

## MINUTES

### Nevada State Board of Cosmetology Board Meeting

#### April 11 2022 NVBOC Board Meeting

Monday, April 11, 2022, 9:00 am

THIS MEETING WILL BE HELD BY REMOTE TECHNOLOGY SYSTEM (videoconference or teleconference only).

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The State of Nevada Board of Cosmetology is pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, please notify the State Board of Nevada, in writing, at 8945 W. Russell Road, Suite 100 Las Vegas, NV 89148 or by calling (702) 979-5918 at least 24 business hours prior to the meeting date. \*Please note the Board's office hours are 7 am-5 pm, M-Th. Members of the public may request the supporting materials for this meeting from Lauren Gossage, Regulatory Compliance Specialist- 8945 W. Russell Road, Suite #100 Las Vegas, NV 89148, (702)-979-5918. Email: [lauren@nvcosmo.com](mailto:lauren@nvcosmo.com). Supporting materials may be found on the "board meeting information" page of [nvcosmo.com](http://nvcosmo.com)

The meeting agenda and any supporting documents can be found on the Board's website, [nvcosmo.com](http://nvcosmo.com). Per NRS 241.020 (11) any supporting material provided to the Board during the meeting will be available on the Board's website no later than 24 hours after the conclusion of the meeting.

**STACKED CALENDAR:** In accordance with Nevada's Open Meeting Law, the Board may consider agenda items taken out of order. The Board may combine two or more agenda items for consideration. The Board may remove an item from the agenda or delay discussion relating to an item on the agenda at any time. The Board may continue the meeting as deemed necessary. The Board, at its discretion, may take public comment during times other than the designated Public Comment agenda items. The Board reserves the right to limit public comment to three (3) minutes. A comment may not be restricted based on viewpoint. During the public comment period, please unmute your microphone, when instructed, to deliver your public comment. Prior to the commencement and conclusion of a contested case or a quasi-judicial proceeding that may affect the due process rights of an individual, the board may refuse to consider public comment. See NRS 233B.126.

Pursuant to NRS 241.030(1), the State of Nevada Board of Cosmetology may conduct a closed meeting to consider the character, allegations of misconduct, professional competence, or physical and mental health of a person.

This meeting has been properly noticed and posted at the following locations:

State of Nevada Board of Cosmetology-8945 W. Russell Road, Suite #100 Las Vegas, NV 89148  
State of Nevada Board of Cosmetology (Reno)- 740 Del Monte Lane, Suite #12 Reno, NV 89511  
Nevada State Board of Cosmetology website [www.nvcosmo.com](http://www.nvcosmo.com)  
State of Nevada Website: [notice.nv.gov](http://notice.nv.gov).

#### In Attendance

Anita Douglass; Bertha Jackson; Bryan Baltazar; Chricy Harris; Erin Litterer; Gary Landry; Gwendolyn Braimoh; Jennifer Sweetland-Jeffers; Kathey Ditzler; Lauren Gossage; Michelle Fanning; Pamela Hayes-Fitzgerald; Rodney Moore; Roxanne Pruitt Harris

#### Not In Attendance

Andrew Helms; Molly O'Bryant

#### A. Roll Call

Executive Director Landry to introduce the three new Board Members.

The Board Meeting was called to order by Board Chair Braimoh at 9:03 AM PST

#### B. Mission Statement

The mission of the Nevada State Board of Cosmetology is to protect the public health, safety, and welfare of those that obtain cosmetology related services through the delivery of quality Testing, Licensing, Inspection, and Education Services that focus on consumer protection.

#### C. Comments from the General Public- *For discussion only*

The Board will entertain comments from the general public for any item that is or is not on the published agenda and is related to the Nevada State Board of Cosmetology.  
No action can be taken on a matter unless it is included in an agenda.  
Comments should be limited to three (3) minutes or less.

Lucille Suarez commented that she would like a tiered esthetic license that has only laser services in the advanced license. She also stated that if there were to be a two-tiered license, the non ablative services should be for tier two and all other esthetic services should be for tier one.

Nancy Peppers commented that there should be a two-tiered license for estheticians; one for medical estheticians who work under doctor supervision and another for regular esthetic services. She added that she planned to create her own scope of practice for this.

Sandra [last name inaudible] commented that the time frame for grandfathering should be extended.

Eleanor Palmer commented that she has licensing concerns for her employees; she believes the time frame for grandfathering should be longer; she is in support of a tiered license for laser services.

Chrystal Ramey commented that she completed the online laser course and asked about the timeline to hear whether her application was approved.

Countess Courtney commented that there is not an Advanced Esthetician serving on the board.

Matt Brinton stated that he was looking forward to the board members reconsidering their initial decision that allowed for the 75 hours in laser training to be done 100% online. He added that he would love to work with anyone who would like to revise SB291.

Kai Stanton asked the board to consider everyone and is looking forward to the success of everyone.

**D. Approval of minutes from previous meeting(s)-for discussion and possible action**

The Board to approve minutes from then March 14, 2022 Board Meeting.

The minutes from the March 14, 2022, meeting were approved by unanimous vote.

\*Chricy Harris, Deputy Attorney General and legal counsel for the Board of Cosmetology noted that Mr. Bryan Baltazar and Ms. Roxanne Harris are serving on the Board with expired terms. Ms. Harris, DAG commented that only active Board Members should be

participating in Board votes. She further stated that while Mr. Baltazar made a motion on this matter there was a quorum of active Board Members that supported the motion.

Mr. Baltazar asked Ms. Harris, DAG for clarity on this matter. A similar sentiment was echoed by Ms. Braimoh and it was determined that Ms. Harris, DAG would provide clarity for her position that only active members vote sometime after the conclusion of the day's meeting.

Move: Bryan Baltazar Second: Roxanne Pruitt Harris Status: Passed

#### **E. *Petitions***

**1. Petition Janet Rodriguez A-52469 -*For discussion and possible action***

Petitioner is requesting a variance of NAC 644A.600 - Minimum requirements for space and accommodations.

The Board moved table Petitioner Janet Rodriguez A-52469's request for a variance until the next meeting.

Move: Bryan Baltazar Second: Roxanne Pruitt Harris Status: Passed

**2. Petition Sarah Miller U-705618 -*For discussion and possible action***

Petitioner is requesting approval to enroll in a school of Cosmetology with a felony conviction.

The Board voted to allow Sarah Miller to attend cosmetology school with a felony conviction.

Move: Gwendolyn Braimoh Second: Kathey Ditzler Status: Passed

**3. Petition DeAundre Johnson U-705665 -*For discussion and possible action***

Petitioner is requesting approval to enroll in a school of Cosmetology with a felony conviction.

The Board voted to table DeAundre Johnson's petition until the requirements of parole/probation are completed in September 2022. On or after September of 2022, DeAundre Johnson would need to repetition and reappear for the Board to reconsider their decision.

Move: Kathey Ditzler Second: Anita Douglass Status: Passed

4. Petition Kasandra Deleon U-706459 -*For discussion and possible action*

Petitioner is requesting approval to enroll in a school of Cosmetology with a felony conviction.

Petitioner Kasandra Deleon was not present at the meeting. The Board voted to deny the petition.

Move: Gwendolyn Braimoh Second: Anita Douglass Status: Passed

5. Petition Miesha Davis ST-4176 -*For discussion and possible action*

Petitioner is requesting approval to enroll in a school of Cosmetology with a felony conviction.

The Board voted to allow Miesha Davis to attend cosmetology school with a felony conviction.

Move: Gwendolyn Braimoh Second: Kathey Ditzler Status: Passed

6. Petition Lesley Baker U-707129 -*For discussion and possible action*

Petitioner is requesting approval to receive a hair braiding license with a felony conviction.

The Board voted to allow Lesley Baker to test for a braiding license.

Move: Gwendolyn Braimoh Second: Anita Douglass Status:

Passed

7. Petition Siera Strickland A-3893 - ***For discussion and possible action***

Petitioner is disputing violation V3139822

Petitioner Siera Strickland requested to be moved to the July 2022 meeting.

No vote was taken on the matter.

8. Petition Destiny Russell ST-1046718 - ***For discussion and possible action***

Petitioner is requesting that the Board allow her to retake her licensing examination after having been found, by Board Staff, with her cell phone during her last licensing exam.

The Board voted to file a formal complaint against Destiny Russell.

Motion to file a formal complaint by Gwen Braimoh, seconded by Kathey Ditzler.

The Board voted to allowed Destiny Russell to retake her theory test, but she cannot pay for her initial license until the fine is paid in full.

Motion to allow a retake by Gwen Braimoh, seconded by Anita Douglass.

9. Petition Anthony Cutrer Jr ST-104626 - ***For discussion and possible action***

Petitioner is requesting that the Board allow him to retake his licensing examination after having been found, by Board Staff, with his cell phone during his last licensing exam.

The Board voted to file a formal complaint against Anthony Cutrer Jr for using his phone to cheat on an exam.

Motion to file a formal complaint by Gwen Braimoh, seconded by Kathey Ditzler.

The Board voted to allowed Anthony Cutrer Jr to retake his theory



test, but he cannot pay for his initial license until the fine is paid in full.

Motion to allow a retake by Gwen Braimoh, seconded by Anita Douglass.

**10. Petition Evelyn Fernandez St-102671 - *For discussion and possible action***

Petitioner is requesting that the Board allow her to retake her licensing examination after having been found, by Board Staff, with her cell phone during her last licensing exam.

The Board voted to file a formal complaint against Evelyn Fernandez using her cell phone to cheat on an exam.

Motion to file a formal complaint by Gwen Braimoh, seconded by Anita Douglass.

The Board voted to allowed Evelyn Fernandez to retake her theory test, but she cannot pay for her initial license until the fine is paid in full.

Motion to allow a retake by Gwen Braimoh, seconded by Kathey Ditzler.

**11. Petition Alicia Gillins ST-101010503 - *For discussion and possible action***

Petitioner is disputing violation(s) V3139885 and V3139886

The Board voted to uphold the citations.

Move: Anita Douglass Second: Kathey Ditzler Status: Passed

**12. Petition Drialys Santana ST-99380 -*For discussion and possible action***

Petitioner is disputing violation(s) V3139214, V3139215, and V3139216

Drialys Santana was not present at this meeting. The Board voted to deny the petition.

Move: Gwendolyn Braimoh Second: Anita Douglass Status: Passed

13. Petition Savannah Stith A-49536 -*For discussion and possible action*

Petitioner is disputing violation(s) V3126158, V3126159, V3126160

The Board voted to uphold the citations.

Move: Kathey Ditzler Second: Anita Douglass Status: Passed

14. Petition Kamila Muhammad ST-1046828 - *For discussion and possible action*

Petitioner is disputing violation(s) V3140048, V3140049, V3140050

The Board voted to uphold the citations.

Move: Kathey Ditzler Second: Anita Douglass Status: Passed

15. Petition Shanera Hall C-26450 -*For discussion and possible action*

Petitioner is disputing violation V3140229

The Board voted to reduce Shanera Hall's citation from \$200 to \$100.

Board member Kathey Ditzler was not in favor of this motion.

Move: Gwendolyn Braimoh Second: Anita Douglass Status: Passed

**F. Misc. Agenda Items**

1. Board to reevaluate whether to allow for online laser training as per SB-291, Section 45 (2) -*For discussion and possible action*

SB-291 notes that an advanced esthetic license may be issued to an individual who is currently licensed as an esthetician and who has completed at least 75 hours of training in the operation of lasers for medical or esthetic purposes.



During the March 14, 2022 Board Meeting, the Board voted to accept online hours to meet SB-291's, 75-hour laser course grandfathering requirements. The Board is looking to reexamine their previous decision which allowed for 100% online training hours.

The Board moved to allow the 75-laser course as referenced in SB-291 to be taken as a hybrid course consisting of not more than 45 online hours and at least 30 practical (hands-on) hours.

Move: Gwendolyn Braimoh Second: Bryan Baltazar Status: Passed

**2. Election of Board Officers - *For discussion and possible action***

Yearly election of Board Officers (President, Vice-President & Secretary-Treasurer)

This agenda item was taken out of order and heard near the beginning of the meeting.

Chricy Harris, DAG, clarified that the two expired board members (Mr. Baltazar and Ms. Roxanne Harris) should abstain from voting. Chricy Harris, DAG, stated that only active board members should participate in officer election nominations and votes. Present at the meeting were a quorum of Board members with active terms.

Ms. Gwen Braimoh requested that the elections be tabled until the next meeting.

Move: Gwendolyn Braimoh Second: Anita Douglass Status: Passed

**3. Executive Director's Review & Report- *For discussion and possible action***

Director Landry will deliver an operations report to the Board. The Board will review Executive Director Landry's performance over the last year and evaluate him for a possible salary increase.

The Board voted to table the Executive Director's salary increase and evaluation for a special meeting.

Move: Kathey Ditzler Second: Anita Douglass Status: Passed

**4. Monthly Financial Reports - *For discussion and possible action***

The Board to review financial reports submitted by Andrew Helms, CFO.

The Board voted to accept the monthly financial reports.

Move: Anita Douglass Second: Kathey Ditzler Status: Passed

**5. Budget FY 2023 - *For discussion and possible action***

FY 2023 budget to be presented by Andrew Helms, CFO.

The Board voted to accept the budget for fiscal year 2023.

Move: Kathey Ditzler Second: Anita Douglass Status: Passed

**G. Comments from the General Public- *For discussion only***

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Christine McKinney commented on the interpretation of SB291 and asked if there was a clause for out of state hours in advanced esthetics.

Kai Stanton commented that she looks forward to the townhall meeting and thanked the Board.

Sierra Wold commented that she appreciates the concern expressed for the industry. She noted there is a difference between laser device types and there is always a possibility for adverse reactions and wants to stay involved. She provided information on what she deemed to be a small number of APRN's in Nevada to act as supervising health care professionals.

Nancy Peppers commented that her solution would be to change the scope of practice document to include LED, dermaplaning, body contouring, and other

services in the esthetician scope.

Eleanor Palmer commented that other board's licensees are providing body treatments, such as massage therapists, and they should be required to obtain the advanced license.

Board Member Braimoh asked that a date for a townhall be selected at an upcoming meeting. Ms. Braimoh also asked that a committee for law review be put together at the next meeting. She noted that she is here to support the schools and the licensees.

Board Member Baltazar thanked the Board Members and commented that is here to support the licensees. Baltazar requested more clarification about the level of communication that can occur between other Board Members.

Board Member Ditzler commented that she would like to network with other Board Members. Kathey Ditzler will reach out to Gary Landry, Executive Director for phone numbers and contact emails.

#### **H. Adjournment- *For possible action***

The meeting adjourned at 12:56 PM PST.

Move: Anita Douglass Second: Kathey Ditzler Status: Passed