

These minutes have been approved by the Board on 4.6.2020

MINUTES OF THE CONFERENCE CALL MEETING

Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art
March 2, 2020

1. ROLL CALL

The conference call meeting of the Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art was called to order by the Chair, Vicki Criswell, at 10:31 a.m., in Lower Level Room B, Nebraska State Office Building, Lincoln, Nebraska. Copies of the agenda were mailed to the Board members and other interested parties in accordance with the Public Meeting Law.

Members Present (10):

The following members answered roll call:

Bridget Anderson, Vice-Chair (present in LLB)
Shannon Bingham, Member
Vicki Criswell, Chair
Jacqueline Hornig, Member
Melanie Judkins, Member
Ruth Lucas, Member
Marie Nordboe, Member
Becky Pettigrew, Member
Brandy Phillips, Member
Pam Rowland, Secretary

Members Absent (1):

Ronald Banse, Member

Others Present: (present in LLB)

Carla Cue, Investigations
Larry Wiehn, Investigations
Mark Meyerson, Investigations
Trevor Klaassen, Investigations
Kris Chiles, Program Manager, Licensure Unit
Heidi Weiland, Health Licensing Specialist, Licensure Unit
Anna Harrison, Compliance Monitor, Licensure Unit
Natalee Hart, Assistant Attorney General

A quorum was present and the meeting convened.

2. ADOPTION OF AGENDA

MOTION: Pettigrew moved, seconded by Anderson, to adopt the agenda. A voice vote was taken. Voting aye: Anderson, Bingham, Criswell, Hornig, Judkins, Lucas, Nordboe, Pettigrew, Phillips, Rowland (10). Voting nay: None (0). Absent: Banse (1) Vacant positions (2). Motion carried.

3. INVESTIGATIONAL & CONFIDENTIAL INFORMATION/REPORTS – CLOSED SESSION

MOTION: Pettigrew moved, seconded by Judkins, to enter into closed session at 10:33 a.m. for the purpose of hearing discussions of an investigative/confidential nature and for the prevention of needless injury to the reputation of the individuals. Criswell repeated the motion and purpose. A roll call vote was taken. Voting aye: Anderson, Bingham, Criswell, Hornig, Judkins, Lucas, Nordboe, Pettigrew, Phillips, Rowland (10). Voting nay: None (0). Absent: Banse (1). Vacant positions (2). Motion carried. (Phillips departed the meeting during closed session and did not return)

11:00 a.m. - Cue and Meyerson departed the meeting
11:11 a.m. - Harrison departed
11:15 a.m. - Harrison returned
11:28 a.m. - Klaassen departed
11:35 a.m. - Wiehn departed
11:42 a.m. - Anderson departed

11:48 a.m. - Anderson returned

MOTION: Nordboe moved, seconded by Judkins, to return to open session at 12:41 p.m. A roll call vote was taken. Voting aye: Anderson, Bingham, Criswell, Hornig, Judkins, Lucas, Nordboe, Pettigrew, Rowland (9). Voting nay: None (0). Absent: Banse, Phillips (2). Vacant positions (2). Motion carried.

4. APPLICATION REVIEW, RECOMMENDATIONS AND REPORT OUT – OPEN SESSION

- Applications, Convictions and Reinstatements

Conviction Reviews:

Molly Boyce, Cosmetology Reinstatement Applicant

MOTION: Nordboe moved, seconded by Judkins, to recommend a 4 year probation, follow the recommendations of the evaluation, abstain from drugs and alcohol, random drug and alcohol screens, quarterly employer reports, and standard probationary terms and conditions. A roll call vote was taken. Voting aye: Anderson, Bingham, Criswell, Hornig, Judkins, Lucas, Nordboe, Pettigrew, Rowland (9). Voting nay: None (0). Absent: Banse, Phillips (2). Vacant positions (2). Motion carried.

Holly Troxel, Nail Technician Applicant

MOTION: Hornig moved, seconded by Pettigrew, to recommend issuance of the license with no terms and conditions. A roll call vote was taken. Voting aye Bingham, Criswell, Hornig, Judkins, Lucas, Nordboe, Pettigrew, Rowland (8). Voting nay: None (0). Abstain: Anderson (1) Absent: Banse, Phillips (2). Vacant positions (2). Motion carried.

Abbey Piffner, Esthetic Reinstatement Applicant

MOTION: Judkins moved, seconded by Rowland, to recommend a 6-month probation, successfully pass the cosmetology jurisprudence examination within the first 90 days of issuance, and standard probationary terms and conditions. A roll call vote was taken. Voting aye: Bingham, Criswell, Hornig, Judkins, Lucas, Nordboe, Pettigrew, Rowland (8). Voting nay: None (0). Abstain: Anderson (1) Absent: Banse, Phillips (2). Vacant positions (2). Motion carried.

Jamie Roth, Cosmetology Applicant

MOTION: Anderson moved, seconded by Nordboe, to recommend obtaining additional information. A roll call vote was taken. Voting aye: Anderson, Bingham, Criswell, Judkins, Lucas, Nordboe, Rowland (7). Voting nay: Hornig (1). Abstain: Pettigrew (1). Absent: Banse, Phillips (2). Vacant positions (2). Motion carried.

Rachel Grosskopf, Cosmetology Reinstatement

MOTION: Anderson moved, seconded by Lucas, to recommend a 6-month probation, successfully pass the cosmetology jurisprudence examination within the first 90 days of issuance, and standard probationary terms and conditions. A roll call vote was taken. Voting aye: Anderson, Bingham, Criswell, Hornig, Judkins, Lucas, Nordboe, Pettigrew, Rowland (9). Voting nay: None (0). Absent: Banse, Phillips (2). Vacant positions (2). Motion carried.

Heidi Stull, Cosmetology Reinstatement

MOTION: Pettigrew moved, seconded by Lucas, to recommend a 6-month probation, successfully pass the cosmetology jurisprudence examination within the first 90 days of issuance, and standard probationary terms and conditions. A roll call vote was taken. Voting aye: Anderson, Bingham, Criswell, Hornig, Judkins, Lucas, Nordboe, Pettigrew, Rowland (9). Voting nay: None (0). Absent: Banse, Phillips (2). Vacant positions (2). Motion carried.

Andrea Garza, Cosmetology Reinstatement

MOTION: Anderson moved, seconded by Nordboe, to recommend a 5 year probation, abstain from controlled substances, follow the evaluation recommendations and any future recommendations, quarterly employer reports, and standard probationary terms and conditions. A roll call vote was taken. Voting aye: Anderson, Bingham, Criswell, Hornig, Judkins, Lucas, Nordboe, Pettigrew, Rowland (9). Voting nay: None (0). Absent: Banse, Phillips (2). Vacant positions (2). Motion carried.

Stephanie Proctor, Cosmetology Reinstatement

MOTION: Nordboe moved, seconded by Pettigrew, to recommend a pre-licensure investigation to obtain additional information. A roll call vote was taken. Voting aye: Anderson, Bingham, Criswell, Hornig, Judkins, Lucas, Nordboe, Pettigrew, Rowland (9). Voting nay: None (0). Absent: Banse, Phillips (2). Vacant positions (2). Motion carried.

Alvin Perry, Tattoo Artist

MOTION: Judkins moved, seconded by Anderson, to recommend a 3 year probation, random body fluid screens, abstain from controlled substances, quarterly employer reporting, and standard probationary terms and conditions. A roll call vote was taken. Voting aye: Anderson, Bingham, Criswell, Hornig, Judkins, Lucas, Nordboe, Pettigrew, Rowland (9). Voting nay: None (0). Absent: Banse, Phillips (2). Vacant positions (2). Motion carried.

5. 2020 LEGISLATIVE SESSION UPDATE

Rowland reported:

LB 607: This bill is in final reading, this bill is not considered a priority bill, this is 3rd attempt for this bill, there are 70 priority bills, if this bill doesn't get passed it will need to start over with a new senator.

Chiles reported the following:

LB 755: Home Service Permits. Relates to home service permit for cosmetology and barbering services; introduced by Senator Blood. It will benefit mentally/physically disabled individuals or someone who cares for a mentally disabled individual to allow establishments with a home service permit to provide services in their home.

LB 1131: Introduced by Senator Groen. Based on law changes with the US Department of Education, the bill proposes to remove the wording "regionally accredited". Effective July 2020, the Department will no longer be identifying programs as 'regionally accredited'.

LB 1187: Introduced by Senator Le Grone, This bill effects occupational licensing by creating 3 ways for reciprocity:

- 1) An individual who holds a license or certificate in another state, has at least 1 year of experience, pass the examination or similar education, training or experience standards.
- 2) An individual has at least 3 years of experience in a state that does not require licensure but must have similar scope of practice.
- 3) An individual who holds a private certification and has work experience for an occupation in a state that does not use an occupational license, must have similar scope of practice, has at least 2 years of experience in this occupation.

6. ADJOURNMENT

Criswell announced next meeting is a conference call on 4.6.20 and declared the meeting adjourned at 1:01 p.m.

Respectfully submitted,

Pamela Rowland, Secretary,
Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art

Summarized by: Heidi Weiand, Health Licensing Coordinator, Licensure Unit