmail.com](mailto:nabba.mss@gmail.com) by September 10th. Retain a copy for use when presenting your Nominee to the Delegation.**

## NABBA Vice-Presidential Duties Reference

### National Association of Barber Boards of America 2019 Constitution and Bylaws

#### DUTIES OF THE VICE PRESIDENTS

##### ARTICLE 13.

**Section 1.** The President may call upon only a Vice President, in their order from the first to the third, to perform the duties of the President in case of the President's absence or other emergency.

**Section 2.** Vice Presidents shall prepare reports for dissemination at the annual conference at the discretion of the current President.

**Section 3.** Vice Presidents shall assist the President and Chief Executive Officer in the tasks required to plan and implement the Annual Conference, as needed or requested.

### National Association of Barber Boards of America 2019 Policy and Procedures

#### I. OFFICERS

B. Vice-Presidents – The Vice-Presidents shall:

1. Carry out the duties and responsibilities set forth in the Bylaws.
2. Be knowledgeable in parliamentary procedures and Robert's Rules of Order Newly Revised.
3. Possess the ability to conduct business meetings of the NABBA in the President's absence.
4. Attend at least 90% of all scheduled meetings, conference calls and video calls of the NABBA.
5. Complete all assignments as directed by the President.
6. Attend committee meetings when possible or when assigned by the President or in the absence of the President.
7. Advise all Executive Board members in writing of activities, that will cause absence from the office of the Vice-President.
8. Recommend changes, additions or deletions, that will benefit and progress the direction of the NABBA to all Executive Board members.
9. The 1st Vice-President shall assist and shadow the acting President in the performance of his/her duties and activities the year preceding the Vice-President's role as President.
10. The 2nd Vice President will assist in overseeing the banquet operations during the annual conference.
11. The 3rd Vice President is to prepare minutes of all Executive Board conference calls and submit a copy to the CEO for electronic storage.

I, \_\_\_\_\_, have been informed of the duties associated with the  
(Nominee's Signature)

position of 3rd Vice President of the NABBA Executive Board.

Date: \_\_\_\_\_

**Please submit a completed copy of this form to the Conference Registration desk on September 15th or send via email to [nabba.mss@gmail.com](mailto:nabba.mss@gmail.com) by September 10th.**



### CONFERENCE SITE NOMINATION FORM

Nominate your state to host the 98th NABBA Annual Conference in 2025!  
Submit a copy of this form to the Conference Registration desk on  
September 15 or send via email to nabba.mss@gmail.com by September 10.

#### NOTES

1. Site nominations for the 2025 Conference must be presented in person at the 2024 Conference.
2. Bring a supply of brochures, information flyers, etc. to the conference for display and distribution.

Name of State Board \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip code \_\_\_\_\_

Phone \_\_\_\_\_ Fax \_\_\_\_\_

Email \_\_\_\_\_ Website \_\_\_\_\_

Your Name \_\_\_\_\_ Phone \_\_\_\_\_

1. Proposed city and state for conference site \_\_\_\_\_

2. Major airline carriers to area \_\_\_\_\_

3. Name of airport(s) servicing the area \_\_\_\_\_

4. Recommended Hotel \_\_\_\_\_

Address \_\_\_\_\_ City \_\_\_\_\_ Zip code \_\_\_\_\_

Contact Name \_\_\_\_\_ Phone \_\_\_\_\_ Room rate \$ \_\_\_\_\_

5. The hotel is located within \_\_\_\_\_ miles of dining and shopping.

6. What is the distance or traveling time from airport to hotel? \_\_\_\_\_ miles \_\_\_\_\_ minutes

7. Does the hotel provide a complimentary shuttle from and to the airport?  Yes  No  
If no, what is the estimated one-way fare from airport to hotel? \$ \_\_\_\_\_

8. Are you available to assist the Conference Committee in planning the event?  Yes  No



## **Silent Auction Sep 18, 2024**

**Funds raised through the Silent Auction are designated for repayment of a loan incurred from prior legal expenses and to rebuild funds for the continuing effort to obtain a Certification Mark for the Barber Pole. This service mark is vital to ensuring that only licensed barbers or barbershops are authorized to display a barber pole as signage for advertising services, practitioners or businesses.**



***Contact your suppliers and request they donate a Gift Certificate to the Auction!***

***We need everyone's help!***

To donate an item, please contact  
Renee Patton before September 1st

Phone: 864-590-1709

Email: [nabba.r.patton@gmail.com](mailto:nabba.r.patton@gmail.com)



## National Association of Barber Boards of America 97th Annual Conference - 2024 Marketing & Advertising Purchase Order

<p style="text-align: center;"><b>Event Location</b></p> <p style="text-align: center;">Hilton Garden Inn Bricktown 328 East Sheridan Avenue Oklahoma City, Oklahoma 73104 405-270-0588</p>	<p style="text-align: center;"><b>Reservations</b></p> <p><b>Group Code:</b> 918 <b>Room rates:</b> \$125.00 <b>Hotel Contact:</b> Michael Ramirez <b>Email:</b> mramirez@raymondteam.com <b>Phone:</b> 405-270-0588</p>
---	--

Contact Name	Company
Address	City
Phone	Fax
Email	Website
State	Zip code
	Mobile

Notes	Souvenir Program Ad Space	Qty	Rates	Purchase
Please provide clean, high contrast, high resolution art in JPG or PNG format and clear, legible copy.  <b>Email artwork to:</b> <b>nabba.mss@gmail.com</b> <b>by August 1, 2024.</b>	Half-Page			
	Single Full-page			
	Double Full-page (left side/right side layout)			
	Inside BACK Cover			
	Inside FRONT Cover			
	Outside Back Cover			
	Centerfold (left side/right side on center fold)			
<b>Vendor Tables:</b> Skirted, 6' tables available Sep 15-16, 2024				
<b>Total purchase</b>				

Sponsorship Opportunities & Packages					
Contact hotel for F & B pricing.			Contact Maura at 904-268-5351 to arrange sponsorship.		
<b>Coffee/Tea &amp; Danish Morning Break</b>	Sep 15	Sep 16	Sep 17	\$500	½ page Program ad; website logo
<b>Coffee/Tea &amp; Cookie Afternoon Break</b>	Sep 15	Sep 16	Sep 17	\$500	½ page Program ad; website logo
<b>Luncheon (Est 60)</b>	Sep 15	Sep 16	N/A	N/A	Full-page ad; website logo; vendor table; speaking time
<b>Meet &amp; Greet Social Contribution (Est 60)</b>	Sep 15	N/A	N/A	\$500	½ page Program ad; website logo; vendor table
<b>Meet &amp; Greet Social Contribution (Est 60)</b>	Sep 15	N/A	N/A	\$1000	Full-page ad; website logo; vendor table; speaking time

**Silent Auction Donation Opportunity**

**Donate gift certificates or items to raise funds for a Barber Pole Certification Mark to prevent businesses not licensed as barbershops from displaying the pole as advertising or signage.**

**Contact Renee Patton at 864-590-1709**

Describe certificate or item:	Minimum value:
-------------------------------	----------------

**Market Your Products or Services by Providing Items for Distribution (check all that apply)**

Fundraising Raffle Items	Door Prizes/ Q & A Prizes	Bag Swag (100 ct)	Printed Materials (100 ct)
--------------------------	---------------------------	-------------------	----------------------------

<b>Payment Information</b>	Check One:	<input type="checkbox"/>	check	<input type="checkbox"/>	credit card (processing fees apply)
----------------------------	------------	--------------------------	-------	--------------------------	-------------------------------------

**Credit Card:** Email completed form by Aug 1, 2024 to nabba.mss@gmail.com  
Call 904-268-5351 to leave call back message for payments by phone.

**Check:** Mail completed form with check by Aug 1, 2024 to NABBA c/o 9252 San Jose Blvd, #3703, Jacksonville, FL 32257

**Shipments:** Send items to arrive at hotel between 9/10-9/13 to avoid storage fees. Label boxes: Attn - NABBA Exe Bd

**Invoices provided upon email request to nabba.mss@gmail.com.**



NATIONAL INTERSTATE COUNCIL OF STATE  
BOARDS OF COSMETOLOGY, INC. (NIC)

*A Study by the New England Journal of Medicine*

## **Kidney Injury and Hair-Straightening Products Containing Glyoxylic Acid**

Medical professionals are warning about the potential side effects of certain hair treatments after a young woman sustained kidney injuries after a session at a salon. A 26-year-old Tunisian woman suffered from three acute kidney injuries between June 2020 and July 2022, according to a piece that was published in the New England Journal of Medicine this month. The letter to the editor, which was written by French doctors, linked certain smoothing and straightening hair products to kidney damage.

The woman in the case study had no previous health issues when she sought medical help. She suffered from vomiting, fever, diarrhea and back pain when she approached the doctor.

"Each episode of acute kidney injury had coincided with a hair treatment at the same salon on the day the symptoms began," the journal letter explained.



"The patient reported a burning sensation during each procedure, followed by scalp ulcers."

Upon examination, medical staff found that her blood tested positive for increased plasma creatinine levels. Plasma creatinine is a waste product that comes from muscles – when it enters the blood, it is filtered out by kidneys.

When the woman went to the salon, the hairstylist would apply a cream on her hair that contained 10% glyoxylic acid. That chemical is what researchers believe caused the kidney damage.

"These results provide evidence that hair-straightening cream containing glyoxylic acid is responsible for calcium oxalate–induced nephropathy after hair-straightening procedures of the type described here," the letter argues. "Glyoxylic acid was patented and introduced recently in hair-straightening products as a seemingly safer alternative to formulations containing formaldehyde."

"In consideration of the potential nephrotoxicity of topical glyoxylic acid, products containing this compound should be avoided and we would proffer, discontinued from the market."

The article also noted that 26 patients in Israel suffered acute kidney injuries after "Brazilian-style" hair-straightening procedures.

In 2022, a National Institutes of Health (NIH) study suggested that chemical [hair-straightening products](#) may increase women's risk of uterine cancer. Researchers pointed to endocrine-disrupting chemicals in the products.

Published March 20, 2024

N Engl J Med 2024;390:1147-1149

DOI: 10.1056/NEJMc2400528

VOL. 390 NO. 12

**This demonstrates the importance of knowledgeable professionals in the salons who are educated and tested to ensure they are competent to practice safely on the public. Take a moment to thank your beauty professional for their dedication to ensure you not only look great, but are also in safe hands.**

From: ASDS Advocacy <advocacy@asds.net>  
Sent: Friday, May 24, 2024 10:41 AM  
To: ASDS Advocacy  
Subject: ASDSA New Medical Spa Safety Resource

State Cosmetology Boards:

The American Society for Dermatologic Surgery Association (ASDSA) is dedicated to advocating for patient safety and has been monitoring safety in medical spas for years. We represent over 6400 board certified dermatologists who specialize in dermatologic surgery for cosmetic, oncologic, and medical conditions of the skin.

As part of our ongoing commitment to patient safety and in response to increased awareness of recent adverse incidents at medical spas, we have developed a comprehensive overview of Medical Spa Safety Resources <<https://www.asds.net/asdsa-advocacy/practice-affairs/medical-spa-safety-resources-a-comprehensive-overview>>. This resource is designed to provide valuable information on the importance of regulating medical spas and their personnel to protect patients.

With the growing public demand for medical spas providing patients with optimal safety in all settings of care is a primary goal for ASDSA. We'd love to help be a partner in this important safety patient endeavor.

Please let us know if you have any questions or if we can be of any further assistance,

ASDSA Advocacy Team

American Society for Dermatologic Surgery Association (ASDSA)

1933 North Meacham Road, Suite 650

Schaumburg, IL 60173

advocacy@asds.net <<mailto:advocacy@asds.net>>

asds.net/asdsa-advocacy <<https://www.asds.net/asdsa-advocacy>>

# Patients Deserve Optimal Safety for Medical Procedures in Every Setting

## Lack of Regulation and Enforcement has Enabled a Large Number of Medical Spas to Offer Medical Procedures by Inadequately Trained or Supervised Persons to an Unsuspecting Public

### The current growth of medical spas in the United States is exponential:

- Since 2010, the number of medical spas nationwide have increased nearly six-fold
- In 2023, the medical spa industry in the United States was projected to garner as much as \$20 billion in revenue, doubled from just 4 years prior.
- By 2025, the annual revenue is expected to increase by another 25%.

### With the growing public demand for medical spas providing patients with optimal safety in all settings of care is a primary goal for ASDSA.

For optimal patient safety, ASDSA supports medical spa procedures based on patient outcomes and quality care, as well as appropriate on-site physician supervision, oversight and training.

ASDSA encourages patients to ensure medical procedures are performed or directly supervised by a physician, especially by a board certified dermatologist as recommended in the "Medical Spa Safety Act." This model legislation calls on states to regulate medical spas and keep medical procedures under the oversight of physicians, along with requiring medical directors to have training on all procedures being performed. The model bill also includes additional staff education requirements, notification to the public if a physician is not on-site and options for mandatory adverse event reporting.

The U.S. Food and Drug Administration (FDA) issued a guidance in 2023 to state that anyone considering a neurotoxin or dermal filler should consult with a licensed provider who is experienced in injecting dermal fillers; knowledgeable about fillers, anatomy, managing complications; and knows the risks and benefits of treatment.

### We urge patients when visiting a med spa to ask:

1. Who owns and operates the med spa?
2. Who is performing the medical procedure?
3. Do they have the proper education, training and oversight.

# Recent Research Demonstrates the Importance of Regulating Medical Spas to Protect Patients

## Dermatologic Surgery Studies:

- Trends in Medical Spa Statistics and Patient Safety (February 2024)
- The Difference in the Practice of Cosmetic Dermatologic Procedures Between Physicians and Nonphysicians (December 2023)
- Who is Holding the Syringe? A Surgery of Truth in Advertising Among Medical Spas (November 2023)
- Evaluating Public Perceptions of Cosmetic Procedures in the Medical Spa and Physician's Office Settings: A Large-scale Survey (July 2023)
- Causes of Injury and Litigation in Cutaneous Laser Surgery: An Update From 2012 to 2020 (March 2022)
- Commentary on "Causes of Injury and Litigation in Cutaneous Laser Surgery: An Update from 2012 to 2020" (March 2022)
- Midlevel Injectable Practice Patterns in Dermatology and Plastic Surgery Offices (May 2021)
- Preventing and Treating Adverse Events of Injectable Fillers: Evidence-Based Recommendations From the American Society for Dermatologic Surgery Multidisciplinary Task Force (February 2021)

## **Where ASDSA Stands:**

### ASDSA Recent Press Releases

- ASDSA Responds to CDC Investigation Linking HIV Cases to Unlicensed New Mexico Medical Spa
- Press Release: Recent Adverse Incidents Prompt ASDSA to Call on States to Step Up and Protect Patients
- Statement: ASDSA Responds to LA Times Article "She died after liposuction by a pediatrician. Doctors warn of cosmetic surgery's 'Wild West'"
- Press Release: Safety Concerns in Med Spas with Little to No Physician Involvement
- Press Release: Study Finds That Unsupervised Non-Physician Operators are Cited in 75% of Laser Surgery Lawsuits

### ASDSA Position Statements

- Position on Delegation
- Position on the Definition of the Practice of Medicine
- Position on Physician Oversight in Medical Spas
- Position on Protecting the Public From Practitioner Misrepresentation

## **Additional Information:**

- ASDSA Presentation to FDA General and Plastic Surgery Advisory Committee Panel Meeting on Soft-tissue Fillers  
CDC Harmful Reactions Linked to Counterfeit "Botox" or Mishandled Botulinum Toxin Injections
- CDC Health Alert Network Advisory
- FDA Alert Counterfeit Version of Botox Found in Multiple States
- NBC Chicago The Price of Beauty Series
- Backroom Botox a 'wild west' in Texas
- LA Times "He opened a fake Botox practice. Days out of prison, he tried it again, D.A says
- Fake doctor in OC accused of trying to start new Botox business weeks after prison release

**ASDSA presented on Advancing Patient Safety in Med Spas at the Federation of State Medical Boards annual meeting to help educate medical boards on the importance of regulating medical spas and their personnel to protect patients.**

Draft Agenda  
Materials contained in this agenda are proposed topics for discussion and are not to be construed as a representation or official Board position  
Draft Agenda

WEDNESDAY, MAY 29, 2024



## Temporary Procedures for Program Changes in Response to Elimination of 150% Rule



### DEAR SCHOOL OWNER OR INTERESTED PARTY:

On [November 16, 2023](#), NACCAS notified you that, under newly-published [changes in Federal Regulations](#), programs that exceed the minimum number of clock hours required for licensure in the State in which a school is located will no longer be eligible to receive Title IV funding (the "100% Cap"). The 100% Cap will go into effect on July 1, 2024.

While NACCAS is not requiring schools to make changes to their approved program offerings as a result of the 100% Cap, we expect that some schools will want (or need) to do so. In particular, we expect that schools may wish to (i) reduce the length of an approved program to meet the Cap, and/or (ii) add a shorter version of an approved program that meets the Cap.

To assist schools in making these changes in advance of the July 1, 2024 effective date of the Cap, NACCAS previously announced on [March 1, 2024](#) a new temporary [Notification Form Federally State Mandated Change](#) which is subject to reduced application fees and includes modified documentation requirements. This temporary non-substantive change form may be used to reduce the length of a currently approved program OR to add a new (shorter) version of a currently approved program if the currently approved program exceeds the state minimum requirements for licensure or certification. Click on the hyperlinks above to review the specific submission requirements for the temporary application form.

While NACCAS previously announced that this temporary application was required to be submitted not later than June 1, 2024 in order to ensure sufficient processing time before the July 1, 2024 effective date of the Cap, the Commission has extended the deadline for submitting this temporary application to [December 31, 2024](#).

### PLEASE NOTE:

1. This temporary application form must be submitted not later than December 31, 2024. Applications for approval of changes of this type made after December 31, 2024 must use Non-Substantive Notification Form IC, ID and/or Application Form 5, as applicable, and will be subject to the higher fees for use of those forms.
2. While you may submit the temporary application form prior to receiving state approval for the applicable new/modified program, NACCAS cannot approve any changes in your program offerings without proof of state approval. NACCAS strongly encourages you to contact your state agency responsible for program approvals to confirm its anticipated processing timeline(s), and to initiate the state approval processes for any changes you may wish to make as soon as possible.

Please contact NACCAS Staff if you have questions concerning this temporary form, or how they apply to changes you wish to make to your program offerings.

### REMINDER TO NACCAS ACCREDITED SCHOOLS

Your school's email address is important to NACCAS as a part of the requirement that you are able to receive all official communications relevant to your accreditation. Before you unsubscribe make sure the NACCAS has a valid email address for your school.

SUBSCRIBE

Click the icon and enter "SUBSCRIBE" in the subject line

Having Trouble Receiving NACCAS Eblasts? [Click Here](#)  
Questions? [Contact the HR and Communications Team](#)  
Technical Support: [Click Here to Submit a Ticket](#)

Achieving Excellence Together!

CONTACT  
US TODAY!

National Accrediting Commission of Career Arts & Sciences, Inc.  
3015 Colvin Street | Alexandria, VA 22314  
Phone: (703) 600-7600 | Fax: (703) 379-2200  
[www.naccas.org](http://www.naccas.org)

## Proposed Action: Background Document and Request for Agency Action

<b>Agency name</b>	Board for Barbers and Cosmetology
<b>Code of Virginia citation(s)</b>	<a href="#"><u>§ 54.1-700. Definitions</u></a>
<b>Code of Virginia title(s)</b>	Chapter 7. Barber and Cosmetologists. Definitions.
<b>Virginia Administrative Code (VAC) Chapter Citation / Title Effected</b>	18 VAC 41-20 / Barbering and Cosmetology Regulations
<b>Proposed Action Title</b>	Amendments to definition's for "Cosmetology" & "Cosmetologist" to accurately define the profession's Scope of Practice
<b>Agency Meeting Date requesting a Vote on Proposed Action:</b>	July 8, 2024
<b>Date this document prepared</b>	June 24, 2024
<b>Prepared by:</b>	Jonathan Melloul

### Summary and Context

Current Virginia Code defines the **Scope of Practice** for a cosmetologist through two definitions: "Cosmetologist" and "Cosmetology". The scope of practice is then interpreted and further developed into regulations governing the profession. The way the current code is written presents a major problem to public health and safety by allowing cosmetologists to legally perform services that they are not adequately trained to perform, mainly in the fields of barbering and esthetics. The current code is written with misalignment to industry standards within the state of Virginia (and nationwide) requiring an immediate and urgent update in order to protect the health and safety of the public. The definitions for "Cosmetology" and "Cosmetologist" alike, have ambiguity and vagueness leading to overstating a cosmetologists scope of practice into the fields of barbering and esthetics in the following areas:

- BARBERING: Defining the barbering practice of straight razor shaving in the “Cosmetologist” and “Cosmetology” definition, as currently vaguely defined as: “*shaves*” or “*shaving*”
- ESTHETICS: Using the same language to vaguely define skin care in the “Cosmetologist” and “Cosmetology” definition as is used in detail in the “Esthetics”/“Esthetician” definition, as currently defined as: “*cosmetic treatments*” in the “*Cosmetology*” definition and “*cosmetic treatments*” in the “Esthetics” definitions
  - “*Cosmetic treatments*” are then further defined under the “Esthetics” definition, effectually allowing a cosmetologist to perform the full scope of practice as does that of an “Esthetician” without having the breadth or depth of training an Esthetician is required to receive

**Examples of Current Issues with Code:**

**Example 1:** The current code technically allows cosmetologists to perform a straight razor shave on clients (historically solely a barbering practice) without any required training. Factually, straight razor shaving has not been required in cosmetology training requirements set forth by the board since its inception (until only recently proposed), which means there are tens of thousands of currently licensed cosmetologists in Virginia who can perform straight razor shaving without any prior training whatsoever.

**Example 2:** The current code defining “cosmetology” defines “cosmetic treatments” vaguely, and further develops said definition in the “Esthetics” code, effectually allowing cosmetologist to: “...perform[ing] any other similar procedure on the skin of the human body or scalp by means of cosmetic preparations, treatments, or any nonlaser device, whether by electrical, mechanical, or manual means, for care of the skin...”.

Cosmetologists do not obtain the required training to provide “electrical” treatments to the skin and do not have the breadth of training to provide “any other similar procedure... for care of the skin” which poses a major risk to the health and safety of the public. Under this example, a cosmetologist could provide skin care services beyond their scope and training training by including use of an electrical device and/or chemicals with no prior required training.



### Proposed New Code:

*"Cosmetologist" means any person who administers ~~cosmetic treatments~~ [hair removal, basic facial treatments to enhance or improve the appearance and/or care of the skin, using lotions, oils, cleansers, or other preparations by manual practices only] ; manicures or pedicures the nails of any person; arranges, dresses, curls, waves, cuts, shapes, singes, waxes, tweezes, ~~shaves~~, [trims], bleaches, colors, relaxes, straightens, or performs similar work, upon human hair, or a wig or hairpiece, by any means, including hands or mechanical or electrical apparatus or appliances unless such acts as adjusting, combing, or brushing prestyled wigs or hairpieces do not alter the prestyled nature of the wig or hairpiece, and practices cosmetology for compensation. The term "cosmetologist" shall not include hair braiding upon human hair, or a wig or hairpiece [and shall not be construed as barbers, master barbers, estheticians, or master estheticians.]*

*"Cosmetology" includes, but is not limited to, the following practices: ~~administering cosmetic treatments~~ [administering hair removal, basic cleansing facial treatments to enhance or improve the appearance and/or care of the skin and only includes a cleanse, tone, application of a mask and/or moisturizer]; manicuring or pedicuring the nails of any person; arranging, dressing, curling, waving, cutting, shaping, singeing, waxing, tweezing, ~~shaving~~ [trimming], bleaching, coloring, relaxing, straightening, or similar work, upon human hair, or a wig or hairpiece, by any means, including hands or mechanical or electrical apparatus or appliances, but shall not include hair braiding upon human hair, or a wig or hairpiece, or such acts as adjusting, combing, or brushing prestyled wigs or hairpieces when such acts do not alter the prestyled nature of the wig or hairpiece. [*

### Conclusion:

There needs to be a clear difference between the scope of practice for "Cosmetologist", "Barber", and "Esthetician", as defined by the Virginia Code by updating the "Cosmetologist" and "Cosmetology" definitions. The proposed action will provide further clarity and distinction between these professions, protect the health and safety of the public, and allow each profession to train and practice according to industry standards.

The proposed definition and action are presented to support coordinated efforts with the Board for Barbers and Cosmetology in order to protect the health and safety of the public by providing clear and distinct differentiation between all the licensed Cosmetologists, Barbers, and Estheticians.

## Exam Statistics (scores through April 30, 2024)

### Barber

- The Barber theory exam pass rates for 2024 are **decreased** from 2023, ranging 34% (2023 48%).
- The Barber practical exam pass rates for 2024 **increased** from 2023 averaging 92% (2023 90%).

### Master Barber

- The Master Barber theory exam pass rates for 2024 **increased** from 2023 averaging 30% (2023 20%).
- The Master Barber practical exam pass rates for 2024 **increased** from 2023 averaging 88% (2023 63%).

### Cosmetology

- The Cosmetology theory exam pass rates for 2024 **increased** with 2023 averaging 51% (2023 48%).
- The Cosmetology practical pass rates for 2024 are **increased** with 2023 averaging 89% (2023 95%).

### Nail Technician

- The Nail Technician theory exam pass rates for 2024 **increased** from 2023 averaging 60% (2023 54%).
- The Nail Technician practical pass rates for 2024 **decreased** from 2023 averaging 69% (2023 81%).

### Esthetician

- The Esthetician theory exam pass rates for 2024 **decreased** from 2023 averaging 58% (2023 64%).
- The Esthetician practical pass rates for 2024 are **consistent** with 2023 averaging 97% (2023 96%).

### Master Esthetics

- The Master Esthetics theory exam pass rates for 2024 **increased** from 2023 averaging 79% (2023 73%).
- The Master Esthetics practical pass rates for 2024 are **consistent** with 2023 averaging 99% (2023 99%).

### Tattoo

- The Tattoo theory exam pass rates for 2024 **increased** from 2023 averaging 97% (2023 83%).

### Permanent Cosmetic Tattooer

- The Permanent Cosmetic Tattooer theory exam pass rates for 2024 **decreased** from 2023 averaging 45% (2023 49%).

### Body Piercer

- The Body Piercer theory exam pass rates for 2024 **increased** from 2023 averaging 80% (2023 74%).

### Wax Technician

- The Wax Technician theory exam pass rates for 2024 **decreased** from 2023 averaging 60% (2023 77%).
- The Wax Technician practical exam pass rates for 2024 **increased** from 2023 averaging 83% (2023 77%).

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

**Board for Barbers and Cosmetology**  
**Current Regulatory Actions**  
**as of July 8, 2024**

**In the Governor's Office:**

None

**In the Secretary's Office:**

None

**At Department of Planning and Budget (DPB)/OAG:**

None

**Public Comment:**

VAC	Stage	Subject Matter	Date Public Comment period begins and ends	Notes
18 VAC 41-20 18 VAC 41-70	Proposed	Amendment to the instructor training program	Public comment period began on 05/20/2024 and will end on 07/19/2024	Establish a uniform instructor program among licensed cosmetology, barber, nail, wax, and esthetic schools.
18 VAC 41-20	Final	Lower Cosmetology Training to 1,000 Hours	Public comment period began on 06/03/2024 and ended on 07/3/2024  Expected effective date 09/01/2024	Changes the cosmetology curriculum from 1500 hours to 1000 hours. Revised the number of performances in the cosmetology curriculum.
18 VAC 41-20 18 VAC 41-70	Fast-track	Temporary License Extension	Public comment period began on 07/01/2024 and will end on 07/31/2024  Expected effective date 08/15/2024	Extend temporary licenses from 45 days to 90 days. Eliminate the requirement for applicants to register for the license examination before being issued a temporary license.

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**Completed Public Comment and awaiting Proposed Regulatory Stage:**

VAC	Stage	Subject Matter	Date Public Comment period begins and ends	Notes
18 VAC 41-20	NOIRA	General review of Barbering and Cosmetology Regulations	Public comment period began on 12/18/23 and ended on 01/17/24	A general review of the barber and cosmetology regulations was necessary due to the Executive Directive Number One (2022). The regulatory review committee ensured the regulations provides minimum burdens on regulants while still protecting the public.
18 VAC 41-50	NOIRA	General review of Tattooing Regulations	Public comment period began on 12/18/23 and ended on 01/17/24	A general review of the tattoo regulations was necessary due to the Executive Directive Number One (2022). The regulatory review committee ensured the regulations provides minimum burdens on regulants while still protecting the public.
18 VAC 41-60	NOIRA	General review of Body-Piercing Regulations	Public comment period began on 12/18/23 and ended on 01/17/24	A general review of the body piercing regulations was necessary due to the Executive Directive Number One (2022). The regulatory review committee ensured the regulations provides minimum burdens on regulants while still protecting the public.
18 VAC 41-70	NOIRA	General review of Esthetics Regulations	Public comment period began on 12/18/23 and ended on 01/17/24	A general review of the esthetics regulations was necessary due to the Executive Directive Number One (2022). The regulatory review committee ensured the regulations provides minimum burdens on regulants while still protecting the public.

Materials contained in this agenda are proposed topics for discussion and are not to be printed as regulations in their official Board position



**TO:** Board for Barbers and Cosmetology  
**FROM:** Kelley Smith, Executive Director  
**SUBJECT:** Executive Director Update  
**DATE:** June 26, 2024

**Application Statistics**

The table below outlines the number of applications received per calendar year (Jan. 1 – Dec. 31) since 2019 for BCHOP.

2024 <sup>1</sup>	2023 <sup>2</sup>	2022	2021	2020	2019
13,107	35,616	40,271	42,021	41,651	45,382

**Call Center Telephone Statistics**

The table below outlines the number of telephone calls received through BCHOP’s call center per fiscal year (July 1 – June 30).

2024 <sup>3</sup>	2023 <sup>4</sup>	2022	2021	2020	2019
16,898	33,894	43,063	36,074	41,837	39,187

**Call Center Summary – 04/01/24 – 04/30/24**

	Average Wait Time	Average Speed of Answer	Average Abandonment Time	Average Staff	Number of Calls	Call Duration
<b>BCHOP</b>	00:02:15	00:02:23	00:03:39	1.77	1991	
<b>BCHOP – B</b>	00:02:04	00:02:13	00:03:34	1.77	1562	
<b>SUMMARY</b>	00:02:10	00:02:19	00:03:36	3.53	3553	00:05:48

**Call Center Summary – 05/01/24 – 05/31/24**

	Average Wait Time	Average Speed of Answer	Average Abandonment Time	Average Staff	Number of Calls	Call Duration
<b>BCHOP</b>	00:01:30	00:01:38	00:02:47	1.81	1702	
<b>BCHOP – B</b>	00:01:15	00:01:25	00:04:15	1.63	1429	
<b>SUMMARY</b>	00:01:23	00:01:32	00:03:42	3.44	3131	00:05:17

<sup>1</sup> As of 4/30/24

<sup>2</sup> Missing totals for May 2023 and June 2023

<sup>3</sup> As of 5/31/24

<sup>4</sup> Missing totals for May 2023 through August 2023

## **Email Statistics**

The table below outlines the number of emails received through BCHOP's email addresses per calendar year (Jan 1 – Dec 31).

2024	2023	2022	2021	2020	2019
8,322	22,638	28,441	18,164	14,580	11,071

## **Board Case Statistics**

Since 2020, the Board has adjudicated 482 cases: 325 Disciplinary and 159 Licensing

### Disciplinary

Cases - 325: Final Orders - 236; Consent Orders – 89

325 disciplinary cases resulted in the sanctions below:

Revocations-267  
Suspensions-1  
Probation-5  
Fines-\$1,304,700  
Board cost-\$13,200

### Licensing

Cases – 154  
Denied – 18  
Conditional approvals – 1

## **Stakeholder Engagement & Out of Office Events**

During the 2024 calendar year, Board staff has the following opportunities to engage with various stakeholders and participate in out of office events. Below is a snapshot of our engagement throughout the year.

### July 2024

1. Presenting at the 2024 VATIE Conference.

### September 2024

1. National Association of Barber Boards (NABBA) conference in Oklahoma City, Oklahoma.

### October 2024

1. October 2, 2024 – Virtual Inaugural Meeting for the Cosmetology Compact Commission
2. National Interstate Council of State Boards of Cosmetology (NIC) conference in Salt Lake City, Utah.
3. October 10-11, 2024 - Board Member Training Conference in Williamsburg, Virginia.



**TO:** VIRGINIA BOARD FOR BARBERS AND COSMETOLOGY  
**FROM:** KELLEY SMITH, EXECUTIVE DIRECTOR  
**SUBJECT:** BODY-PIERCING SCHOOLS  
**DATE:** JUNE 20, 2024

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Over the last year, the Board has received several public comments asking the Board to create regulations for body-piercing schools.

The Board has authority to license a person, firm or corporation operating or attempting to operate a school of body-piercing pursuant to 54.1-704.2 of the Code of Virginia. To issue licenses for body-piercing schools, the Board would need to create regulations.

To create those regulations, the Board would need to convene a committee to create these regulations based on the current regulatory structure of school found in the Board's Barbering and Cosmetology, Esthetics and Tattooing Regulations, as well as, the curriculum and performance requirements found in the apprenticeship standards found in 18 VAC 41-60-160 and 18 VAC 41-60-170.

The Board can initiate a Fast-track regulation to create body-piercing schools with a motion to "initiate a Fast-track Regulatory Action for the creation of body-piercing schools."

Materials contained in this agenda are proposed topics for discussion and are not to be considered as regulation or official Board position  
Draft Agenda  
Draft Agenda  
Draft Agenda



**TO:** VIRGINIA BOARD FOR BARBERS AND COSMETOLOGY  
**FROM:** KELLEY SMITH, EXECUTIVE DIRECTOR  
**SUBJECT:** USE OF FORMER BOARD MEMBERS IN THE DISCIPLINARY PROCESS  
**DATE:** JUNE 22, 2023

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Board staff is requesting that the Board consider permitting former board members to complete technical reviews on disciplinary cases, as well as presiding over Informal Fact-Finding Conferences when there is a risk that having a current board member preside could cause quorum issues on a case at a board meeting.

Once a former board member is identified by Board staff, the Board chair would agree that the selected individual(s) was fit to serve in such capacity, and then the Agency would enter into a contract with the individual to provide services.

The Board can vote to approve this process by making a motion “to allow for former board members to complete technical reviews or preside as hearing officers for the Board’s cases.”

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





**TO:** VIRGINIA BOARD FOR BARBERS AND COSMETOLOGY  
**FROM:** KELLEY SMITH, EXECUTIVE DIRECTOR  
**SUBJECT:** LEGISLATIVE PROPOSAL FOR THE DEFINITIONS OF COSMETOLOGIST AND COSMETOLOGY IN §54.1-700 OF THE CODE OF VIRGINIA  
**DATE:** JUNE 25, 2024

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The Board received communication during the 2024 General Assembly that stakeholders in the Board's professions desired to make changes to the definitions of "Cosmetologist" and "Cosmetology" found in §54.1-700 of the Code of Virginia. This desire to make changes to the scope of practice was triggered by the Board adding straight razor shaving to the cosmetology curriculum during the 1,000-hour reduction. Additionally, stakeholders were concerned that the current Code is misaligned with industry standards, requiring an immediate update to the Code because cosmetologists may legally perform services that they are not adequately trained to perform.

As a result of this communication, board staff agreed to work with stakeholders on revising the Code definitions of "Cosmetologist" and "Cosmetology" and consider putting forth any changes on the Agency's legislative proposals.

Below are the current definitions for "Cosmetologist" and "Cosmetology":

"Cosmetologist" means any person who administers cosmetic treatments; manicures or pedicures the nails of any person; arranges, dresses, curls, waves, cuts, shapes, singes, waxes, tweezes, shaves, bleaches, colors, relaxes, straightens, or performs similar work, upon human hair, or a wig or hairpiece, by any means, including hands or mechanical or electrical apparatus or appliances unless such acts as adjusting, combing, or brushing prestyled wigs or hairpieces do not alter the prestyled nature of the wig or hairpiece, and practices cosmetology for compensation. The term "cosmetologist" shall not include hair braiding upon human hair, or a wig or hairpiece.

"Cosmetology" includes, but is not limited to, the following practices: administering cosmetic treatments; manicuring or pedicuring the nails of any person; arranging, dressing, curling, waving, cutting, shaping, singeing, waxing, tweezing, shaving, bleaching, coloring, relaxing, straightening, or similar work, upon human hair, or a wig or hairpiece, by any means, including hands or mechanical or electrical apparatus or appliances, but shall not include hair braiding upon human hair, or a wig or hairpiece, or such acts as adjusting, combing, or brushing prestyled wigs or hairpieces when such acts do not alter the prestyled nature of the wig or hairpiece.

Board staff put forth in the Agency's legislative package the following revisions be made to the Code to address the issue with straight razor shaving, recognizing that individuals receiving the

appropriate training prior to the exclusion of straight razor shaving from the definition would still be permitted to perform such shaving:

"Cosmetologist" means any person who administers cosmetic treatments; manicures or pedicures the nails of any person; arranges, dresses, curls, waves, cuts, shapes, singes, waxes, tweezes, shaves, bleaches, colors, relaxes, straightens, or performs similar work, upon human hair, or a wig or hairpiece, by any means, including hands or mechanical or electrical apparatus or appliances unless such acts as adjusting, combing, or brushing prestyled wigs or hairpieces do not alter the prestyled nature of the wig or hairpiece, and practices cosmetology for compensation. The term "cosmetologist" shall not include hair braiding upon human hair, or a wig or hairpiece **or straight razor shaving of the face and neck.**

"Cosmetology" includes, but is not limited to, the following practices: administering cosmetic treatments; manicuring or pedicuring the nails of any person; arranging, dressing, curling, waving, cutting, shaping, singeing, waxing, tweezing, shaving, bleaching, coloring, relaxing, straightening, or similar work, upon human hair, or a wig or hairpiece, by any means, including hands or mechanical or electrical apparatus or appliances. **The term "cosmetology" but shall not include: hair braiding upon human hair, or a wig or hairpiece; or such acts such as adjusting, combing, or brushing prestyled wigs or hairpieces when such acts do not alter the prestyled nature of the wig or hairpiece; or straight razor shaving of the face and neck.**

The Board received the following proposed language in the communication from Jonathan Melloul:

"*Cosmetologist*" means any person who administers ~~cosmetic treatments~~ [hair removal, basic facial treatments to enhance or improve the appearance and/or care of the skin, using lotions, oils, cleansers, or other preparations by manual practices only] ; manicures or pedicures the nails of any person; arranges, dresses, curls, waves, cuts, shapes, singes, waxes, tweezes, ~~shaves~~, [trims], bleaches, colors, relaxes, straightens, or performs similar work, upon human hair, or a wig or hairpiece, by any means, including hands or mechanical or electrical apparatus or appliances unless such acts as adjusting, combing, or brushing prestyled wigs or hairpieces do not alter the prestyled nature of the wig or hairpiece, and practices cosmetology for compensation. The term "cosmetologist" shall not include hair braiding upon human hair, or a wig or hairpiece [and shall not be construed as barbers, master barbers, estheticians, or master estheticians.]

"*Cosmetology*" includes, but is not limited to, the following practices: ~~administering cosmetic Treatments~~ [administering hair removal, basic cleansing facial treatments to enhance or improve the appearance and/or care of the skin and only includes a cleanse, tone, application of a mask and/or moisturizer]; manicuring or pedicuring the nails of any person; arranging, dressing, curling, waving, cutting, shaping, singeing, waxing, tweezing, ~~shaving~~ [trimming], bleaching, coloring, relaxing, straightening, or similar work, upon human hair, or a wig or hairpiece, by any means, including hands or mechanical or electrical apparatus or appliances, but shall not include hair braiding upon human hair, or a wig or hairpiece, or such acts as adjusting, combing, or brushing prestyled wigs or hairpieces when such acts do not alter the prestyled nature of the wig or hairpiece. [

First, the Board needs to decide whether it wishes to carve out an exemption to straight razor shaving. If the Board wishes to carve an exemption, the Board must decide if it is satisfied with the proposed language already put forward in the Agency’s legislative package, whether it wants to use the language proposed by Mr. Melloul or draft other language. If the Board does not wish to carve an exemption for straight razor shaving in the cosmetology scope of practice, Board staff will remove the proposal from the legislative package.

Second, the Board needs to decide whether it would like to amend the cosmetology scope of practice to address the issues presented by Mr. Melloul in his communication with the Board. If the Board believes the “cosmetic treatments” language should be restricted to more basic procedures, it can choose to utilize the language proposed by Mr. Melloul or draft alternative language. Board staff will then request to add this to the Agency’s legislative proposal package. If not, Board staff will request to remove the placeholder in the package.

The Board can first vote on whether to carve out an exemption for straight razor shaving in the definitions of “Cosmetologist” and “Cosmetology”. If the vote is to carve an exemption, the Board must vote on the language it wishes to change.

Next the Board needs to vote on whether to make changes in the cosmetology scope of practice, altering the inclusion of cosmetic treatments. If the vote is to change the cosmetology scope of practice, the Board must vote on the language it wishes to change.

Finally, if the Board votes to include either or both of the above items in the Agency’s legislative proposal, the Board needs to vote to add an exemption for individuals licensed as cosmetologists prior to the effective date of the statute (likely July 1, 2025).

# Cosmetology Licensure COMPACT

## Cosmetology Licensure Compact Implementation Timeline

On June 6, 2024, the Cosmetology Licensure Compact (“Compact”) came into effect by reaching enactment in seven states: Alabama, Arizona, Colorado, Kentucky, Maryland, Tennessee and Virginia. This milestone in the development process allows the Cosmetology Licensure Compact Commission (“Commission”) to be established.

Before cosmetologists can begin applying for multistate licenses, the Commission must implement the Compact in member states. This process takes 18-24 months. An estimated timeline is as follows:

### State Delegate Nominations – Summer 2024

Each member state must appoint a delegate to the Commission. The delegate must be the current administrator of the cosmetology board or licensing agency or their designee. Once all delegates have been appointed, the Commission will convene for an inaugural meeting.

### Inaugural Commission Meeting – Autumn 2024

At the inaugural meeting, the Commission will elect an executive committee and officers, establish subcommittees and approve the initial bylaws and rulemaking processes. All Commission meetings will be open to the public. The inaugural meeting will be held *virtually* on **October 2, 2024**.

### Establishing the Compact Data System – Throughout 2025

The data system is foundational to compact operations. Member states share licensee and discipline information with each other and the Commission via this system. CSG expects development to take 10-12 months.

Once the data system is developed, states will be onboarded. The time required for onboarding varies depending on the state’s current licensure data system and processes.

### Additional Commission Meetings – Throughout 2025

The Commission will meet throughout 2025 to adopt additional rules, set a fee and revenue structure, develop a multistate license application, hire staff, implement a budget, select a secretariat organization and complete any remaining tasks required for Compact operation.

### Multistate License Applications Open – Target: Autumn 2025

Once the data system is onboarded in all member states and rules and processes have been implemented, the Commission will direct member states to open multistate license applications for cosmetologists.



Department of Professional and Occupational Regulation

## **Board for Barbers and Cosmetology**

### **GUIDANCE DOCUMENT**

**Effective: September 1, 2024**

## **Cosmetology licensees completing training prior to straight razor requirement**

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### **I. Background**

According to § 54.1-700, the definition of cosmetology includes the practice of shaving, allowing cosmetologists to perform straight razor shaving within their scope of practice as defined in the Code of Virginia. However, cosmetology schools are not required to teach straight razor shaving. During the regulatory process to reduce the cosmetology training hours to 1,000, the Board incorporated straight razor shaving into the curriculum to ensure that cosmetologists are competent in this area.

The requirement for straight razor shaving in the cosmetology curriculum will take effect on September 1, 2024. Cosmetologists licensed before September 1, 2024, must currently ensure that they have been appropriately trained and are competent to perform straight razor shaving. To address these issues, on July 8, 2024, the Board for Barbers and Cosmetology established a guidance document for cosmetology licensees who completed their training prior to the Board implementing the straight razor curriculum requirements. The primary objective of the curriculum change was to clarify the prerequisites for performing straight razor shaving and provide cosmetology schools with the option to employ a barber or master barber instructor for training on straight razor shaving within a cosmetology school setting.

## **II. Applicable Statute**

According to § 54.1-700, the practice of cosmetology includes straight razor shaving. The guidance document specifies the prerequisites that cosmetologists must meet before conducting straight razor shaving. Cosmetologists must ensure competence in this skill before offering the service.

## **III. Consideration of Board Policy**

During the Board meeting on July 8, 2024, the Board for Barbers and Cosmetology approved a guidance document for cosmetology licensees who completed training before the straight razor requirement. This initiative aims to protect the safety and welfare of the public. The guidance document clarifies the criteria for cosmetologists to perform straight razor shaving, particularly for those licensed before it became a curriculum requirement. Cosmetologists must ensure they are competent in straight razor shaving before offering this service to the public.

## **IV. Guidance Document**

### **Cosmetologist performing straight razor shaving without completing the minimum 1000-hour curricula requirements.**

Cosmetologists who obtained their license before September 1, 2024, are eligible to perform straight razor shaving based on the cosmetology scope of practice. "Cosmetology" includes, but is not limited to, the following practices: administering cosmetic treatments; manicuring or pedicuring the nails of any person; arranging, dressing, curling, waving, cutting, shaping, singeing, waxing, tweezing, shaving, bleaching, coloring, relaxing, straightening, or similar work, upon human hair, or a wig or hairpiece, by any means, including hands or mechanical or electrical apparatus or appliances." According to 18VAC41-20-280.1, cosmetologists who performs straight razor shaving without the appropriate training may be subject to disciplinary action. Licensed cosmetology schools may employ licensed and certified barber or master barber instructors to provide training on straight razor shaving on face and neck in a cosmetology school.

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*The Board for Barbers and Cosmetology will be taking public comment on this proposed guidance document. A 30-day comment period will begin on July 29, 2024.*

*If you wish to comment on the proposed guidance document, you may do so via the Town Hall website or you may submit written comments so that they are received by August 28, 2024.*

Kelley Smith, Executive Director  
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Department of Professional and Occupational Regulation

## **Board for Barbers and Cosmetology**

### **GUIDANCE DOCUMENT**

**Effective:** September 1, 2024

### **Implementation of 1,000-hour cosmetology curriculum**

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#### **I. Background**

On December 7, 2023, the Board for Barbers and Cosmetology (“Board”) approved a final regulation reducing the minimum required cosmetology training hours from 1,500 hours to 1,000 hours. The Board also approved revised standards for curriculum and performances for the cosmetology program. The revised cosmetology curriculum ensures that training is no more burdensome than necessary while preparing students to be minimally competent practitioners. The regulatory change will become effective September 1, 2024. The Board adopted a guidance document for cosmetology schools to follow for student training and meeting the new requirements. Board-approved cosmetology schools may continue to enroll new students in the 1,500-hour program until August 31, 2024. Schools are permitted to continue training students in the 1,500-hour program until August 31, 2025, or until the program is completed, whichever date the earliest. Schools may begin teaching their new board-approved 1,000 hour program no earlier than September 1, 2024.

#### **II. Applicable Regulations**

Schools are mandated by 18 VAC41-20-200 to submit their curricula for approval by the Board. 18VAC41-20-210.D amended the cosmetology curriculum in the regulations. The outline included the required courses that aligns with the cosmetology scope of practice outlined in Code of Virginia definitions. VAC41-20-220.E regulatory change updated the mandatory minimum performances students must perform in the cosmetology program. 18VAC41-20-20.B.1 is relevant because any student currently in a 1,500-hour program (or who will be within the timeframe established by the guidance) is considered to have met the training requirements to qualify for the licensing examination. The guidance document outlines the timeline for schools to discontinue the 1500-hour cosmetology training and transition to offering the minimum 1000-

hour curriculum.

### **III. Consideration of Board Policy**

During the Board meeting on July 8, 2024, the Board for Barbers and Cosmetology approved the below guidance document for cosmetology students completing the 1500-hour program and cosmetology school requirements. The Board aims to establish protocols for students already enrolled in the 1500-hour program and outline school responsibilities in meeting the minimum 1000-hour cosmetology program requirements.

### **IV. Guidance Document**

#### **Implementation of 1,000-hour cosmetology curriculum**

Cosmetology schools currently approved by the Board must meet the new minimum standards for curriculum in 18VAC41-20-210.D and performances in 18VAC41-20-220.E. All schools must submit updated school packets, including instructional hours, course syllabus, detailed course outline, and breakdown of hours and performances to the Board by September 1, 2024.

Cosmetology schools currently approved by the Board may continue to enroll new students in the 1,500-hour program approved by the Board until August 31, 2024.

Students taking the minimum 1500-hour program and students enrolled prior to the school's new minimum 1000-hour curriculum must complete the program no later than August 31, 2025.

SCHEV Certified schools may receive preliminary approval of the new 1,000-hour curriculum upon submission of the revised syllabus and detailed course outline showing conformance to the Board's regulatory requirements.

Schools may not teach the minimum 1,000-hour curriculum until September 1, 2024.

Schools may not teach the minimum 1,000-hour curriculum until approved by the Board.

Schools failing to meet any of the required deadlines will be out of compliance and could face disciplinary action.

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*The Board for Barbers and Cosmetology will be taking public comment on this proposed guidance document. A 30-day comment period will begin on July 29, 2024.*

*If you wish to comment on the proposed guidance document, you may do so via the Town Hall website or you may submit written comments so that they are received by August 28, 2024.*

Kelley Smith, Executive Director  
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**TO:** VIRGINIA BOARD FOR BARBERS AND COSMETOLOGY  
**FROM:** KELLEY SMITH, EXECUTIVE DIRECTOR  
**SUBJECT:** FINANCIAL STATEMENTS  
**DATE:** JUNE 18, 2024

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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.

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

Draft Agenda

Draft Agenda

**Department of Professional and Occupational Regulation  
Statement of Financial Activity**

**Board for Barbers and Cosmetology  
954230**

**2022-2024 Biennium**

**March 2024**

	March 2024 Activity	Biennium-to-Date Comparison	
		July 2020 - March 2022	July 2022 - March 2024
<b>Cash/Revenue Balance Brought Forward</b>			810,212
<b>Revenues</b>	377,739	7,120,236	7,343,402
<b>Cumulative Revenues</b>			8,153,614
<b>Cost Categories:</b>			
<b>Board Expenditures</b>	24,306	373,970	397,570
<b>Board Administration</b>	154,116	1,901,650	2,076,047
<b>Administration of Exams</b>	8,885	96,970	111,793
<b>Enforcement</b>	124,329	1,605,102	1,826,605
<b>Legal Services</b>	5,978	62,576	59,423
<b>Information Systems</b>	142,934	1,371,416	1,433,212
<b>Facilities and Support Services</b>	33,401	600,735	598,544
<b>Agency Administration</b>	97,503	891,304	1,419,865
<b>Other / Transfers</b>	0	(3)	(923)
<b>Total Expenses</b>	591,453	6,903,720	7,922,136
<b>Transfer To/(From) Cash Reserves</b>	(71,952)	0	(237,354)
<b>Ending Cash/Revenue Balance</b>			468,832

<b>Cash Reserve Beginning Balance</b>	5,265,642	0	5,431,044
<b>Change in Cash Reserve</b>	(71,952)	0	(237,354)
<b>Ending Cash Reserve Balance</b>	5,193,690	0	5,193,690

<b>Number of Regulants</b>	
Current Month	75,579
Previous Biennium-to-Date	74,420

**Department of Professional and Occupational Regulation**  
**Supporting Statement of Year-to-Date Activity**  
**Board for Barbers and Cosmetology - 954230**  
**Fiscal Year 2024**

	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	%
<b>Board Expenditures</b>	17,763	24,979	23,032	19,074	17,585	23,374	8,737	18,636	24,306	0	0	0	177,486	209,326	31,840	230,219	-20,893	-10.0%
<b>Board Administration</b>	94,354	91,468	136,012	47,839	100,126	146,982	58,655	104,523	154,116	0	0	0	934,075	1,501,743	567,668	1,164,962	336,781	22.4%
<b>Administration of Exams</b>	5,227	6,132	8,716	2,913	5,859	8,759	2,956	5,946	8,885	0	0	0	55,393	80,223	24,830	69,401	10,823	13.5%
<b>Enforcement</b>	81,854	85,042	127,902	46,429	84,562	127,565	42,497	85,589	124,329	0	0	0	805,769	1,324,511	518,742	1,006,126	318,385	24.0%
<b>Legal Services</b>	0	0	0	0	0	0	11,955	5,978	5,978	0	0	0	23,911	23,911	0	31,881	-7,970	-33.3%
<b>Information Systems</b>	40,949	96,030	77,474	53,967	60,150	73,232	13,319	147,228	142,934	0	0	0	705,285	843,892	138,607	924,767	-80,875	-9.6%
<b>Facilities / Support Svcs</b>	26,670	27,143	32,576	23,341	25,975	35,618	25,858	27,332	33,401	0	0	0	257,914	536,505	278,591	336,691	199,814	37.2%
<b>Agency Administration</b>	64,252	69,424	110,462	36,999	75,047	104,866	28,996	63,285	97,503	0	0	0	650,833	924,410	273,577	819,151	105,259	11.4%
<b>Other / Transfers</b>	0	0	0	0	0	-3	0	0	0	0	0	0	-3	0	3	-3	3	
<b>Total Charges</b>	<b>331,069</b>	<b>400,217</b>	<b>516,173</b>	<b>230,563</b>	<b>369,303</b>	<b>520,394</b>	<b>192,974</b>	<b>458,517</b>	<b>591,453</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>3,610,663</b>	<b>5,444,521</b>	<b>1,833,858</b>	<b>4,583,194</b>	<b>861,327</b>	<b>15.8%</b>

**Department of Professional and Occupational Regulation  
Statement of Financial Activity**

**Agency Total**

**2022-2024 Biennium**

**February 2024**

	February 2024 Activity	Biennium-to-Date Comparison	
		July 2020 - February 2022	July 2022 - February 2024
<b>Cash/Revenue Balance Brought Forward</b>			3,453,476
<b>Revenues</b>	1,180,098	33,353,632	33,733,253
<b>Cumulative Revenues</b>			37,186,729
<b>Cost Categories:</b>			
<b>Board Expenditures</b>	173,613	2,737,565	3,214,087
<b>Board Administration</b>	428,694	7,411,067	7,973,299
<b>Administration of Exams</b>	28,077	502,172	496,672
<b>Enforcement</b>	652,978	11,673,616	12,150,367
<b>Legal Services</b>	36,417	404,520	429,005
<b>Information Systems</b>	618,566	5,340,053	5,485,482
<b>Facilities and Support Services</b>	158,749	3,225,366	3,228,046
<b>Agency Administration</b>	265,886	3,516,935	5,624,916
<b>Other / Transfers</b>	0	4,862	554
<b>Total Expenses</b>	2,362,980	34,816,155	38,602,429
<b>Transfer To/(From) Cash Reserves</b>	(853,658)	0	(4,385,269)
<b>Ending Cash/Revenue Balance</b>			2,969,570

<b>Cash Reserve Beginning Balance</b>	14,462,339	0	17,993,950
<b>Change in Cash Reserve</b>	(853,658)	0	(4,385,269)
<b>Ending Cash Reserve Balance</b>	13,608,681	0	13,608,681

**Number of Regulants**

Current Month	320,070
Previous Biennium-to-Date	308,696