



## NEVADA STATE BOARD OF COSMETOLOGY

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### NEVADA STATE BOARD OF COSMETOLOGY Meeting Summary for October 8, 2018

This meeting was video conferenced between Las Vegas, Nevada and Carson City, Nevada

The Board of Cosmetology conducted a Board Meeting on Monday, October 8, 2018  
This was a regular meeting as noted on the yearly schedule of meetings.

Audio and Video recordings for this meeting can be found on the Board of Cosmetology website.

#### **1. Call to Order/Roll Call**

The meeting was called to order at 9:00 AM by Gwen Braimoh, President

**Board Members:**

Bryan Baltazar - Vice President  
Debbie Ritchey - Secretary-Treasurer  
Tialutrell McCormick - Board Member  
Kai Stanton - Board Member

**Staff:**

Gary Landry - Executive Director  
Adam Higginbotham - Deputy Executive Director  
Andrew Helms - Chief Financial Officer

Leah Easter - Compliance Coordinator  
Nina Dunlap - Operations Specialist  
Charlene Marsh- Inspector  
Rodney Moore- Inspector

Counsel: Asheesh Bhalla - Deputy Attorney General  
Sophia Long- Deputy Attorney General

## **2. The Pledge of Allegiance**

## **3. Reading of the Board of Cosmetology 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. (NRS 644A & NAC 644)

## **4. Comments by General Public** Members of the public were invited to speak before the Board; however, no action may be taken on a matter during public comment until the matter itself has been included on an agenda. NRS 241.020(2)(d)(3)

*No comments by the general public were offered at this time*

## **5. Consideration and Approval of Minutes** from July 9, 2018

**Action Taken:** *Minutes from July 9, 2018 meeting were approved*

**Motion:** Ms. Stanton

**Second:** Ms. Ritchey

Vote: **Ayes:** 4 **Nays:** 0 **Abstentions:** 0

**Motion Carried**

## **6. Complaint Hearing:** NSBOC (Case# C-2018-0019) vs BodySpa West (S-11936) BodySpa, Inc, Owner. Formal disciplinary hearing to determine whether grounds for discipline exist pursuant to violations of NRS 644A.850 and/or NRS 644A.950 and/or NRS 644A.955 and/or NRS 622.400.

**Action Taken:** *Matter settled via settlement agreement. The final amount of the settlement agreement was \$4,000 plus costs totaling \$308.72.*

Motion: Ms. Stanton Second: Mr. Baltazar

Vote: **Ayes:** 4 **Nays:** 0 **Abstentions:** 1

Motion Carried

- 7. Complaint Hearing:** NSBOC (Case# C-2018-0021) vs Mi Sook Cho (C-32142).  
Formal disciplinary hearing to determine whether grounds for discipline exist pursuant to violations of NRS 644A.850 and/or NRS 644A.950 and/or NRS 644A.955 and/or NRS 622.400.

**Action Taken:** *Board voted to revoke Mi Sook Cho's cosmetology license (C-32142) as well as her cosmetological establishment licenses: D&D Day Spa (S-18414), Iris Skin Care & Massage (S-13084), & Angel's Touch Face & Body Spa (S-13540). At the time of the Board Meeting D&D was no longer operating and Iris Skin Care & Massage had recently transferred ownership.*

Motion: Ms. Ritchey Second: Ms. McCormick

Vote: **Ayes:** 5 **Nays:** 0 **Abstentions:** 0

Motion Carried

- 8. Petition to Appear:** Matt Brinton (National Institute of Medical Aesthetics-NIMA) is asking the Board to review a decision by Board Staff to allow his school to teach Esthetics courses under the name used in other jurisdictions. (NAC 644.711.2).

**Action Taken:** *The request was tabled by the Board. No vote was taken.*

- 9. Petition to Appear:** Duyen Chau Le Vu (A-4810) is requesting a reduction of the late fees accrued in order to renew her esthetics license (NRS 644A.520).

**Action Taken:** *Late fees were upheld by the Board. Petitioner was given 1-year to pay fees.*

Motion: Ms. McCormick Second: Ms. Ritchey

Vote: **Ayes:** 5 **Nays:** 0 **Abstentions:** 0

Motion Carried

- 10. California Schools:** The Board will review a presentation from Staff regarding six (6) California based cosmetology schools. Time cards submitted by several reciprocity candidates have revealed significant discrepancies and substantial doubts about their validity. The following schools have been notified of the inconsistencies: 1.) 1st Academy of Beauty, 2.) Amy Beauty School, 3.) John Ridgel's Beauty Academy, 4.) Santa Ana Beauty College, 5.) Tammy Beauty Academy, 6.) Victoria Beauty College Pursuant to NRS 644A.300(5)(a).

*Action Taken: Board unanimously voted to no longer recognize applicants from 1st Academy of Beauty, Amy Beauty School, John Ridgel's Academy, Santa Ana Beauty College, Tammy Beauty Academy and Victoria Beauty College. The ban became effective immediately.*

Motion: Ms. Ritchey

Second: Ms. Stanton

Vote: **Ayes:** 5 **Nays:** 0 **Abstentions:** 0

Motion Carried

- 11. Petition to Appear:** Candy Hamilton (N-41176) is appealing Citation #V8319 (Failure to display the license or certificate).

*Action Taken: The Board voted to uphold the \$500 citation. Ms. Hamilton was not present for the proceedings.*

Motion: Ms. Braimoh

Second: Ms. McCormick

Vote: **Ayes:** 5 **Nays:** 0 **Abstentions:** 0

Motion Carried

- 12. Petition to Appear:** Spencer Lawson (H-1207) is asking the Board to review a decision by the Executive Director and allow him to renew his Hair Designer license.

*Action Taken: Mr. Lawson requested his petition be moved to a later agenda. No action was taken on this agenda item.*

Motion: Ms. Ritchey

Second: Ms. McCormick

Vote: **Ayes:** 5 **Nays:** 0 **Abstentions:** 0

Motion Carried

**13. Petition to Appear:** Anderson Thomas (C-29781) is asking the Board to approve an extension on his cosmetology license based on not receiving notices to renew.

**Action Taken:** *The Board rejected Mr. Thomas' request for an extension on his cosmetology license.*

Motion: Mr. Baltazar Second: Ms. Stanton

Vote: **Ayes:** 5 **Nays:** 0 **Abstentions:** 0

Motion Carried

**14. Petition to Appear:** Tiffany Brown (C-45540) (PI-43927) is requesting Board approval to test for an Instructor's license based on previous experience.

**Action Taken:** *The Board voted to deny Ms. Brown's request to test for an instructor license.*

Motion: Ms. Stanton Second: Ms. Ritchey

Vote: **Ayes:** 5 **Nays:** 0 **Abstentions:** 0

Motion Carried

**15. Petition to Appear:** Linh Ngoc Thuy Ly (U-45781) is requesting Board approval to accept her California Nail Technician license as proof of education to grant reciprocity for a Nevada Nail Technologist license.

**Action Taken:** *Ms. Ly asked that her petition be moved to a later meeting. Her request was granted by Board staff. No action was taken on this matter.*

**16. Petition to Appear:** Dieumy Le (U-45799) is requesting Board approval for reciprocity from California for a Nail Technician license.

**Action Taken:** *The Board denied Ms. Le's petition requesting Board approval of her reciprocity application from California.*

Motion: Ms. McCormick                      Second: Ms. Ritchey

Vote:    **Ayes:**                      5                      **Nays:**                      0                      **Abstentions:** 0

Motion Carried

**17. Petition to Appear:** Tiffany Le (U-45256) is requesting Board approval for reciprocity from California for a Nail Technician license.

**Action Taken:** *The Board denied Ms. Le's petition requesting approval of her reciprocity application from California.*

Motion: Ms. Ritchey                      Second: Mr. Baltazar

Vote:    **Ayes:**                      5                      **Nays:**                      0                      **Abstentions:** 0

Motion Carried

**18. Petition to Appear:** Xuan Thi Kim Nguyen (U-44235) is requesting Board approval for reciprocity from California for a Nevada Cosmetology license.

**Action Taken:** *The Board voted to deny Ms. Nguyen's reciprocity request.*

Motion: Ms. Ritchey                      Second: Mr. Baltazar

Vote:    **Ayes:**                      5                      **Nays:**                      0                      **Abstentions:** 0

Motion Carried

**19. Petition to Appear:** Thom Thi Kim Nguyen (U-44657) is requesting Board approval

for reciprocity from California for a Nail Technician license.

**Action Taken:** *This agenda item was tabled. No action was taken on this matter.*

20. **Petition to Appear:** Andrew Phuc Huu Tran (pending N-46233) is requesting Board approval for reciprocity from California for a Nail Technician license.

**Action Taken:** *The Board voted to deny Mr. Tran's reciprocity request.*

**Motion:** Ms. Ritchey                      **Second:** Ms. McCormick

**Vote:**    **Ayes:**        5                      **Nays:**        0                      **Abstentions:** 0

**Motion Carried**

21. **Petition to Appear:** Nhi T Nguyen (U-46363) is requesting Board approval to accept foreign school transcripts to test for a Nevada Nail Technologist license.

**Action Taken:** *The Board granted Ms. Nguyen's petition.*

**Motion:** Ms. McCormick                      **Second:** Ms. Stanton

**Vote:**    **Ayes:**        5                      **Nays:**        0                      **Abstentions:** 0

**Motion Carried**

22. **Election of Board Officers:** The Board will vote on the yearly election of officers for 2019 as per NRS 644A.215. The positions include the President, Vice President, and Secretary-Treasurer.

**Action Taken:** *Board members will serve in current positions until April when the July Board will be selected.*

President: Gwen Braimoh  
Vice-President: Bryan Baltazar  
Secretary-Treasurer: Debbie Ritchey

Motion: Ms. Ritchey Second: Ms. McCormick

Vote: **Ayes:** 5 **Nays:** 0 **Abstentions:** 0

Motion Carried

- 23. Electronic Signatures:** The Board will review and possibly approve the use of electronic signatures (DocuSign) to be used in lieu of personal signatures for documents such as Board orders.

*Action Taken: Board voted to approve the use of DocuSign electronic signatures in lieu of personal signatures.*

Motion: Ms. Ritchey Second: Ms. Stanton

Vote: **Ayes:** 5 **Nays:** 0 **Abstentions:** 0

Motion Carried

- 24. Reserve Fund Policy:** The Board will review a recommendation from the NV State Executive Branch Audit Committee and possibly approve a “Board-Designated Operating Reserve Fund Policy” which safeguards the Board’s financial reserves

*Action Taken: Board-Designated Operating Reserve Fund Policy was approved*

Motion: Ms. Ritchey Second: Ms. Stanton

Vote: **Ayes:** 5 **Nays:** 0 **Abstentions:** 0

Motion Carried

- 25. Consideration and Approval of Executive Director’s Report.** The Board reviewed and discussed the Executive Director’s Report.

Reports included the following:

- 1) Executive Summary
- 2) Reporting Data
- 3) Financial Statements 03/01/2018 through 05/31/2018
- 4) Annual Audit from FY 2018
- 5) Cash Flow Analysis
- 6) Accounts Receivable Aging Summary
- 7) New Licensee Reports 06/01/2018 through 08/31/2018
- 8) Follow-up of Items from the 7/9/18 Board Meeting



Action Taken: *Executive Director's Report was approved.*

Motion: Ms. Ritchey

Second: Ms. Staton

Vote: Ayes: 5

Nays: 0

Abstentions: 0

Motion Carried

**26. Comments by Board Members:** Final comments by Board members and suggestions for future Board meeting agenda items.

-Kai Stanton- Would like to budget for a staff appreciation event

-Kai Stanton- Would like to revisit reciprocity information from other states to see how Cosmetology curriculum in other states compares to Nevada.

-Kai Stanton- Would like to support Board Staff during the hiring process should assistance be necessary

-Debbie Ritchey- Would like to make it clear on our website that we are no longer accepting applicants from six California schools

-Debbie Ritchey- Would like to see the Cosmetology, Barber and Massage Boards merge

-Tialutrell McCormick- Would like to see an annual town hall meeting

-Gwen Braimoh- Would like to come up with a date for a town hall meeting

-Bryan Baltazar- Would like a discussion on fees and how we can account for economic hardship

-Bryan Baltazar- Would like information on the laws and/or regulations govern the Exec. Director's salary

**27. Comments by General Public:** Members of the public were invited to speak before the Board; however, no action may be taken on a matter during public comment until the matter itself has been included on an agenda.

-Mr. John Davis- Has a colleague who designed an eyelash holder and reservoir. Would like to have this added to the next agenda.

-Ms. Eve Williams- Would like the Board to consider a license or certificate that allows for laser use, massage and Botox.

-Ms. Andrea- Would like to discuss a training program for lash technicians separate from a full aesthetics program.

**28. Adjournment.**

Action Taken: The October 8, 2018 meeting was adjourned at 1:06 p.m.

For supporting materials please contact the Board Office at 702-486-6542 or [info@nvcosmo.com](mailto:info@nvcosmo.com) or at either Board office location:  
Las Vegas: 8945 W. Russell Road, Suite 100, Las Vegas, NV 89148  
Reno: 4600 Kietzke Lane, Bldg O-262, Reno, 89502

Reasonable efforts were made to assist and accommodate individuals with disabilities desiring to attend the meeting.

In accordance with the NRS Chapter 241, notice of this meeting was posted no later than by the previous was posted no later than by 9:00 a.m. on the third working days before the meeting. (NRS 241.020(3)(a) and (b))