

These minutes have not been approved by the Board

MINUTES OF THE MEETING

Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art
September 16, 2024

1. ROLL CALL

The Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art was called to order by the Chair, Shannon Bingham, at 9:07a.m., at the Nebraska State Office Building, 301 Centennial Mall South, Lower-Level Morrill Room, 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 <https://dhhs.ne.gov/licensure/Pages/Agendas-and-Minutes.aspx> and on the bulletin board in the Licensure Unit Lobby and posted 9.9.2024

The following members were present and answered roll call:

Members Present (9):

Bridget Anderson, Member
Matt Bavougian, Member
Shannon Bingham, Vice-Chair
Ruth Lucas, Member
Harold "Buddy" Sims, Secretary
Siobhan "Chevy" Kozisek, Member
Jane Nims, Member
Marie Nordboe, Member

Members Absent (2):

Pam Rowland, Chair
Leslie Reed, Member
Keri Fisher, Member

Others Present:

Kelli Hiatt, Administration Technician, Licensure Unit
TJ O'Neill – Assistant Attorney General
Annika Gleaso- Schoch, DHHS Attorney
Suzanna Glover-Ettrich, DHHS Attorney, Webex
Dennis Scott-DHHS Investigation Unit
Sean Loving-Program Manager, Licensure Unit
Anna Harrison, Licensure Compliance Monitor

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, Kozisek, Bingham, Sims, Bavougian, Lucas, Nims, Nordboe (9). Voting nay: None (0). Absent: Rowland, Fisher, Reed (3). Vacant positions (2). Motion carried.

3. APPROVAL OF MINUTES:

MOTION: Anderson moved, seconded Bavougian, to adopt the minutes with corrections. A voice vote was taken. Voting aye: Anderson, Kozisek, Bingham, Sims, Bavougian, Lucas, Nims, Nordboe (9). Voting nay: None (0). Absent: Rowland, Fisher, Reed (3). Vacant positions (2). Motion carried.

4. INVESTIGATIONAL & CONFIDENTIAL INFORMATION/REPORTS – CLOSED SESSION

MOTION: Anderson moved, seconded by Nordboe, to enter into closed session at 9:16 am for the purpose of hearing discussions of an investigative/confidential nature and for the prevention of needless injury to the reputation of the individuals. Bingham repeated the motion and purpose. A voice vote was taken. Voting aye: Anderson, Kozisek, Bingham, Sims, Bavougian, Lucas, Nims, Nordboe (9). Voting nay: None (0). Absent: Rowland, Fisher, Reed (3). Vacant positions (2). Motion carried.

9:56 Reed entered room.

11:58 am Verbal agreement from all board members to enter into open session.

4. **OPEN SESSION** Application Review and Recommendations (Initial Licensure, Reinstatement, Convictions, Administrative Penalties, and Mail Ballot Reports)

K Nails-

MOTION: Sims moved, seconded by Anderson to recommend issuing the license with a Censure, \$2000 Civil Money Penalty and Successfully complete the jurisprudence examination within 90 days by the owner. Basis operating a salon without a license for 731 days. A voice vote was taken. Voting aye: Anderson, Kozisek, Bingham, Sims, Bavougian, Reed, Lucas, Nims, Nordboe (9). Voting nay: None (0). Absent: Rowland, Fisher. (2). Abstain: None (0). Vacant positions (2). Motion carried

Izabelle Benedict

MOTION: Nordboe moved, seconded by Anderson to recommend issuance of the license with a 1 year probation, with the following terms and conditions: Proof of successful completion of court probation, Adhere to conditions of criminal court probation, and Quarterly employer reports and the Standard Terms and Conditions of probation. Basis: Conviction history. A voice vote was taken. Voting aye: Kozisek, Sims, Anderson, Nordboe, Bavougian, Lucas, Reed, Nims (9). Voting nay: None (0). Absent: Rowland, Fisher. (2). Vacant positions (2). Motion carried.

Wax Southpointe

MOTION: Sims moved, seconded by Kozisek to recommend issuing the license with a Censure, \$3000 Civil Money Penalty and Successfully complete the jurisprudence examination within 90 days by the owner. Basis operating a salon without a license for 731 days. A voice vote was taken. Voting aye: Kozisek, Sims, Nordboe, Bavougian, Lucas, Reed, Nims (8). Voting nay: None (0). Abstain: Anderson (1) Absent: Rowland, Fisher. (2). Vacant positions (2). Motion carried.

Wax Legacy LLC

MOTION: Nordboe moved, seconded by Anderson to issuing the license with a Censure, \$3000 Civil Money Penalty and Successfully complete the jurisprudence examination within 90 days by the owner. Basis operating a salon without a license for 731 days. . A voice vote was taken. Voting aye: Kozisek, Sims, Nordboe, Bavougian, Lucas, Reed, Nims (8). Voting nay: None (0). Abstain: Anderson (1) Absent: Rowland, Fisher. (2). Vacant positions (2). Motion carried.

Wax Crossroads LLC

MOTION: Nordboe moved, seconded by Anderson to recommend issuing the license with a Censure, \$3000 Civil Money Penalty and Successfully complete the jurisprudence examination within 90 days by the owner. Basis operating a salon without a license for 731 days. A voice vote was taken. Voting aye: Kozisek, Sims, Nordboe, Bavougian, Lucas, Reed, Nims (8). Voting nay: None (0). Abstain: Anderson (1) Absent: Rowland, Fisher. (2). Vacant positions (2). Motion carried.

Tawny McFadden

MOTION: Anderson moved, seconded by Bingham to recommend to defer for more information. A voice vote was taken. Voting aye: Kozisek, Sims, Anderson, Nordboe, Bavougian, Lucas, Reed, Nims (9). Voting nay: None (0) Absent: Rowland, Fisher. (2). Vacant positions (2). Motion carried.

Majestix Salon

MOTION: Anderson moved, seconded by Kozisek to recommend issuing the license with a Censure, \$500 Civil Money Penalty and Successfully complete the jurisprudence examination within 90 days by the owner. Basis operating a salon without a license for 731 days. A voice vote was taken. Voting aye: Kozisek, Sims, Anderson, Nordboe, Bavougian, Lucas, Reed, Nims (10). Voting nay: None (0). Absent: Rowland, Fisher. (2). Vacant positions (2). Motion carried.

Carem Inc

MOTION: Sims moved, seconded by Bavougian to recommend issuing the license with a Censure, \$250 Civil Money Penalty and Successfully complete the jurisprudence examination within 90 days by the owner. Basis operating a salon without a license for 731 days. A voice vote was taken. Voting aye: Kozisek, Sims, Anderson, Nordboe, Bavougian, Lucas, Reed, Nims (9). Voting nay: None (0). Absent: Rowland, Fisher. (2). Vacant positions (2). Motion carried.

5. **UPDATES/FOLLOW UP**

- a. Body Art-Bavougian discussed wanting to look into the Jurisprudence Exam and update if needed.
- b. Cosmetology-Nordboe updated the board on the upcoming National Conference October 11-14 in Salt Lake City, UT
Sims, Nordboe and Reed will attend conference.
- c. Electrology-No report
- d. Esthetics -no updates
- e. Nail Technology- Legislative bill proposal is done and waiting for elections to search for a senator.
- f. Indoor Tanning Facilities-no updates
- g. Legislation-Loving reported the taxation included in proposed bill of special session
- h. Statistics: Examinations, Licensing, Disciplinary/Non-Disciplinary Information, and Renewals (report attached to agenda)- Board concern regarding exam results

6. **Public comment**-No additional

1) **Legislative committees**- All committees gave updates on the legislation they are working on.

2) **ADJOURNMENT**

Bingham announced the next meeting is scheduled for 11.4.2024 and declared the meeting adjourned at 1:00 p.m.

Submitted,

Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art
Summarized by Sean Loving, Licensure Unit