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COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

F I N A L M I N U T E S

MEETING OF:

**STATE BOARD OF BARBER EXAMINERS
SPECIAL PUBLIC SESSION MEETING
VIA VIDEOCONFERENCE**

TIME: 1:14 P.M.

Monday, November 22, 2021

State Board of Barber Examiners
November 22, 2021

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BOARD MEMBERS:

K. Kalonji Johnson, Commissioner, Bureau of
Professional and Occupational Affairs
Dominic A. Muniz, Chairman, Professional Member
Ronald Gray Jr., Vice Chairman, Professional Member
Ginger Etter, Secretary, Consumer Protection Member,
Office of Attorney General
Burr L. Edsall, Professional Member
Michael McAndrew, Professional Member

BUREAU PERSONNEL:

Ronald K. Rouse, Esquire, Board Counsel
Valerie Eaton, Board Administrator

ALSO PRESENT:

Kelly Kolling, Director, Barber School of Pittsburgh
Jen Smeltz, Republican Executive Director, Senate
Consumer Protection & Professional Licensure
Committee
Mike Gent, Curriculum Coordinator, Pennsylvania
Department of Corrections
Derek Richmond

1 ***

2 State Board of Barber Examiners

3 Special Public Session Meeting

4 November 22, 2021

5 ***

6 [Ronald K. Rouse, Esquire, Board Counsel, announced
7 that the State Board of Examiners Special Public
8 Session Meeting is being recorded, and those who
9 continued to participate were giving their consent to
10 be recorded.]

11 ***

12 The State Board of Barber Examiners Special Public
13 Session Meeting was held on Monday, November 22, 2021.
14 Dominic A. Muniz, Chairman, Professional Member,
15 called the meeting to order at 1:14 p.m.

16 ***

17 Roll Call

18 [Ronald K. Rouse, Esquire, Board Counsel, provided a
19 roll call of Board members. There was a quorum.]

20 ***

21 Introduction of Attendees

22 [Valerie Eaton, Board Administrator, provided an
23 introduction of attendees.]

24 ***

25 Board Counsel Presentation - Regulation 16A-4211

1 [Ronald K. Rouse, Esquire, Board Counsel, stated the
2 purpose of the special meeting is to vote on the
3 adoption of the final rulemaking for regulation 16A-
4 4211 regarding barber fees. He noted that the State
5 Board of Barber Examiners has not increased fees since
6 2014 and is currently financially in the red and would
7 be unable to support itself unless fees are increased.

8 Mr. Rouse submitted a copy of the preamble, annex,
9 and the Regulatory Analysis Form (RAF) to all Board
10 members for their review as part of the final
11 rulemaking. He informed the Board that a vote
12 adopting the regulation is required so he could
13 schedule a meeting with the Independent Regulatory
14 Review Commission (IRRC).

15 Mr. Rouse noted that the proposed rulemaking for
16 regulation 16A-4211 was published in Volume 51 of the
17 *Pennsylvania Bulletin* at pages 3342 to 3347 for review
18 and comment on June 19, 2021, followed by a 30-day
19 public comment period, during which time the Board
20 received no public comment.

21 Mr. Rouse received four comments from IRRC
22 regarding the proposed rulemaking for regulation 16A-
23 4211 on August 18, 2021, which he addressed in the
24 final rulemaking; in the preamble and the RAF.

25 Mr. Rouse further explained the regulatory process

1 regarding the fee increase, noting the annex went out
2 to all of the stakeholders, and it was from there,
3 after the exposure draft went out, that the preamble
4 and Regulatory Analysis Form were drafted, and then
5 the matter was published in the Pennsylvania Bulletin,
6 where it was again published for review by the public.

7 Mr. Rouse noted again that IRRC made their
8 comments, and he addressed those in the documents
9 before the Board and is now trying to schedule a
10 meeting date with IRRC so the barber fees can be
11 implemented for the next biennial renewal period. He
12 mentioned that the Board has been working on the fee
13 regulation since he became Board counsel on January
14 27, 2020.]

15 MR. ROUSE:

16 Regarding regulation 16A-4211, would the
17 Board entertain a motion to adopt the
18 final rulemaking for regulation 16A-
19 4211?

20 COMMISSIONER JOHNSON:

21 So moved.

22 MR. ROUSE:

23 Is there a second?

24 MR. EDSALL:

25 Second.

1 MR. ROUSE:

2 Any discussion? All those in favor, say
3 aye. All those opposed, say nay. Any
4 abstentions? Any recusals?

5 [The motion carried unanimously.]

6 ***

7 [Ronald K. Rouse, Esquire, Board Counsel, informed the
8 Board that the matter put before the people for a
9 special session is the only matter that could be
10 addressed at a special session.]

11 ***

12 Adjournment

13 CHAIRMAN MUNIZ:

14 Could I get a motion to adjourn?

15 COMMISSIONER JOHNSON:

16 So moved.

17 MS. ETTER:

18 I second the motion.

19 MR. ROUSE:

20 The motion passed. Thank you all for
21 joining.

22 [The motion carried unanimously.]

23 ***

24 [There being no further business, the State Board of
25 Barber Examiners Special Public Session Meeting

1 adjourned at 1:26 p.m.]

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CERTIFICATE

I hereby certify that the foregoing summary minutes of the State Board of Barber Examiners Special Public Session Meeting, was reduced to writing by me or under my supervision, and that the minutes accurately summarize the substance of the State Board of Barber Examiners meeting.



Derek Richmond,
Minute Clerk
Sargent's Court Reporting
Service, Inc.

STATE BOARD OF BARBER EXAMINERS
SPECIAL PUBLIC SESSION
REFERENCE INDEX

November 22, 2021

1
2
3
4
5
6
7
8
9
10
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12
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14
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16
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TIME	AGENDA
1:14	Official Call to Order
1:15	Roll Call
1:16	Introduction of Attendees
1:17	Board Counsel Presentation - Regulation 16A-4211
1:25	Motion
1:26	Adjournment