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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

TIME: 10:39 A.M.

Held at

PENNSYLVANIA DEPARTMENT OF STATE

2601 North Third Street

One Penn Center, Board Room C

Harrisburg, Pennsylvania 17110

as well as

VIA MICROSOFT TEAMS

Monday, November 7, 2022

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State Board of Cosmetology
November 7, 2022

BOARD MEMBERS:

Arion R. Claggett, Acting Commissioner, Bureau of
Professional and Occupational Affairs
Tammy Y. O'Neill, Chairperson, Professional Member
Nicole Weakland, Vice Chairperson, Professional
Member
Elisa Brown, Secretary, Professional Member
Stephen J. Szabo, Professional Member
Felicia L. Brown-Haywood, Professional Member
Jennifer A. D'Amato-Dow, Professional Member
Teresa Whisler, Professional Member
Heather Kelly, Consumer Protection Member

BUREAU PERSONNEL:

Dean F. Picarella, Esquire, Senior Board Counsel
Sean Barrett, Esquire, Board Counsel
Garrett A. Rine, Esquire, Board Prosecution Liaison
Kenneth J. Suter, Esquire, Board Prosecutor
Colby B. Widdowson, Esquire, Board Prosecutor
Andrea L. Costello, Esquire, Board Prosecutor
Heather J. McCarthy, Esquire, Senior Board Prosecutor
Valerie Eaton, Board Administrator
Andrew LaFratte, MPA, Executive Policy Specialist,
Department of State

ALSO PRESENT:

Debbie Eckstine-Weidner, Cosmetology Instructor,
Cumberland Perry Vo-Tech
Aaron Shenck, Director, Pennsylvania Association of
Private School Administrators
Henry Pelusi, Pennsylvania Salon Spa Business Network
Madeline Mulhern
Michael Razzano
Emily Hackman

1 ***

2 State Board of Cosmetology

3 November 7, 2022

4 ***

5 [Pursuant to Section 708(a)(5) of the Sunshine Act,
6 at 9:00 a.m. the Board entered into Executive Session
7 with Sean Barrett, Esquire, Board Counsel, for the
8 purpose of conducting quasi-judicial deliberations on
9 a number of matters currently pending before the
10 Board and to receive the advice of counsel. The
11 Board returned to open session at 10:30 a.m.]

12 ***

13 The regularly scheduled meeting of the State
14 Board of Cosmetology was held on Monday, November 7,
15 2022. Tammy Y. O'Neill, Chairperson, Professional
16 Member, called the meeting to order at 10:39 a.m.

17 ***

18 Roll Call

19 [Valerie Eaton, Board Administrator, provided a roll
20 call of Board members.]

21 ***

22 Introduction of Attendees

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

25 ***

1 [Sean Barrett, Esquire, Board Counsel, informed
2 everyone that the meeting was being recorded, and
3 those attending this meeting were giving their
4 consent to be recorded.

5 Mr. Barrett also noted the Board met in Executive
6 Session prior to the commencement of the meeting for
7 the purpose of conducting quasi-judicial
8 deliberations on a number of matters pending before
9 the Board and to receive the advice of counsel.]

10 ***

11 Approval of Minutes of September 19, 2022

12 CHAIR O'NEILL:

13 First on our agenda is approval of our
14 draft minutes from September 19, 2022.

15 Can I have a motion?

16 ACTING COMMISSIONER CLAGGETT:

17 So moved.

18 CHAIR O'NEILL:

19 Second?

20 MS. BROWN-HAYWOOD:

21 Second.

22 CHAIR O'NEILL:

23 Roll call.

24

25 Arion Claggett, aye; Tammy O'Neill,

1 aye; Nicole Weakland, aye; Elisa Brown,
2 aye; Stephen Szabo, abstain; Felicia
3 Brown-Haywood, aye; Jennifer D'Amato-
4 Dow, aye; Teresa Whisler, abstain;
5 Heather Kelly, abstain.

6 [The motion carried. Stephen Szabo, Teresa Whisler,
7 and Heather Kelly abstained from voting on the
8 motion.]

9

10 Report of Board Prosecution

11 [Garrett A. Rine, Esquire, Board Prosecution Liaison,
12 presented the Consent Agreements for Case No. 20-45-
13 005356, Case No. 22-45-009422, Case No. 22-45-009095,
14 and Case No. 21-45-000731.]

15 MR. BARRETT:

16 Based on the presentation from
17 prosecution, does any Board member wish
18 to reenter Executive Session for
19 further discussions? Hearing none.

20 Based on the Executive Session
21 deliberation, I believe the Board Chair
22 would entertain a motion to approve the
23 Consent Agreement at agenda item 2,
24 Case No. 20-45-005356; agenda item 3,
25 Case No. 22-45-009422; agenda item 4,

1 Case No. 22-45-009095; and agenda item
2 5, Case No. 21-45-000731.

3 MS. KELLY:

4 So moved.

5 MS. BROWN-HAYWOOD:

6 Second.

7 MS. EATON:

8 Roll call.

9
10 Arion Claggett, aye; Tammy O'Neill,
11 aye; Nicole Weakland, aye; Elisa Brown,
12 aye; Stephen Szabo, aye; Felicia Brown-
13 Haywood, aye; Jennifer D'Amato-Dow,
14 aye; Teresa Whisler, aye; Heather
15 Kelly, aye.

16 [The motion carried unanimously. The Respondent's
17 name at Case No. 20-45-005356 is Michelle M. Davoli;
18 Case No. 22-45-009422, L/V Nails & Lounge; Case No.
19 22-45-009095, Nail Art; and Case No. 21-45-000731,
20 Neil C. Rohrbaugh.]

21 ***

22 [Kenneth J. Suter, Esquire, Board Prosecutor,
23 presented the Consent Agreements for Case No. 22-45-
24 010958, Case No. 22-45-009829, Case No. 22-45-009433,
25 Case No. 22-45-005680, Case No. 21-45-015185, and

1 Case Nos. 22-45-006394 & 22-45-006395.]

2 MR. BARRETT:

3 Based on the presentation from the
4 prosecution division, does any Board
5 member wish to reenter Executive
6 Session for further discussions on any
7 of these matters? No.

8 Based on the Executive Session
9 deliberation, I believe the Board Chair
10 would entertain a motion to approve the
11 Consent Agreements at agenda item 6,
12 Case No. 22-45-010958; agenda item 9,
13 Case No. 22-45-005680, agenda item 10,
14 Case No. 21-45-015185, and agenda items
15 11 and 12, Case Nos. 22-45-006394 & 22-
16 45-006395.

17 CHAIR O'NEILL:

18 May I have a motion to approve?

19 MS. KELLY:

20 So moved.

21 MS. BROWN-HAYWOOD:

22 Second.

23 MS. EATON:

24 Roll call.

25

1 Arion Claggett, aye; Tammy O'Neill,
2 aye; Nicole Weakland, aye; Elisa Brown,
3 aye; Stephen Szabo, aye; Felicia Brown-
4 Haywood, aye; Jennifer D'Amato-Dow,
5 aye; Teresa Whisler, aye; Heather
6 Kelly, aye.

7 [The motion carried unanimously. The Respondent's
8 name at agenda item 6, Case No. 22-45-010958 is Star
9 Nails; agenda item 9, Case No. 22-45-005680, Nails by
10 Michelle; agenda item 10, Case No. 21-45-015185,
11 Bombshell LLC; and agenda items 11 and 12, Case Nos.
12 22-45-006394 & 22-45-006395, Angel's Nails and Spa.]

13

14 MR. BARRETT:

15 Based on the presentation from the
16 prosecution division, does any Board
17 member wish to reenter Executive
18 Session for further deliberations on
19 any of these matters? Hearing none.

20 I believe the Board Chair would
21 entertain a motion to approve the
22 Consent Agreements at agenda item 14,
23 Case No. 22-45-009126; agenda item 15,
24 Case No. 22-45-009486; agenda item 16,
25 Case No. 22-45-009150; agenda item 17,

1 Case No. 22-45-012035; and agenda item
2 18, Case No. 20-45-009145.

3 CHAIR O'NEILL:

4 Motion to deny?

5 MS. KELLY:

6 So moved.

7 CHAIR O'NEILL:

8 Second to the motion?

9 MS. BROWN-HAYWOOD:

10 Second.

11 MS. EATON:

12 Roll call.

13

14 Arion Claggett, aye; Tammy O'Neill,
15 aye; Nicole Weakland, aye; Elisa Brown,
16 aye; Stephen Szabo, aye; Felicia Brown-
17 Haywood, aye; Jennifer D'Amato-Dow,
18 aye; Teresa Whisler, aye; Heather
19 Kelly, aye.

20 [The motion carried unanimously.]

21

22 [Colby B. Widdowson, Esquire, Board Prosecutor,
23 presented the Consent Agreements for Case No. 22-45-
24 014180, Case No. 22-45-009126, Case No. 22-45-009486,
25 Case No. 22-45-009150, Case No. 22-45-012035, and

1 Case No. 20-45-009145.]

2 MR. BARRETT:

3 Based on the presentation of the
4 prosecution division, does any Board
5 member wish to reenter Executive
6 Session for deliberations on any of
7 these matters? Hearing none.

8 I believe the Board Chair would
9 entertain a motion to approve the
10 Consent Agreements at agenda item 14,
11 Case No. 22-45-009126, agenda item 15,
12 Case No. 22-45-009486, agenda item 16,
13 Case No. 22-45-009150, agenda item 17,
14 Case No. 22-45-012035, and agenda item
15 18, Case No. 20-45-009145.

16 CHAIR O'NEILL:

17 May I have a motion to approve?

18 MS. KELLY:

19 So moved.

20 CHAIR O'NEILL:

21 Second to the motion?

22 MS. BROWN-HAYWOOD:

23 Second.

24 MS. EATON:

25 Roll call.

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Arion Claggett, aye; Tammy O'Neill,
aye; Nicole Weakland, aye; Elisa Brown,
aye; Stephen Szabo, aye; Felicia Brown-
Haywood, aye; Jennifer D'Amato-Dow,
aye; Teresa Whisler, aye; Heather
Kelly, aye.

[The motion carried unanimously. The Respondent's
name at agenda item 14, Case No. 22-45-009126 is Gel
Nails; agenda item 15, Case No. 22-45-009486, La
Nails and Spa; agenda item 16, Case No. 22-45-009150,
Ha Nguyen t/d/b/a Top Nails; agenda item 17, Case No.
22-45-012035, MT Nails and Spa LLC; and agenda item
18, Case No. 20-45-009145, Rosie M. Garnand.]

MR. BARRETT:

Based on Executive Session
deliberations, I believe the Board
Chair would entertain a motion to
reject the Consent Agreement at agenda
item 13, Case No. 22-45-014180 as too
lenient.

CHAIR O'NEILL:

May I have a motion to deny?

MS. KELLY:

1 So moved.

2 CHAIR O'NEILL:

3 Second to the motion?

4 MS. BROWN-HAYWOOD:

5 Second.

6 MS. EATON:

7 Roll call.

8

9 Arion Claggett, aye; Tammy O'Neill,
10 aye; Nicole Weakland, aye; Elisa Brown,
11 aye; Stephen Szabo, aye; Felicia Brown-
12 Haywood, aye; Jennifer D'Amato-Dow,
13 aye; Teresa Whisler, aye; Heather
14 Kelly, aye.

15 [The motion carried unanimously.]

16

17 [Andrea L. Costello, Esquire, Board Prosecution,
18 presented the Consent Agreements for Case No. 22-45-
19 002064, Case No. 21-45-001287, Case No. 22-45-009191,
20 and Case No. 22-45-005288.]

21 MR. BARRETT:

22 Based on the presentation from
23 prosecution, does any Board member wish
24 to return to Executive Session to
25 further deliberate on any of those

1 matters? Hearing none.

2 I believe the Board Chair, based on
3 Executive Session discussions, would
4 entertain a motion to approve the
5 Consent Agreements at agenda item 19,
6 Case No. 22-45-002064, agenda item 20,
7 Case No. 21-45-001287, agenda item 21,
8 Case No. 22-45-009191, and agenda item
9 22, Case No. 22-45-005288.

10 CHAIR O'NEILL:

11 May I have a motion to approve?

12 MS. KELLY:

13 So moved.

14 CHAIR O'NEILL:

15 Second to the motion?

16 MS. BROWN-HAYWOOD:

17 Second.

18 MS. EATON:

19 Roll call.

20

21 Arion Claggett, aye; Tammy O'Neill,
22 aye; Nicole Weakland, aye; Elisa Brown,
23 aye; Stephen Szabo, aye; Felicia Brown-
24 Haywood, aye; Jennifer D'Amato-Dow,
25 aye; Teresa Whisler, aye; Heather

1 Kelly, aye.
2 [The motion carried unanimously. The Respondent's
3 name at item 19, Case No. 22-45-002064 is Mirror
4 Salon LLC; agenda item 20, Case No. 21-45-001287,
5 Michelle A. Bassett; agenda item 21, Case No. 22-45-
6 009191, Golden Nail; and agenda item 22, Case No. 22-
7 45-005288, Gemini Nail and Spa aka Gemini Nail and
8 Spa, Inc.]

9 ***
10 Report of Board Counsel - PAO

11 MR. BARRETT:

12 Agenda item 23, Case No. 20-45-001456,
13 Diona Nichols. I believe, based on
14 Executive Session deliberations, the
15 Board Chair would entertain a motion to
16 direct Board Counsel to draft an
17 Adjudication and Order consistent with
18 discussions in Executive Session in the
19 matter of Case No. 20-45-001456, the
20 Respondent, Diona Nichols.

21 CHAIR O'NEILL:

22 Could I have a motion to approve Board
23 Counsel to draft an Adjudication and
24 Order?

25 MS. KELLY:

1 So moved.

2 CHAIR O'NEILL:

3 Second to the motion?

4 MS. BROWN-HAYWOOD:

5 Second.

6 MS. EATON:

7 Roll call.

8

9 Arion Claggett, aye; Tammy O'Neill,
10 aye; Nicole Weakland, aye; Elisa Brown,
11 aye; Stephen Szabo, aye; Felicia Brown-
12 Haywood, aye; Jennifer D'Amato-Dow,
13 aye; Teresa Whisler, aye; Heather
14 Kelly, aye.

15 [The motion carried unanimously.]

16

17 MR. BARRETT:

18 Agenda item 24. Based on Executive
19 Session deliberations, I believe the
20 Board Chair would entertain a motion to
21 direct Board Counsel to draft an
22 Adjudication and Order consistent with
23 discussions in Executive Session in the
24 matter of Case No. 20-45-003133.

25 CHAIR O'NEILL:

1 Could I get a motion to direct Board
2 Counsel to draft an Adjudication and
3 Order?

4 MS. KELLY:

5 So moved.

6 CHAIR O'NEILL:

7 Second?

8 MS. BROWN-HAYWOOD:

9 Second.

10 MS. EATON:

11 Roll call.

12

13 Arion Claggett, aye; Teresa Whisler,
14 aye; Tammy O'Neill, aye; Nicole
15 Weakland, aye; Elisa Brown, aye;
16 Stephen Szabo, aye; Felicia Brown-
17 Haywood, aye; Jennifer D'Amato-Dow,
18 aye; Heather Kelly, aye.

19 [The motion carried unanimously.]

20

21 Report of Board Counsel - MDFA

22 MR. BARRETT:

23 Item 25 at Case No. 19-45-009299,
24 Achele Hinds, Motion to Deem Facts
25 Admitted.

1 Based on Executive Session
2 deliberations, I believe the Board
3 Chair would entertain a motion to grant
4 the Motion to Deem Facts Admitted and
5 Enter Default and direct Board Counsel
6 to prepare an Adjudication and Order in
7 accordance with discussions in
8 Executive Session in the matter of Case
9 No. 19-45-009299.

10 CHAIR O'NEILL:

11 May I have a motion to grant?

12 MS. KELLY:

13 So moved.

14 CHAIR O'NEILL:

15 Second?

16 MS. BROWN-HAYWOOD:

17 Second.

18 MS. EATON:

19 Roll call.

20
21 Arion Claggett, aye; Tammy O'Neill,
22 aye; Nicole Weakland, aye; Elisa Brown,
23 aye; Stephen Szabo, aye; Felicia Brown-
24 Haywood, aye; Jennifer D'Amato-Dow,
25 aye; Teresa Whisler, aye; Heather

1 Kelly, aye.

2 [The motion carried unanimously.]

3 ***

4 MR. BARRETT:

5 Agenda item 26. Based on Executive
6 Session deliberations, I believe the
7 Board Chair would entertain a motion to
8 grant the Motion to Deem Facts Admitted
9 and Enter Default and direct Board
10 Counsel to prepare an Adjudication and
11 Order in accordance with discussions in
12 Executive Session in the matter of
13 Diarra African Hair Braiding, Case No.
14 20-45-009369.

15 CHAIR O'NEILL:

16 Could I get a motion to grant?

17 MS. KELLY:

18 So moved.

19 CHAIR O'NEILL:

20 Second?

21 MS. BROWN-HAYWOOD:

22 Second.

23 MS. EATON:

24 Roll call.

25

1 Arion Claggett, aye; Tammy O'Neill,
2 aye; Nicole Weakland, aye; Elisa Brown,
3 aye; Stephen Szabo, aye; Felicia Brown-
4 Haywood, aye; Jennifer D'Amato-Dow,
5 aye; Teresa Whisler, aye; Heather
6 Kelly, aye.

7 [The motion carried unanimously.]

8 ***

9 Report of Board Counsel - CHRC

10 MR. BARRETT:

11 Agenda item 27, the Application of
12 Michele Krzewinski. Based on Executive
13 Session deliberations, I believe the
14 Board Chair would entertain a motion to
15 provisionally deny the Application to
16 Sit for the Exam of Michele Krzewinski.

17 CHAIR O'NEILL:

18 Could I have a motion to provisionally
19 deny?

20 MS. KELLY:

21 So moved.

22 CHAIR O'NEILL:

23 Second?

24 MS. BROWN-HAYWOOD:

25 Second.

1 MS. EATON:

2 Roll call.

3

4 Arion Claggett, aye; Tammy O'Neill,
5 aye; Nicole Weakland, aye; Elisa Brown,
6 aye; Stephen Szabo, aye; Felicia Brown-
7 Haywood, aye; Jennifer D'Amato-Dow,
8 aye; Teresa Whisler, aye; Heather
9 Kelly, aye.

10 [The motion carried unanimously.]

11

12 MR. BARRETT:

13 Agenda item 28. Based on Executive
14 Session deliberations, I believe the
15 Board Chair would entertain a motion to
16 provisionally deny the Application of
17 Sanna Strong-Wilson.

18 CHAIR O'NEILL:

19 Could I have a motion to provisionally
20 deny?

21 MS. KELLY:

22 So moved.

23 CHAIR O'NEILL:

24 Second to the motion?

25 MS. BROWN-HAYWOOD:

1 Second.

2 MS. EATON:

3 Roll call.

4

5 Arion Claggett, aye; Tammy O'Neill,
6 aye; Nicole Weakland, aye; Elisa Brown,
7 aye; Stephen Szabo, aye; Felicia Brown-
8 Haywood, aye; Jennifer D'Amato-Dow,
9 aye; Teresa Whisler, aye; Heather
10 Kelly, aye.

11 [The motion carried unanimously.]

12 ***

13 Report of Board Chairperson - No Report

14 ***

15 Report of Acting Commissioner

16 [Arion R. Claggett, Acting Commissioner, Bureau of
17 Professional and Occupational Affairs, informed Board
18 members of changes to the Quarterly Hour Reports. He
19 noted online submission problems with the
20 Pennsylvania Licensing System (PALS) when it was
21 changed to online and that it has been changed back
22 to paper submission. He reported the Quarterly Hour
23 Reports would remain paper submission until the end
24 of 2023 after PALS has been replaced.]

25 ***

1 Report of Board Administrator - Vote on Application
2 Committee Member Vacancy

3 [Valerie Eaton, Board Administrator, welcomed Heather
4 Kelly as the new Consumer Protection member from the
5 Office of Attorney General.

6 Ms. Eaton asked for a volunteer to join the
7 Application Committee, and Ms. Whisler volunteered.]

8 MR. BARRETT:

9 I believe the Board Chair would
10 entertain a motion to nominate Teresa
11 Whisler to the Application Committee.

12 CHAIR O'NEILL:

13 Could I have a motion to nominate
14 Teresa Whisler for the Application
15 Committee?

16 MS. KELLY:

17 So moved.

18 CHAIR O'NEILL:

19 Second?

20 MS. BROWN-HAYWOOD:

21 Second.

22 MS. EATON:

23 Roll call.

24

25 Arion Claggett, aye; Tammy O'Neill,

1 Arion Claggett, aye; Tammy O'Neill,
2 aye; Nicole Weakland, aye; Elisa Brown,
3 aye; Stephen Szabo, aye; Felicia Brown-
4 Haywood, aye; Jennifer D'Amato-Dow,
5 aye; Teresa Whisler, aye; Heather
6 Kelly, aye.

7 [The motion carried unanimously.]

8 ***

9 Applications - Act 41/Endorsement Applications

10 MR. BARRETT:

11 I believe, based on Executive Session
12 deliberations, the Board Chair would
13 entertain a motion to provisionally
14 deny the Act 41 Applications of Sergei
15 Korchagin.

16 CHAIR O'NEILL:

17 Could I get a motion to provisionally
18 deny?

19 MS. KELLY:

20 So moved.

21 CHAIR O'NEILL:

22 Second?

23 MS. BROWN-HAYWOOD:

24 Second.

25 MS. EATON:

1 Roll call.

2

3 Arion Claggett, aye; Tammy O'Neill,
4 aye; Nicole Weakland, aye; Elisa Brown,
5 aye; Stephen Szabo, aye; Felicia Brown-
6 Haywood, aye; Jennifer D'Amato-Dow,
7 aye; Teresa Whisler, aye; Heather
8 Kelly, aye.

9 [The motion carried unanimously.]

10

11 MR. BARRETT:

12 Based on Executive Session
13 deliberations at agenda item 33, the
14 Application of Michael Razzano, I
15 believe the Board Chair would entertain
16 a motion to grant Mr. Razzano a
17 provisional endorsement license.

18 CHAIR O'NEILL:

19 Could I have a motion to provisionally
20 grant an endorsement license?

21 MS. KELLY:

22 So moved.

23 CHAIR O'NEILL:

24 Second?

25 MS. BROWN-HAYWOOD:

1 Second.

2 MS. EATON:

3 Roll call.

4

5 Arion Claggett, aye; Tammy O'Neill,
6 aye; Nicole Weakland, aye; Elisa Brown,
7 aye; Stephen Szabo, aye; Felicia Brown-
8 Haywood, aye; Jennifer D'Amato-Dow,
9 aye; Teresa Whisler, aye; Heather
10 Kelly, aye.

11 [The motion carried unanimously.]

12

13 MR. BARRETT:

14 Number 34, the Application of Iris
15 Chalas. Based on Executive Session
16 deliberations, I believe the Board
17 Chair would entertain a motion to
18 provisionally deny the Application.

19 CHAIR O'NEILL:

20 Could I have a motion to provisionally
21 deny?

22 MS. KELLY:

23 So moved.

24 CHAIR O'NEILL:

25 Second?

1 MS. BROWN-HAYWOOD:

2 Second.

3 MS. EATON:

4 Roll call.

5

6 Arion Claggett, aye; Tammy O'Neill,
7 aye; Nicole Weakland, aye; Elisa Brown,
8 aye; Stephen Szabo, aye; Felicia Brown-
9 Haywood, aye; Jennifer D'Amato-Dow,
10 aye; Teresa Whisler, aye; Heather
11 Kelly, aye.

12 [The motion carried unanimously.]

13

14 MR. BARRETT:

15 Number 35, Sheila Mickey. I believe,
16 based on Executive Session
17 deliberations, the Board Chair would
18 entertain a motion to provisionally
19 deny the Act 41 Application.

20 CHAIR O'NEILL:

21 Could I get a motion to provisionally
22 deny?

23 MS. KELLY:

24 So moved.

25 CHAIR O'NEILL:

1 Second?

2 MS. BROWN-HAYWOOD:

3 Second.

4 MS. EATON:

5 Roll call.

6

7 Arion Claggett, aye; Tammy O'Neill,
8 aye; Nicole Weakland, aye; Elisa Brown,
9 aye; Stephen Szabo, aye; Felicia Brown-
10 Haywood, aye; Jennifer D'Amato-Dow,
11 aye; Teresa Whisler, aye; Heather
12 Kelly, aye.

13 [The motion carried unanimously.]

14

15 MR. BARRETT:

16 Agenda item 36, the Application of
17 Madeline Mulhern. Based on Executive
18 Session deliberations, I believe the
19 Board Chair would approve a provisional
20 endorsement license for Ms. Mulhern's
21 Application.

22 CHAIR O'NEILL:

23 Could I have a motion to provisionally
24 approve for an endorsement license?

25 MS. KELLY:

1 So moved.

2 CHAIR O'NEILL:

3 Second?

4 MS. BROWN-HAYWOOD:

5 Second.

6 MS. EATON:

7 Roll call.

8
9 Arion Claggett, aye; Tammy O'Neill,
10 aye; Nicole Weakland, aye; Elisa Brown,
11 aye; Stephen Szabo, aye; Felicia Brown-
12 Haywood, aye; Jennifer D'Amato-Dow,
13 aye; Teresa Whisler, aye; Heather
14 Kelly, aye.

15 [The motion carried unanimously.]

16 ***

17 Applications - Variance Requests

18 MR. BARRETT:

19 I believe, based on Executive Session
20 deliberations, that the Board Chair
21 would entertain a motion to approve the
22 Variance Request at agenda item 37,
23 Perfectly Polished; agenda item 38,
24 Jill's Nail Room; agenda item 39,
25 Lashi; agenda item 40, Keyanna Jenkins

1 Discussion Items

2 [Sean Barrett, Esquire, Board Counsel, informed Board
3 members that Senate Bill 1287 was signed into law on
4 November 3 and is now Act 164 of 2022. He explained
5 that Act 164 of 2022 now allows cosmetology salon
6 square footage to be 120 square feet but is still
7 subject to a minimum width of 10 feet. He stated the
8 law takes effect in 60 days from the passage and is
9 not yet in effect. He noted that the Board would be
10 treating all future applications as if the law has
11 taken effect and would be taking that into account
12 for any variance requests that come in.

13 Mr. Barrett mentioned also asking the Bureau of
14 Enforcement and Investigation (BEI), when doing
15 initial inspections in the interim period of Act 164,
16 to not deny initial inspections based on that square
17 footage as long as it complies with the new language
18 of 120 square feet with a minimum width of 10 feet.]

19 MR. BARRETT:

20 I believe the Board Chair would
21 entertain a motion to allow the
22 Application Committee to approve
23 applications requesting a variance of
24 180 square feet so long as that
25 application applies with Act 164 of

1 2022 for the next 60 days.

2 CHAIR O'NEILL:

3 Could I have a motion to approve?

4 MS. KELLY:

5 So moved.

6 CHAIR O'NEILL:

7 Second?

8 MS. BROWN-HAYWOOD:

9 Second.

10 MS. EATON:

11 Roll call.

12

13 Arion Claggett, aye; Tammy O'Neill,
14 aye; Elisa Brown, aye; Nicole Weakland,
15 aye; Stephen Szabo, aye; Felicia Brown-
16 Haywood, aye; Jennifer D'Amato-Dow,
17 aye; Teresa Whisler, aye; Heather
18 Kelly, aye.

19 [The motion carried unanimously.]

20

21 Adjournment

22 CHAIR O'NEILL:

23 May I have a motion to adjourn?

24 MS. KELLY:

25 So moved.

1 CHAIR O'NEILL:

2 Second?

3 MS. BROWN-HAYWOOD:

4 Second.

5 CHAIR O'NEILL:

6 Thank you all for coming. For today,
7 we are done. We will see everybody in
8 2023.

9 ***

10 [There being no further business, the State Board of
11 Cosmetology Meeting adjourned at 11:46 a.m.]

12 ***

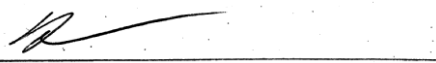
13

14 CERTIFICATE

15

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

21



22

Brian D. O'Hare,

23

Minute Clerk

24

Sargent's Court Reporting

25

Service, Inc.

STATE BOARD OF COSMETOLOGY
REFERENCE INDEX

November 7, 2022

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| TIME | AGENDA |
|-------|-------------------------------|
| 9:00 | Executive Session |
| 10:30 | Return to Open Session |
| 10:39 | Official Call to Order |
| 10:40 | Roll Call |
| 10:41 | Introduction of Attendees |
| 10:42 | Approval of Minutes |
| 10:44 | Report of Board Prosecution |
| 11:15 | Report of Board Counsel |
| 11:22 | Report of Acting Commissioner |
| 11:23 | Report of Board Administrator |
| 11:32 | Applications |
| 11:40 | Discussion Items |
| 11:46 | Adjournment |