

AGENDA

Nevada State Board of Cosmetology Board Meeting December 11 2023 NVBOC NOTICE OF INTENT TO ACT UPON A REGULATION

Monday, December 11, 2023, 9:00 am

Meeting Locations:

CJC Properties

6920 S. Cimarron Rd., Suite #100

Las Vegas, NV 89113

Room: Seminar Room

Reno Office

740 Del Monte Lane, Suite 100

Reno, NV 89511



The Regulation Hearing Meeting will run concurrently at both the Las Vegas and Reno locations.

Telephonic/video conference attendance will not be provided. Members of the public may only appear in person at either the Las Vegas or Reno location.

If you are unable to attend this meeting, but would like to submit written comments for the Board to review, please e-mail your comments to inspection@nvcosmo.com or you may send your comments via USPS mail to The Nevada Board of Cosmetology, 8945 W. Russell Road Suite #100, Las Vegas, NV 89148. Comments may be addressed to Janie Huggins, Chief Compliance Officer. The deadline to submit written comments is Monday, December 4th, 2023 @ 5PM PT.

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-hours prior to the date of the meeting. *Please note the Board's office hours are 7am-5pm, 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@nvcomso.com

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 minutes. Comment may not be restricted based on viewpoint. 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.

ALL CELLULAR TELEPHONES ARE TO BE TURNED OFF OR SET TO SILENT NOTIFICATION MODE DURING THE PROCEEDINGS.

Board Members will be appearing in person at either the Las Vegas or Reno Location. Board Members in each meeting location will be connected to each other via Zoom.

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

State of Nevada Website <https://notice.nv.gov>

A. Roll Call

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 related to the Nevada State Board of Cosmetology.

Comments are limited to three (3) minutes or less. No discussion or action can be taken during public comment.

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

The Board is to approve minutes from October 9, 2023 Board Meeting.

☐ October 9, 2023 Meeting Minutes

E. Notice of Intent To Act Upon A Regulation

☐ NOTICE OF INTENT TO ACT UPON A REGULATION R182-22

1. Review of language for R182-22- *For discussion only*

This Board has received language from the Legislative Counsel Bureau for R182-22. The Board will solicit comments from the public on the revised language of R182-22.

☰ R182-22

2. Adoption of NAC 644A (R182-22)- *For discussion and possible action*

☰ R182-22

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

The Board will entertain comments from the general public for any item that is related to the Nevada State Board of Cosmetology.

Comments are limited to three (3) minutes or less. No discussion or action can be taken during public comment.

G. Comments from Board Members- *For discussion only*

The Board will entertain comments from the Board members for any item that is related to the Nevada State Board of Cosmetology.

Comments are limited to three (3) minutes or less. No discussion or action can be taken during public comment.

H. Adjournment- *For possible action*

NOTICE OF INTENT TO ACT UPON A REGULATION

Notice of Hearing for the Adoption of Regulations of the Nevada State Board of Cosmetology, as proposed in LCB File No.R182-22.

The Nevada State Board of Cosmetology will hold a public hearing at 9:00 am., on December 11, 2023, at 6920 S Cimarron Rd, Suite 100, Las Vegas, NV, 89113 and 740 Del Monte Lane Suite 12, Reno, Nevada 89511. The purpose of the hearing is to receive comments from all interested persons regarding the Adoption of regulations that pertain to chapter 644 of the Nevada Administrative Code.

The following information is provided pursuant to the requirements of NRS 233B.0603:

1. The need for and the purpose of the proposed regulation or amendment.

This regulation is needed to update NAC 644A to comply with recent changes to NRS Chapter 644A. Prior to the current amendment, this regulation has not been modified to compliment any new statutes since the 81st legislative session.

2. If the proposed regulation is a temporary regulation, either the terms or the substance of the regulations to be adopted, amended, or repealed, or a description of the subjects and issues involved. If the proposed regulation is a permanent regulation, a statement explaining how to obtain the approved or revised text of the proposed regulation prepared by the Legislative Counsel pursuant to NRS 233B.063.

This is a permanent regulation.

3.If the proposed regulation is a permanent regulation, a statement explaining how to obtain the approved or revised text of the proposed regulation..

The revised language can be found at <https://www.nvcosmo.com/board-meeting-information> under agenda documents for the December 11, 2023 meeting.

4. The estimated economic effect of the regulation on the business which it is to regulate and on the public. These must be stated separately and in each case must include: (a) Both adverse and beneficial effects; and (b) Both immediate and long-term effects.

The survey results indicated that the majority of those polled felt that a proposed regulation change would not have an adverse or beneficial impact their businesses.

The Board does not foresee any adverse or beneficial effects both in the immediate and long-term on members of the public.

5. The methods used by the agency in determining the impact on a small business.

The Nevada State Board of Cosmetology requested input from small business owners and operators. Two surveys were sent to each of the Board's licensed businesses, including schools of cosmetology asking for input as to the projected adverse and beneficial impacts of the proposed regulation changes.

The surveys were sent via Alchemer, an online survey tool in 2022 and 2023. In total, 187 complete responses were collected. The survey results indicated that the majority of those polled were unsure what, if any, impact the proposed changes would have an economic effect on their small business.

6. The estimated cost to the agency for enforcement of the proposed regulation.

The Nevada State Board of Cosmetology does not anticipate there being a cost to enforce the proposed regulation.

7. A description of and citation to any regulations of other state or local governmental agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the proposed regulation overlaps or duplicates a federal regulation, the notice must include the name of the regulating federal agency.

This regulation does not overlap or duplicate any regulations of other state or local government agencies. This regulation does not overlap or duplicate any federal regulations.

8. If the regulation is required pursuant to federal law, a citation and description of the federal law.

This regulation is not required pursuant to federal law.

9. If the regulation includes provisions which are more stringent than a federal regulation that regulates the same activity, a summary of such provisions.

This regulation does not include provisions which are more stringent than a federal regulation that regulates the same activity.

10. Whether the proposed regulation establishes a new fee or increases an existing fee.

The proposed regulation does not establish a new fee or increases an existing fee.

Persons wishing to comment upon the proposed action of the Nevada State Board of Cosmetology may appear at the scheduled public hearing or may address their comments, data, views, or arguments, in written form, to Nevada State Board of Cosmetology, Attn: Janie Huggins, 8945 West Russell Rd, Ste 100, Las Vegas, Nevada 89148. Written submissions must be received by the Nevada State Board of

Cosmetology on or before Monday, December 4, 2023 at 5:00pm. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Nevada State Board of Cosmetology may proceed immediately to act upon any written submissions.

A copy of this notice and the regulation to be adopted will be on file at the State Library, Archives and Public Records, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulation to be adopted will be available at Nevada State Board of Cosmetology office located at 8945 West Russell Rd, Ste 100, Las Vegas, Nevada 89148, Nevada State Board of Cosmetology office located at 740 Del Monte Lane Suite 12, Reno, Nevada 89511 and NVCOSMO.COM for inspection and copying by members of the public during business hours. This notice and the text of the proposed regulation are also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, and on the Internet at <http://www.leg.state.nv.us/>. Copies of this notice and the proposed regulation will also be mailed to members of the public at no charge upon request.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, will issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This notice of hearing has been posted at the following locations:

Nevada State Board of Cosmetology office located at 8945 West Russell Rd, Ste 100, Las Vegas, Nevada 89148

Nevada State Board of Cosmetology office located at 740 Del Monte Lane Suite 12, Reno, Nevada 89511
State Library, Archives and Public Records, 100 Stewart Street, Carson City, Nevada

