IOWA BOARD OF COSMETOLOGY ARTS AND SCIENCES
April 6, 2011, 9:00 AM
Room 517 & 518, Lucas State Office Building
Des Moines, Iowa 50319

MINUTES

Call to Order:

Chair, Becky Brockmann, called the meeting to order at 9:01 a.m.

Roll Call:

Board members present: Becky Brockmann, Kimberly Setzer, Richard Mosley, and Dana Atkins, Jerry Talbott and Richard Sheriff. Absent: Karen Thomsen arrived late.

Staff present: Susan Reynolds, Board Executive; Barb Huey, Bureau Chief; Scott Galenbeck, AAG; Marvin First, Compliance and Outreach Educator and Cosmetology Licensure Secretary, Rosemary Bonanno.

Approval of Minutes:

Motion: (MSC: Atkins/Talbott) move to approve minutes for January 5, 2011, and February 2, 2011. Minutes approved as drafted.

Public Comment:

Present: Travis Becher and Cynthia Hummel, La'James International College; Lois Leytem and Chuck Fiegen, Capri College; Melissa Poley and Tami Hall, The Spa at the Firehouse Salon and Kyle Frette, ICSA.

Melissa Poley spoke before the board voicing her concern about the limited number of continuing education classes available for estheticians. Board members asked if Ms. Poley and Tami Hall would be willing to conduct a continuing education class. Ms. Poley indicated she would be available to discuss such an option. Chair Brockmann thanked them for their input.

Reports:

Chair, Becky Brockmann:

Thanked the board and read recommendations she would like the board to address in the upcoming year. She suggested updating inspection schools reports. A listing of the recommendations is attached to the minutes.

Board Executive, Susan Reynolds:

Recognized Karen Thomsen and Becky Brockmann for their accomplishments and service to the cosmetology board.

Bureau Chief, Barb Huey: Thanked the board members Becky Brockmann and Karen Thomsen for their service. Updates were given regarding the AMANDA System. Explained rule procedure changes including pre-clearance of rules through the governor's office before filing.

AAG:

No report.

Committee Reports:

Education Committee:

No meeting

Rules Committee:

Setzer discussed the following administrative rules reviewed at the March 1, 2011 rules committee:

- Cleaning/disinfecting tubs (63.25)
- Proper protection of neck (61.19)
- Formaldehyde as a prohibited hazardous substances (63.18)
- Keeping paraffin wax pots covered
- Nail and esthetic schools

A motion was made to give authority to board executive the power to issue Cease and Desist and Letters of Warning with board approval. Motion approved. (Talbott/Mosley)

Formaldehyde was discussed. Language was discussed on banning products or otherwise deemed hazardous by the FDA. A copy will be added to minutes.

AAG Galenbeck questioned the definition of hybrid learning. The board rules must be specific in defining the number of hours of classroom and on-line time. Questions the commitment on-line learning has towards quality education. AAG informed the board that this change would be a critical juncture. Suggested the board go to another state where hybrid learning has been implemented for more information. With on-line learning, marketing costs go up, educational quality goes down.

AAG Galenbeck distributed an article on whether licensure is necessary for some professions. The board consensus is licensure is necessary in the cosmetology field.

Old Business: None

School Inspections:

Dana Atkins was kept waiting at a school. Dress code was inappropriate. Could not locate records and owner was unaware of where the records could be located at one school. Another school had major changes from last inspection. Good attitudes. Most schools were very clean.

Kim Setzer reported that wax pots were not covered at most schools. There were too many licenses on the wall. Post current licenses only. Need to revise inspection report.

Rick Mosley reported all schools were clean. Some were even remodeled.

Richard Sheriff reported some posted licenses were not up to date. Most schools were clean and very organized.

Becky Brockman reported many schools had done major renovations including floors and coloring.

Closed Session:

Motion: (MSC: Thomsen/Talbott) moved to go into closed session by unanimous roll call vote at 1:18
p.m. to discuss records and disciplinary issues that are required to be kept confidential according to Iowa Code § 21.5(1) (a), (d.) and (f).

Open Session: Board returned to open session at 1:59 p.m. and made the following decisions based on closed session discussion:

Motioned to direct Judge LaMarche to write charges with the findings and create a document as directed by the board regarding cases 09-074, 10-048 and 10-037. Motion approved. (Setzer/Talbott)

Dana Atkins left the meeting at 2:30 p.m.

Closed Session

Motion: (MSC: Setzer/Talbott) moved to go into closed session by unanimous roll call vote at 2:25 p.m. to discuss records and disciplinary issues that are required to be kept confidential according to Iowa Code 21.5(1) (a), (d) and (f).

Motion: (MSC: Setzer/Thomsen) Board returned into open session at 3:30 p.m. to approve cases as discussed in close session:

Motion: (MSC: Setzer/Talbott) to direct Judge LaMarche to write charges with the findings and create a document as directed by the board regarding case #CO 10-061. Motion approved.

Motion: (MSC: Setzer/Mosley) moved to go into closed session by unanimous roll call vote at 3:39 p.m. to discuss records and disciplinary issues that are required to be kept confidential according to Iowa Code 21.5(1) (a), (d) and (f).

Motion: (MSC: Setzer/Mosley) moved into open session at 3:47 p.m. and approved cases as discussed in close session:

Motion: (MSC: Brockmann/Thomsen) Issue Letters of Warnings with civil penalties for the following: 09-039, 08-078, 08-082 and 09-060.

Motion: (MSC: Talbott/Setzer) moved to go into closed session by unanimous roll call vote at 4:13 p.m. to discuss records and disciplinary issues that are required to be kept confidential according to Iowa Code 21.5(1) (a), (d) and (f).

Motion: board moved into open session at 4:17 p.m. and motioned to direct Judge LaMarche to write charges with the findings and create a document as directed by the board regarding case #CO 10-074 Motion approved. (MSC: Setzer/Sheriff)

The board recessed their meeting until April 7.