

**Vermont Secretary of State
Office of Professional Regulation
BOARD OF BARBERS AND COSMETOLOGISTS
UNAPPROVED MINUTES
May 21, 2012**

1. The meeting was called to order at 9:03 a.m.

Board Members Present: Madonna Commo, Chair; Ruth Comeau, Vice-Chair; Donna Hendee, Secretary; Judith Wernecke, and Jon Somes.

OPR Staff Present: Colin Benjamin, Board Counsel; Ed Adrian, State Prosecuting Attorney; Terry Gray, Unit Administrator; and Kara Shangraw, Licensing Board Specialist.

2. The Chair called for approval of the Minutes of the April 16th meeting. Ms. Wernecke, made a motion, seconded by Ms. Comeau, to approve the Minutes of the April 16, 2012 meeting as presented. Motion passed unanimously.

3. **Case Manager's Report/Follow-Up**

Ms. Gray made the Case Manager's report, there are currently 42 pending cases.

4. Director Winters spoke to the Board about their inspection process. He would like to have the Board have a simple stipulation offered to the individual licensee and/or shop for the inspection violations in lieu of formal charges. Licensees would voluntarily waive their right to a contested Hearing before the Board of Barbers and Cosmetologists and would waive any right to appeal from the *Stipulation and Consent Order*. It would be a \$200.00 fine with a Warning on the license, as well as two random inspections within a year period. Ms. Hendee made a motion, seconded by Ms. Comeau to accept the inspection violation stipulation. Motion passed unanimously.

5. **Hearings/Stipulations**

The Board reviewed the *Stipulation and Consent Order* in the matters of 2011-255 & 2011-118 (Romano J Hoang & VIP Nails). The Respondent was not present. Ed Adrian, Prosecuting Attorney was present for the State. Attorney Benjamin presided for the Board. VIP Nails is not included in the *Stipulation and Consent Order*. Based on the information submitted, the Board went into deliberative session at 10:31 a.m. and out at 10:56 a.m. Ms. Commo made a motion, seconded by Ms. Hendee, to accept the *Stipulation and Consent Order*. Motion passed 4-0. The State recommended to the Board they revoke VIP Nails' license. Ms. Commo made a motion, seconded by Ms. Wernecke to revoke VIP Nails' license. Motion passed 4-0. Ms. Comeau, Investigative Team member abstained from the Hearing and vote.

6. **Reports/Guests**

Ms. Gray gave her Administrator report. She has reviewed the California Rules and would like to have a small committee review and compare their Rules to ours. Mr. Somes and Ms. Commo volunteered to be committee members.

7. Correspondence

- a. The Board tabled the review of the April 18, 2012 letter from O'Brien's Aveda Institute regarding Continuing Education courses.
- b. The Board reviewed and noted the May 1, 2012 letter from the NABBA announcing their 86th Annual Conference. Ms. Commo would like to attend the meeting.

8. Public Comment

- 9. There being no other business, the meeting adjourned at 12:00 p.m.

Respectfully submitted,

Kara Shangraw
Licensing Board Specialist