BEFORE THE BOARD OF BARBERING
OF THE STATE OF IOWA

IN THE MATTER OF:	)	
	)	
American College of Hairstyling	)	**CASE NO. 08-001**
License No. 00002	)	
	)	
Owner: Terence Millis	)	**SETTLEMENT AGREEMENT**
Barber license 12588	)	**AND FINAL ORDER**
Instructor license 00039	)	
	)	
Respondent.	)	

COMES NOW the Iowa Board of Barbering ("Board") and American College of Hairstyling and Terence Millis ("Respondent"), and pursuant to Iowa Code sections 17A.10 and 272C.3(4), enter into the following Settlement Agreement and Final Order of the contested case currently on file against the Respondent:

1. Respondent Terence Millis is the Owner of Respondent School American College of Hairstyling. Respondent's school license is current and will next expire on June 30, 2009. The barber school is located at 603 E. 6th St., Des Moines, IA 50309. The school owner holds a current barber license and a current instructor license.

2. A Notice of Hearing and Statement of Charges was filed against the Respondent on July 29, 2008. A contested case hearing in this matter is scheduled for October 28, 2008.

3. The Board has jurisdiction over the parties and subject matter of the Notice of Hearing and Statement of Charges.

4. Execution of this Settlement Agreement and Final Order constitutes the resolution of this contested case. Respondent has a right to a hearing on the charges, but waives his right to hearing and all attendant rights, including the right to seek judicial review, by freely and

voluntarily agreeing to this Settlement Agreement and Final Order. Once entered, this Order shall have the force and effect of a disciplinary order entered following contested case hearing.

5. Respondent is freely and voluntarily entering into this Settlement Agreement and Final Order and agrees that the State's counsel may present this agreement to the Board.

6. This agreement is subject to approval of the Board. If the Board approves this agreement, it becomes the final disposition of this matter. If the Board fails to approve this agreement, it shall be of no force or effect to either party.

7. This agreement shall be part of the permanent record of Respondent and shall be considered by the Board in determining the nature and severity of any disciplinary action to be imposed in the event of any future violations.

8. This Settlement Agreement and Final Order is a public record available for inspection and copying upon execution in accordance with the requirements of Iowa Code Chapter 22 and 272C. The Notice of Hearing is also a public record which became available for inspection and copying the date it was filed in accordance with the requirements of Chapters 17A, 22, and 272C.

9. Respondent admits to the allegations contained within Counts I through IV of the Statement of Charges. Respondent affirmatively states that the violations have been corrected.

10. Respondent disputes the allegations in Counts V and VI and affirmatively states that he currently gives accurate and appropriate credit for all hours earned. While respondent agrees that past practice was to deduct earned hours as a penalty for missed class time, the practice ceased in May 2006.

IT IS THEREFORE ORDERED:

11. Respondent is hereby **CITED** for the violations discussed in paragraphs 9 and 10 and hereby **WARNED** that failure to comply with the laws and rules governing the practice of barbering in the state of Iowa could result in further disciplinary action.

12. Respondent's licenses are placed on probation for a period of one (1) year. During the probationary period, Respondent shall comply with the following terms:

a) Respondent agrees to give full and accurate credit to students for all hours earned. Further, Respondents agree to refrain from deducting time from a student's earned hours as a method of punishment for missing school days or for being tardy.

b) Respondent agrees to maintain accurate student records as required by 645 Iowa Administrative Code 23.13.

13. The Board or its designee may verify Respondent's compliance with the provisions of this Order through an examination of school records, by interviewing students and school employees, or by conducting unannounced inspections and investigations of the Respondent school during the period of probation.

14. Respondent agrees to comply with all laws and rules regarding barber schools and recognizes that any future violation of applicable rules or statutes may subject the Respondent to further disciplinary action by the Board, including suspension or revocation of Respondent's licenses.

15. Any failure by Respondent to comply with the terms and conditions of this Order may subject the Respondent to further disciplinary action by the Board, including suspension or revocation of Respondent's licenses.

16. The Board's approval of this agreement shall constitute a **FINAL ORDER** of the Board.

AGREED AND ACCEPTED:

American College of Hairstyling
Owner: Terrence Millis
School License No. 00002
Barber License No. 12588
Instructor License No. 00039

T Z Millis
By: Terence Millis, Owner

January 26, 2009
Date

Iowa Board of Barbering

Barbara Martin
By: Barbara Martin, Chairperson

1-26-2009
Date

cc:

Julie Bussanmas
Assistant Attorney General
Office of the Attorney General
Hoover State Office Building
Des Moines, IA 50319

Terence Millis
603 E. 6th St.
Des Moines, IA 50309
RESPONDENT