



NOTICE OF VIRTUAL CONFERENCING MEETING and AGENDA

Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art

This meeting will be held by telephone conference. A conference call phone line has also been established for the public to call in or the public is welcome to attend any Open Session discussion at the State Office Building. If calling in, please use the following to attend the Open Session items of the Board meeting:

PUBLIC CALL IN #: 888-820-1398

PARTICIPANT #: 8986450#

AGENDA		Posted: 03.21.2023
<p>Date: Monday April 3, 2023</p> <p>Time: 10:30 am</p> <p>Location: 301 Centennial Mall S State Office Building 3rd Floor (Morrill Room) Lincoln, NE</p> <p>For Information Contact: Carrie Oldehoeff 402-471-2117 Dhhs.licensure 2117@nebraska.gov</p>	1	Roll Call Announcement: There is a current copy of the Open Meetings Act posted on the door to the meeting room and available online (website address provided below)
	2	Adoption of Agenda
	3	Approval of Minutes
	4	Updates/Follow-up a. 2023 Legislation b. Body Art c. NIC d. Statistics: Examinations, Licensing, Disciplinary/Non-Disciplinary Information, and Renewals (report attached to agenda)
	5	Public Comment
	6	CLOSED SESSION (approximately 11:30 am): Investigational & Confidential Information Purpose: To hear discussions of investigative and confidential nature, and for the prevention of needless injury to the reputation of the individuals
	7	OPEN SESSION (approximately 1:00 pm): Application Review and Recommendations (Licenses, Reinstatement, Convictions, Administrative Penalties, and Mail Ballot Reports)
	8	Adjournment

Nebraska Open Meetings Act: 84-1407 through 84-1414

<https://ago.nebraska.gov/open-meetings>

All items known at the time of distribution of this agenda are listed. A current agenda is available at the office of the Department of Health and Human Services, Division of Public Health, Licensure Unit, and at the following website: <https://dhhs.ne.gov/Licensure/Pages/Agendas-and-Minutes.aspx>. If auxiliary aids or reasonable accommodations are needed for attendance at a meeting, please call (402) 471-2117 (voice) or dhhs.licensure2117@nebraska.gov or for persons with hearing impairments, call the Nebraska Relay System at 711 (TDD). Advance notice of 7 days is needed when requesting an interpreter.

2023 Dates	Location	Time	2023 Dates	Location	Time
1.9.2023	LLB	10:30am	2.6.2023	LLB	10:30am
3.6.2023	LLB	10:30am	4.3.2023	LLB	10:30am
5.1.2023	LLB	10:30am	6.5.2023	LLB	10:30am
7.10.2023	LLB	10:30am	8.7.2023	TBA	10:30am
9.11.2023	TBA	10:30am	10.2.2023	TBA	10:30am
11.06.2023	TBA	10:30am	12.04.2023	TBA	10:30am

Agenda item 4d:

Examinations:

EXAMINATION STATISTICS SUMMARY REPORT			
Profession: Cosmetology		Run Date: 03/20/2023	
Date Range: 01/01/2023 to 3/20/2023		Page No: Page 1 of 1	
Exam Battery	Exam Name	Result Status	Number of Candidates per Result Status
04-Cos Computer Test	04-Cosmetology Written/Practical	Pass	50
	04-Cosmetology Written/Practical	Fail	4
04-Esth Computer Test	04-Esthetics Written/Practical	Pass	19
	04-Esthetics Written/Practical	Fail	25
04-Instr Computer Test	04-Cos Instructor Written/Practical	Pass	2
	04-Cos Instructor Written/Practical	Fail	3

EXAMINATION STATISTICS SUMMARY REPORT			
Profession: Nail Technology		Run Date: 03/20/2023	
Date Range: 01/01/2023 to 3/20/2023		Page No: Page 1 of 1	
Exam Battery	Exam Name	Result Status	Number of Candidates per Result Status
04-NT Computer Test	NT National Written Examination	Pass	18
	NT National Written Examination	Fail	15
04-NT Inst Computer	NT Instructor National Examination	Fail	1
Jurisprudence -	Jurisprudence - Probation	Pass	2
	Jurisprudence - Probation	Fail	1

Renewals:

Profession / License Type	1st Notices	2nd Notices	Renewals
Body Art			
Tattoo Artist	539	0	215
Total for Body Art	539	0	215
GRAND TOTAL:	539	0	215

Profession / License Type	1st Notices	2nd Notices	Renewals
Body Art			
Body Art Facility	239	0	114
Total for Body Art	239	0	114
GRAND TOTAL:	239	0	114

Disciplinary and Non-Disciplinary Actions:

COMPLIANCE LISTING REPORT						
Profession: Cosmetology					Run Date: 03/20/2023	
Action Start Date Range: 01/01/2023 to 03/20/2023					Page No: Page 1 of 1	
Licensee Name	License No	License Type	License Status	Disciplinary Action	Action Start	Action End
Beauchamp, Bailey Layne	1528	Esthetician	Inactive	Probation		
Eclipse Hair and Beauty	24781	Cosmetology Salon Ce	Active	Probation	02/10/2023	08/10/2023
Eichmann, Amber Marie	53055	Cosmetologist	Active	Probation	01/12/2023	01/12/2025
Face to Face Salon & Spa	24794	Cosmetology Salon Ce	Active	Probation	02/23/2023	08/23/2023
Freeman, Lance Douglas	42785	Cosmetologist	Active	Petition for Disciplinary Action Filed	03/09/2023	
Gallegos, Henrietta Charlene	43539	Cosmetologist	Revocation	Revocation	02/25/2023	
Hare, Etolia Ernestine	2606	Esthetician	Active	Probation	03/16/2023	03/16/2024
Hive Hair Lab	24792	Cosmetology Salon Ce	Active	Probation	02/17/2023	08/17/2023
Lopez, Mia Evangelina	53096	Cosmetologist	Active	Probation	02/27/2023	08/27/2023
Martian, Raychell Donya	53039	Cosmetologist	Active	Probation	01/10/2023	
Mattison, Casey Ann	2600	Esthetician	Active	Censure	01/04/2023	
Mattison, Casey Ann	2600	Esthetician	Active	Civil Penalty	01/04/2023	01/04/2024
McGill, Jaymie Lyn	50598	Cosmetologist	Expired	Petition for Disciplinary Action Filed	02/10/2023	
McLemore, Kaylee Renae	51692	Cosmetologist	Active	Probation	01/19/2023	07/19/2023
Oduegwu, Liza Natalee	2707	Esthetician	Active	Probation	03/16/2023	09/16/2023
Sage, Alyssa Kay	45891	Cosmetologist	Revocation	Revocation	03/11/2023	
Schoonover, Austin Robert	49380	Cosmetologist	Revocation	Revocation	02/25/2023	
Shear Country	24779	Cosmetology Salon Ce	Active	Probation	02/09/2023	08/09/2023
Shear Power Barber Stylist	24813	Cosmetology Salon Ce	Active	Probation	03/16/2023	09/16/2024
Sukup, Molly Jean	44376	Cosmetologist	Active	Probation	03/08/2023	09/08/2023
Thomas, Jaiden Elizabeth	52011	Cosmetologist	Active	Petition for Disciplinary Action Filed	03/15/2023	
Vongphakdy, Stina	2492	Esthetician	Active	Civil Penalty	03/01/2023	03/01/2024
Vongphakdy, Stina	2492	Esthetician	Active	Amended Pet to Rev Prob	02/22/2023	03/01/2023

COMPLIANCE LISTING REPORT						
Profession: Body Art					Run Date: 03/20/2023	
Action Start Date Range: 01/01/2023 to 03/20/2023					Page No: Page 1 of 1	
Licensee Name	License No	License Type	License Status	Disciplinary Action	Action Start	Action End
Jarquin, Cindy	495	Permanent Color Techn	Active	Probation	03/02/2023	09/02/2023
O'Daniel, Jason James	1081	Tattoo Artist	Active	Petition to Revoke Probation Filed	02/17/2023	03/01/2023
O'Daniel, Jason James	1081	Tattoo Artist	Active	Other	03/01/2023	04/30/2023
O'Daniel, Jason James	1081	Tattoo Artist	Active	Civil Penalty	03/01/2023	03/01/2024
O'Daniel, Jason James	1081	Tattoo Artist	Active	Censure	03/01/2023	
Rodriguez, Ashley J	494	Permanent Color Techn	Active	Probation	03/01/2023	03/01/2024
Vongphakdy, Stina	427	Permanent Color Techn	Active	Amended Pet to Rev Prob	02/22/2023	03/01/2023
Yager, Nicholas R	360	Tattoo Artist	Revocation	Revocation	01/21/2023	

COMPLIANCE LISTING REPORT

Profession: Nail Technology
Action Start Date Range: 01/01/2023 to 03/20/2023

Run Date: 03/20/2023
Page No: Page 1 of 1

Licensee Name	License No	License Type	License Status	Disciplinary Action	Action Start	Action End
Central NE Nails & Spa	1521	Nail Technology Salon	Active	Probation	03/02/2023	09/02/2023
Yankton, Shaley Michelle	3822	Nail Technician	Active	Probation	01/24/2023	07/24/2023

Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art Agenda

04.03.2023

Page #6

License Stats:

Profession	License Statuses: License Types	SUMMARY COUNT OF LICENSES	
		Active	Active-Military
Cosmetology	Apprentice Cosmetologist		
	Apprentice Training Salon	2	
	Continuing Education Provider		
	Cos Preliminary Conviction Review	1	
	Cosmetic Establishment		
	Cosmetician		
	Cosmetologist	7,322	3
	Cosmetology Instructor	126	
	Cosmetology Salon	1,652	
	Cosmetology Salon Consideration Cert	441	
	Electrologist	11	
	Electrology Instructor		
	Esthetic Preliminary Conviction Review	1	
	Esthetician	1,204	1
	Esthetics Instructor	17	
	Esthetics Salon	111	
	Esthetics Salon Consideration Cert	69	
	Guest Artists (CE Speakers)		
	Home Service Permit	3	
	Mobile Cos Salon Consideration Cert	4	
	Mobile Cosmetology Salon		
	Satellite Classroom		
	School of Cosmetology	13	
	School of Esthetics		
	Student Cosmetologist		
	Student Cosmetology Instructor		
	Student Esthetician		
	Student Esthetics Instructor		
	Temporary Cosmetology Practitioner	11	
	Temporary Esthetician Practitioner	1	
	Grand Total	10,989	4

Profession	License Statuses: License Types	SUMMARY COU
		Active
Body Art	Body Art Facility	353
	Body Brander	2
	Body Piercer	175
	Permanent Color Technician	323
	Tattoo Artist	754
	Grand Total	1,607

Profession	License Statuses: License Types	SUMMARY COU
		Active
Nail Technology	Continuing Education Provider	
	Guest Artists (CE Speakers)	
	Mobile Nail Tech Salon Consideration Cer	1
	Mobile Nail Technology Salon	1
	Nail Technician	1,381
	Nail Technology Home Services Permit	
	Nail Technology Instructor	14
	Nail Technology Salon	166
	Nail Technology Salon Consideration Cert	36
	Nail Technology School	7
	Nail Technology Temporary Practitioner	1
	Grand Total	1,607

These minutes have not been approved by the Board

MINUTES OF THE MEETING

Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art
March 6, 2023

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 Vice-Chair, Shannon Bingham, at 10:30 a.m., at the Nebraska State Office Building, 301 Centennial Mall South, Lower-Level Morrill Room (Room B), Lincoln, Nebraska. In accordance with § 84-1411 of the Nebraska Open Meetings Act, copies of the agenda were 1) mailed to the Board members and other interested parties, and 2) posted on the DHHS web site at <http://dhhs.ne.gov/licensure/Pages/Agendas-and-Minutes.aspx> and on the bulletin board in the Licensure Unit Lobby and posted 3.1.2023.

The following members were present and answered roll call:

Members Present (10):

Bridget Anderson, Member
Matt Bavougian, Member
Shannon Bingham, Vice-Chair
Jane Nims, Member
Marie Nordboe, Member
Pamela Rowland, Member
Harold "Buddy" Sims, Secretary
Joann Williams, Member
Leslie Reed, Member
Kyoung Bonn, Member

Members Absent (2):

Ruth Lucas, Member
Brandy Phillips, Chair

Others Present:

Matt Gelvin, Program Manager, Licensure Unit
Carrie Oldehoeft, Health Licensing Board Coordinator, Licensure Unit
TJ O'Neill, Assistant Attorney General
Suzanna Glover-Ettrich, DHHS Attorney (Webex)
Public (on phone call)

A quorum was present, and the meeting convened.

2. ADOPTION OF AGENDA

MOTION: Anderson moved, seconded Nordboe, to adopt the agenda. A voice vote was taken. Voting aye: Anderson, Bavougian, Bingham, Williams, Nims, Nordboe, Rowland, Sims, Reed, Bonn (9). Voting nay: None (0). Absent: Phillips, Lucas (2). Vacant positions (1). Motion carried.

3. APPROVAL OF MINUTES:

MOTION: Anderson moved, seconded Rowland, to approve the minutes from 2.6.2023 with corrections. A voice vote was taken. Voting aye: Anderson, Bavougian, Bingham, Williams, Nims, Nordboe, Rowland, Sims, Reed, Bonn (9). Voting nay: None (0). Absent: Phillips, Lucas (2). Vacant positions (1). Motion carried.

4. *Officer Election – Chair Stepping down from position

MOTION: Sims, seconded by Bavougian, to elect the Pam Rowland as Chair starting as of today 3.6.2023. A voice vote was taken. Voting aye: Anderson, Bavougian, Bingham, Williams, Nims, Nordboe, Rowland, Sims, Reed, Bonn (9).

Voting nay: None (0). Absent: Phillips, Lucas (2). Vacant positions (1). Motion carried.

5. Updates and Follow-up

a. **LEGISLATIVE UPDATES (LB 16, LB 189, LB 561, other)**

No updates currently

- LB 16 Occupational reform and changes to preliminary conviction review https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49705
- LB 189 Exempt natural hair styling https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50093
- LB 561 Cosmetology licensure compact https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50571

b. Statistics: Examinations, Licensing, Disciplinary/Non-Disciplinary Information, and Renewals (report attached to agenda)

6. Public Comment

7. INVESTIGATIONAL & CONFIDENTIAL INFORMATION/REPORTS – CLOSED SESSION

MOTION: Anderson moved, seconded by Sims, to enter closed session at 10:47am pm for the purpose of hearing discussions of an investigative/confidential nature and for the prevention of needless injury to the reputation of the individuals. A voice vote was taken. Voting aye: Anderson, Bavougian, Bingham, Williams, Nims, Nordboe, Rowland, Sims, Reed, Bonn (9). Voting nay: None (0). Absent: Phillips, Lucas (2). Vacant positions (1). Motion carried. Rowland repeated the motion and purpose.

8. WORKING LUNCH

11:00 am Meyerson, Krueger (Investigations) entered room

11:05 am Klassen (Investigations) entered room

11:20 am Meyerson exited room

11:21 am Williams exited room

11:31 am Krueger exited room

11:40 Break

11:50 Board back in closed session

12:43 pm Verbal agreement from all board members to enter open session.

9. Open Session: Application Review and Recommendations (Initial Licensure, Reinstatement, Convictions, Administrative Penalties, and Mail Ballot Report Outs)

12:43 pm O'Neil exited room

12:46pm O'Neil entered room

Conviction Reviews and Board Recommendations:

Jessica Pfeifer – Cosmetologist

MOTION: Sims moved, seconded by Bavougian, to recommend issuance of the license with a 6-month probation, with the following terms and conditions: Successfully complete the jurisprudence examination within 90 days and the Standard Terms and Conditions of probation. Basis: Failure to report convictions on application. A voice vote was taken. Voting aye: Anderson, Bavougian, Bingham, Williams, Nims, Nordboe, Rowland, Sims, Reed, Bonn (9). Voting nay: None (0). Absent: Phillips, Lucas (2). Vacant positions (1). Motion carried. Rowland repeated the motion and purpose.

Nicole Garcia-Cosmetologist

MOTION: Sims moved, seconded by Anderson, to recommend issuing the license with no terms or conditions. A voice vote was taken. Voting aye: Anderson, Bavougian, Bingham, Williams, Nims, Nordboe, Rowland, Sims, Reed, Bonn (9). Voting nay: None (0). Absent: Phillips, Lucas (2). Vacant positions (1). Motion carried. Rowland repeated the motion and purpose.

Shelby Cizek-Cosmetologist

MOTION: Bavougian moved, seconded by Bingham, to recommend issuing the license with no terms or conditions. A

voice vote was taken. Voting aye: Anderson, Bavougian, Bingham, Williams, Nims, Nordboe, Rowland, Sims, Reed, Bonn (9). Voting nay: None (0). Absent: Phillips, Lucas (2). Vacant positions (1). Motion carried. Rowland repeated the motion and purpose

Madeline Chmura – Cosmetologist

MOTION: Anderson moved, seconded by Sims, to recommend deferring to next meeting. A voice vote was taken. Voting aye: Anderson, Bavougian, Bingham, Williams, Nims, Nordboe, Rowland, Sims, Reed, Bonn (9). Voting nay: None (0). Absent: Phillips, Lucas (2). Vacant positions (1). Motion carried. Rowland repeated the motion and purpose

Lawless Ink– Body Art Facility

MOTION: Bavougian moved, seconded by Bingham, to recommend issuance of the license with a 1-year probation, with the following terms and conditions: Successfully complete the jurisprudence examination within 90 days by the owner, and the Standard Terms and Conditions of probation. A voice vote was taken. Voting aye: Anderson, Bavougian, Bingham, Williams, Nims, Nordboe, Rowland, Sims, Reed, Bonn (9). Voting nay: None (0). Absent: Phillips, Lucas (2). Vacant positions (1). Motion carried. Rowland repeated the motion and purpose

Dierdra Oborny – Cosmentologist

MOTION: Bingham moved, seconded by Nordboe, to recommend issuing the license with no terms or conditions. A voice vote was taken. Voting aye: Anderson, Bavougian, Bingham, Williams, Nims, Nordboe, Rowland, Sims, Reed, Bonn (9). Voting nay: None (0). Absent: Phillips, Lucas (2). Vacant positions (1). Motion carried. Rowland repeated the motion and purpose

Isaac Huerta – Tattoo Artist - Reinstatement

MOTION: Anderson moved, seconded by Sims, to recommend deferring to next meeting. A voice vote was taken. Voting aye: Anderson, Bavougian, Bingham, Williams, Nims, Nordboe, Rowland, Sims, Reed, Bonn (9). Voting nay: None (0). Absent: Phillips, Lucas (2). Vacant positions (1). Motion carried. Rowland repeated the motion and purpose

Dana Drees- Cosmetologist - Reinstatement

MOTION: Sims moved, seconded by Bavougian, to recommend reinstatement of the license with no terms or conditions. A voice vote was taken. Voting aye: Anderson, Bavougian, Bingham, Williams, Nims, Nordboe, Rowland, Sims, Reed, Bonn (9). Voting nay: None (0). Absent: Phillips, Lucas (2). Vacant positions (1). Motion carried. Rowland repeated the motion and purpose

Josue Sanchez – Tattoo Artist

MOTION: Sims moved, seconded by Nordboe, to recommend reinstatement of the license with a 6-month probation, with the following terms and conditions: Successfully complete the jurisprudence examination within 90 days and the Standard Terms and Conditions of probation. Basis: Failed to report convictions. A voice vote was taken. Voting aye: Anderson, Bavougian, Bingham, Williams, Nims, Nordboe, Rowland, Sims, Reed, Bonn (9). Voting nay: None (0). Absent: Phillips, Lucas (2). Vacant positions (1). Motion carried. Rowland repeated the motion and purpose

10. Closed Session Conviction Guidelines and discussion

MOTION: Anderson moved, seconded by Bingham, to enter closed session at 12:53 pm for the purpose of hearing discussions of confidential nature. A voice vote was taken. Voting aye: Anderson, Bavougian, Bingham, Williams, Nims, Nordboe, Rowland, Sims, Reed, Bonn (9). Voting nay: None (0). Absent: Phillips, Lucas (2). Vacant positions (1). Motion carried. Rowland repeated the motion and purpose.

2:25 pm

Verbal agreement from all board members to enter open session.

12. ADJOURNMENT

Rowland announced the next meeting is scheduled for April 3, 2023, and declared the meeting adjourned at 2:35p.m.

Submitted,

Buddy Sims, Secretary

Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art

Summarized by the Licensure Unit