

These minutes have not been approved by the Board

MINUTES OF THE VIRTUAL MEETING

Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art
December 4, 2023

1. ROLL CALL

The Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art was called to order by the Vice-Chair, Shannon Bingham at 10:31 a.m., at the Nebraska State Office Building, 301 Centennial Mall South, Lower-Level Goldenrod 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 11.20.2023.

The following members were present and answered roll call:

Members Present (8):

Kyoung Bonn, Member
Keri Fisher, Member
Harold "Buddy" Sims, Secretary
Shannon Bingham, Vice-Chair
Joann Williams, Member
Marie Nordboe, Member
Leslie Reed, Member
Ruth Lucas, Member

Members Absent (4):

Bridget Anderson, Member
Matt Bavougian, Member
Jane Nims, Member
Pamela Rowland, Chair

Others Present:

Lindsay Braddock, Unit Manager, Licensure Unit (in room)
Carrie Oldehoeft, Health Licensing Board Coordinator, Licensure Unit (in room)
TJ O'Neill, Assistant Attorney General (in room)
Danielle Sund, DHHS Attorney (in room)
Anna Harrison, Compliance Monitor, Licensure Unit (in room)
Traver Klassen, Mark Meyerson -DHHS Investigations (in room)

A quorum was present, and the meeting convened.

2. ADOPTION OF AGENDA

MOTION: Sims moved, seconded Reed, to adopt the agenda. A voice vote was taken. Voting aye: Bonn, Sims, Bingham, Fisher, Williams, Lucas, Nordboe, Reed (8). Voting nay: None (0). Absent: Anderson, Bavougian, Nims, Rowland (4). Abstain: None (0) Vacant positions (1). Motion carried.

10:34 am Phillips entered room

3. APPROVAL OF MINUTES:

MOTION: Nordboe moved, seconded Reed, to approve the minutes from 11.6.23 with corrections. A voice vote was taken. Voting aye: Bonn, Sims, Bingham, Williams, Lucas, Nordboe (6). Voting nay: None (0). Absent: Anderson, Bavougian, Nims, Rowland Abstain: Reed, Fisher (2) Vacant positions (1). Motion carried.

10:39 am Anderson entered room
10:30 am Public entered room
10:40 am Rowland entered room

4. INVESTIGATIONAL & CONFIDENTIAL INFORMATION/REPORTS – CLOSED SESSION

MOTION: Anderson moved, seconded by Nordboe, to enter closed session at 10:45 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. A voice vote was taken. Voting aye: Anderson, Bonn, Sims, Bingham, Fisher, Williams, Lucas, Nordboe, Rowland (8). Voting nay: None (0). Absent: Bavougian, Nims (2). Abstain: Reed (1) Vacant positions (1). Motion carried

10:43 am Bingham exited Webex
10:50 am Braddock exited room
10:55 am Braddock entered room
11:00 am Bingham entered Webex
11:35 am Meyerson exited room
11:38 am Klassen exited room
11:39 am Harrison exited room

12:30 pm Board break
12:42 pm Board return to close session

12:48 pm Verbal agreement from all board members to enter open session.

12:48 Public entered room

5. Updates and Follow-up

- a. Body Art
No updates
- b. Ethics Course-Defer to next meeting
- c. NIC
Sims gave an update of the conference, compact possibility and handed out notes as attached.
- d. Nail Technology Bill – Rowland reported clean up and still working on

1:09 pm Public entered room

- e. Statistics: Examinations, Licensing, Disciplinary/Non-Disciplinary Information, and Renewals (report attached to agenda)
 - Board discussion on exam failures

6. Public Comment

Greg Howard with College of Hair Design concern regarding the timeframe for licensing

Braddock addressed the concern and that the Department is working on adding staff and have gotten assistances from other areas.

Michelle Nagel-The Hair Gallery concern regarding the Censure and penalty assessed to the salon for operating without a license.

Braddock addressed that the salon owner is able to request a hearing

2:10 pm Greg Howard exited room

2:12 pm Michelle Nagel exited room

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

The Master Beauty-Cosmetology Salon

MOTION: Anderson moved, seconded by Sims to recommend issuing the license with a Censure, \$1000 Civil Money Penalty and Successfully complete the jurisprudence examination within 90 days by the owner. Basis operating a salon without a license for 312 days. A voice vote was taken. Voting aye: Anderson, Bonn, Sims, Bingham, Rowland, Williams, Lucas, Nordboe (9). Voting nay: None (0). Absent: Nims, Bavougian (2). Abstain: Fisher (1) Vacant positions (1). Motion carried

Jenna Nail Spa-Cosmetology Salon

MOTION: Anderson moved, seconded by Sims 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 1092 days. A voice vote was taken. Voting aye: Anderson, Bonn, Sims, Bingham, Rowland, Williams, Lucas, Nordboe (9). Voting nay: None (0). Absent: Nims, Bavougian (2). Abstain: Fisher (1) Vacant positions (1). Motion carried

Morgan Buckner,

MOTION: Sims moved, seconded by Nordboe, to recommend issuing the license with a Censure, \$500 Civil Penalty and Successfully complete the jurisprudence examination within 90 days. Basis operating a salon without a license for 197 days. A voice vote was taken. Voting aye: Anderson, Bonn, Bavougian, Nims, Sims, Bingham, Rowland, Williams, Lucas, Nordboe, Phillips (11). Voting nay: None (0). Absent: Reed (1). Abstain: None (0) Vacant positions (1). Motion carried

Dylan Anderson

MOTION: Lucas moved, seconded by Anderson, to recommend issuing the license with no terms or conditions. A voice vote was taken. Voting aye: Anderson, Bonn, Bingham, Rowland, Williams, Lucas (6). Voting nay: Nordboe, Reed, Sims (3). Absent: Bavougian, Nims (2). Abstain: Fisher (1) Vacant positions (1). Motion carried

Patricia Lopez

MOTION: Anderson moved, seconded by Nordboe, to recommend deferring for more information. A voice vote was taken. Voting aye: Anderson, Bonn, Sims, Bingham, Rowland, Reed, Williams, Lucas, Nordboe, (9). Voting nay: None (0). Absent: Bavougian, Nims (2). Abstain: Fisher (1) Vacant positions (1). Motion carried

9. ADJOURNMENT

Rowland announced the next meeting is scheduled for December 4, 2023, and declared the meeting adjourned at 2:29 pm.

Submitted,

Buddy Sims, Secretary
Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art
Summarized by the Licensure Unit