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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
VIA TELECONFERENCE**

TIME: 9:08 A.M.

Monday, June 29, 2020

State Board of Barber ExaminersJune 29, 2020BOARD MEMBERS:

Dominic A. Muniz, Chairman, Professional Member
Ronald Gray Jr., Vice Chairman, Professional Member
Ginger Etter, Secretary, Consumer Protection Member
K. Kalonji Johnson, Commissioner, Bureau of
Professional and Occupational Affairs
Theodore Stauffer, Executive Assistant, Bureau of
Professional and Occupational Affairs
Ken Jaram, Professional Member
Michael McAndrew, Professional Member

BUREAU PERSONNEL:

Ronald K. Rouse, Esquire, Board Counsel
James Ostman, Esquire, Board Prosecution Liaison
Heather J. McCarthy, Esquire, Board Prosecutor
Garrett A. Rine, Esquire, Board Prosecutor
Marc Farrell, Deputy Policy Director, Department of
State
Carolyn DeLaurentis, Deputy Chief Counsel, Prosecution
Division
Elliott Zucker, Legal Extern, Department of State
Kelly I. Diller, Board Administrator

ALSO PRESENT:

Mike Gent, Curriculum Coordinator, Pennsylvania
Department of Corrections
Kenny Duncan, Owner, Main Attraction Unisex Salon;
Lead Educator, Andis Company; Global Ambassador,
Luster SCurl
Tyrik Jackson, CEO/Owner, Premier Barber Institute;
Sharper Image Barber Shop
Amy M. Gill, Deputy Secretary for Tax Policy,
Pennsylvania Department of Revenue
Charles Seright, Manager, Hone & Strop Barber and
Brand

State Board of Barber Examiners
June 29, 2020

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ALSO PRESENT: (Continued)

Nicole Sidle, Majority Committee Executive Director,
House Professional Licensure Committee
Angela George
Max Level LLC

1 ***

2 State Board of Barber Examiners

3 June 29, 2020

4 ***

5 The regularly scheduled meeting of the State Board
6 of Barber Examiners was held on Monday, June 29, 2020.
7 Dominic A. Muniz, Chairman, called the meeting to
8 order at 9:08 a.m.

9 ***

10 Pledge of Allegiance

11 [The Pledge of Allegiance was recited.]

12 ***

13 Roll Call

14 [Roll call was taken.]

15 ***

16 Approval of minutes of the January 27, 2020 meeting

17 MR. ROUSE:

18 Have members had a chance to review the
19 minutes on the Board's agenda at Item
20 No. 1?

21 [Mr. Rouse noted amendments to the minutes.]

22 MR. ROUSE:

23 With that, is the Board making a motion
24 to approve the amended minutes of
25 January 27, 2020? Is there a motion?

1 MR. JARAM:

2 So moved.

3 MR. ROUSE:

4 Is there a second?

5 MS. ETTER:

6 Second.

7 MR. ROUSE:

8 Can we have a voice vote on approval of
9 the minutes? All those in favor, say
10 aye. All those opposed, say nay.

11 [The motion carried unanimously. Michael McAndrew
12 abstained from voting on the motion.]

13 ***

14 Report of Prosecutorial Division

15 [James Ostman, Esquire, Board Prosecution Liaison,
16 noted two Motions to Enter Default and Deem Facts
17 Admitted (MDFA) for discussion in Executive Session.]

18 ***

19 Introduction of Audience Members

20 [Chairman Muniz welcomed Mr. McAndrew and requested
21 the introduction of audience members.

22 Mr. McAndrew expressed his excitement with
23 becoming a member and looked forward to acclimating to
24 the new position.]

25 ***

1 Public Session

2 [Kenny Duncan, Owner, Main Attraction Unisex Salon
3 Lead Educator, Andis Company; Global Ambassador,
4 Luster SCurl, addressed the effects of COVID-19
5 regarding barber businesses. He discussed differences
6 between essential businesses and businesses that were
7 not allowed to operate. He stated the media did a
8 horrible job of associating barbershops with the
9 spread of COVID-19, resulting in damage being done to
10 the barbering business due to the loss of customers.

11 Mr. Duncan stated business owners decided what
12 guidelines for their industry would be needed within
13 their establishments to operate along with COVID-19,
14 which was what started the back-to-work safety
15 proposal. He mentioned Darryl Thomas of Philly Cuts,
16 who focused on building relations with elected
17 officials to cause real change.

18 Mr. Duncan commented, after starting to build
19 relationships and extending their consortium to
20 include hair stylists, the numbers reached to over 150
21 business owners. He stated a letter was drafted for a
22 demand for concessions for all of the barbers and
23 stylists in Pennsylvania. He noted Representative
24 Jordan Harris led the charge on the Pandemic
25 Unemployment Assistance (PUA) being retroactive.

1 Mr. Duncan also noted a win with the ideas of the
2 PA CARES Plan available for businesses, especially in
3 disadvantaged neighborhoods.

4 Mr. Duncan questioned who from the Board was
5 consulted to put out the COVID-19 guidance on
6 reopening barbering businesses, noting difficulty
7 getting in contact with the Board. He noted a
8 conversation with Dr. Levine, where the Board was not
9 communicating with them and pointed the responsibility
10 to the Board as to why they had no representation.

11 Mr. Duncan felt decisions were being made about
12 the industry from people who do not know much about
13 it. He commented that guidelines were coming from
14 someone disconnected from the industry.

15 Mr. Duncan commented that barbers and owners of
16 barber shops had been targeted and was concerned if
17 there is a second wave, that these individuals would
18 be targeted again. He noted the need for them to
19 become advocates on collecting proper data to improve
20 the industry.

21 He mentioned a discussion with Dr. Levine
22 concerning the reason barbers were shutdown, which was
23 based on her advice to Governor Wolf, where the period
24 of time a client spends in the chair increases the
25 chance of spreading COVID-19. He noted feeling

1 disrespected because there was no research confirming
2 that decision. He noted his disappointment that the
3 Barber Board was not communicating with the Governor's
4 Office to advocate for them.

5 Mr. Rouse thanked Mr. Duncan for sharing that
6 with the Board and the public.

7 Tyrik Jackson, CEO/Owner, Premier Barber
8 Institute; Sharper Image Barber Shop, noted
9 conversations with Dr. Levine, where it was very clear
10 the industry and profession was the most prepared with
11 a proposal plan for going back to work.

12 Mr. Jackson addressed challenges regarding
13 information on instructor training, teacher courses,
14 and the crossover program. He stated the National
15 Accrediting Commission of Career Arts and Sciences
16 (NACCAS) required specific clarity on the crossover
17 and instructor training program. He commented that
18 the verbiage in the guidelines was not clear and
19 requested proper verbiage.

20 Mr. Jackson noted the inadequate number of theory
21 hours that were authorized by the Board to be taught
22 through distance education. He expressed concern with
23 being limited on what can be taught and fears that the
24 industry will dissipate. He noted it would be a great
25 help if barbers could get 625 hours, at least 50% of

1 the program being distance education, especially due
2 to COVID-19.

3 Mr. Rouse requested Mr. Jackson provide a
4 definition of NACCAS.

5 Mr. Jackson defined the National Accrediting
6 Commission of Career Arts and Sciences as an
7 accrediting body whose guidelines must be met in order
8 for students to be eligible for Title IV funding,
9 which means the student is eligible for aid through
10 the Department of Education.]

11 ***

12 Report of Board Counsel

13 [Ronald K. Rouse, Esquire, Board Counsel, noted items
14 2 and 3, motions to deem facts admitted; items 4
15 through 13, final Adjudications and Orders; and items
16 14 through 16, proposed Adjudications and Orders for
17 discussion during Executive Session.

18 Mr. Rouse referred to the proposed annex
19 regarding the fee increase regulation. He mentioned
20 prior discussion at the January 27, 2020 meeting,
21 where the Board voted to adopt the fee increase after
22 the Bureau of Finance and Operations provided a
23 presentation and recommended an increased fee on a
24 graduated basis for certain applications and renewals.

25 Mr. Rouse noted that once the Board approves the

1 proposed annex, it could be released to the public as
2 an exposure draft for public review and comment.]

3 ***

4 MR. ROUSE:

5 Is there a motion to adopt the proposed
6 annex and direct Board counsel to
7 release the annex as an exposure draft
8 for public comment?

9 MR. JARAM:

10 So moved.

11 MR. ROUSE:

12 Is there a second to the motion?

13 MR. JOHNSON:

14 Second.

15 MR. ROUSE:

16 All in favor, say aye. All opposed, say
17 nay.

18 [The motion carried unanimously.]

19 ***

20 Old/New Board Business

21 [Ronald K. Rouse, Esquire, Board Counsel, noted
22 correspondence from Lisa Vietmeier and Greg Caccavo
23 for discussion during Executive Session.]

24 ***

25 Report of Commissioner

1 [K. Kalonji Johnson, Commissioner, Bureau of
2 Professional and Occupational Affairs, addressed
3 earlier comments made by Mr. Duncan. He explained
4 that many of the issues regarding Board communication
5 and involvement were a result of the Board not being
6 able to hold a public meeting where issues could be
7 discussed and voted on because the Board did not have
8 a quorum of members. He stated today was the first
9 meeting since January because the Board just recently
10 had a new member confirmed, thus providing the Board
11 with a quorum of members.

12 Commissioner Johnson also explained that Board
13 members understand that and take an oath that all
14 discussions relating to Board business have to be
15 conducted in public.

16 Commissioner Johnson stated one of the things
17 that has always been difficult with regard to public
18 discourse around the profession had been the lack of a
19 cohesive association or statewide association presence
20 for barbers. He commented that NACCAS has presented
21 themselves to the Board with regard to issues of
22 concern in their organization.

23 Commissioner Johnson noted it to always be
24 problematic because no statewide association exists to
25 address concerns and lobbying to legislature and to

1 the state. He stated it is not the Board's job to
2 lobby the legislature. He emphasized that it is this
3 Board's job to regulate and oversee matters of
4 professional discipline.

5 Commissioner Johnson encouraged the audience
6 members to go back after the meeting and spread the
7 word to their colleagues, especially now in the
8 virtual world, that it is more important and easier
9 than ever for them to actually participate and take
10 part in these public meetings.]

11 ***

12 Report of Board Chair

13 [Dominic A. Muniz, Chair, Professional Member, noted
14 his part in the group that attempted to deal with
15 issues of funding and communication, noting
16 communication to be a big problem. He commented there
17 would be more discussion in private session.

18 Chair Muniz expressed his appreciation to
19 everyone and Mr. McAndrew for joining the Board.]

20 ***

21 Report of Board Administrator - No Report

22 ***

23 [Pursuant to Section 708(a)(5) of the Sunshine Act, at
24 9:57 a.m. the Board entered into Executive Session
25 with Ronald K. Rouse, Esquire, Board Counsel, to have

1 attorney-client consultations and for the purpose of
2 conducting quasi-judicial deliberations. The Board
3 concluded its Executive Session at 12:52 p.m.]

4 ***

5 MOTIONS

6 MR. ROUSE:

7 Pursuant to Section 708(a)(5) of the
8 Sunshine Act, the Board entered into
9 Executive Session with Board counsel to
10 have attorney-client consultations and
11 for the purpose of conducting
12 quasi-judicial deliberations.

13 Regarding the matter of BPOA v.
14 Styles Inspired by Marc, File No. 17-42-
15 02357, at Item No. 2 on the agenda, I
16 believe the Board would entertain a
17 motion to grant the Motion to Deem Facts
18 Admitted and to direct Board counsel to
19 prepare the Adjudication and Order in
20 accordance with the discussion in
21 Executive Session.

22 Is there such a motion?

23 MR. GRAY:

24 Motion.

25 MR. ROUSE:

1 Is there a second?

2 MS. ETTER:

3 Second.

4 MR. ROUSE:

5 All in favor, say aye. All opposed, say
6 nay.

7 [The motion carried unanimously.]

8 ***

9 MR. ROUSE:

10 Regarding the matter of BPOA v. Bobbie
11 Mitchell, Case No. 19-42-014125, at Item
12 No. 3 on the agenda, I believe the Board
13 would entertain a motion to grant the
14 Motion to Deem Facts Admitted and to
15 direct Board counsel to prepare the
16 Adjudication and Order in accordance
17 with the discussion in Executive
18 Session.

19 Is there such a motion?

20 MR. GRAY:

21 Motion.

22 MR. ROUSE:

23 Is there a second?

24 MS. ETTER:

25 Second.

1 MR. ROUSE:

2 All in favor, say aye. Any opposed, say
3 nay.

4 [The motion carried unanimously.]

5 ***

6 MR. ROUSE:

7 Regarding the matter of BPOA v. Erik P.
8 Fulk, File No. 16-42-11199, at Item No.
9 4 on the agenda, I believe the Board
10 would entertain a motion to adopt the
11 Adjudication and Order as presented by
12 Board counsel and direct Board counsel
13 to file the Board's final order.

14 Is there such a motion?

15 MR. MUNIZ:

16 Motion.

17 MR. ROUSE:

18 Is there a second?

19 MR. GRAY:

20 Second.

21 MR. ROUSE:

22 Any discussion? All in favor, say aye.

23 Any opposed, say nay.

24 [The motion carried unanimously.]

25 ***

1 MR. ROUSE:

2 Regarding the matter of BPOA v. Hamin
3 Gray, File No. 16-42-05148, at Item No.
4 5 on the agenda, I believe the Board
5 would entertain a motion to adopt the
6 Adjudication and Order as presented by
7 Board counsel and direct Board counsel
8 to prepare the Board's final order.

9 Is there such a motion?

10 MS. ETTER:

11 Motion.

12 MR. ROUSE:

13 Is there a second?

14 MR. GRAY:

15 Second.

16 MR. ROUSE:

17 All those in favor, say aye. All those
18 opposed, say nay.

19 [The motion carried unanimously.]

20 ***

21 MR. ROUSE:

22 Regarding the matter of BPOA v. Samuel
23 Reyes, File No. 16-42-05636, at Item No.
24 6 on the agenda, I believe the Board
25 would entertain a motion to adopt the

1 Adjudication and Order as presented by
2 Board counsel and to direct Board
3 counsel to prepare the Board's final
4 order.

5 Is there such a motion?

6 MR. JARAM:

7 Motion.

8 MR. ROUSE:

9 Is there a second?

10 CHAIRMAN MUNIZ:

11 Second.

12 MR. ROUSE:

13 All those in favor, say aye. All those
14 opposed, say nay.

15 [The motion carried unanimously.]

16 ***

17 MR. ROUSE:

18 Regarding the matter of BPOA v. Willie
19 Widener, File No. 16-42-09263, at Item
20 No. 6 on the agenda, I believe the Board
21 would entertain a motion to adopt the
22 Adjudication and Order as presented by
23 Board counsel and to direct Board
24 counsel to prepare the Board's final
25 order.

1 Is there such a motion?

2 CHAIRMAN MUNIZ:

3 Motion.

4 MS. ETTER:

5 Second.

6 MR. ROUSE:

7 All those in favor, say aye. All those
8 opposed, say nay.

9 [The motion carried unanimously.]

10 ***

11 MR. ROUSE:

12 Regarding the matter of BPOA v. Felix
13 Davilla, File No. 16-42-01161, at Item
14 No. 8 on the agenda, I believe the Board
15 would entertain a motion to adopt the
16 Adjudication and Order as presented by
17 Board counsel and to direct Board
18 counsel to prepare the Board's final
19 order.

20 Is there such a motion?

21 MR. GRAY:

22 Motion.

23 MR. ROUSE:

24 Is there a second?

25 CHAIRMAN MUNIZ:

1 Second.

2 MR. ROUSE:

3 All those in favor, say aye. All those
4 opposed, say nay.

5 [The motion carried unanimously.]

6 ***

7 MR. ROUSE:

8 Regarding the matter of BPOA v. Leroy W.
9 Dade, File No. 15-42-10315, at Item No.
10 9 on the agenda, I believe the Board
11 would entertain a motion to adopt the
12 Adjudication and Order as presented by
13 Board counsel and to direct Board
14 counsel to prepare the Board's final
15 order.

16 Is there such a motion?

17 CHAIRMAN MUNIZ:

18 Motion.

19 MR. ROUSE:

20 Is there a second?

21 MS. ETTER:

22 Second.

23 MR. ROUSE:

24 All those in favor, say aye. All those
25 opposed, say nay.

1 [The motion carried unanimously.]

2

3 MR. ROUSE:

4 Regarding the matter of BPOA v. Charles
5 Outlaw t/d/b/a Major League Cuts, File
6 No. 17-42-08845, at Item No. 10 on the
7 agenda, I believe the Board would
8 entertain a motion to adopt the
9 Adjudication and Order as presented by
10 Board counsel and to direct Board
11 counsel to prepare the Board's final
12 order.

13

 Is there such a motion?

14 MR. GRAY:

15

Motion.

16 MR. ROUSE:

17

Is there a second?

18 MR. JARAM:

19

Second.

20 MR. ROUSE:

21

All those in favor, say aye. All those
22 opposed, say nay.

23 [The motion carried unanimously.]

24

25 MR. ROUSE:

1 Regarding the matter of BPOA v.
2 Christopher J. Twyman, File No. 16-42-
3 06203, at Item No. 11 on the agenda, I
4 believe the Board would entertain a
5 motion to adopt the Adjudication and
6 Order as presented by Board counsel and
7 to direct Board counsel to prepare the
8 Board's final order.

9 Is there such a motion?

10 CHAIRMAN MUNIZ:

11 Motion.

12 MR. ROUSE:

13 Is there a second?

14 MR. JARAM:

15 Second.

16 MR. ROUSE:

17 All those in favor, say aye. All those
18 opposed, say nay.

19 [The motion carried unanimously.]

20 ***

21 MR. ROUSE:

22 Regarding the matter of BPOA v. Anthony
23 White, File No. 18-42-012094, at Item
24 No. 12 on the agenda, I believe the
25 Board would entertain a motion to adopt

1 the Adjudication and Order as presented
2 by Board counsel and to direct Board
3 counsel to prepare the Board's final
4 order.

5 Is there such a motion?

6 MS. ETTER:

7 Motion.

8 MR. ROUSE:

9 Is there a second?

10 MR. JARAM:

11 Second.

12 MR. ROUSE:

13 All those in favor, say aye. All those
14 opposed, say nay.

15 [The motion carried unanimously.]

16 ***

17 MR. ROUSE:

18 Regarding the matter of BPOA v. Richard
19 R. Patterson, File No. 16-42-08499, at
20 Item No. 13 on the agenda, I believe the
21 Board would entertain a motion to adopt
22 the Adjudication and Order as presented
23 by Board counsel and to direct Board
24 counsel to prepare the Board's final
25 order.

1 Is there such a motion?

2 CHAIRMAN MUNIZ:

3 Motion.

4 MR. ROUSE:

5 Is there a second?

6 MR. JARAM:

7 Second.

8 MR. ROUSE:

9 All those in favor, say aye. All those
10 opposed, say nay.

11 [The motion carried unanimously.]

12 ***

13 MR. ROUSE:

14 Regarding the proposed Adjudication and
15 Order in the matter of BPOA v. Darriel
16 Jones, File No. 18-42-011133, at Item
17 No. 15 on the agenda, I believe the
18 Board would entertain a motion to direct
19 Board counsel to prepare the final
20 Adjudication and Order consistent with
21 the discussions in Executive Session.

22 Is there such a motion?

23 CHAIRMAN MUNIZ:

24 Motion.

25 MR. ROUSE:

1 Is there a second?

2 MS. ETTER:

3 Second.

4 MR. ROUSE:

5 All those in favor, say aye. All those
6 opposed, say nay.

7 [The motion carried unanimously.]

8 ***

9 MR. ROUSE:

10 Regarding the matter of BPOA v. Timothy
11 A. Baldwin, File No. 16-42-04083, at
12 Item No. 14 on the agenda, I believe the
13 Board would entertain a motion to direct
14 Board counsel to prepare the final
15 Adjudication and Order consistent with
16 the discussions in Executive Session.

17 Is there such a motion?

18 CHAIRMAN MUNIZ:

19 Motion.

20 MR. ROUSE:

21 Is there a second?

22 MR. JARAM:

23 Second.

24 MR. ROUSE:

25 All those in favor, say aye. All those

1 opposed, say nay.

2 [The motion carried unanimously.]

3 ***

4 MR. ROUSE:

5 Regarding the proposed Adjudication and
6 Order in the matter of BPOA v. Dennis M.
7 Maryanski Sr., File No. 18-42-007864, at
8 Item No. 16 on the agenda, I believe the
9 Board would entertain a motion to direct
10 Board counsel to prepare the final
11 Adjudication and Order consistent with
12 the discussions in Executive Session.

13 Is there such a motion?

14 MS. ETTER:

15 Motion.

16 MR. ROUSE:

17 Is there a second?

18 MR. GRAY:

19 Second.

20 MR. ROUSE:

21 All those in favor, say aye. All those
22 opposed, say nay.

23 [The motion carried unanimously.]

24 ***

25 MR. ROUSE:

1 In the matter of Lisa Vietmeier, Case
2 No. 20-42-007646, at Item No. 18 on the
3 agenda, I believe there is a motion to
4 deny Ms. Vietmeier's request for a
5 waiver of the exam requirement under
6 Section 8(c) of the Barbers' License
7 Law. Is there such a motion?

8 MR. JOHNSON:

9 Motion.

10 MR. ROUSE:

11 Is there a second?

12 MR. JARAM:

13 Second.

14 MR. ROUSE:

15 Any discussion? All those in favor, say
16 aye. All those opposed, say nay.

17 [The motion carried unanimously.]

18 ***

19 MR. ROUSE:

20 In the matter of Greg Caccavo, at Item
21 No. 25 on the agenda, is there a motion
22 to direct Board counsel to draft an
23 Order consistent with the discussion in
24 Executive Session?

25 Is there such a motion?

1 CHAIRMAN MUNIZ:

2 Motion.

3 MR. ROUSE:

4 Is there a second?

5 MR. JARAM:

6 Second.

7 MR. ROUSE:

8 Any discussion? All those in favor, say
9 aye. All those opposed, say nay.

10 [The motion carried unanimously.]

11 ***

12 Correspondence

13 [Ronald K. Rouse, Esquire, Board Counsel, referred to
14 correspondence received from Joe Visconti requesting
15 the Board allow a barber-teacher program.

16 Mr. Jaram explained that he is asking for a
17 program to be implemented for schools. He noted there
18 is a barber-teacher license but no approved state
19 program for the school or a curriculum. He stated
20 there is a program in schools, where those who train
21 underneath a teacher in a school for 1,250 hours after
22 receiving a barber manager's license can sit for the
23 test. He noted no curriculum like there is for the
24 barber teacher in the crossover program.

25 Mr. Jaram further explained that NACCAS leads

1 toward federal funding. He stated the school has to
2 be accredited and then the Department of Education
3 will approve for federal funding. He also commented
4 that an accredited school can only offer programs the
5 state Board approves if the individual is seeking
6 funding.

7 Mr. Jaram questioned how to proceed with the
8 process of developing the actual curriculum for the
9 teacher program. He noted the need for a temporary
10 fix right now but noted the desire to get online
11 permanently.

12 Mr. Rouse explained that the barber curriculum
13 the Board has is part of the regulations. He noted
14 there is nothing currently in the regulations
15 regarding the curriculum for a barber teacher. He
16 noted the need for an amendment to the regulations.

17 Mr. Rouse stated the steps would be similar to
18 the fee schedule, where he presented an annex to the
19 Board, and the Board voted to release the annex as an
20 exposure draft for the public to review and make
21 written comments to the Board. He noted the exposure
22 draft will come back to the Board for revisions, if
23 necessary, and then other documents need to be
24 completed, which could take 18 months or longer.

25 Mr. Rouse suggested the Board prioritize what

1 amendments the Board wants to see in terms of looking
2 at amendments to regulations.

3 Chairman Muniz suggested using Mr. Jaram's
4 curriculum as an example.

5 Mr. Rouse noted the need for a review of
6 documents and information, so there can be a
7 discussion at the next meeting.]

8 ***

9 Correspondence

10 [Ronald K. Rouse, Esquire, Board Counsel, referred to
11 correspondence received from Brian Rodriguez,
12 Supervisor of Education at FCI-McKean, requesting
13 information regarding the certification process to
14 offer a barber apprentice course.

15 Chairman Muniz explained that the Board would
16 need to receive a variance request and details of how
17 that will be set up because the area is only 900
18 square feet.]

19 ***

20 Distance Education

21 [Ronald K. Rouse, Esquire, Board Counsel, noted the
22 request for distance education under COVID-19
23 discussion.

24 Chairman Muniz addressed what was being given as
25 far as the 350 hours and expressed the need for

1 raising the amount of hours.

2 Mr. Jaram expressed his concern of a second wave
3 of COVID-19 and believes it is imperative for the
4 profession to deal with this now.

5 Mr. Muniz mentioned the importance of needing a
6 fast decision and being proactive. He also noted the
7 importance of the crossover program, teacher program,
8 and barber program being allowed to have distance
9 education hours.

10 Mr. Jaram addressed the importance of being able
11 to record each student doing practical hands-on work.
12 He stated if there is enough bookwork through Milady's
13 or Pivot Point, they could consider 625 hours. He
14 also noted if there is a situation where people cannot
15 get to the schools for the practical part that it
16 would be imperative to find some way to record people.

17 Chairman Muniz noted the real issue to be with
18 the crossover program, where 695 hours would need to
19 be completed. He stated, given the need for 625 hours
20 and only having 50 hours of the practical portion,
21 online training could be incorporated with the
22 practical to be able to complete more hours as far as
23 practical on the distance learning.

24 Mr. Jaram suggested half for the barber program
25 and half for the crossover program, where instead of

1 saying 625 hours, say half for the barber program
2 which is 625 hours and half for the crossover program,
3 which would be 344. He mentioned half of the hours to
4 be bookwork and half to be practical.

5 Mr. Jaram noted the importance of the teacher
6 being present when working on a live person. He
7 believes the biggest thing right now is the approval
8 of the 625 hours. He stated the crossover program is
9 a different story.

10 Mr. Rouse provided a breakdown of the topics and
11 the 300 hours for currently approved under the
12 guidance for the barber program.

13 Mr. Rouse also provided a breakdown of the topics
14 and hours for the crossover program.

15 Mr. Jaram stated that is 40 hours of theory and
16 200 hours of practical within the law. He noted
17 changing it to 60 hours and 180 hours with 20 on a
18 manikin, which would fall into the practical.

19 Commissioner Johnson stated the Board usually
20 enacts policies through regulations, informing the
21 Board that if it is within the Board's administrative
22 authority, then the matter would require a Board vote.
23 He stated if it was a matter that required regulatory
24 action, then the Board could begin deliberations under
25 advisement of counsel.

1 Commissioner Johnson noted the Board could put on
2 record that it was proposing this guidance in
3 accordance with the Emergency Declaration, but the
4 ultimate decision would be raised to the Governor's
5 Office, Governor's Policy Office, and Office of
6 General Counsel.

7 Chairman Muniz questioned whether the Board was
8 making this recommendation for the teacher portion
9 also.

10 Mr. Rouse noted the problem with the teacher
11 portion is the regulation does not have a breakdown of
12 the curriculum and the appropriate hours.

13 Mr. Jaram noted 1250 hours for a teacher and
14 recommended 625 hours for a teacher.

15 Mr. Rouse stated schools would have to make the
16 determination unless the Board made it clear to be 625
17 hours of theory.

18 Chairman Muniz noted the need to fight through
19 the channels to get that into law and the distance
20 learning permanently through law because of the
21 difficulty teaching a teacher through distance
22 learning without a breakdown.

23 Commissioner Johnson questioned whether the Board
24 wanted counsel to put all of this into a waiver
25 request for escalation to the various agencies and

1 Governor's Office directly.

2 Mr. Jaram questioned whether to break it into two
3 different segments, where it would amend the current
4 and introduce this separately. He noted wanting to
5 amend the 300 to 625 and amend the crossover but also
6 wanted to introduce.

7 Commissioner Johnson did not see a problem with
8 it being an all or nothing proposition.

9 Mr. Jaram addressed the shutdown, noting that he
10 has two different schools with astronomical rent. He
11 stated the staff had to be paid in order to get rent
12 alleviated through the Paycheck Protection Program
13 (PPP). He expressed concern of this happening again
14 and believes it is imperative to keep everyone
15 employed.]

16 ***

17 MR. ROUSE:

18 Is the Board entertaining a motion to
19 direct Board counsel to submit a waiver
20 request for distance learning consistent
21 with today's discussion?

22 CHAIRMAN MUNIZ:

23 Yes.

24 MR. ROUSE:

25 Is there a second?

1 MR. JARAM:

2 Second.

3 MR. ROUSE:

4 All those in favor, say aye. All those
5 opposed, say nay.

6 [The motion carried unanimously.]

7 ***

8 License Renewal Extension under COVID-19

9 [Kelly I. Diller, Board Administrator, informed the
10 Board that all license renewal types were extended
11 until July 29, 2020.

12 Chairman Muniz mentioned an issue with the
13 Pennsylvania Licensing System (PALS), where the option
14 to renew was missing and asked for a reactivation
15 application. He questioned whether it was extended on
16 the PALS website.

17 Ms. Diller suggested sending individuals with
18 that issue to resources for help.

19 Commissioner Johnson noted the individuals who
20 renewed after the regular date would still be allowed
21 to renew with no penalty. He noted no change to the
22 process or procedure.

23 Commissioner Johnson commended Ms. Diller, Chris
24 Butcher, and all of the program staff for doing a
25 phenomenal job of keeping up with all of the emails

1 and concerns.

2 Mr. Jaram commented that there was nothing sent
3 out to schools as far as social distancing or
4 acceptable criteria concerning COVID-19 and requested
5 documentation for inspections.

6 Mr. Rouse noted guidance sent out by the
7 Department of Education but believes they still may be
8 looking at guidance specifically for barbershops.]

9

10 Correspondence

11 [Ronald K. Rouse, Esquire, Board Counsel, referred to
12 correspondence from Nathaniel Yarnell regarding
13 education and vocational training barber programs in
14 federal institutions. He stated Mr. Yarnell noted
15 issues in terms of spacing and compliance with
16 regulations.

17 Chairman Muniz stated as long as the organization
18 follows all of the regulations put in place for a
19 school, they can file for a variance request if the
20 space does not meet the compliance.]

21

22 Miscellaneous

23 [K. Kalonji Johnson, Commissioner, Bureau of
24 Professional and Occupational Affairs, noted a number
25 of questions from the public regarding general

1 questions. He recommend the Board take those
2 questions under advisement and provide responses,
3 either at the next meeting or written responses in the
4 interim.

5 Commissioner Johnson commented that some of the
6 questions are out of the Board's purview, and
7 guidelines were laid out with the intent to protect
8 all of Pennsylvania.

9 The Board answered questions and concerns from
10 the public.

11 Mr. Rouse thanked Mr. Duncan for bringing many of
12 the issues to the Board's attention, emphasizing on
13 the importance of taking the issues to other
14 individuals involved in making the decisions.

15 Mr. Muniz noted the next meeting date is
16 scheduled for August 17, 2020.]

17 ***

18 MR. ROUSE:

19 Is there a motion to adjourn?

20 CHAIRMAN MUNIZ:

21 Ye.

22 MR. ROUSE:

23 Is there a second?

24 MS. ETTER:

25 Second.

1 MR. ROUSE:

2 Meeting adjourned.

3 [The motion carried unanimously.]

4 ***

5 [There being no further business, the State Board of
6 Barber Examiners Meeting adjourned at 2:35 p.m.]

7 ***

8

9 CERTIFICATE

10

11 I hereby certify that the foregoing summary
12 minutes of the State Board of Barber Examiners
13 meeting, was reduced to writing by me or under my
14 supervision, and that the minutes accurately summarize
15 the substance of the State Board of Barber Examiners
16 meeting.

17

18

19



20

Morgan McKendrick,

21

Minute Clerk

22

Sargent's Court Reporting

23

Service, Inc.

24

25

STATE BOARD OF BARBER EXAMINERS
REFERENCE INDEX

June 29, 2020

	TIME	AGENDA
1		
2		
3		
4		
5		
6		
7		
8		
9	9:08	Official Call to Order
10		
11	9:09	Pledge of Allegiance
12		
13	9:09	Roll Call
14		
15	9:11	Approval of Minutes
16		
17	9:14	Report of Prosecutorial Division
18		
19	9:15	Introduction of Audience Members
20		
21	9:21	Public Session
22		
23	9:43	Report of Board Counsel
24		
25	9:47	Report of Acting Commissioner
26		
27	9:54	Report of Acting Board Chairman
28		
29	9:57	Executive Session
30	12:52	Return to Open Session
31		
32	12:52	Motions
33		
34	1:17	Correspondence
35		
36	1:20	Distance Learning
37		
38	2:15	Correspondence
39		
40	2:30	Miscellaneous
41		
42	2:35	Adjournment
43		
44		
45		
46		
47		
48		
49		
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