

Board Meeting Minutes April 10, 2017

The Kansas Board of Cosmetology held a teleconference Board meeting on Monday, April 10, 2017 at 9:30 a.m. at the Board office at 714 S.W. Jackson Street, Suite 100, Topeka, Kansas. The Board Secretary recorded minutes.

Board Members Present:

David Yocum, Chair
Matthew Goss, Vice Chair
Roger Holmes, Member
Christine Burgardt, Member
Kathryn Skepnek, Member
Janey McCarthy, Member

Staff Present:

Chiquita Coggs, Executive Director
Ms. Gloeckner, Assistant Director
Aubrie Pryer, Compliance Supervisor
Darla Ray, Licensing Department
Ms. Bowes, Board Secretary

Board Legal Counsel Present:

Athena Andaya, General Counsel

Members of the Public:

Julie Haase

Call to Order

David Yocum, Board Chair, called the meeting to Order at 9:35 a.m.

Approval of Agenda (Additions/Deletions/Changes)

Motion and second to amend the agenda to add Senator Schmidt Visit Summary to the agenda made by Burgardt and Goss, respectively. Motion carried.

Minutes of March 13 & 28, 2017

Motion and second to approve the March 13 & March 28, 2017 minutes made by Goss and Burgardt, respectively. Motion carried.

Address Change Policy Update Request

Motion and second to approve the on-line criteria for address changes be the same for requests received in-house made by Holmes and Burgardt, respectively. Motion carried.

Complaint Policy Update Request

Ms. Gloeckner requested approval from the Board to allow anonymous complaints to be submitted.

Motion and second to approve anonymous complaints to be submitted made by Burgardt and Goss, respectively. Motion carried.

Advanced Body Piercing Letter

Ms. Gloeckner requested the Board’s approval for Advanced Body Piercing Letters be provided to practitioner’s who have completed training in advanced body piercing.

Motion and second to approve the Advanced Body Piercing Letter made by Burgardt and McCarthy, respectively. Motion carried.

Tanya L. Mongeau-Esthetician License (46:49)

Aubrie Pryer, Compliance Supervisor, presented to the Board a request for a practitioner licensure that had been previously revoked. Ms. Pryer noted the license was issued in 2007 and requested clarification on statutory requirements for the practitioners previously earned hours. The Board discussed the requirements, indicating the practitioner earned the necessary hours for esthetics, prior to the law changing on July 1, 2009 and therefore would be eligible for reinstatement with current hours earned.

Motion and second to approve and accept the prior hours earned for Tanya L. Mongeau and allow her to reapply for her esthetics license made by Goss and Skepnek, respectively. Motion carried.

Entourage Nail Program

Darla Ray, Licensing Department, requested the Board’s approval for Entourage Cosmetology School to add a 400-hour nail technology program to their curriculum.

Motion and second to approve the 400-hr nail technology program for Entourage made by Burgardt and McCarthy, respectively. Motion carried.

Late Application-Candace Drake

Ms. Bowes, Board Secretary, requested the Board’s approval for Candace Drake’s esthetics apprentice application. Ms. Bowes informed the Board the school accepted responsibility for the delayed submission.

Motion and second to approve Candace Drake’s esthetics apprentice application made by Skepnek and Burgardt, respectively. Motion carried.

Board Retreat (1:01:24--1:07:06)

Chiquita Coggs, Executive Director, informed the Board, per the recently implemented Strategic Planning, a Board Retreat will be scheduled for the 2018 Fiscal Year to review and update the Statutes and Regulations, focusing primarily on the Body Arts act. Ms. Coggs requested Board members to check their calendars and report available dates at the next Board meeting.

Bellus Academy Combined Esthetics and Massage Program (1:07:10)

Mr. Yocum requested the Board’s approval for a new program which will combine the current 1000-hour Esthetics program with a new 500-hour massage therapy program and will be known as “Spa Therapy”.

Motion to acknowledge the name of the program as “Spa Therapy” with a total of 1500 hours and that the Board approves 1000 hours of esthetics made by Burgardt and McCarthy, respectively. Motion carried.

Senator Schmidt Visit Summary

Ms. Cogs informed the Board of Senator Vickie Schmidt’s recent visit with the Kansas Board of Cosmetology. On April 5, 2017, Senator Schmidt toured the agency and visited with staff.

Executive Session (1:33:17)

Mr. Goss made the following motion: “I move that the Board recess into executive session for consultation with our legal counsel, Athena Andaya, Deputy Attorney General, to seek legal advice on a matter protected by the attorney-client privilege, in order to protect the privilege and the public interest. In addition, I move that Chiquita Cogs, Executive Director, and Ms. Gloeckner, who is part of the client circle, be present in the executive session to aid the Board in their discussions. The Board will reconvene the open meeting in this same location in five minutes at 11:10 a.m.” The motion was seconded by Ms. Burgardt and the motion carried unanimously.

Mr. Yocum, Board Chair, recessed the KOMA meeting at 11:05 a.m.

Call to Order

Mr. Yocum, Board Chair, called the meeting back to order at 11:10 a.m.

Motion and second to approve licensee photos be made public electronically with a requirement to obtain permission from each licensee made by Burgardt and Skepnek, respectively. Motion failed.

Mr. Goss, Vice Chair, discussed with the Board concerns about moving forward with the motion and would like to see what other states are doing about public photo upload.

Mr. Yocum requested tabling this agenda item for the next Board meeting. Ms. Burgardt requested Board staff to send a survey to all practitioners to gain input on allowing their photos to be available to the public.

Executive Session (1:42:00)

Mr. Goss made the following motion: “I move that the Board recess into executive session for consultation with our legal counsel, Athena Andaya, Deputy Attorney General, to seek legal advice on a matter protected by the attorney-client privilege in order to protect the privilege and the public interest. Additionally, I move that Chiquita Cogs, Executive Director, and Ms. Gloeckner, who is part of the client circle, be present in the executive session to aid the Board in their discussions. The Board will reconvene the open meeting in this same location in ten minutes at 11:35 a.m.” The motion was seconded by Ms. Burgardt and the motion carried unanimously.

Mr. Yocum, Board Chair, recessed the KOMA meeting at 11:25 a.m.

Call to Order

Mr. Yocum, Board Chair, called the meeting back to order at 11:35 a.m.

Motion and second to interpret K.A.R. 69-15-2 to be 600 hours of theory and 600 hours of practical for application for out-of-state school licensing for a total of 1200 hours made by Goss and Burgardt, respectively. Motion carried.

Motion and second to deny Deidra Evans application with the provided hours of schooling as it does not meet the training requirements for examination made by Goss and Burgardt, respectively. Motion carried.

Adjournment

Motion and second to adjourn the meeting at 11:40 a.m. made by Goss and Holmes, respectively. Motion carried.