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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 COSMETOLOGY  
VIA TELECONFERENCE**

TIME: 10:47 A.M.

Monday, July 13, 2020



State Board of Cosmetology  
July 13, 2020

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ALSO PRESENT: (Continued)

- Nicole Sidle, Majority Committee Executive Director,  
House Professional Licensure Committee
- Kristen Peckich, Owner, La Pomponnee
- Brenda Maruhnich, Cosmetologist/Massage Therapist
- Dale Murray, Sincerely Yours Salon
- Henry Pelusi, International Salon/Spa Business Network
- Lauren Lega, Owner, Hand & Stone Massage and Facial  
Spa
- Lona Shields, Licensed Esthetician

1 \*\*\*

2 State Board of Cosmetology

3 July 13, 2020

4 \*\*\*

5 The regularly scheduled meeting of the State Board of  
6 Cosmetology was held on Monday, July 13, 2020.

7 Felicia Brown-Haywood, Vice Chair, Professional  
8 Member, called the meeting to order at 10:47 a.m.

9 \*\*\*

10 [Roll call was taken.]

11 \*\*\*

12 [Shana M. Walter, Esquire, Board Counsel, reminded  
13 everyone participating in the meeting today that they  
14 are being recorded.

15 Ms. Walter welcomed Mr. Szabo to the Board. She  
16 also welcomed Ms. Brown back to the Board.]

17 \*\*\*

18 Approval of Minutes

19 VICE CHAIR BROWN-HAYWOOD:

20 A motion to approve the minutes, please.

21 MS. NEATOCK:

22 I make a motion to approve the minutes.

23 MR. JOHNSON:

24 Second.

25 VICE CHAIR BROWN-HAYWOOD:

1 Thank you. All in favor? Any opposed?  
2 [The motion carried. Mr. Szabo abstained from voting  
3 on the motion.]

4 \*\*\*  
5 Report of Prosecutorial Division  
6 [Monty J. Batson, Esquire, Board Prosecution Liaison,  
7 offered no reports from the prosecutorial division.  
8 He noted prosecutors would remain online to answer any  
9 questions.]

10 \*\*\*  
11 Report of Board Counsel  
12 [Ms. Black noted, pursuant to Section 708(a)(5) of the  
13 Sunshine Act, at 9:00 a.m. the Board entered into  
14 Executive Session with Shana M. Walter, Esquire, Board  
15 Counsel, and Jaime D. Black, Esquire, Co-Counsel, to  
16 have attorney-client consultations and for the purpose  
17 of conducting quasi-judicial deliberations. The Board  
18 concluded the Executive Session at 10:30 a.m.]

19 \*\*\*

20 MOTIONS

21 MS. BLACK:

22 Pursuant to Section 708(a)(5) of the  
23 Sunshine Act, the Board entered into  
24 executive session with Board counsel to  
25 have attorney-client consultation and

1 for the purpose of conducting  
2 quasi-judicial deliberation regarding  
3 the matters before the Board as listed  
4 in today's agenda.

5 First are the adjudications and  
6 orders. No. 2, Whitney L. Bechtel, Case  
7 No. 17-45-14354.

8 Would the Board entertain a motion  
9 to grant or deny this Adjudication and  
10 Order?

11 VICE CHAIR BROWN-HAYWOOD:

12 Is there a motion?

13 MS. FOLK:

14 I make a motion to approve.

15 MR. JOHNSON:

16 I second the motion to approve.

17 MS. BLACK:

18 All in favor? Are there any  
19 abstentions?

20 [The motion carried unanimously.]

21 \*\*\*

22 MS. BLACK:

23 Moving on to No 3., Callie C. Bowen,  
24 Case No. 19-45-012551.

25 Is there a motion to grant the A&O

1 at Item No. 3?

2 MS. FOLK:

3 I make a motion to approve.

4 MS. FERRON:

5 I second the motion to approve.

6 MS. BLACK:

7 All in favor? Are there any opposed?

8 [The motion carried. Mr. Szabo, Ms. Brown-Haywood,  
9 and Ms. Neatock abstained from voting on the motion.]

10 \*\*\*

11 MS. BLACK:

12 Item No. 4, Maria A. Gordon, Case No.  
13 18-45-003345.

14 Does the Board want to enter a  
15 motion to grant or deny the Adjudication  
16 and Order at Item No. 4?

17 Is there a Board member who would  
18 like to make a motion to approve or deny  
19 Item No. 4?

20 MR. JOHNSON:

21 I make a motion to approve.

22 MS. FOLK:

23 I'd like to make a second.

24 MS. BLACK:

25 All in favor? Does anyone oppose?

1 [The motion carried. Mr. Szabo, Ms. Brown-Haywood,  
2 and Ms. Neatock abstained from voting on the motion.]

3 \*\*\*

4 MS. BLACK:

5 Item No. 5, Alecia Martin, Case No. 16-  
6 45-06513.

7 Does a member of the Board want to  
8 make a motion to approve or deny the  
9 Adjudication and Order at Item No. 5?

10 MS. NEATOCK:

11 I make a motion to approve.

12 VICE CHAIR BROWN-HAYWOOD:

13 Second.

14 MS. BLACK:

15 All in favor? Any opposed? Any  
16 abstentions?

17 [The motion carried unanimously.]

18 \*\*\*

19 MS. BLACK:

20 Item No. 6, Xiangli Meng t/d/b/a New  
21 Glamour Nails Salon, Case No. 18-45-  
22 03009.

23 Is there a Board member who would  
24 like to entertain a motion to grant or  
25 deny the Adjudication and Order at Item



1 No. 6?

2 MS. NEATOCK:

3 I make a motion to approve the  
4 Adjudication and Order.

5 MS. BRUNO:

6 Second.

7 MS. BLACK:

8 All in favor? Any opposed? Any  
9 abstentions?

10 [The motion carried unanimously.]

11 \*\*\*

12 MS. BLACK:

13 Item No. 7, Kendall Nauman, Case No. 19-  
14 45-006319.

15 Is there a Board member who would  
16 like to entertain a motion to grant or  
17 deny the Adjudication and Order of Item  
18 No. 7?

19 MS. NEATOCK:

20 I make a motion to approve the  
21 Adjudication and Order.

22 MR. JOHNSON:

23 Second.

24 MS. BLACK:

25 All in favor? Any opposed? Any

1 abstentions?

2 [The motion carried unanimously.]

3 \*\*\*

4 MS. BLACK:

5 Item No. 8, Jeffrey A. Pulliam, Case No.  
6 17-45-12699.

7 Would a Board member entertain a  
8 motion to grant or deny the Adjudication  
9 and Order of Item No. 8?

10 MS. FERRON:

11 I make the motion to approve.

12 VICE CHAIR BROWN-HAYWOOD:

13 Second.

14 MS. BLACK:

15 All in favor? Any opposed? Any  
16 abstentions?

17 [The motion carried unanimously.]

18 \*\*\*

19 MS. BLACK:

20 Item No. 9, James W. Sanders, Case No.  
21 18-45-007128.

22 Would any member of the Board  
23 entertain a motion to grant or deny the  
24 Adjudication and Order of Item No. 9?

25 MS. FOLK:

1 I make a motion to approve.

2 MR. JOHNSON:

3 Second.

4 MS. BLACK:

5 All in favor? Any opposed? Any  
6 abstentions?

7 [The motion carried. Ms. Brown-Haywood, Ms. Neatock,  
8 and Mr. Szabo abstained from voting on the motion.]

9 \*\*\*

10 MS. BLACK:

11 Item No. 10, Asha Singh t/d/b/a Master  
12 Brows, Case No. 18-45-012135.

13 Would a member of the Board  
14 entertain a motion to grant or deny the  
15 Adjudication and Order of Item No. 10?

16 MS. NEATOCK:

17 I make a motion to approve the order.

18 MS. BRUNO:

19 Second.

20 MS. BLACK:

21 All in favor? Any opposed? Any  
22 abstentions?

23 [The motion carried unanimously.]

24 \*\*\*

25 MS. BLACK:

1 Item No. 11, Danielle R. Yost, Case No.  
2 19-45-006983.

3 Would a member of the Board  
4 entertain a motion to grant or deny the  
5 Adjudication and Order at Item No. 11?

6 MS. FERRON:

7 I make the motion to approve.

8 MS. BROWN:

9 Second.

10 MS. BLACK:

11 All in favor? Any opposed? Any  
12 abstentions?

13 [The motion carried. Mr. Szabo and Ms. Neatock  
14 abstained from voting on the motion.]

15 \*\*\*

16 MS. BLACK:

17 Number 12 is the proposed Adjudication  
18 and Order for Michelle McKeown, Case No.  
19 17-45-06550.

20 Would a member of the Board  
21 entertain a motion to grant the proposed  
22 Adjudication and Order at Item No. 12?

23 MS. NEATOCK:

24 I make the motion to approve the  
25 Adjudication and Order.

1 MS. BRUNO:

2                   Second.

3 MS. BLACK:

4                   All in favor? Any opposed? Any  
5                   abstentions?

6 [The motion carried. Ms. Brown-Haywood abstained from  
7 voting on the motion.]

8   \*\*\*

9 MS. BLACK:

10                   Number 13 is Cassidy Bowman, Case No.  
11                   19-45-003737.

12                                   Would the Board entertain a motion  
13                   to grant the Motion to Enter Default and  
14                   Deem Facts Admitted and direct Board  
15                   counsel to issue an Adjudication and  
16                   Order in due course?

17 MS. NEATOCK:

18                   I make a motion.

19 MS. BROWN:

20                   Second.

21 MS. BLACK:

22                   All in favor? Any opposed? Any  
23                   abstentions?

24 [The motion carried unanimously.]

25   \*\*\*

1 MS. BLACK:

2 Number 14 is Ginger Morrison, Case No.  
3 19-45-011941.

4 Would the Board entertain a motion  
5 to grant the Motion to Enter Default and  
6 Deem Facts Admitted for Item No. 14 and  
7 direct Board counsel to issue an  
8 Adjudication and Order in due course?

9 MS. NEATOCK:

10 I make a motion.

11 MS. FERRON:

12 Second.

13 MS. BLACK:

14 All in favor? Any opposed? Any  
15 abstentions?

16 [The motion carried. Ms. Brown-Haywood abstained from  
17 voting on the motion.]

18 \*\*\*

19 MS. BLACK:

20 Number 15 is Asha Rani d/b/a Eyebrow  
21 Threading Salon, Case No. 18-45-01228.

22 Would the Board entertain a motion  
23 to grant the Motion to Enter Default and  
24 Deem Facts Admitted for Item No. 15 and  
25 direct Board counsel to issue an

1 Adjudication and Order in due course?

2 VICE CHAIR BROWN-HAYWOOD:

3 I make a motion.

4 MS. BROWN:

5 Second.

6 MS. BLACK:

7 All in favor? Any opposed? Any  
8 abstentions?

9 [The motion carried unanimously.]

10 \*\*\*

11 MS. BLACK:

12 Number 16 is Chop Shop Kutz, LLC t/d/b/a  
13 Chop Shop Kutz, Case No. 17-45-02644.

14 Would the Board entertain a Motion  
15 to Enter Default and Deem Facts Admitted  
16 for Item No. 16 and direct Board counsel  
17 to issue an Adjudication and Order in  
18 due course?

19 MS. NEATOCK:

20 I make a motion.

21 VICE CHAIR BROWN-HAYWOOD:

22 Second.

23 MS. BLACK:

24 All in favor? Any opposed? Any  
25 abstentions?

1 [The motion carried unanimously.]

2 \*\*\*

3 MS. BLACK:

4 Number 17 is Melonie L. Johns, Case No.  
5 19-45-006375.

6 Would the Board entertain a Motion  
7 to Enter Default and Deem Facts Admitted  
8 for Item No. 17 and direct Board counsel  
9 to issue an Adjudication and Order in  
10 due course?

11 MS. FOLK:

12 I make a motion.

13 MS. BRUNO:

14 Second.

15 MS. BLACK:

16 All in favor? Any opposed? Any  
17 abstentions?

18 [The motion carried. Mr. Szabo abstained from voting  
19 on the motion.]

20 \*\*\*

21 MS. BLACK:

22 Item No. 18 on the agenda today is being  
23 tabled and will be discussed and voted  
24 on at a later date.

25 \*\*\*



1 MS. WALTER:

2 We will move on to Number 19 on the  
3 agenda, which is Cam Pham d/b/a Da Vi  
4 Nails, Case No. 19-45-016115.

5 I believe the Board would entertain  
6 a motion to grant the appeal of the  
7 respondent.

8 MS. BROWN:

9 I make a motion.

10 MR. SZABO:

11 I'll second the motion.

12 MS. WALTER:

13 All in favor? Any abstentions?

14 [The motion carried. Ms. Brown-Haywood abstained from  
15 voting on the motion.]

16 \*\*\*

17 MS. WALTER:

18 Number 20 on the agenda is the  
19 Provisional Denial for Reconsideration  
20 of Golden Belle Institute.

21 I believe the Board would entertain  
22 a request to grant an extension of time  
23 to Golden Belle Institute until December  
24 31, 2021.

25 VICE CHAIR BROWN-HAYWOOD:

1 I make a motion.

2 MS. BRUNO:

3 Second.

4 MS. WALTER:

5 All in favor? Any opposed? Any  
6 abstentions?

7 [The motion carried unanimously.]

8 \*\*\*

9 MS. WALTER:

10 Number 22 is the Application for  
11 Licensure of Phuoc Duc Tran.

12 I believe the Board would entertain  
13 a motion to provisionally deny the  
14 application of this individual.

15 MS. NEATOCK:

16 I make a motion.

17 VICE CHAIR BROWN-HAYWOOD:

18 Second.

19 MS. WALTER:

20 All in favor? Any opposed? Any  
21 abstentions?

22 [The motion carried unanimously.]

23 \*\*\*

24 MS. WALTER:

25 Number 23 on the agenda is the Variance

1 Request of Salon Twelve 21.

2 I believe the Board would entertain  
3 a motion to deny the variance request.

4 MS. BROWN:

5 I make a motion.

6 MS. FOLK:

7 Second.

8 MS. WALTER:

9 All in favor? Opposed? Abstentions?

10 [The motion carried unanimously.]

11 \*\*\*

12 MS. WALTER:

13 Number 25 on the agenda is the  
14 Application for Licensure under Act 41  
15 of Biljana Bogdanoska.

16 I believe the Board would entertain  
17 a motion to grant the license under Act  
18 41.

19 VICE CHAIR BROWN-HAYWOOD:

20 I make a motion.

21 MS. BROWN:

22 I'll second.

23 MS. WALTER:

24 All in favor? Any opposed? Any  
25 abstentions?

1 [The motion carried unanimously.]

2

\*\*\*

3 [Shana M. Walter, Esquire, Board Counsel, referred to  
4 prior discussions regarding Act 41, which is another  
5 path to licensure for individuals coming to the  
6 Commonwealth of Pennsylvania. She stated Act 41 was  
7 in addition to the reciprocity provision. She noted  
8 last summer the Board determined competency to be an  
9 individual needing 2 years of experience out of the  
10 previous 5 years and have at least 3000 hours of  
11 experience within those 2 years.

12 Ms. Walter informed the Board this was  
13 inconsistent with the reciprocity provision as  
14 currently in the Cosmetology Act, because the  
15 reciprocity provision in the Cosmetology Act requires  
16 2 years of experience but did not require the  
17 applicant demonstrate a certain number of hours  
18 worked.

19 Ms. Walter questioned whether there would be any  
20 consideration to the competency requirement of Act 41  
21 to align more closely with the reciprocity provision  
22 as it existed in the Cosmetology Act.

23 Vice Chair Brown-Haywood recommended keeping the  
24 language more in line with the set requirements.

25 Mary Lou Enoches, Owner, La Difference Salon &

1 Day Spa, noted being in agreement with that change.  
2 She commented that the written test was pretty much  
3 the same as the practical. She stated the individuals  
4 would be trained and not be put out on the floor right  
5 away.

6 Ms. Folk mentioned being in favor of providing  
7 acceptability for stylists crossing over state lines  
8 and eliminating the barrier, especially for those with  
9 salons across state lines.]

10 \*\*\*

11 MS. WALTER:

12 I believe the Board would entertain a  
13 motion to define the competency  
14 requirements of Act 41 as 2 years of  
15 experience out of 5 years preceding the  
16 application.

17 Is there a motion?

18 MS. NEATOCK:

19 I make a motion.

20 VICE CHAIR BROWN-HAYWOOD:

21 Second.

22 MS. WALTER:

23 All in favor? Any opposed?

24 [The motion carried unanimously.]

25 \*\*\*

1 [K. Kalonji Johnson, Commissioner, Bureau of  
2 Professional and Occupational Affairs, welcomed and  
3 thanked new and returning Board members for their  
4 flexibility as they continue to work out the kinks  
5 with the virtual platform. He commented on the  
6 virtual platform being more accessible to individuals  
7 within the regulated community, members of the public,  
8 and stakeholders.

9 Commissioner Johnson also thanked Ms. Diller and  
10 program staff for their hard work continuing to  
11 process applications and handle correspondence via  
12 email and voicemail.

13 Commissioner Johnson thanked the prosecutorial  
14 division and Board counsel, despite the challenges  
15 created by the virtual platform. He also thanked  
16 public members and stakeholders. He encouraged all to  
17 make this a regular part of their interactions with  
18 the agency and with the Board. He also acknowledged  
19 members of the Office of Policy and individuals  
20 representing the oversight committees in the  
21 legislature and looked forward to continuing to work  
22 with them.]

23 \*\*\*

24 Report of Board Chair - No Report

25 [Felicia Brown-Haywood, Vice Chair, Professional

1 Member, agreed with Commissioner Johnson's expression  
2 of gratitude to everyone.]

3 \*\*\*

4 Report of Board Administrator - No Report

5 \*\*\*

6 Old/New Board Business

7 [Shana M. Walter, Esquire, Board Counsel, addressed  
8 comments the Board received concerning services  
9 provided by cosmetologists during the pandemic,  
10 specifically facials. She stated the Board and other  
11 departments in the Commonwealth were taking all of the  
12 suggestions and comments into consideration.

13 Noelle Albanese, Owner, Hand & Stone Massage and  
14 Facial Spa, commented on a nationwide franchise  
15 implementing a cleaning and sanitation protocol and  
16 precautions that exceeded dental offices, which are  
17 permitted to perform services.

18 Ms. Albanese referred to unemployment and the  
19 federal surplus running out at the end of July,  
20 causing the loss of employees to other independent  
21 small mom and pop salons that were performing facials  
22 despite this ban. She requested the Board adopt their  
23 existing sanitation protocols or offer advice to get  
24 the valued employees back to work.

25 Commissioner Johnson questioned whether Ms.

1 Albanese could provide a best practices document for  
2 the Board or Board administrator.

3 Ms. Albanese offered to provide a best practices  
4 document within a matter of hours after confirmation  
5 from the corporate offices located in Trevoese,  
6 Pennsylvania.

7 Ms. Enoches added, on behalf of all of the  
8 estheticians, after watching the commissioners and  
9 state representatives, she felt sorry for the people  
10 who had been out of work and were losing their  
11 businesses. She commented that these people needed to  
12 get back to work and feed their families.

13 Ms. Albanese also added, on the retail  
14 cosmetology side, estheticians had been out of work  
15 since about March 17, 2020, and made the Board aware  
16 that medical aestheticians had been performing facials  
17 all along in a medical office.

18 Ms. Walter stated the provision of services by an  
19 esthetician, cosmetologist, or any other of the  
20 licensed categories under the Cosmetology Act must be  
21 performed in a licensed cosmetology salon. She  
22 referred Ms. Albanese to the Department of Health's  
23 website where a formal complaint could be filed.

24 Gregory Billy, Owner, Hand & Stone Massage and  
25 Facial Spa, questioned the criteria of the Board to



1 lift the prohibition on facials and when their  
2 employees could return to work.

3 Ms. Walter explained the prohibition on facials  
4 was the result of multiple discussions through  
5 multiple agencies. She noted receiving hundreds of  
6 emails regarding safety protocols from national and  
7 local companies. She welcomed information from the  
8 public and commented that all information received is  
9 taken into consideration.

10 Ms. Albanese appreciated the time and energy  
11 involved but believed the guidance had been  
12 generalized. She requested a more substantial  
13 directive for the skin care industry, given the fact  
14 that it is nearing six months of unemployed  
15 estheticians.

16 Ms. Albanese offered to provide additional  
17 information on the events happening nationwide, noting  
18 the states surrounding Pennsylvania had already  
19 implemented fairly detailed guidance.

20 Commissioner Johnson reinforced the fact that  
21 discussions with the Governor's Office, Secretary of  
22 Health, and Department of Health officials would be  
23 done to advocate on their behalf.

24 Randy Baker, Owner, Massage Envy Wexford, stated  
25 there were 1,150 of these locations around the

1 country, but Pennsylvania seemed to be the laggard  
2 when it came to allowing facial services, at least  
3 under some kind of guidelines versus a flat-out  
4 prohibition.

5 Mr. Baker commented on employees crossing over  
6 into bordering states for work, and he was in  
7 disbelief that Pennsylvania was still not open for  
8 business with guidelines.

9 Mr. Baker mentioned Massage Envy, as a brand,  
10 with guidelines and regulations that exceeded the  
11 Centers for Disease Control and Prevention (CDC)  
12 guidelines. He also mentioned that Massage Envy had  
13 hired a separate independent environmental health  
14 agency to evaluate all of the safeguards in place and  
15 actually certified every single location that met  
16 those criteria.

17 Debbie Weidner, DeRielle Cosmetology Academy,  
18 questioned when schools would be able to start seeing  
19 clients. She commented that schools teach students  
20 how to keep everybody safe, yet they are not allowed  
21 to do anything. She emphasized that there was no  
22 no guidance for schools, only for salons. She  
23 requested guidance concerning students who require the  
24 experience of seeing clients before graduating.

25 Ms. Walter suggested Ms. Weidner send an email of

1 her concerns so she could pass those along.

2 Brandee Baker, Cosmetology Instructor, Bucks  
3 County Technical High School, questioned why the  
4 green-phase guidance for cosmetology salons did not  
5 include schools.

6 Ms. Walter stated the Department of Education  
7 issued guidance regarding the reopening of schools.

8 Ms. Baker commented that the Department of  
9 Education guidance was different than the State Board  
10 of Cosmetology and again questioned why not just hold  
11 them to the same standards as salons.

12 Christine Franklin, Cosmetology  
13 Instructor/Supervisor, Cumberland Perry Area  
14 Technical-Vocational School, requested clearance and  
15 guidance, questioning whether the Board wanted a  
16 similar practice in the classroom as in the salon.

17 Ms. Franklin expressed their need to have a plan  
18 for reopening approved for the cosmetology clinic, not  
19 just from the Pennsylvania Department of Education  
20 (PDE). She explained a reopening plan at the school  
21 was set, but when following the state Board guidance,  
22 all that is printed refers to the salon.

23 Ms. Franklin requested how a school of  
24 cosmetology/career and technical education (CTE)  
25 should be reopening and whether the schools should

1 follow the same proposals for the salon in the  
2 classroom setting.

3 Ms. Baker recommended adding the word "schools"  
4 to the green-phase guidance to read, cosmetology salon  
5 and schools.

6 Ms. Franklin questioned whether working on  
7 clients was the same as students working on students.

8 Ms. Walter stated the Cosmetology Act and  
9 regulations have certain requirements that are  
10 applicable to students working on the members of the  
11 public for pay. She noted the need for discussion  
12 with co-counsel, the policy department, and  
13 Commissioner Johnson. She mentioned the different  
14 school districts will be working differently in the  
15 fall.

16 Ms. Black also noted the importance of hearing  
17 all of the comments to be able to provide responses.  
18 She stated the task of the Board is that it was not  
19 just the Board making these decisions as to how to  
20 move forward. She also mentioned that a number of  
21 agencies were involved in decision-making, and she did  
22 not want to give guidance that ultimately could be  
23 reversed or changed.

24 Marc Farrell, Deputy Policy Director, Department  
25 of State, commented that the state would continue to

1 press for action. He believed, once clarification was  
2 received from the Governor's Office, an announcement  
3 would be posted on the Board's website.

4 Ms. Albanese noted the American Dental  
5 Association had a very powerful lobby, because their  
6 guidance was issued more than 60 days ago and  
7 recommended following the exact same thing.

8 Mr. Baker questioned whether the Board actually  
9 held a position collectively by vote to where it would  
10 take it to the Governor's Office. He also compared  
11 the dental office regarding PPE, shields, masks, and  
12 gloves. He reminded all that professional  
13 estheticians were sometimes the first line of defense  
14 for skin conditions and the need for medical  
15 attention.

16 Ms. Bruno emphasized the importance of contacting  
17 the local political officials to provide information  
18 firsthand regarding their position.

19 Regina Wilkins, esthetician, requested a  
20 framework or timeline for reference. She noted she  
21 works for a small business that had been closed since  
22 March 13, 2020. She suggested knowing when there  
23 would be an answer would help because there was no  
24 place to turn and no timeline either. She mentioned  
25 many individuals on the call were basically faced with

1 moving out of this profession and being out of work  
2 indefinitely.

3       Commissioner Johnson could not provide a definite  
4 deadline but gave an assurance that all of these  
5 concerns would be raised and encouraged everyone to  
6 check the Board's website.

7       Ms. Albanese stated the dental guidelines were at  
8 a minimum of what would be required to resume facial  
9 services in Pennsylvania and questioned whether those  
10 written guidelines would be a great place to start.  
11 She questioned whether the Board could carry those  
12 forward to the Governor's Office and the Department of  
13 Health to be implemented as their guidelines.

14       Commissioner Johnson stated the Board had no  
15 authority over that Board's purview on how the  
16 profession of dentistry was written. He commented  
17 those decisions were made at the Governor's Office  
18 with collaboration from the Secretary of Health. He  
19 noted the Board's role to protect the health and  
20 safety of the public.

21       Mr. Baker questioned the process of the Board and  
22 the development of their recommendations.

23       Commissioner Johnson noted the Governor's  
24 Emergency Declaration as enacted under the emergency  
25 management practices was strictly under the Office of

1 the Governor, along with the Secretary of Health. He  
2 stated all of the Boards under the auspices of the  
3 Department of State do not have the authority to say  
4 yea or nay to a directive coming from the Emergency  
5 Declaration.

6 Commissioner Johnson commented on the Board's  
7 role to protect the public health and safety through  
8 the promulgation of regulation. He stated the main  
9 vehicle for instituting policy was to raise these  
10 concerns. He mentioned that the Board cannot directly  
11 lobby the legislature. He commented on the efforts to  
12 raise these concerns to the Governor's Office was upon  
13 the agency to the Department of State to the Office of  
14 Policy and to the Office of Legislative Affairs  
15 through his role as an administrator in terms of  
16 implementing policy and protocol.

17 Commissioner Johnson emphasized that this was the  
18 time to articulate concerns and requests regarding  
19 guidance, whether in writing or orally, for review in  
20 the Governor's Office. He also encouraged everyone to  
21 raise those concerns directly to the Governor's Office  
22 and legislators.

23 Mr. Billy questioned who specifically banned  
24 facials after the state shifted to the green phase and  
25 who will make the decision to allow those practices to

1 start again.

2 Commissioner Johnson commented that the Governor  
3 has the final authority on all of the recommendations  
4 raised to the Governor's Office with regard to  
5 guidance, phases, protocol, and enforcement.

6 Ms. Albanese mentioned that there was someone  
7 very specific tied to the guidance document, because  
8 the original guidance from this Board initially  
9 included a ban for massage therapy services, and  
10 within 3 hours, that ban was removed.

11 Nicole Sidle, Majority Committee Executive  
12 Director, House Professional Licensure Committee,  
13 requested information regarding how much input the  
14 Board had with guidelines.

15 Ms. Bruno personally sent everything she knew and  
16 could find out to the Board and the Department of  
17 Health to help expedite opening safely.

18 Commissioner Johnson informed everyone that all  
19 of the comments will be taken to where it needs to go,  
20 and he will advocate for everyone on the call and  
21 within the regulated community.

22 Ms. Folk recommended creating a task force that  
23 includes salon owners to provide practical guidance to  
24 the Governor.

25 Kristen Peckich, Owner, La Pomponnee, questioned



1 whether state Board inspections were the traditional  
2 inspections.

3 Ms. Walter stated the inspections are normal  
4 scheduled routine inspections and non-routine  
5 inspections. She believed the inspectors were making  
6 sure guidance was being followed but would check with  
7 the Bureau of Enforcement and Investigation (BEI) to  
8 confirm the information.

9 Brenda Maruhnich, Cosmetologist/Massage Therapist  
10 thanked the Board for recognizing the need of massage  
11 therapy and allowing the practice. She wished the  
12 Board the best in regards to the pandemic. She  
13 commented that the Board was doing their best in  
14 relaying all of their concerns.

15 Ms. Enoches informed the Board of a group who  
16 were trying to change the square footage of salons to  
17 120 square feet and 60 square feet for an additional.  
18 She stated the law was written in 1933, when it was  
19 120 square feet and 60 square feet additional. She  
20 noted the law was changed after September 15, 1976, to  
21 180 square feet with 60 square feet additional.

22 Ms. Enoches mentioned the reason for the change  
23 was the large amount of chemicals being used today and  
24 the need for more space, especially with chemicals  
25 like Brazilian Blowout. She stated lobbyists were

1 working on this and wanted the Board to be aware of  
2 this, so it did not go through.

3 Dale Murray, Sincerely Yours Salon, noted being  
4 baffled by the purpose and operation of the Board  
5 because he had not heard from the Board itself and  
6 questioned why the Board could not take a  
7 recommendation or position to the Department of Health  
8 and the Governor's Office.

9 Mr. Murray commented that the Department of  
10 Health did not actually end hair services, but simply  
11 pushed them underground. He questioned why the Board  
12 did not get involved.

13 Ms. Walter noted being aware of underground  
14 services and believed the Board was also aware as  
15 well.

16 Mr. Murray questioned whether the Board conveyed  
17 their position to the Governor.

18 Ms. Walter explained the Board's role in  
19 enforcing and disciplining licensees for violations of  
20 the Cosmetology Act and regulations, and when these  
21 violations are brought to the Board, the Board will  
22 consider each and take the appropriate action.

23 Mr. Murray stated the services in a licensed  
24 sanitary salon with cosmetologists trained in  
25 sanitation would do a better job than the employees at

1 Walmart, Target, and Home Depot, who are all allowed  
2 to be open and yet the Board did not step in.

3 Commissioner Johnson mentioned that the Board was  
4 not a lobbying agency but an oversight authority. He  
5 noted that to be the result of antitrust regulations  
6 and a policy geared towards transparency and not  
7 geared towards protection.

8 Mr. Murray suggested educating the Governor on  
9 the consequences of his actions and that it was not  
10 sanitary or an appropriate health response. He  
11 commented that nobody should know better than the  
12 Board on how the decisions by Dr. Levine and the  
13 Governor were counter to public health.

14 Henry Pelusi, International Salon/Spa Business  
15 Network, informed the Board that their members were  
16 opposed to reducing or changing the 180 square feet  
17 plus 60 square feet for each additional stylist.

18 Lauren Lega, Owner, Hand & Stone Massage and  
19 Facial Spa, requested the Board take the information  
20 back to the Governor's Office to get estheticians back  
21 to work. She noted her two spas have 11 estheticians.

22 She purchased all of the PPE, put in air purification  
23 systems, and has taken all of the necessary steps to  
24 make sure the public and employees are protected  
25 during this pandemic.

1 Ms. Franklin questioned whether inspections would  
2 be different for schools and salons since schools do  
3 not have guidelines based on the pandemic.

4 Ms. Walter explained that schools were subject to  
5 a different set of regulations than salons. She  
6 stated schools were inspected in accordance with the  
7 Cosmetology Act and the regulations, and salons were  
8 inspected accordingly as well. She noted complaints  
9 should be directed to the Department of Health  
10 regarding schools and salons not following the  
11 guidance.

12 Ms. Walter commented, after listening to all of  
13 the concerns raised this morning about schools, there  
14 would perhaps be modifications to the guidance to  
15 include salons and schools.

16 Lona Shields, Licensed Esthetician, requested  
17 clarification regarding medical aestheticians  
18 performing facial procedures.

19 Ms. Walter explained that aesthetician services  
20 are regulated by the Cosmetology Act and regulations,  
21 which are to be performed in a licensed cosmetology  
22 salon or esthetician salon. She stated the Board does  
23 not separately regulate medical spas. She commented  
24 that a complaint can be filed on individuals providing  
25 esthetician services in a location that is not

1 licensed.

2 Ms. Walter further explained that Board Counsel  
3 and the Board itself were not involved in the  
4 investigation process but receive the matter for  
5 consideration after charges are filed. She noted the  
6 Professional Compliance Office is responsible for  
7 those complaints.

8 Ms. Enoches mentioned being the State Board of  
9 Cosmetology Chairman and a liaison on the State Board  
10 of Medicine in the past. She mentioned being very  
11 much against estheticians working in a licensed  
12 doctor's office but noted it had been going on for  
13 many years.]

14 \*\*\*

15 Reports of Committees - No Report

16 \*\*\*

17 Variance Committee Report - No Report

18 \*\*\*

19 Adjournment

20 VICE CHAIR BROWN-HAYWOOD:

21 Is there a motion for us to adjourn this  
22 meeting, July 13, 2020?

23 MS. NEATOCK:

24 I make a motion to adjourn the meeting.

25 MS. BRUNO:

1 I second the motion.

2 MS. WALTER:

3 We are now adjourned. Thank you  
4 everyone for participating today and  
5 providing very valuable input. We  
6 appreciate it very much and hope you  
7 have a great day.

8 [The motion carried unanimously.]

9 \*\*\*

10 [There being no further business, the State Board of  
11 Cosmetology Meeting adjourned at 12:49 p.m.]

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CERTIFICATE

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



Derek Richmond,

Minute Clerk

Sargent's Court Reporting  
Service, Inc.

STATE BOARD OF COSMETOLOGY  
REFERENCE INDEX

July 13, 2020

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TIME	AGENDA
9:00	Executive Session
10:30	Return to Open Session
10:47	Official Call to Order
10:48	Roll Call
10:50	Approval of Minutes
10:52	Report of Prosecutorial Division
10:53	Report of Board Counsel
11:23	Report of Commissioner
11:27	Old/New Board Business
12:49	Adjournment