

BOARD FOR BARBERS AND COSMETOLOGY

MINUTES OF MEETING

The Board for Barbers and Cosmetology met at 9:00 a.m. on Monday, November 18, 2024, at the Department of Professional and Occupational Regulation Offices, 9960 Mayland Drive, 2nd Floor, Board Room 4, Richmond, Virginia.

The following board members were present:

Margaret B. LaPierre
Oanh “Tina” Pham Kim Dang
Kailey Blakeney
Emmanuel Gayot
Claudia Espinoza
Marques Blackmon
Candice Benvenuti
Kimberly Lewis

The following board members were not present:

Gregory Edwards

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

Brian Wolford, Director
Jeb Wilkinson, 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.

Ms. LaPierre, Board Chair, determined a quorum was present and called the meeting to order at 9:12 a.m.

CALL TO ORDER

Ms. LaPierre read the Department of Professional & Occupational Regulations mission statement and announced several meeting reminders.

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

**EMERGENCY
EGRESS**

Ms. Smith introduced Jeb Wilkinson, DPOR Chief Deputy Director and board members Candice Benvenuti and Kimberly Lewis.

**INTRODUCTION
OF NEW AGENCY**

**STAFF AND
BOARD MEMBERS**

The Board took the agenda under consideration.

**APPROVAL OF
AGENDA**

Mr. Blackmon motioned to approve the agenda, seconded by Ms. Blakeney.

The members voting “yes” were Ms. LaPierre, Mr. Blackmon, Ms. Blakeney, Ms. Espinoza, Ms. Benvenuti, and Ms. Lewis. There were no negative votes. The motion carried.

The Board took the minutes of the Regulatory Advisory Panel meeting on September 23, 2024, and Board meeting on September 30, 2024, under consideration.

**APPROVAL OF
MINUTES AS A
BLOCK**

Ms. Blakeney motioned to approve the minutes as a block, seconded by Mr. Blackmon.

The members voting “yes” were Ms. LaPierre, Mr. Blackmon, Ms. Blakeney, Ms. Espinoza, Ms. Benvenuti, and Ms. Lewis. There were no negative votes. The motion carried.

Mr. Gayot arrived at 9:20 am.

**Arrival of Board
Member**

Ms. LaPierre opened the floor for public comment.

**PUBLIC
COMMENT**

Chris Pleasants addressed the board with concerns of his barbershop booth rental. Ms. Smith requested Mr. Pleasants discuss his concerns with board staff after the meeting.

Christine Werne addressed the board with concerns about the esthetics regulation survey results presented on the PowerPoint during the September 23, 2024, Regulatory Advisory Panel meeting.

Laura Todd addressed the board with concerns of the Regulatory Advisory Panel meeting minutes statement and survey.

Ms. Dang arrived at 9:30 am.

**Arrival of Board
Member**

Matt England addressed the board with concerns of the Regulatory Advisory Panel survey.

**PUBLIC
COMMENT**

CASES

Disciplinary

In the matter of File Number **2023-01146, Sammie Leary**, Ms. Dang recused herself and remaining Board members reviewed the record of the Informal Fact-Finding Conference which consisted of the transcript, investigative file, report of findings, and exhibits.

File Number 2023-01146, Sammie Leary

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

Mr. Blackmon motioned to accept the recommendation which cites a violation for Count 1, seconded by Mr. Gayot.

There was no Board discussion.

The members voting “yes” were Ms. LaPierre, Mr. Blackmon, Ms. Blakeney, Ms. Espinoza, Ms. Benvenuti, Ms. Lewis, and Mr. Gayot. There were no negative votes. The motion carried.

Mr. Blackmon motioned to accept the recommended sanctions for Count 1, seconded by Ms. Blakeney.

There was no Board discussion.

The members voting “yes” were Ms. LaPierre, Mr. Blackmon, Ms. Blakeney, Ms. Espinoza, Ms. Benvenuti, Ms. Lewis, and Mr. Gayot. There were no negative votes. The motion carried.

The violations and sanctions were:

Count 1:	18 VAC 41-20-280.1	\$800.00
Total		\$800.00

Prima Facia

In the matter of File Number **2024-02094, Super Hair’s Beauty Academy**, Board members reviewed the record of the revised report of findings and exhibits.

File Number 2024-02094, Super Hair’s Beauty Academy

A representative from Super Hair’s Beauty Academy did not appear at the meeting in person, by counsel, or by any other qualified representative.

Mr. Blackmon motioned to find violations for Count 1 and Count 2 and accept the recommendation sanctions, seconded by Ms. Blakeney.

There was no Board discussion.

The members voting “yes” were Ms. LaPierre, Mr. Blackmon, Ms. Blakeney, Ms. Espinoza, Ms. Benvenuti, Ms. Lewis, Ms. Dang, and Mr. Gayot. There were no negative votes. The motion carried.

The violations and sanctions were:

Count 1:	18 VAC 41-20-280.4	\$2,500.00
Count 2:	18 VAC 41-20-280.9	\$1,000.00
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Total		\$3,500.00

In addition, for violations of Count 1 and 2 the Board imposed license revocation.

REPORTS

Ms. Duncan called the Boards attention to the electronic agenda that provided both private and high school examination statistics.

Examination Statistics

The Board did not have any questions or discussion.

Ms. Rodriguez presented the regulatory report that was provided in the electronic agenda.

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.

Executive Director Report

The Board did not have any questions or discussion.

NEW BUSINESS

Ms. Smith provided an overview of training topics and speakers that attended the board member training conference on October 10th and 11th, 2024.

Report on 2024 New Board Member Training Conference

The Board discussed the training conference.

Ms. Smith informed the Board that DPOR is funded through licensing fees. The Code of Virginia requires DPOR Boards to establish fees that are sufficient to cover operating expenses. The 2019 General Assembly directed DPOR to spend down its surplus reserve through filling vacancies and upgrading its licensing and enforcement systems. The Board is expected to exhaust its cash reserve in the next fiscal year. To ensure DPOR and the Board have sufficient funds to continue operating, a fee increase is necessary. The Board's last fee increase was in September 2011. There has been 39% inflation since September 2011 and Board costs have increased during time. Staff recommended a fee increase to provide sufficient revenue to cover operating expenses.

Fast-Track Fee Increase

Ms. Blakeney motioned to adopt the proposed adjusted fee amounts and authorize staff to begin a fast-track regulatory action, seconded by Ms. Espinoza.

The Board discussed the fee increase. Mr. Kirshner explained the calculation of the new fees and the Callahan Act §54.1-113 of the Code of Virginia.

The members voting "yes" were Ms. LaPierre, Mr. Blackmon, Ms. Blakeney, Ms. Espinoza, Ms. Benvenuti, Ms. Lewis, Ms. Dang, and Mr. Gayot. There were no negative votes. The motion carried.

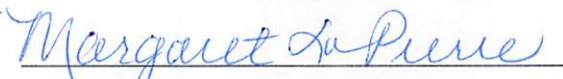
REMINDERS

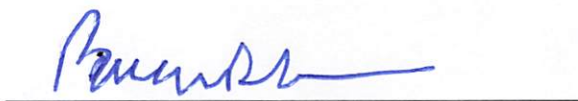
Ms. LaPierre reminded the Board of the next board meeting scheduled for January 6, 2025.

Next Board Meeting

There being no further business brought before the Board, Ms. LaPierre adjourned the meeting at 10:02 a.m.

Adjourn


Margaret LaPierre, Board Chair


Brian P. Wolford, Board Secretary

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name Candice Benvenuti
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Barbers and Cosmetology
(Name of Board)
4. Meeting/IFF Date: 11/18/2024

5. Do you have a personal interest in the following transaction?

- No; I **do not** have a personal interest in any transactions taken at this meeting.
 Yes - If yes, please answer the following questions.


A. _____
(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

C. I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- _____
D. I am able to participate in this transaction fairly, objectively, and in the public interest. or
 I did not participate in the transaction.

6. Signature of Board Member:


Signature

November 18, 2024
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name Kimberly Lewis
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Barbers and Cosmetology
(Name of Board)
4. Meeting/IFF Date: 11/18/2024

5. Do you have a personal interest in the following transaction?

- No; I **do not** have a personal interest in any transactions taken at this meeting.
- Yes - If yes, please answer the following questions.


A. _____
(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

C. I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- D. I am able to participate in this transaction fairly, objectively, and in the public interest. or
- I did not participate in the transaction.

6. Signature of Board Member:



Signature

November 18, 2024

Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name Margaret LaPierre
(Name of Board Member)
2. Title: Board Chair
3. Agency: DPOR/Board for Barbers and Cosmetology
(Name of Board)
4. Meeting/IFF Date: 11/18/2024

5. Do you have a personal interest in the following transaction?

No; I **do not** have a personal interest in any transactions taken at this meeting.

Yes - If yes, please answer the following questions.

A. _____
(Agenda Item)

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I did not participate in the transaction.

6. Signature of Board Member:

Margaret LaPierre
Signature

November 18, 2024
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name Marques Blackmon
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Barbers and Cosmetology
(Name of Board)
4. Meeting/IFF Date: 11/18/2024

5. Do you have a personal interest in the following transaction?

- No; I **do not** have a personal interest in any transactions taken at this meeting.
- Yes - If yes, please answer the following questions.


A. _____
(Agenda Item)

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- D. I am able to participate in this transaction fairly, objectively, and in the public interest. or
- I did not participate in the transaction.

6. Signature of Board Member:

 November 18, 2024
Signature Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name Kailey Blakeney
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Barbers and Cosmetology
(Name of Board)
4. Meeting/IFF Date: 11/18/2024

5. Do you have a personal interest in the following transaction?

- No; I **do not** have a personal interest in any transactions taken at this meeting.
 Yes - If yes, please answer the following questions.

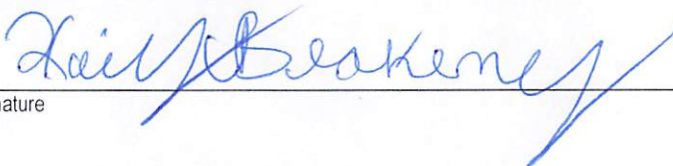
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(Agenda Item)

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 I did not participate in the transaction.

6. Signature of Board Member:


Signature

November 18, 2024
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name Tina Dang
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Barbers and Cosmetology
(Name of Board)
4. Meeting/IFF Date: 11/18/2024

5. Do you have a personal interest in the following transaction?

- No; I **do not** have a personal interest in any transactions taken at this meeting.
- Yes - If yes, please answer the following questions.

A. _____
(Agenda Item)

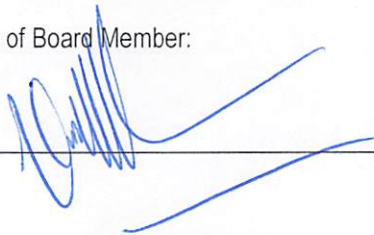
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- I did not participate in the transaction.

6. Signature of Board Member:

Signature



November 18, 2024

Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name Emmanuel Gayot
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Barbers and Cosmetology
(Name of Board)
4. Meeting/IFF Date: 11/18/2024

5. Do you have a personal interest in the following transaction?

- No; I **do not** have a personal interest in any transactions taken at this meeting.
 Yes - If yes, please answer the following questions.

A. _____
(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

C. I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- D. I am able to participate in this transaction fairly, objectively, and in the public interest. or
 I did not participate in the transaction.

6. Signature of Board Member:

Signature

November 18, 2024

Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name Claudia Espinoza
(Name of Board Member)

2. Title: Board Member

3. Agency: DPOR/Board for Barbers and Cosmetology
(Name of Board)

4. Meeting/IFF Date: 11/18/2024

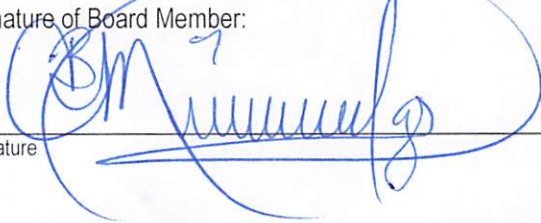
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 I did not participate in the transaction.

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Signature

November 18, 2024
Date