

MINUTES



**Nevada State Board of Cosmetology
Board Meeting Group
January 14 2019 NVBOC Meeting
Monday, January 14, 2019, 9:00 am - 5:00 pm
*SIMULCAST LAS VEGAS & CARSON CITY
Las Vegas Office of the Attorney General
555 East Washington Ave. #3900
Las Vegas, NV 89101
Rm: 4500**

**Carson City Office of the Attorney General
100 N. Carson St.
Carson City, NV 89701
Rm: Mock Courtroom**

In Attendance

Adam Higginbotham; Andrew Helms; Bryan Baltazar; Debra Ritchey; Gary Landry; Gwendolyn Braimoh; KAI STANTON; Leah Easter; Maggie Adams; Victoria Negrete

Not In Attendance

Joanna Tran; Tialutrell McCormick

A. Roll Call

1 Roll Call

Rosalie Boredelove-Deputy Attorney General provided guidance to the Board during the meeting

B. Pledge of Allegiance

Non-voting item

C. Mission Statement

Non-Voting Item

The mission statement was read aloud to everyone in attendance by Gwen Braimoh, Board President

D. Comments from the General Public

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.

An unnamed member of the general public stated that she would like to see waxing added to limited license services

Petitioner Elysian Salon asked to be moved up on the agenda

E. [Approval of Minutes from Previous Meeting](#)

Minutes approved from previous meeting by unanimous decision

Move: Debra Ritchey Second: KAI STANTON Status: Passed

F. [Complaints](#)

1. Red Rock Country Club Spa

Salon open and operating with 90+ Day Expired Salon Establishment License

Board members reviewed the settlement agreement for Red Rock Country Club.

A settlement agreement in the amount of \$3,000 was voted on and approved by unanimous decision of the Board. Payment is due 30-days from the date of the signed Board Order.

Move: Gwendolyn Braimoh Second: Debra Ritchey Status: Passed

2. 24/7 Salon & Day Spa Studio

Operating on an expired license +90-days

24/7 was not present for the hearing.

The Board found that 24/7 had been properly served (motion: Braimoh; second: Ritchey).

Salon found to be in violation of various provision of the Nevada Administrative Code and Nevada Revised Statues (motion: Ritchey; second: Stanton)

Salon fined \$2,000 for each violation of NRS/NAC, for a total fine of \$4,000, payable within 30-days.

Move: Debra Ritchey Second: KAI STANTON Status: Passed

3. **Bella Mia Nails & Spa S-18040**

Continued operation of a salon establishment with a 90+ day expired license
Settlement agreement approved by unanimous decision. Bella Mia is required to pay \$2,000 to the Board no later than 30 days from the date of the signed Board Order.

Move: Debra Ritchey Second: KAI STANTON Status: Passed

4. **Tramy Nguyen**

Attempted to obtain a cosmetology license through fraudulent means
Proper service was found Debra Ritchey and seconded by Kai Stanton-
Passed

Facts and findings are correct Debra Ritchey and Victoria Negrete-Passed

Fined \$2000 per violation of NRS 644A.850, with a full amount of \$4,000 due within 30 days from the date of the signed Board Order.

Move: Debra Ritchey Second: KAI STANTON Status: Passed

G. **Petitions**

1. **Spencer Lawson (H-1207)**

Petition to appeal Executive Director's decision not to renew license related to felony conviction(s)

Continued to the April 2019 Board Meeting

2. **Matt Brinton-NIMA**

Requesting Variance to the Nevada Administrative Code. Would like to name school National Institute of Medical Aesthetics (NIMA)

Mr. Brinton appeared before the Board in October 2018.

Board voted to have NIMA work out options with Director Landry and rest of the Board. Board would like to see NIMA during the April 2019 meeting to go over and possibly vote on potential resolutions.

Move: Bryan Baltazar Second: KAI STANTON Status: Passed

3. **Victor Guerrero CI-723**

Seeking Board Approval of an unspecified device

Board approved eyelash device presented by petitioner.

Move: Gwendolyn Braimoh Second: Debra Ritchey Status: Passed

4. **Claire Ann McNeil (MA-345)**

Would like to be able to microblade and tattoo in the same room that makeup services are provided.

Would like to review NRS 644A.025, NRS 644A.075 & NRS644A.910

Petition to do threading and makeup in the same room as micro-blading and tattooing is denied.

Move: Debra Ritchey Second: KAI STANTON Status: Passed

5. **Yvonne Lea Lee (Charlies Hair and Nail Design) S-186845**

Petitioning for a pro-rated refund of salon establishment license.

Purchased 4-year license and then landlord required she move from premises before expiration of 4-year license

Motion denied for pro-rated refund of salon establishment license fees.

Move: Debra Ritchey Second: KAI STANTON Status: Passed

6. **Yulia S. Pratt (A-5041)- WITHDRAWN**

PETITION WITHDRAWN 12/1/18

Requesting a fine reduction

Petition withdrawn. No vote.

7. **Amra Lear (A-3156)**

Petitioning the Board to expand the scope of practice for estheticians

Petition denied. The Board would like to see petitioner and her list of services at an upcoming law meeting.

Move: Debra Ritchey Second: KAI STANTON Status: Passed

8. **Katherine Sol Patrick (MA-121)**

Petitioning to be able to perform lash services with a makeup artist certificate

Not present. No vote.

9. **Stephen A. Rubyor**

Would like a waiver of the 60 mile requirement for apprenticeships

Waiver of 60 mile apprenticeship requirement denied.

Move: Debra Ritchey Second: KAI STANTON Status: Passed

10. **Jacqueline Kae Smith**

Appealing Director's Decision to Deny Licensure

Petition granted. Board would like to see Ms. Smith check in with Deputy Director Higginbotham every six (6) months for the next two years. If Ms. Smith would be charged with anything other than a moving violation, Board would like it to be reviewed and brought before the full Board.

-Vice President Baltazar abstained from the Vote.

Move: Debra Ritchey Second: KAI STANTON Status: Passed

11. **Lam Bung Dao (N-14167)**

Petitioning Executive Director's Decision to Deny Licensure Based on Felony Conviction

Mr. Dao's petition was heard out of order. He's was moved to the first petition of the day.

Board agreed that if Mr. Dao can put forth a showing of no other criminal activity in the last ten years, and no other felony convictions, his license can be reinstated.

Dissenting Opinion-Vice President Baltazar

Move: Debra Ritchey Second: KAI STANTON Status: Passed

12. **Rebecca Bailey Elysian Salon (S-18431)**

Appealing a violation

Citation upheld for improper maintenance of foot spa jet.

Move: Bryan Baltazar Second: Debra Ritchey Status: Passed

13. **Michele Lyn Peterson (M-5634)**

Asking that late renewal fee be waived

Petition not present. Petition denied.

Move: Gwendolyn Braimoh Second: Debra Ritchey Status: Passed

14. **Mark D. Rodina (C-33820)**

Would like to have license reinstated with a showing of good cause

Motion denied to have license reinstated for good cause.

Move: Debra Ritchey Second: KAI STANTON Status: Passed

15. **Consuela Valencia Rodriguez (C-43201)**

Appealing violation for failure to display cosmetology license

Not present. Petition denied.

Move: Victoria Negrete Second: Debra Ritchey Status: Passed

16. **WENDY ANN RUBEN (A-7146)**

Would like \$40 late fee paid at time of renewal refunded

Not present. Petition denied.

Move: Bryan Baltazar Second: Debra Ritchey Status: Passed

17. **Hong Ngoc Phan (M-15094)**

Would like late fees forgiven for expired nail technologist license

Not present. Petition denied.

Move: Bryan Baltazar Second: Debra Ritchey Status: Passed

H. Unable to Process Application Petitions

1. **Linh Thi Puhong Nguyen (U-47814)**

Appealing the Board's decision to deny licensure based on the inability to verify schooling

Not present. Petition denied.

Move: Gwendolyn Braimoh Second: Debra Ritchey Status: Passed

2. **Nu Quy Chau Ton (U-48090)**

Requesting Reciprocity Application Be Reviewed. Application had been rejected by NVBOC Staff

Petition denied based on inability to verify school information

Move: Debra Ritchey Second: KAI STANTON Status: Passed

3. **Thanh Quan Huynh (U-47821)**

Board staff unable to verify schooling information.

Petition denied until and unless further paperwork can be provided to Board staff.

Move: Debra Ritchey Second: KAI STANTON Status: Passed

4. **Xuan Thi Thanh Nguyen (U-47056)**

Requesting Formal Review of Nail Application

Petition to have Board override staff's decision not to accept nail application was denied.

Move: Debra Ritchey Second: KAI STANTON Status: Passed

5. **Thom Nguyen (U-44657)**

Reappearing before the Board (last appeared in October '18) to ask for permission to test for Nevada nail technology license

Board needs Ms. Nguyen to provide Victoria Beauty School Transcript. As long as no discrepancies are found, she should be allowed to test for her Nevada license.

Move: Gwendolyn Braimoh Second: KAI STANTON Status: Passed

6. **Lauryn Nguyen (U-48373)**

Would like Board approval to transfer Alaska license to Nevada

Petitioner not present. Petition denied.

Move: Gwendolyn Braimoh Second: Debra Ritchey Status: Passed

I. **Timeline to Pay Citations**

NRS 644 is silent on the timeline to pay citations. To achieve consistency and fairness to licensees, Board staff is asking that the Board allow for citations to become due 90-days from the date of issuance.

Board voted to allow for citations to become due 90-days from date of issuance. Currently, the NRS is silent on the timeline to pay citations.

Move: Debra Ritchey Second: KAI STANTON Status: Passed

J. **Board Operations Report**

Timeline of Board Processing Times & Other Accomplishments

Non voting item.

1. **Board Accomplishments**

None voting item. Presentation by Deputy Director-A. Higginbotham.

2. **Board Processing Times**

Non-voting item. Presented by Deputy Director-A. Higginbotham

K. Executive Director's Report

Report from Director Landry

Non-voting item. Presented by Director Landry

1. Monthly Financial Reports

Non-Voting item. Presented by CFO- A. Helms.

L. Comments from the General Public

Lou Suarez- Would like to thank Board for being consistent on licensing schools of cosmetology and disallowing the word "medical in school titles.

Benita Hollie- With Euphoria Institute. Would like to echo the previous comment and sentiments of Ms. Suarez.

M. Comments By Board Members

Debbie Ritchey- Would like to take a minute to remember John, assistant of Gwen Braimoh who recently passed away.

Debbie Ritchey- Would like to welcome Maggie Adams, new Compliance Specialist for NVBOC.

Gwen Braimoh- Would like to note that we're likely going to get a number of licensed estheticians before the Board looking to expand the scope of work. As a Board and with school participation, we should think about increasing abilities/ scope of practice for estheticians in Nevada schools.

Victoria Negrete- Would like to make sure that we have limits on the scope in such as way that it's still a field of practice that we're still able to regulate

Gary Landry- At the next meeting, there will be an officer election.

Gwen Braimoh- Would like for us to evaluate individuals coming from Vietnamese schools, as there is an influx of fraudulent licenses and paperwork.

Kai Stanton- Would like to broaden the scope of apprenticeship regulations (in particular 60-mile travel requirement)

Kai Stanton- Would like electrology to possibly fall under another license

Kai Stanton- Would like to take a look at the medical board and related boards

Kai Stanton- Would like to consider an advanced license for certain fields of cosmetology. These classes should only be provided by facilities that are

approved by the State Board of Cosmetology

N. **Adjournment**

Meeting adjourned at 2:52 PM PST.

Move: Debra Ritchey Second: Victoria Negrete Status: Passed