

Department of Commerce, Community
and Economic Development

Division of Corporations, Business
and Professional Licensing

Board of Barbers and Hairdressers
Annual Report
Fiscal Year 2022



Department of Commerce, Community and Economic Development
Division of Corporations, Business and Professional Licensing
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**Board of Barbers and Hairdressers
FY 2022 Annual Report**

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**Board of Barbers and Hairdressers
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Identification of the Board

Board Member	Duty Station	Date Appointed	Term Expires
Michelle McMullin Nail Technician, Chairperson	Anchorage	Mar 1, 2017	Mar 1, 2024
Holly Andrews / Vacant Industry Licensee	Wasilla	Mar 1, 2021	Mar 1, 2022
Connie Daugherty Hairdresser/Esthetician	Anchorage	Jan 20, 2021	Mar 1, 2024
Tina Taylor Hairdresser	Soldotna	Jan 20, 2021	Mar 1, 2024
Khitsana Sypakanphay Tattoo/Body Piercer/ Permanent Cosmetic Coloring	Anchorage	Jan 29, 2021	Mar 1, 2024
Vershawn Idom / Vacant Barber	Anchorage	Mar 1, 2018	Mar 1, 2024
Vacant Public Member			
Kelsie McGraw Industry Licensee/ Esthetician	Wasilla	Aug 4, 2022	Mar 1, 2024

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Identification of Staff

Wanda Whitcomb – Licensing Examiner

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Cynthia Spencer - Licensing Examiner

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Colleen Kautz - Program Coordinator / Supervisor

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Jun Maiquis - Regulations Specialist II

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Sher Zinn - Regulations Specialist

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Identification of Staff

Amber Whaley - Senior Investigator

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Jenni Summers - Senior Investigator

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Shauna Muraco - Investigator

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Michele Hearn - Investigator

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**Board of Barbers and Hairdressers
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Narrative Statement

The board held a total of four meetings during the fiscal year. Most 2021 meetings were via Zoom video conference with the ability 3 board members traveling to Juneau for our January meeting and the rest of the board members via zoom. With the COVID 19 pandemic, state restrictions, and budget cuts we were unable to meet in person. State investigators and division representatives were present during these meetings. In person meetings are still considered vital for our decision-making process and will be requested when travel restrictions are lifted.

The board presented a bill with five important statute change requests to the legislature. This bill was not picked up, and the inability to travel to Juneau made the situation difficult as the board was unable to communicate in person with legislators regarding the needed changes. The board is also expected to have future travel suspended and future meetings held either via video or teleconference due to proposed budget cuts.

The board worked very hard on a bill to change five statutes; this bill did not get picked up. The first statute change, removing “microneedling” from the tattoo definition, has significant health and safety concerns and the board obtained legal advice to change this. The next statute change, giving authority back for barbers to teach and practice hair braiding, had been removed as an unintentional consequence of passing SB4. The next statute, adding “current state of Alaska” to license verbiage, allows for clearer advice regarding the display of licenses. The other two are in line with right touch regulation and would allow the board to attend to the needs of licensees more efficiently by allowing people to get back to work without needless barriers. One pertains to cleaning up language that is confusing, outdated, and contradictory for temporary licenses, temporary shop licenses, and the allowance of conventions. The last statute change request is to allow the board to modify apprenticeship hours in regulation and create an apprenticeship program for an advanced manicurist endorsement. This change would allow the board to more adequately keep up with our fluid and changing professions. More than the required meetings were had during FY19 to accommodate proposed legislative change and increased regulatory workload. Right touch regulation training was provided, and the board immediately began using these new tools.

We were one of the first boards in the United States to give advice and help assist in reopening our industries during the Pandemic.

The board continues to recommend licensing examiners be present and to resume face to face meetings. It is the board’s view that in person meetings are more productive than video or teleconference meetings. A regulation project for the Dept. of Commerce, Community and Economic Development (DCCED) to begin salon/shop/studio inspections was begun and adopted during the May 11 – 12, 2020 meeting and will be transmitted to the lieutenant governor’s office. The board continues to work with investigative staff to create a shop/salon checklist for annual inspections.

Regulation change suggestions for the Dept. of Environmental Conservation (DEC) to update 18 AAC 23 were decided during May 11th 12th 2020 and sent to our regulation specialist, the liaison between the board and the DEC. The board continues to support investigative staff and include them in board meetings. The board continues to encourage investigative staff to perform inspections across the state.

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Narrative Statement (continued)

During the October 2020 meeting, the board reviewed the National Interstate Council of State Boards of Cosmetology (NIC) exams for tattooing and permanent cosmetic coloring; the board concluded the exams do not meet the needs for potential Alaskan licensees at this time. The board voted not to adopt the NIC tattoo and permanent cosmetic coloring exams.

The board continues discussion regarding updating the esthetics curriculum to be more in line with national standards and to improve the professional quality of our licensees. The board continues to discuss ways to improve the health and safety of our communities and to provide more economic opportunities for licensees. The division continues to explore ways for applicants and licensees to submit documentation and applications online.

Discussion continues during board meetings and town hall meetings regarding the need to increase the length of time a licensed tattooist, body piercer, or permanent cosmetic colorist is required to hold an active license before taking on an apprentice. Currently, the body arts licensee must be licensed for one year, but the board would like to increase this to a minimum of three (or five) years before taking on an apprentice. This is a health and safety concern.

The board continues to remove outdated study materials for the tattoo and permanent cosmetic color exams and to update exam content. The board continues working with NIC and using NIC examinations for local testing for many license types. The board would like to continue to send local representation to the annual NIC convention to include one staff member as well as one board member. The information from these conventions assists the board in providing excellent service to our community members and licensees. The board was unable to do this because travel was denied due to COVID 19 and state travel restrictions. The division and the board are not recommending any fee changes for applicants and licensees at this time. Discussion continues about the practicality of mobile shops for special events and services, out of state tattoo and PCC schools, tattoo instructor's licenses, and online education.

The board created position statements on Barbers being allowed to teach hair braiding, crazy hair, and teeth whitening and are in the process of posting them to our website. The board continues to use position statements to recognize issues in the community when regulatory authority is outside our purview.

**Board of Barbers and Hairdressers
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Budget Recommendations for FY 2023

Budget Recommendations section anticipates the board's fiscal priorities for the upcoming year. Please complete all parts of this section with details about anticipated meetings, conferences, memberships, supplies, equipment, to other board requests. Meeting expenses that are being funded through third-party reimbursement or direct booking must be identified separately from expenses paid through license fees (receipt-supported services or RSS). Be sure to explain any items listed as "other" so they may be tracked appropriately.

Board Meeting Date	Location	# Board	# Staff
October 3, 2022	Videoconference	4	2
<input type="checkbox"/> Airfare <input type="checkbox"/> Hotel <input type="checkbox"/> Ground <input type="checkbox"/> Other:			
Total Estimated Cost:			\$0.00

Board Meeting Date	Location	# Board	# Staff
January, 2023	Juneau	4	2
<input checked="" type="checkbox"/> Airfare <input checked="" type="checkbox"/> Hotel <input checked="" type="checkbox"/> Ground <input checked="" type="checkbox"/> Other:			
			\$2,400.00
			\$2,300.00
			\$150.00
			\$800.00
Total Estimated Cost:			\$5,650.00

Board Meeting Date	Location	# Board	# Staff
May, 2023	Videoconference	4	2
<input type="checkbox"/> Airfare <input type="checkbox"/> Hotel <input type="checkbox"/> Ground <input type="checkbox"/> Other:			
Total Estimated Cost:			\$0.00

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Budget Recommendations for FY 2023 (continued)

Board Meeting Date	Location	# Board	# Staff
October, 2023	Videoconference	4	2
<input type="checkbox"/> Airfare <input type="checkbox"/> Hotel <input type="checkbox"/> Ground <input type="checkbox"/> Other:			
Total Estimated Cost:			\$0.00

Travel Required to Perform Examinations			
<input checked="" type="checkbox"/> Not Applicable			
Date	Location	# Board	# Staff
Description of meeting and its role in supporting the mission of the Board:			
<input type="checkbox"/> Airfare: <input type="checkbox"/> Hotel: <input type="checkbox"/> Ground: <input type="checkbox"/> Conference: <input type="checkbox"/> Other:			
Total Estimated Cost:			\$ 0.00

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Budget Recommendations for FY 2023 (continued)

Out-of-State Meetings and Additional In-State Travel (Rank in order of importance)

#1 Rank in Importance or Not Applicable

Date	Location	# Board	# Staff
January, 2023	Juneau	4	0

Description of meeting and its role in supporting the mission of the Board:

The board has several statutory changes which were to be presented to the legislative body in 2021; due to COVID-19 shutdowns and travel restrictions, information was presented but not picked up during 2021 or 2022. The board would like to continue to advocate for statutory changes to better the industry and protect the public from unsafe practices. Historically, in-person meetings in conjunction with a legislative session are the best avenue to obtain support and meet with sponsors.

Expenditure	License Fees (RSS)	Third-Party Reimbursement	Third-Party Direct Booked	Total
<input checked="" type="checkbox"/> Airfare:	\$1,384.00			\$1,384.00
<input checked="" type="checkbox"/> Hotel:	\$1,575.00			\$1,575.00
<input checked="" type="checkbox"/> Ground:	\$400.00			\$400.00
<input type="checkbox"/> Conference:				
<input checked="" type="checkbox"/> Other:	\$892.00			\$892.00
Describe "Other" (break out all sections): Meals and mileage				
Net Total:	\$4,251.00	\$0.00	\$0.00	\$4,251.00

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Budget Recommendations for FY 2023 (continued)

Out-of-State Meetings and Additional In-State Travel

#2 Rank in Importance

Date	Location	# Board	# Staff
Sept 30 - Oct 3, 2022	San Antonio, TX	1	1

Description of meeting and its role in supporting the mission of the Board:

Attendance of this annual National Interstate Council of State Boards of Cosmetology (NIC) Annual Conference allows for the gathering of information on other state licensure requirements, statutory/regulatory updates or changes, informational exchange, addressing common state board licensing issues, sharing of databases. The gain of information and knowledge on new techniques, equipment and industry standard changes which may affect Alaska and require changes in regulations, license requirements, etc. This is typically a four-day meeting. NIC travel estimate 1.5 days pre & post travel based on flight schedules. <https://nictesting.org/events/>

Expenditure	License Fees (RSS)	Third-Party Reimbursement	Third-Party Direct Booked	Total
<input checked="" type="checkbox"/> Airfare:	\$3,000.00			\$3,000.00
<input checked="" type="checkbox"/> Hotel:	\$1,800.00			\$1,800.00
<input checked="" type="checkbox"/> Ground:	\$100.00			\$100.00
<input checked="" type="checkbox"/> Conference:	\$300.00			\$300.00
<input checked="" type="checkbox"/> Other:	\$520.00			\$520.00
Describe "Other" (break out all sections): Meals not provided.				
Net Total:	\$5,720.00	\$0.00	\$0.00	\$5,720.00

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Budget Recommendations for FY 2023 (continued)

Out-of-State Meetings and Additional In-State Travel

#3 Rank in Importance

Date	Location	# Board	# Staff
Spring 2023	TBD	1	1

Description of meeting and its role in supporting the mission of the Board:

Attendance of this annual National Interstate Council of State Boards of Cosmetology (NIC) Regional & Administrators meeting allows for the gathering of information on other state licensure requirements, statutory/regulatory updates or changes, informational exchange, addressing common state board licensing issues, sharing of databases. The gain of information and knowledge on new techniques, equipment and industry standard changes which may affect Alaska and require changes in regulations, license requirements, etc. This is typically a four-day meeting. NIC travel estimate 1.5 days pre & post travel.

Expenditure	License Fees (RSS)	Third-Party Reimbursement	Third-Party Direct Booked	Total
<input checked="" type="checkbox"/> Airfare:	\$3,000.00			\$3,000.00
<input checked="" type="checkbox"/> Hotel:	\$1,800.00			\$1,800.00
<input checked="" type="checkbox"/> Ground:	\$150.00			\$150.00
<input checked="" type="checkbox"/> Conference:	\$300.00			\$300.00
<input checked="" type="checkbox"/> Other:	\$400.00			\$400.00
Describe "Other" (break out all sections): Meals not provided.				
Net Total:	\$5,650.00	\$0.00	\$0.00	\$5,650.00

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Budget Recommendations for FY 2023 (continued)

Non-Travel Budget Requests

- Not Applicable Resources Examinations
 Membership Training Other

Product or Service	Provider	Cost Per Event
National Interstate Council of State Boards of Cosmetology (NIC)	NIC	\$310.00

Description of item and its role in supporting the mission of the Board:

Annual membership dues. Being a member of NIC allows the board to keep current with National standards and practices; allows the use of the NIC written and practical examinations; allows member States an ease of sharing license information (verifications/certifications).

Non-Travel Budget Requests

- Not Applicable Resources Examinations
 Membership Training Other

Product or Service	Provider	Cost Per Event
n/a	n/a	n/a

Description of item and its role in supporting the mission of the Board:

Other Items with a Fiscal Impact

- Not Applicable **Cost Per Event: \$1,800.00**
 Number of Events: 12

Product or Service	Provider	Cost Per Event
Schroeder Measurement Technologies, Inc (SMT)	SMT	\$1,800.00

Description of item and its role in supporting the mission of the Board:

Grading of National written examinations. Per AS 08.13.040, 13.080, 13.090, 13.100 a written examination is required for applicants who don't qualify for reciprocity/credentials/waiver of examination. This is an estimated cost: \$18.00 per booklet grading. Cost of grading per booklet is \$18.00. Also adding \$50.00 per exam event FedEx mailing fee for two packages (score sheets & exam booklets). These additional fees are rolled into making number of events 12.

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Budget Recommendations for FY 2023 (continued)

Other Items with a Fiscal Impact

Not Applicable

Cost Per Event: \$250.00

Number of Events: 12

Product or Service	Provider	Cost Per Event
Written Examinations Fairbanks	State of AK	\$250.00

Description of item and its role in supporting the mission of the Board:

Written Examinations: One proctor; average 2.5 hours per session with 12 exams per year. Cost of FedEx (required by NIC & SMT) shipping to and from.

Summary of FY 2023 Fiscal Requests

Board Meetings and Teleconferences:	\$5,650.00
Travel for Exams:	\$0.00
Out-of-State and Additional In-State Travel:	\$15,621.00
Dues, Memberships, Resources, Training:	\$310.00
Total Potential Third-Party Offsets:	\$ 0.00
Other:	\$2,050.00
Total Requested:	\$23,631.00

**Board of Barbers and Hairdressers
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Legislative Recommendations - Proposed Legislation for FY 2023

No Recommendations

The Board has no recommendations for proposed legislation at this time.

Recommendations

The Board has the following recommendations for proposed legislation:

Sec. 08.13.220

Remove “microneedling” from the definition of tattooing. This is a medical procedure and the board received legal advice to remove this from the definition.

Sec 08.13.080 and Sec 08.13.160

Add section to allow barbers and non-chemical barbers to practice and teach hair braiding as they were allowed to do before the unintentional consequence of SB4 allowed hairdressers however not barbers or non-chemical barbers to perform this service.

Sec 08.13.082

Allow for apprenticeship hours and other specifications of apprenticeships to be in regulations rather than statute to allow for the changing and dynamic industries we regulate. Also allowing apprenticeship for advanced endorsement of manicuring.

Sec. 08.13.120

Update this section, cleaning up language that is confusing, outdated, and contradictory for temporary licenses, temporary shop licenses, and the allowance of conventions.

Sec. 08.13.130

Adding “current state of Alaska” to the display of license or permits. Recommend the Legislature pass legislation to raise the hour requirement for Manicurists from 12-hours to 250-hours of training, plus passage of a written examination, to be eligible for licensure with the allowances for grandfathering.

Sec 08.13.160(g)

Adding: A person licensed by under this chapter to practice barbering or non-chemical barbering is considered to be licensed to practice hair braiding under the same license.

The board will continue to work and draft legislation as needed to meet industry changes and industry needs.

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Regulation Recommendations - Proposed Regulations for FY 2023

No Recommendations

The Board has no recommendations for proposed regulations at this time.

Recommendations

The Board has the following recommendations for proposed regulations:

12 AAC 09.160(a)(c); 12 AAC 09.161(a)(c); 12 AAC 09.097

Change regulation to allow barbers and non-chemical barbers to continue practicing and teaching hair braiding. An unintentional change during SB4 legislation and the regulation changes the accompany it only state that hairdressers are able to practice and teach hair braiding. Barber and non-chemical barbers are taught braiding and have been practicing and teaching braiding. We would like to make sure they are able to continue this practice.

12 AAC 09.185

As a result of comments from town hall meetings as well as several board meeting discussions, the board discussed increasing the length of time from one to a minimum of three years for a licensed tattooist, body piercer, or permanent cosmetic colorist to take on an apprentice. This has been a concern of the public and would help increase the health and safety of our communities.

12 AAC 09.004; 12 AAC 09.112

Clarify language relating to temporary shop licenses, courtesy licenses, and conventions once legal advice that was requested is relayed back to the board. The language surrounding this topic is vague and difficult to interpret. The growing industries are adapting to conventions where commerce is the main goal rather than demonstrating techniques to other professionals.

12 AAC 09.163

Update the esthetics curriculum to a more national standard after adequate research and discussion is reached by the board. After taking in suggestions from town hall meetings and information brought back from the NIC conventions, the board would like to update the esthetics curriculum to better serve the health and safety as well as professional quality of these licensees.

The board will continue to work and draft regulations as needed to meet industry changes and industry needs.

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Goals and Objectives

Part I

FY 2022's goals and objectives and how they were met:

Conduct three one-day, face-to-face meetings, one of which will be scheduled to coincide with the first week of legislative session (January), and teleconferences, as needed.

We were able to travel with 3 board members for our January meeting and the rest of the board attended via Zoom. We had four meetings in-person and via zoom to accomplish needed board business and continue to utilize onboard for meetings and licensing approval.

Continue to have an operating budget so the board can more efficiently accomplish goals. This includes having a member of the division present during board meetings and conducting meetings face to face.

The board historically has been very strong about maintaining this goal; however, with the new budget proposal, travel for the division member and board members are at risk of being denied. It is important to the board to have meetings face to face where goals can be accomplished and at a more efficient rate.

Have representation on the national level.

The board continues to maintain representation at a national level including sending the board appointed member and staff to the National Interstate Council of State Boards annual conference which is highly valuable to regulating our professions. In the past year, travel has not been allowed due to travel restrictions. The board has requested travel to the NIC national convention.

Continue to be attentive to the school and instructor responsibilities to the student (i.e., applications and record keeping filed in a timely manner).

The board will continue to be attentive to the school and instructor responsibilities to the student by addressing ongoing issues as they arise, holding town hall meetings, suggesting legislation change and updating regulations to keep up with the growing industry.

The board showed excellent foresight in handling of the COVID-19 state-wide shutdown of businesses and social distancing mandates. The Alaska Board of Barbers and Hairdressers was the first board, nation-wide, to address the COVID-19 pandemic and offer guidance to our licensees, schools and students. Other states used the Alaska Board of Barbers and Hairdressers as a model of how to support all licensees during the pandemic.

Take steps to educate the legislature on the concerns of our profession (i.e., sanitation and public safety).

The board will continue to take steps to educate the legislature on the serious concerns of our profession.

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Goals and Objectives (continued)

Part I (continued)

FY 2022's goals and objectives and how they were met:

Continue to have increased investigative staff time to address the complaints and concerns of the public.

The board recognizes that increased investigative staff time has been allowed for follow through on complaints, open cases, and current investigative issues. This has greatly alleviated many complaints being received. Ongoing investigative staff time will be needed for public safety. A hardship to continue with and increase excellent investigative staff is the new budget proposal which is suggesting changes to the internal structure of investigations as well as potentially declining the board's suggestion for increased investigative staffing.

Supported staff for licensing to properly handle the growing volume of licenses, apprentice and student paperwork.

The board will continue supporting the department's addition of another full-time licensing examiner. The board hired an additional licensing examiner in January 2021. With the legislative change eliminating the practical exam and requiring a proficiency exam at the school level, some of the workload on licensing examiners has been lifted.

Update service and practices of estheticians to meet current industry standards and practices.

The board continues to make this issue a priority. Board members have reached out to state representatives on changes to the regulation of esthetician training to bring this up to industry standards.

Increase the length of time licensed as a tattooist or permanent cosmetic colorist from one year to a minimum of three years before taking on apprentices.

The board will continue to increase the health and safety practices in our communities as well as take advice from community members during town hall meetings.

The board be given authority to create and edit licensing requirements they regulate for each of the professions.

Currently, specific criteria for the majority of licenses are written in legislation requiring a lengthy and consuming process to stay current with our growing and changing industries. The board would like to see a legislation change to set certain criteria for our professions in regulation and will continue to better serve the health and safety of our communities by doing so.

Increase the 12-hour manicuring license to bring it up to national standards as well as protect our community members by ensuring the health and safety of this industry.

The board is currently communicating with representatives on how to make changes to regulation to allow the board members to oversee the training requirements for licensees. The board is working to have legislation changes to have this authority moved to regulation giving the board the ability to set the standards for training requirements for students and apprentices.

**Board of Barbers and Hairdressers
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Goals and Objectives (continued)

Part II

FY 2023's goals and objectives, and proposed methods to achieve them.

Describe any strengths, weaknesses, opportunities, threats and required resources:

Conduct three one-day, face-to-face meetings, one of which will be scheduled to coincide with the first week of legislative session (January), and teleconferences, as needed.

Historically, the board has met this goal.

Continue to have an operating budget so the board can more efficiently accomplish goals. This includes having a member of the division present during board meetings.

The board historically has been very strong about maintaining this goal. It is important to the board to have meetings face to face where goals can be accomplished and at a more efficient rate.

Have representation on the national level.

The board continues to maintain representation at a national level including sending the board appointed member and staff to the National Interstate Council of State Boards annual conference which is highly valuable to regulating our professions. This may be at risk due to budgetary issues and travel restrictions.

Supported staff for licensing to properly handle the growing volume of licenses, apprentice and student paperwork.

The board will continue supporting the department's addition of another full-time licensing examiner.

Update service and practices of estheticians to meet current industry standards and practices.

The board continues to make this issue a priority. Board members have reached out to state representatives on changes to the regulation of esthetician training to bring this up to industry standards.

Increase the length of time licensed as a tattooist or permanent cosmetic colorist from one year to a minimum of three years before taking on apprentices.

The board will continue to increase the health and safety practices in our communities, as well as take advice from community members during town hall meetings.

The board be given authority to create and edit licensing requirements they regulate for each of the professions.

Currently specific criteria for the majority of licenses are written in legislation requiring a lengthy and consuming process to stay current with our growing and changing industries. The board would like to see a legislation change to set certain criteria for our professions in regulation and will continue to better serve the health and safety of our communities by doing so.

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Goals and Objectives (continued)

Part II (continued)

FY 2023's goals and objectives, and proposed methods to achieve them.

Describe any strengths, weaknesses, opportunities, threats and required resources:

Increase the 12-hour manicuring license to bring it up to national standards as well as protect our community members by ensuring the health and safety of this industry.

The board is currently communicating with representatives on how to make changes to regulation to allow the board members to oversee the training requirements for licensees. The board is working to have legislation changes to have this authority moved to regulation giving the board the ability to set the standards for training requirements for students and apprentices.

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Sunset Audit Recommendations

Date of Last Legislative Audit: 04/18/2018

Board Sunset Date: 06/30/2027

Audit Recommendation:

The board received no new recommendations.

Action Taken:

n/a

Next Steps:

n/a

Complete : No Yes **If yes, date completed:**