

The Oklahoma State Board of Cosmetology and Barbering met on November 14, 2016 at 10:00 a.m. at 2401 NW 23rd Street, Suite 84 in the Testing Center, Oklahoma City, OK 73107. The following persons were present:

BOARD MEMBERS

Ken Young, Chair
Anthony Baldini
LaFaye Austin
Tammy Graham
Christy Mather
Max Thomas
Janet Dale Webb

BOARD STAFF

Sherry G. Lewelling, Executive Director
Jennifer McRee, Principal Assistant
Carol McLain, Inspector
Donnie Allen, Inspector
Elaine Klemme, Inspector
Willis Berry, Inspector

VISITORS

Mary Elizabeth LeBlanc	Jeff Smoot
Heather Gray	India Carson
Amgelita Rideneur	Linda Wiist
Lilana Rezer	Debbie Billington
Kiersten Burns	Lori Cawley
Steward Pauker	
Kori Lloyd	
Reianna Briggery	
Jenna Macy	
Paigie Kennedy	
Ashlie Laramke	
Kami Baaker	
Emily Hardin	
Christian Rias	
Addie Haag	
Caitlyn Feily	
Morgan Goft	
Brandi Millsap	
Rose Willzek	
Rachel Adams	

CALL TO ORDER

Chair Young called the meeting to order. He confirmed with Ms. McRee that the meeting 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, Graham, Mather, Thomas and Webb. (Bennett, Fisher, Helton and Payne 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.

No formal requests to speak were received. Chair Young recognized students and instructor from Chisholm Trail Technology Center.

DISCUSSION AND POSSIBLE ACTION TO APPROVE OR DISAPPROVE BUDGET REPORT (July 1, 2016 to October 31, 2016) – STEVEN HAWKINS, OMES, AGENCY BUSINESS SERVICES

Mr. Hawkins provided the Financial Report to the Board.

A motion by Ms. Webb and seconded by Mr. Baldini to approve the budget report as presented.

VOTING: Baldini, Austin, Graham, Mather, Thomas and Webb.

Motion passed.

Mr. Thomas stated that Budget Committee met at 9:00 am prior to the Board meeting and discussed several future budget items that would require some research and may be considered by the full Board at the December 5, 2016 board meeting.

DISCUSSION AND POSSIBLE ACTION TO APPROVE OR DISAPPROVE BOARD MEETING MINUTES FROM SEPTEMBER 12, 2016.

A motion was made by Mr. Thomas and seconded by Mr. Baldini to approve the Board meeting minutes of September 12, 2016.

VOTING: Baldini, Austin, Graham, Mather, Thomas and Webb.

Motion passed.

DIRECTOR'S REPORT – SHERRY G. LEWELLING, EXECUTIVE DIRECTOR

Ms. Lewelling announced that Virgil's Holiday Dinner was at noon on November 16th and the Massage Therapy Advisory Board meeting was at 10:00 am on November 17th and the agency holiday is scheduled for December 3rd. She stated that the OSBCB has scheduled a special Board meeting on December 5th and that attendance was very important in order to have a quorum present to conduct

business. She stated that she had hired a new Inspector that was scheduled to start work but then later declined the position so this has since been re-opened so that interviews could start again around the first of December.

LEGISLATIVE COMMITTEE REPORT FROM MEETING OF OCTOBER 31, 2016 – MAX THOMAS, CHAIR

Mr. Thomas stated that the Committee met on October 31, 2016 and he hi-lighted some of the proposed changes that will be presented in a final draft for full Board consideration at the December 5, 2016 Special Meeting.

RULES COMMITTEE REPORT – REPORT FROM MEETING OF OCTOBER 31, 2016 – ANTHONY BALDINI, CHAIR

Mr. Baldini stated that the Committee met on October 31, 2016 and he hi-lighted some of the proposed changes that will be presented in a final draft for full Board consideration at the December 5, 2016 Special Meeting.

BOARD DISCUSSION AND POSSIBLE ACTION TO APPROVE OR DISAPPROVE MASSAGE THERAPY ADVISORY BOARD EMERGENCY RULES AS RECOMMENDED BY ADVISORY BOARD ON MASSAGE THERAPY

Chair Young stated that the Advisory Board committees has not completed their recommended draft to present to the Advisory Board on Massage Therapy and the Advisory Board on Massage Therapy was scheduled to meet again on November 17, 2016 with plans to approve or disapprove a draft that OSBCB Board will consider at the December 5, 2016 Special Board meeting.

BOARD DISCUSSION AND POSSIBLE ACTION TO APPROVE OR DISAPPROVE MASSAGE THERAPY ADVISORY BOARD PERMANENT RULES DRAFT AS RECOMMENDED BY ADVISORY BOARD ON MASSAGE THERAPY AND FILING OF RULEMAKING INTENT

Chair Young stated that this item can't be considered because the emergency rule draft could not be considered and will be at the December 5, 2016 Special Board meeting when the Advisory Board on Massage Therapy meets to approve their draft.

BOARD DISCUSSION AND POSSIBLE ACTION TO APPROVE OR DISAPPROVE PERMANENT OSBCB RULE DRAFT AND FILING OF NOTICE OF RULEMAKING INTENT

Chair Young stated that the final draft will be available for the Board to consider at the December 5, 2016 Special Board meeting.

NIC ANNUAL CONVENTION TAMPA, FL - REPORTS FROM DELEGATES WHO ATTENDED

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Ms. Austin provided some background information regarding NIC and a report about the conference. Ms. Mather and Chair Young shared information regarding the conference: Ms. Lewelling shared information she learned in the Administrator's meeting and the move toward national standards.

BOARD DISCUSSION RE: BOARD FINE AUTHORITY – GRANT MOAK, ASSISTANT ATTORNEY GENERAL

Mr. Moak stated the Board does have fine authority and there needs to be some mechanics worked out on a Board inspection type form and after these rule/legislative draft are done, he will be prepared to provide more information to the Board.

DISCUSSION AND POSSIBLE ACTION RE: ELECTRONIC INSPECTIONS/COMPETITIVE BID PROCESS – STEVEN HAWKINS, OMES, AGENCY BUSINESS SERVICES

Chair Young stated that this was being put out to bid again as the first proposal was ridiculously priced.

DISCUSSION AND POSSIBLE ACTION TO DESIGNATE MASSAGE THERAPIST LICENSURE EXAMINATION THAT MEETS THE STATUTORY REQUIREMENTS PROVIDED FOR AT 59 O.S. § 4200.8.

Mr. Moak stated that this was discussed in one of the Massage Committee meetings that some persons took a certified exam and since then the only exam is the EMBLIX. Chair Young stated that this could be tabled to the December 5, 2016 Special Board meeting.

BOARD DISCUSSION AND POSSIBLE ACTION RE: FIVE YEAR STRATEGIC BOARD PLAN – DIANNA FISHER

Chair Young stated that this item would be tabled to the January Board meeting so Ms. Fisher would present to share her ideas.

BOARD DISCUSSION AND POSSIBLE ACTION RE" FINGER PRINTING AND LICENSING REQUIREMENTS – DIANNA FISHER

Chair Young stated that this item would be tabled to the January board meeting so Ms. Fisher would be present to share her ideas.

FSMTB CONFERENCE REPORT – JENNIFER MCREE

Ms. McRee provided the Board with a written report regarding her attendance at the FSMTB Conference in Cleveland, Ohio, October 6, 2016 – October 9, 2016.

BOARD DISUSSION AND POSSIBLE ACTION RE: Retroactive Approval For Jennifer McREE to Attend FSMTB CONFERENCE IN CLEVELAND, OHIO, October 6, 2016 – OCTOBER 9, 2016. (Adjusted Per Diem only Board expense and travel was directed by Director and Board Chair on October 5, 2016)

Mr. Thomas made a motion seconded by Mr. Baldini to approve travel expenses (adjusted per diem) for Ms. McRee to attend the FSMTB Conference.

VOTING: Baldini, Austin, Graham, Mather, Thomas and Webb.

Motion passed.

NEW BUSINESS WHICH COULD NOT HAVE BEEN REASONABLY FORESEEN PRIOR TO POSTING OF MEETING AGENDA 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

Tammy Graham

Christy Mather

Max Thomas

Janet Dale Webb