

The Oklahoma State Board of Cosmetology and Barbering met on July 13, 2015 at 10:00 am at 2401 N W 23<sup>rd</sup> Street, Suite 84 in the Testing Center, Oklahoma City, OK 73107. The following persons were present:

**BOARD MEMBERS**

Ken Young, Chair  
Anthony Baldini, Vice Chair  
LaFaye Austin  
Dianna Fisher  
Tammy Graham  
Bill Helton  
Gretchen Payne  
Max Thomas

**BOARD'S LEGAL ADVISOR**

Grant Moak, Assistant Attorney General

**BOARD STAFF**

Sherry G. Lewelling, Executive Director  
Jennifer McRee, Principal Assistant  
Deloris Merriman, Inspector  
Donnie Allen, Inspector  
Elaine Klemme, Inspector  
Krissy Straub, Inspector

**VISITORS**

Rainer Stachowitz  
Linda Wiist  
Rosemary Greenlee

**CALL TO ORDER**

Chair Young called the meeting to order. He confirmed with Ms. McRee that the agenda had been properly posted and agenda-ized.

**ROLL CALL**

Quorum was established with roll call. The following persons answered roll call: Young, Baldini, Austin, Fisher, Graham, Helton, Payne and Thomas (Bennett, Martin and Webb were not present).

**PUBLIC COMMENT – OPPORTUNITY FOR THE BOARD TO RECEIVE PUBLIC COMMENT – EACH SPEAKER IS LIMITED TO THREE MINUTES. COMMENTS MUST BE RELATED TO ITEMS LISTED ON THE AGENDA**

There were no formal requests to speak.

**COMMENTS FROM INSPECTORS**

No comments were heard

**DISCUSSION AND BOARD ACTION TO APPROVE OR DISAPPROVE AUDITOR'S REPORT PRESENTED BY RANIER STACHOWITZ, AUDITOR, CPA, OKLAHOMA STATE AUDITOR AND INSPECTOR, OPERATIONAL AUDIT DIVISION**

Mr. Stachowitz provided the report with the completed audit report and explained the portions of the report to the Board.

A motion was made by Mr. Helton and seconded by Ms. Austin to approve the Audit report as presented.

VOTING: Baldini, yes; Austin, yes; Fisher, yes; Graham, yes; Helton, yes; Payne, yes; Thomas, yes.  
Motion carried.

**DISCUSSION AND BOARD ACTION TO APPROVE OR DISAPPROVE FINANCIAL REPORT (July 1, 2014 to June 30, 2015) – BETTY JOHNSON, OMES – AGENCY BUSINESS SERVICES**

Mr. Thomas provided the financial report to the Board. He explained that the Board would be coming in under budget this year and the FY16 budget and the Board has approved a budget for FY16. He stated that the Board will need to look at cash revenues in the next few months.

A motion was made by Mr. Helton and seconded by Ms. Fisher to approve the financial report as presented.

VOTING: Baldini, yes; Austin, yes; Fisher, yes; Graham, yes; Helton, yes; Payne, yes; Thomas, yes.  
Motion carried.

**DISCUSSION AND BOARD ACTION TO APPROVE OR DISAPPROVE BOARD MEETING MINUTES OF MAY 11, 2015 and SPECIAL BOARD MEETING MINUTES OF JUNE 29, 2015**

A motion was made by Ms. Austin and seconded by Mr. Helton to approve the Board meeting minutes of May 11, 2015 and the Special Board meeting minutes of June 29, 2015.

VOTING: Baldini, yes; Austin, yes; Fisher, yes; Graham, yes; Helton, yes; Payne, yes; Thomas, yes.  
Motion carried.

**DIRECTOR'S REPORT – SHERRY G. LEWELLING**

Ms. Lewelling provided a written report to the Board. She told of the hiring of a new Barber Inspector that would begin employment on August 3, 2015. She stated that she is changing territory in order for

the inspection program to be more time and cost efficient. She told of the progress and plans to begin the new Barber exam on July 27, 2015 as well as current problems with the online renewal system that the agency was working to resolve. She informed the Board that Texas has deregulated hair braiding and that they are not issuing hair braiding establishment licenses. She reported to the Board that the Governor approved the rules and they would be effective September 11, 2015. A new rule and statute book was provided to members.

During discussion, Chair Young appointed a Board Committee with Ms. Graham, Mr. Helton, Dianna Fisher and Anthony Baldini as Chair to study the possibility of Inspector's utilizing the crossover licensing rule provision to become licensed as Master Barber Inspectors.

Also during discussion, Chair Young requested the Legislative Committee to Review Hair braiding and their effect with the Institute of Justice.

**BARBER EXAM COMMITTEE REPORT – ANTHONY BALDINI. CHAIR – REPORT REGARDING MOCK BARER EXAMINATIONS**

Mr. Baldini reported that the new Barber practical examination was scheduled to begin June 27, 2015.

**RULES COMMITTEE REPORT – PAM MARTIN, COMMITTEE CHAIR – EFFECTIVE DATE OF RULES**

Ms. Lewelling stated that the new rules would go into effect September 11, 2015.

**DISCUSSION OF THE US SUPREME COURT'S DECISION IN SORTH CAROLINA STATE BORD OF DENTISTRY v. FEDERAL TRADE COMMISSION EGARDING ANTI-TRUST LAW AND STATE LICENSING BOARDS**

**DISCUSSION OF COMPLAINT AND HEARING PROCEDURES BEFORE THE BOARD**

Mr. Moak, Assistant Attorney General, explained in detail the two agenda items listed above to the Board.

**ELECTION OF OFFICERS**

Mr. Baldini nominated Mr. Young for Chair of the Board. Mr. Helton seconded the nomination. Mr. Thomas moved that nomination cease and requested that Chair Young be accepted by acclamation as Chair of the Board.

VOTING: Baldini, yes; Austin, yes; Fisher, yes; Graham, yes; Helton, yes; Payne, yes; Thomas, yes.

Motion carried.

Mr. Young was elected Chair of the Board.

Mr. Thomas nominated Mr. Baldini as Vice Chair of the Board.

Ms. Austin seconded the nomination.

Mr. Helton moved that nominations cease and requested that Mr. Baldini be accepted by acclamation as Vice Chair of the Board.

VOTING: Baldini, yes; Austin, yes; Fisher, yes; Graham, yes; Helton, yes; Payne, yes; Thomas, yes.

Motion carried.

Mr. Baldini was elected as Vice Chair of the Board.

**NEW BUSINESS WHICH COULD NOT HAVE BEEN REASONABLY FORESEEN PRIOR TO POSITNG OF MEETING AGENCA 25 O.S. § (A)(9)**

No new business was heard.

**BOARD ADJOURNMENT**

Chair Young announced the meeting to be adjourned.

---

Ken Young, Chair

---

Anthony Baldini, Vice Chair

---

LaFaye Austin

---

Dianna Fisher

---

Tammy Graham

---

Bill Helton

---

Gretchen Payne

---

Max Thomas