

**STATE OF ALASKA  
DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT  
DIVISION OF CORPORATIONS, BUSINESS AND PROFESSIONAL LICENSING  
BOARD OF BARBERS AND HAIRDRESSERS**

**MINUTES OF MEETING  
May 4, 2015**

By the authority of AS 08.01.070(2) and AS 08.86.030 and in compliance with the provisions of AS 44.62 Article 6, a scheduled meeting of the Board of Barbers and Hairdressers was held May 4, 2015 in Anchorage, Alaska, Robert B. Atwood Bldg., Room 1270

**Monday, May 4, 2015**

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

The meeting of the Board of Barbers and Hairdressers was called to order by Glenda Ledford, Chair at 9:02 a.m. Members present were:

Glenda Ledford, Barber, Chair  
Deanna Pruhs, Hairdresser  
Derrick Slaughter, Barber  
Kevin McKinley, Tattooist/Body Piercer/Permanent Cosmetic Colorist  
Darae Crews, Hairdresser/Esthetician

Excused from the meeting was:

Jeannine Jabaay, Public Member

Present from the Division of Corporations, Business and Professional Licensing were:

Cynthia Spencer, Licensing Examiner  
William Harlan, Investigator  
Dawn Bundick, Investigator  
Al Kennedy, Senior Investigator  
Josh Henry, Investigator  
Sara Chambers, Operations Manager

Present from the public were:

Debra Long, Instructor  
Charlotte Lushin, Barber  
Christine VanVliet, Hairdresser, Exam Proctor  
Michelle McMullin, Manicurist  
Marco Gutierrez, Photographer, Gutierrez Photography  
Michelle Black, Instructor, Exam Proctor  
Melanie Camargo, Esthetician  
Amber Brophy, Instructor Esthetics  
Julie Brophy, Esthetician  
Wendy Wiltfong, Esthetician

Athena Fulton, Hairdresser  
Jeannine Hogan, Barber

**Item 2. Review/amend agenda**

Glenda Ledford asked Board members and staff if there were any changes to the agenda.

Cynthia Spencer stated each Board member had been given an updated agenda, which reflects minor edits by adding executive session information to Items 7 and 9; additions to public comment, Item 6, and budget information for Item 5. Ms. Spencer also stated that the Board would need to call the Juneau office for Item 5 so the set agenda time must remain. Ms. Spencer went on to state that due to the required projects for the Annual Report, the meeting might run a bit longer than usual.

Ms. Ledford asked the Board if they would be agreeable to having an “open agenda” which would allow the Board to move around the agenda without keeping to a specific order in order to conduct a smooth flowing meeting.

**On a motion duly made by Darae Crews, seconded by Derrick Slaughter, and approved unanimously, it was**

**RESOLVED to approve an open agenda to allow all business items to be covered.**

Ms. Ledford asked the Board if they would like any further discussion regarding the agenda; hearing no further additions, Ms. Ledford polled the Board. Hearing no disagreements the agenda was approved.

**Item 3. Ethics Disclosure**

The Board reviewed ethics disclosure forms in the meeting packet.

The Board had no ethics violations to report.

**Item 4. Review/Adopt Meeting Minutes**

**January 26, 2015**

The Board reviewed the draft January 26, 2015 minutes. Ms. Ledford asked the Board if there were any edits/corrections needed; hearing none Ms. Ledford asked for a motion.

**On a motion duly made by Kevin McKinley, seconded by Derrick Slaughter, and approved unanimously, it was**

**RESOLVED to adopt the January 26, 2015 meeting minutes as written.**

Ms. Ledford polled the Board, hearing no disagreement the minutes were approved.

Ms. Ledford stated that the Board was ahead of schedule and would move on to another agenda item until the Budget Report, Item 5 at 9:30 a.m.

### **Item 8. Board Business/Discussion**

- Manicuring Legislation Update (Ledford)

Ms. Ledford informed the Board that their legislation to change manicurist licensing requirements had passed.

Ms. Spencer stated that it had been recommended that the Board request an attorney from the Dept. of Law attend the October 5, 2015 meeting; Ms. Spencer elaborated that having an attorney present would assist the Board drafting regulations and hopefully it would shorten the time it would take to get drafted regulations to the public noticing phase before Board adoption.

The Board stated having an attorney present was a good idea.

**On a motion duly made by Kevin McKinley, seconded by Derrick Slaughter and approved unanimously, it was**

**RESOLVED to request an attorney from the Dept. of Law attend the Boards October 4, 2015 meeting to assist with the drafting of regulations to accompany new legislation.**

Ms. Ledford asked the Board if they would like any further discussion; hearing none Ms. Ledford polled the Board; hearing no disagreement the motion passed.

Ms. Ledford informed the Board that subcommittee meetings may be needed before the October meeting to work on new regulations.

To prepare for Public Comment, Item 6, the Board reviewed the current Consent Agreement and email correspondence from Norene Nelson,

### **Item 5. Budget Report**

The Board called Sara Chambers, Operations Manager at 9:30am.

Ms. Chambers greeted the Board and reviewed the Fiscal Year (FY) 2015 3<sup>rd</sup> Quarter report and Expenditure areas of the report.

Ms. Ledford asked why there was a big difference in the Indirect expenses between FY11, FY13 and FY15.

Ms. Chambers responded that due to increase costs, additional staff, etc., those areas had added costs to the Board. Ms. Chambers assured the Board that the Division has been working on methodologies that would decrease costs to Boards and that by the end of this Fiscal Year the end totals should be close to the FY14 numbers.

Ms. Ledford asked if fines collected by this Board were being used to offset any expenditure, financial deficits or assist paying for other costs the Board has incurred.

Ms. Chambers informed the Board that all fines are put into a General Fund; Ms. Chambers stated that through Legislations for the FY15 – FY16 cycle fines collected would stay in the Division and would be applied to Investigative fees/expenses which would assist in lowering Board costs. Ms. Chambers stated this would be reflected on the final FY 16 budget.

Ms. Chambers reviewed the Fee Analysis spreadsheet with the Board and asked for their input and suggestions for license fees.

The Board expressed concern in the continual raising and lowering of license fees done by the Division. The Board also expressed concern that their input for previous fee analysis was not taken into consideration by the Division which may have attributed by the current deficit.

Ms. Chambers reviewed the Dept. of Environmental Conservation (DEC) shop inspection 3<sup>rd</sup> Quarter FY15 Active Body Art Shop lists with the Board. Ms. Chambers informed the Board that Board input was needed to continue with their contract with DEC to perform these inspections; Ms. Chambers informed the Board that the current allocation being requested from DEC is \$11,000.00. Ms. Chambers also stated that DEC had no contract with this Board to conduct all other shop inspections.

Ms. Ledford asked if DEC wasn't conducting inspections on all other shops could Board members take over that duty.

Ms. Chambers informed the Board that without proper health, safety, and sanitation training it would not be a good idea for the Board to take on shop inspection duties.

Ms. Chambers congratulated the Board on their new Legislation House Bill (HB) 131; Ms. Chambers informed the Board that she would be meeting with staff and supervisors to review current regulations that would need updating, working on transitional language, notifications to licensees, and other related projects to facilitate a smooth transition for the effective date of January 1, 2016.

The Board thanked Ms. Chambers for her time.

#### **Item 6. Public Comment**

Amber Brophy, Instructor Esthetics

Ms. Brophy stated that as an esthetician, with current regulations, she is unable to go to locations outside a shop setting to provide make-up and hair services for photography shoots, weddings, and other events; this restriction is preventing jobs/revenue to licensed practitioners. Ms. Brophy also stated that Nordstrom, Sephora, and other retailers provide makeup services without being required to hold any licenses issued by this Board which can lead to client accidents. Ms. Brophy urged the Board to take into consideration that photoshoots, weddings, and other events are important to licensees. Ms. Brophy stated that to provide protection to the public, licensing should be required for department stores.

The Board thanked Ms. Brophy for her time and participation.

Norene Nelson, Hairdresser & Shop Owner

The Board called Ms. Nelson at 10:25am

Ms. Nelson stated she had been shocked to find out she was under investigation as she was out of State at the time of the incident and that she had signed her Consent Agreement (CA) without being aware of her right to appeal. Ms. Nelson went on to state that the images and posting on Facebook had been done by a family member; Ms. Nelson also stated that she had submitted her renewals to the Division before the expiration date of August 31, 2013. Ms. Nelson stated the fine amount was overwhelming and requested the Board reconsider the CA.

The Board thanked Ms. Nelson for her time.

Julie Brophy, Esthetician

Ms. Brophy declined to speak.

Christine VanVliet, Hairdresser, Shop Owner, Proctor

Ms. VanVliet stated she would like to request information regarding the use of mannequins for the practical examinations. Ms. VanVliet stated that using a mannequin for the hairdresser examinations was fine, however using one for the barber examinations was ideal due to the lack of facial hair for the beard shave/trim portion of the examination.

Ms. Ledford stated that there are mannequins which do provide full beard/facial hair.

Ms. VanVliet asked if barbers and hairdressers were limited to one (1) or two (2) mannequins for their practical.

Ms. Ledford stated that candidates could use one or two mannequins.

Ms. VanVliet also stated that during the last exams, several mannequins had been pre-cut for the haircut portion of the examination and how do proctors handle that issue. Ms. Ledford stated that the instructions for use of a mannequin are clear, "must be new, with no previous services performed". Ms. VanVliet asked if it wasn't a new mannequin were proctors able to inform the candidate that they were unable to take the haircut portion of the exam but could take the other portions. Ms. Ledford stated yes as information plainly states "new mannequin". Ms. VanVliet asked if candidates were receiving this information. Ms. Spencer stated that there are hold ups updating packets, however the specific mannequin use information is clearly provided on the Board's home page website.

Mr. Slaughter stated that as the information is provided on the website if candidates are not following directions, then proctors should grade accordingly. The Board agreed with Mr. Slaughter's statement.

Ms. VanVliet thanked the Board.

The Board thanked Ms. VanVliet for her time and participation.

Julie Brophy, Esthetician

Ms. Brophy asked why the issue of photo shoots, weddings and other events were being brought up as there are so many current issues with unlicensed practices. Ms. Brophy informed the Board that for many years she had been reporting many problems including unlicensed practice which never received responses or actions; one incident she reported numerous times and never received a response until she had put something in writing which led to her not reporting issues. Ms.

Brophy suggested that the Board add the exception for photo shoots, weddings, and other events to 12 AC 09.990(b)

The Board stated that the complaint process must be submitted in writing on documentation provided by Investigative Staff due to the he said/she said factor; the Board urged Ms. Brophy to submit complaints following the required investigative process.

Ms. Brophy thanked the Board for their time.

The Board thanked Ms. Brophy for her participation.

Michelle Black, Instructor, Proctor

Ms. Black stated that Ms. VanVliet had covered all her concerns regarding the use of mannequins for the examinations. However, her concern was shaving for barbers, how are proctors to check for the proper care of nicks and cuts which occur during shaves on a mannequin.

Mr. Slaughter responded that the proctors should watch razor strokes and how the candidate handles the razor which should assist proctors. The Board agreed with Mr. Slaughter and reminded proctors that handling nicks, cuts, etc., would be covered on the written examination and that they would look into updating the examination score sheets.

The Board thanked Ms. Black for her time and participation.

Marco Gutierrez, Photographer, Gutierrez Photography.

Mr. Gutierrez stated that photography has had many changes in how services are provided; photographers are no longer just competing on a local level but now on a National level; with the changes to the photography industry professional hair and makeup services must be provided to clients which the Board's current regulations do not allow. Mr. Gutierrez informed the Board that clients have seen what services are being provided in the lower 48 and in magazines; Mr. Gutierrez stated that the services can be provided locally, however to be able to provide high quality images to clients the photography must be able to offer hair/makeup services as part of the photo package price which clients are willing to pay. Mr. Gutierrez went on to state that this also is required for school photos, senior portraits. Mr. Gutierrez went on to state that many of his photo shoots occurred on location (not in studio) and that many times, the photo shoots occur during the evenings and weekends when most shops were closed to accommodate client schedules. Mr. Gutierrez went on to state that to be able to provide finished high quality images requires the use of hairdressers and estheticians on location and in studios to change looks, provide touch ups, etc.; Mr. Gutierrez also stated that on location includes weddings, receptions, fashion shows, parents, advertising, and other large events. Mr. Gutierrez informed the Board he was shocked to receive a letter from Investigator Harlan which stated he was running an unlicensed shop. Mr. Gutierrez stated that the Board's current regulations did not allow professional hair and makeup services to be provided to his clients on location or at a studio. Mr. Gutierrez requested that the Board consider an exemption to their current regulations which would allow professional photographers to hire hairdressers and estheticians to provide services to clients without requiring the photographer to obtain a shop owner license. Mr. Gutierrez informed the Board that even trying to work with a shop/salon for location shoots was extremely difficult due to schedules, timing, etc., for the service provider and the client(s). Mr. Gutierrez stated that clients are more than willing to pay for the hair and makeup services and that these fees are paid to local service providers and generate revenue locally; he also stated that many other States allow hair and makeup services to be provided for photography shoots, at studios and on location, without any additional licensing. Mr. Gutierrez requested the

Board take this information into consideration when discussing item 9, 12 AAC 09.990 later this afternoon.

The Board thanked Mr. Gutierrez for his time and participation.

Melanie Camargo, Esthetician and Shop Owner

Ms. Camargo introduced herself to the Board. Ms. Camargo stated she supported Mr. Gutierrez's statements and requested the Board consider an exemption for hair and makeup services to be provided for photo shoots. Ms. Camargo stated that at least 90% of her business was providing services on locations for political events, advertising, weddings, receptions and also included flying to Juneau for events. Ms. Camargo also stated that many of locations she travels to, Tok and Talkeetna for example, do not have any licensed shops where she could provide services for clients. Ms. Camargo went on to state that to be able to compete on a National level providing services at events is required; Ms. Camargo also stated that competition in services, even in Alaska is very large. Ms. Camargo informed the Board that the current regulations inhibited her ability to earn an income, and severely limited her ability to provide the services she loves and went to school for. Ms. Camargo urged the Board to take into consideration Mr. Gutierrez comments and her own.

The Board thanked Ms. Camargo for her time and participation.

Wendy Wiltfong, Esthetician and Shop Owner

Ms. Wiltfong introduced herself to the Board. Ms. Wiltfong stated she supports Mr. Gutierrez's comments and urged not allow a restraint of trade services for events and photo shoots and encouraged the Board to add language to 12 AAC 09.990(b) which would allow services to be provided for events and photo shoots on location and in studios.

The Board thanked Ms. Camargo.

Athena Fulton, Hairdresser

Ms. Fulton introduced herself to the Board. Ms. Fulton stated she supports Mr. Gutierrez statements. Ms. Fulton informed the Board that it is a vital part of her business to be able to travel out of the shop to provide services; Ms. Fulton stated that due in part to how large Alaska is, there are many places where events are held that have no access to a shop for services. Ms. Fulton went on to state that this all comes down to safety and sanitization; as long as services providers are educated and safety and sanitation standards continue to be met, licensees should be able to provide services on location. Ms. Fulton requested the Board to make changes to current requirements.

The Board thanked Ms. Fulton for her time.

*Recess            The Board recessed at 10:58 a.m.; reconvened at 11:09 a.m.*

Ms. Ledford thanked meeting attendees for coming to the meeting and speaking during public comment. Ms. Ledford urged attendees to attend meeting and bring their concerns, comments, etc., to the Boards attention during public comment time.

**Item 7. Investigative Report**

William Harlan, Investigator, greeted the Board and introduced Investigator Dawn Bundick who would be answering any questions on the probation report and Investigative Staff Supervisor Al Kennedy.

Al Kennedy, Senior Investigator introduced himself to the Board. Mr. Kennedy informed the Board that he was the supervisor for Investigative staff who dealt with non-health care matters. Mr. Kennedy stated that if Board members had questions, concerns, etc., they could contact him as well as William Harlan.

Mr. Harlan reviewed the Investigative Report for the period January 1, 2015 through April 13, 2015. Mr. Harlan stated that there had been 24 new open matters and 26 closed matters. Mr. Harlan went on to report that the Division had conducted 22 compliance inspections.

Mr. Harlan passed out one additional Consent Agreement (CA) and informed the Board that if there were any questions regarding the Investigative Report or the new CA he would address questions during Executive Session.

**On a motion duly made by Derrick Slaughter, seconded by Kevin McKinley, and approved unanimously, it was**

**RESOLVED to enter into Executive Session under the authority of AS 44.62.310(C) to discuss with the investigator the investigative report.**

The Board entered into executive session at 11:13 a.m., and returned from executive session at 11:35 a.m.

**On a motion duly made by Kevin McKinley, seconded by Derrick Slaughter, it was**

**RESOLVED to continue the original CA adopted during the October 6, 2013 meeting for case 2013-002371 as written for Norene Nelson.**

Ms. Ledford asked the Board if they would like any further discussion on this motion; hearing none, Ms. Ledford asked for a roll call vote.

**Roll Call Vote**

NAME	YES	NO	ABSTAIN
Glenda Ledford	X		
Derrick Slaughter	X		
Darae Crews	X		
Kevin McKinley	X		
Deanna Pruhs	X		

**THE MOTION PASSED BY A UNANIMOUS VOTE.**

**On a motion duly made by Deanna Pruhs, seconded by Derrick Slaughter, it was**

**RESOLVED to accept the Imposition of Civil Fine for case 2014-002461 as written for Jana Powell.**

Ms. Ledford asked the Board if they would like any further discussion on this motion; hearing none, Ms. Ledford asked for a roll call vote.

**Roll Call Vote**

<b>NAME</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>
<b>Glenda Ledford</b>	<b>X</b>		
<b>Derrick Slaughter</b>	<b>X</b>		
<b>Darae Crews</b>	<b>X</b>		
<b>Kevin McKinley</b>	<b>X</b>		
<b>Deanna Pruhs</b>	<b>X</b>		

**THE MOTION PASSED BY A UNANIMOUS VOTE.**

**On a motion duly made by Deanna Pruhs, seconded by Derrick Slaughter, it was**

**RESOLVED to accept the CA for case 2014-002362 as written for Loretta Overway.**

Ms. Ledford asked the Board if they would like any further discussion on this motion; hearing none, Ms. Ledford asked for a roll call vote.

**Roll Call Vote**

<b>NAME</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>
<b>Derrick Slaughter</b>	<b>X</b>		
<b>Glenda Ledford</b>	<b>X</b>		
<b>Kevin McKinley</b>	<b>X</b>		
<b>Darae Crews</b>	<b>X</b>		
<b>Deanna Pruhs</b>	<b>X</b>		

**THE MOTION PASSED BY A UNANIMOUS VOTE.**

**On a motion duly made by Deanna Pruhs, seconded by Derrick Slaughter, it was**

**RESOLVED to accept the CA for case 2014-002165 as written for Anita McCormick.**

Ms. Ledford asked the Board if they would like any further discussion on this motion; hearing none, Ms. Ledford asked for a roll call vote.

**Roll Call Vote**

<b>NAME</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>
<b>Kevin McKinley</b>	<b>X</b>		
<b>Darae Crews</b>	<b>X</b>		
<b>Deanna Pruhs</b>	<b>X</b>		
<b>Glenda Ledford</b>	<b>X</b>		
<b>Derrick Slaughter</b>	<b>X</b>		

**THE MOTION PASSED BY A UNANIMOUS VOTE.**

**On a motion duly made by Deanna Pruhs, seconded by Derrick Slaughter, it was**

**RESOLVED to accept the Imposition of Civil Fine for case 2014-002456 as written for Wende Irick.**

Ms. Ledford asked the Board if they would like any further discussion on this motion; hearing none, Ms. Ledford asked for a roll call vote.

**Roll Call Vote**

<b>NAME</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>
<b>Deanna Pruhs</b>	<b>X</b>		
<b>Kevin McKinley</b>	<b>X</b>		
<b>Darae Crews</b>	<b>X</b>		
<b>Derrick Slaughter</b>	<b>X</b>		
<b>Glenda Ledford</b>	<b>X</b>		

**THE MOTION PASSED BY A UNANIMOUS VOTE.**

Ms. Spencer collected the Probation Report from Board members and returned them to Investigative Staff.

The Board thanked Investigative staff for their time and participation.

*Recess                      The Board recessed at 11:42 a.m.; reconvened at 11:48 a.m.*

**Item 8.            Board Business/Discussion, cont.**

- FY 2015 Annual Report - Board required submissions (Spencer)

The Board reviewed the Fiscal Year (FY) 2014 Annual Report. Ms. Spencer reviewed the annual report process, Board responsibilities for the report, and deadlines. Ms. Spencer also informed the Board that the deadline for report submission is now being strictly enforced by the Division and failure to submit Board required portions would result in those sections not being submitted. Ms. Spencer suggested the Board break into subcommittees each assigned with a portion of the report for completion and submission to staff before this meeting adjourned.

To facilitate the drafting of the FY 15 Annual report the Board broke into groups and went off the record at 11:57a.m. and returned at 12:22p.m.

**On a motion duly made by Derrick Slaughter, seconded by Kevin McKinley, and approved unanimously, it was**

**RESOLVED to enter into Executive Session under the authority of AS 44.62.310(C)(2) to discuss with the investigator a last minute case and the review of State Law Questions for addition to the National Written examinations.**

The Board entered into executive session at 12: 23p.m., and returned from executive session at 12:34 a.m.

- Narrative statement

The Board requested that reconfiguring the Board's seat titles/set up be added to the Narrative Statement along with Legislation and Fiscal information. The Board also requested a meeting be held in Juneau during the first week of Legislative Session. Ms. Ledford read the Narrative Statement into the record. Ms. Spencer clarified that the meeting and Investigative staff information would remain in the narrative.

Ms. Ledford asked if the Board would like anything else added to the Narrative Statement; hearing no other input Ms. Ledford asked for a motion.

**On a motion duly made by Kevin McKinley, seconded by Derrick Slaughter, and approved unanimously, it was**

**RESOLVED to adopt the Narrative Statement as read into record during the May 4, 2015 meeting for use in the FY15 Annual Report**

Ms. Ledford asked if the Board would like anything else added to the Narrative Statement; hearing no other input Ms. Ledford read the additions to the Narrative Statement in numerical order.

1. After being on agenda since 2008 the Board was instrumental in helping the Alaska Legislature pass House Bill 131, Nail Technician, legislation.
2. With the passage of HB 131, the Board seeks to have representation of each individual profession by reconfiguring the composition of the Board.
3. Despite the recommendation of the Board for FY13/14 to not lower license fees the Board is operating in a deficit but will recommend as requested by the division for fee analysis.

Ms. Ledford asked the Board if they would like any further discussion on this motion; hearing none, Ms. Ledford polled the Board, hearing no disagreement the motion passed.

- Budget recommendations

Ms. Spencer reviewed the FY14 budget recommendations with the Board to confirm information that will be provided in the FY15 report; adding January meeting in Juneau to coincide with the first week of Session. Ms. Spencer asked the Board if they wanted to add attendance to a National Barber Association meeting; the Board agreed. Ms. Spencer informed the Board that she would

add this and NIC meetings to the report however, the Board must remain aware that due to the budget deficit these trips may or may not be approved.

Ms. Ledford stated she strongly supported staff attending the NIC meetings. The Board agreed.

The Board broke into groups to work on the budget recommendations. The Board went off record at 12:52p.m., and returned at 1:00p.m.

**On a motion duly made by Deanna Pruhs, seconded by Kevin McKinley, and approved unanimously, it was**

**RESOLVED to request through the FY15 Annual Report that staff attend the NIC Regional and Annual meetings.**

Ms. Ledford asked the Board if they would like any further discussion on this motion; hearing none, Ms. Ledford polled the Board, hearing no disagreement the motion passed.

**On a motion duly made by Deanna Pruhs, seconded by Kevin McKinley, and approved unanimously, it was**

**RESOLVED to request through the FY15 Annual Report to send the Board Chairperson to the NIC Regional and Annual meetings.**

Ms. Ledford asked the Board if they would like any further discussion on this motion; hearing none, Ms. Ledford polled the Board, hearing no disagreement the motion passed.

**On a motion duly made by Deanna Pruhs, seconded by Kevin McKinley, and approved unanimously, it was**

**RESOLVED to request through the FY15 Annual Report to send at least one Barber Board member to a National Barber Association meeting.**

Ms. Ledford asked the Board if they would like any further discussion on this motion; hearing none, Ms. Ledford polled the Board, hearing no disagreement the motion passed.

The Board agreed that participation at the National Meetings should be approved providing their budget would allow for the travel.

The Board discussed continuing to support sending the Board's Investigator to Southeast Alaska and the Interior for the purpose of conducting inspections.

**On a motion duly made by Deanna Pruhs, seconded by Derrick Slaughter, and approved unanimously, it was**

**RESOLVED to request through the FY15 Annual Report to continuing to support sending the Board's Investigator to Southeast Alaska and the Interior for the purpose of conducting inspections.**

Ms. Ledford asked the Board if they would like any further discussion on this motion; hearing none, Ms. Ledford polled the Board, hearing no disagreement the motion passed.

*Recess  
1:46p.m.*

*The Board recessed at 1:12p.m. for subcommittees and a break; reconvened at*

- Recommendations for proposed legislation

The Board requested all but the manicuring proposed legislation from the FY14 report be used for the FY15 report. The Board provided Ms. Spencer with drafted proposed legislation for the reorganization of the Board, separating tattooing and permanent cosmetic colorists into two separate license types and the creation of a new license type “tattoo/permanent cosmetic colorist instructor. (AS 08.13.010, 08.13.070)

**On a motion duly made by Deanna Pruhs, seconded by Derrick Slaughter, and approved unanimously, it was**

**RESOLVED to submit all but the manicuring legislation  
Recommendations for proposed legislation from the FY 14 Annual report**

Ms. Ledford asked the Board if they would like any further discussion on this motion; hearing none, Ms. Ledford polled the Board, hearing no disagreement the motion passed.

**On a motion duly made by Deanna Pruhs, seconded by Derrick Slaughter, and approved unanimously, it was**

**RESOLVED to submit a Legislative Recommendation to the FY15 Annual Report requesting reorganization of Board seats by adding a seat for Manicurist, eliminating one Barber position, adding an Esthetician seat by reclassifying one of the Hairdresser seats to be for an Esthetician.**

Ms. Ledford asked the Board if they would like any further discussion on this motion; hearing none, Ms. Ledford polled the Board, hearing no disagreement the motion passed.

**On a motion duly made by Kevin McKinley, seconded by Derrick Slaughter, and approved unanimously, it was**

**RESOLVED to submit a Legislative Recommendation to the FY15 Annual Report requesting the separation of Tattoo and Permanent Cosmetic Colorist license into two separate licenses.**

Ms. Ledford asked the Board if they would like any further discussion on this motion; hearing none, Ms. Ledford polled the Board, hearing no disagreement the motion passed.

- Regulation recommendations

The Board agreed that information written for the FY14 Annual Report should remain as is for the FY15 report with the addition of drafting manicuring regulations.

- Goals and Objectives

The Board began to work on the Goals & Objective for the FY 15 Annual Report. The Board reviewed their FY 14 Annual Report Goals & Objectives, made changes and submitted information to staff.

*Recess The Board recessed at 2:50p.m.; reconvened at 3:09p.m.  
Mr. McKinley was running late and rejoined the Board at 3:20*

Ms. Ledford requested the addition of another Proposed Legislation sheet for the FY15 Annual report.

**On a motion duly made by Deanna Pruhs, seconded by Derrick Slaughter, and approved unanimously, it was**

**RESOLVED to submit a Legislative Recommendation to the FY15 Annual Report requesting the creation of a new license, Tattoo and Permanent Cosmetic Colorist instructor license.**

Ms. Ledford asked the Board if they would like any further discussion on this motion; hearing none, Ms. Ledford polled the Board, hearing no disagreement the motion passed with Mr. McKinley not voting due to not being available.

**Item 9. Board Business/Discussion, cont.**

- Body Piercer National Written Examination

Ms. Spencer informed the Board that due to the new Legislation, at the request of the Division and Board approval, proposed regulations had been tabled in order to provide a zero fiscal note for HB131.

Ms. Spencer stated that the Body Piercer written examination would be obtained in time for the October 2015 meeting and if the Board decided to use the National examination regulations could be drafted during the October meeting for submission with the Boards other regulation projects at the same time as the regulations that had been put on hold and the new regulations addressing HB 131.

- Tattoo Curriculum review/update

Mr. McKinley requested this item be added to the October 2015 meeting agenda.

- Tattoo & Body Piercer Instructor License

Mr. McKinley requested this item be added to the October 2015 meeting agenda.

- Regulation 12 AAC 09.990(b), Photography Studio/Professional Photographer provide Make-Up & Hairstyle Services.

**On a motion duly made by Deanna Pruhs, seconded by Derrick Slaughter, and approved unanimously, it was**

**RESOLVED** the Board opines; licensed estheticians and licensed hairdressers may provide services for make-up and/or hair styling for on-site/location photo sessions with a photographer or for entertainment purposes such as face painting or hairstyling, temporary hair colors at fairs, markets, carnivals, weddings, receptions, and other such events. In the Board's opinion, this does not allow for any invasive/permanent services to be provided such as haircutting, perms, or permanent hair coloring. The Board will address this issue through regulation changes to begin during the October 5, 2015 Board meeting in Anchorage.

The Board requested this information be posted to the Board's website and stated this issue will be addressed through regulation changes to occur during the October 2015 meeting.

**Ms. Ledford asked the Board if they would like any further discussion on this motion; hearing none, Ms. Ledford polled the Board, hearing no disagreement the motion passed.**

- Alaska's State Law Questions for National Written Examinations.

The Board requested Ms. Spencer type up submitted questions for review during the October 2015 meeting.

**Item 10. Application Review**

- Francisco Valladolid, Tattoo/PC by Examination, in and out of state training

The Board reviewed the application file of Mr. Valladolid. The Board asked Ms. Spencer where the statute and regulation affidavit was located in the file. Ms. Spencer stated that Mr. Valladolid would be mailing the affidavit shortly.

**On a motion duly made by Kevin McKinley, seconded by Darae Crews, and approved unanimously, it was**

**RESOLVED to approve the application for examination and licensure as tattoo/permanent cosmetic colorist of Francisco Valladolid pending the receipt of an Affidavit Confirming the Study of the Statute and Regulation Booklet.**

**Roll Call Vote**

<b>NAME</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>
<b>Glenda Ledford</b>	<b>X</b>		
<b>Derrick Slaughter</b>	<b>X</b>		
<b>Darae Crews</b>	<b>X</b>		
<b>Kevin McKinley</b>	<b>X</b>		
<b>Deanna Pruhs</b>	<b>X</b>		

**THE MOTION PASSED BY A UNANIMOUS VOTE.**

- Proposed fee increase, 12 AAC 02.140.

The Board reviewed the Division's proposed fee changes.

Mr. Slaughter stated he was fine with the fee increases.

Ms. Pruhs stated she felt that the fees should be a consistent fee increase for all licenses in the range of 30% – 35% and would be applied to all licensees not just newly licensed individuals. Ms. Pruhs went on to state she felt the increased fee proposal targeted new applicants and forced them to pay for the mistake of lowering fees for 2013 – 2015. Ms. Pruhs also stated that she felt at each proposed fee increase the Division informed the Board that their input and feedback would be taken into consideration; however she feels that any input the Board has provided has been ignored.

Ms. Spencer informed the Board that this new fee project would go into effect September 1, 2015 and that applications and renewals postmarked on or before August 31, 2015 would pay the current fees and any applications postmarked on or after September 1, 2015 would pay the new fees. Ms. Spencer also stated that the increases were not arbitrary; work load and time spent on certain areas were taken into consideration when the Division made the proposal. Ms. Spencer stressed to the Board that now was the time to make their recommendations on percent's or flat dollar amounts they felt were fair to increase fees so she may present them to Ms. Chambers.

The Board discussed fees; Ms. Ledford, Ms. Crews, Ms. Pruhs, and Mr. McKinley agreed that they felt the Division did not and does not take their input for fee increases or decreases into consideration and the Division will continue to do what they want with fees.

Ms. Pruhs reiterated her recommended that fees be raised in a straight across the board at 30% - 35% including student/apprentice and the non-refundable application fee. Ms. Pruhs asked if a notice would be included with the 2015 – 2017 renewal applications which would inform licensees that if renewals submitted on or by August 31, 2015 current fees would be paid. Ms. Spencer responded that if not a separate notification the dates and fees would be clearly noted on the renewal application itself.

The Board stated that they have stated their concerns and what the Division decided to do was out of their control.

Ms. Spencer requested the Board provide her with fee suggestions.

Ms. Crews suggested the one year apprentice be charged \$50.

The Board agreed with the raise to examination fees; the Board stated they preferred both the practical and written exams be the same fee.

Ms. Pruhs and Ms. Ledford stated that the temporary permit fee should also be raised to \$100.00.

Ms. Pruhs suggested that the Board go back to the \$160 license fee before the last fee (2011 – 2013) decrease and add a 15 – 20% increase in fees for all license types; the Board agreed with Ms. Pruhs and stated they do agree with the proposed fee increase for the apprentice and student permits.

The Board decided to assist them in understanding their fees, budget reports, and to help relay the Board's input.

Ms. Crews nominated Jeannine Jabaay to be the liaison; Ms. Ledford seconded the nomination.

**On a motion duly made by Darae Crews, seconded by Derrick Slaughter, and approved unanimously, it was**

**RESOLVED to appoint Jeannine Jabaay as the Boards Fiscal liaison to Sara Chambers and Martha Hewlett for the purpose of discussing budget reports and fee changes.**

Ms. Ledford asked the Board if they would like any further discussion on this motion; hearing none, Ms. Ledford polled the Board, hearing no disagreement the motion passed.

- ❖ Collect travel receipts and FY15 Annual Report Board Submissions.

*The Board adjourned at 4:36 p.m.*

Respectfully submitted:

\_\_\_\_\_/s/\_\_\_\_\_  
10/5/15  
Cynthia Spencer, Licensing Examiner

Approved:

\_\_\_\_\_/s/\_\_\_\_\_  
Glenda Ledford, Chairperson  
Board of Barbers and Hairdressers

Date: 10/5/15