

BOARD OF BARBERING AND COSMETOLOGY

Professional and Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii

MINUTES OF MEETING

Date: Monday, October 16, 2017

Time: 1:00 p.m.

Place: Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, 1st Floor
Honolulu, Hawaii 96813

Present: Lynnette F. McKay, Cosmetology Member, Chairperson
Alexander Choi, Public Member
Chad Nelson, Public Member
Anne Tokunaga, Cosmetology Member
Margaret Williams, Barber Member
Krishna F. Jayaram, Deputy Attorney General
Laureen M. Kai, Executive Officer
Lori Nishimura, Secretary

Guests: Lei S. Fukumura, Special Deputy Attorney General ("SDAG")
Barbara M. Kokubun, BK's Barber Shop

Agenda: The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by Hawaii Revised Statutes ("HRS") section 92-7(b).

Call to Order: There being a quorum present, the meeting was called to order at 1:00 p.m. by Chairperson McKay.

Minutes of the September 25, 2017 Board Meeting: After discussion, it was moved by Mr. Nelson, seconded by Ms. Tokunaga, and unanimously carried to approve the minutes of the September 25, 2017 Board meeting, as circulated.

At 1:01 p.m., the Board recessed the meeting to discuss and deliberate on the following adjudicatory matter pursuant to HRS chapter 91.

Chapter 91, HRS, Adjudicatory Matters: A. In the Matter of the Barber and Barber Shop Licenses of Quang Minh Ngo, also doing business as A-1 Hairstyling & Barber Shop; BAR 2017-182-L

After discussion, it was moved by Ms. Williams, seconded by Mr. Nelson, and unanimously carried to approve the Settlement Agreement relating to the Matter of the Barber and Barber Shop Licenses of Quang Minh Ngo, also doing business as A-1 Hairstyling & Barber Shop; BAR 2017-182-L.

At 1:04 p.m., the Board reconvened its scheduled meeting. It was then moved by Mr. Nelson, seconded by Ms. Tokunaga, and unanimously carried for the Board to enter into Executive Session to consider and evaluate personal information relating to individuals applying for licensure in accordance with HRS section 92-5(a)(1), and to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities in accordance with HRS section 92-5(a)(4).

EXECUTIVE SESSION

At 1:12 p.m., it was moved by Ms. Williams, seconded by Ms. Tokunaga, and unanimously carried for the Board to move out of Executive Session. It was noted by Chairperson McKay that Mr. Choi had arrived to the meeting during the Executive Session.

Applications:

A. Ratification of Issued Licenses

It was moved by Mr. Choi, seconded by Ms. Williams, and unanimously carried to ratify the list of issued licenses attached (see, attached list).

B. Beauty Shop/Barber Shop License

- (1) ALII SPA NAILS LLC (New Beauty Shop)
- (2) ALLURING LLC (New Beauty Shop)
- (3) ALOHA WELLNESS CENTER INC (New Beauty Shop)
- (4) CHO, Hyun Suk dba PLUMERIA BARBER SHOP
(New Barber Shop)
- (5) FINESSE HAIR STUDIO LLC (New Beauty Shop)
- (6) HMS SALON INC dba HAIR STORY (New Barber Shop)
- (7) INDULGE LLC (New Beauty Shop)
- (8) LE NAILS CORP (New Beauty Shop)

- (9) MARRIOTT HOTEL SERVICES INC
dba THE RITZ-CARLTON KAPALUA (New Beauty Shop)
- (10) MISSY N LLC (Relocation of Beauty Shop : BSH 5215)
- (11) NGUYEN, Thuy Bich
dba ALOHA HAIR SALON and dba HAPPY NAIL & SPA
(New Beauty Shop with Two (2) Tradenames)
- (12) PANG, Cas N. dba THE DAPPER MEN'S BARBERSHOP
(New Barber Shop)
- (13) SON, Hojin dba ALOHA BARBER SHOP
(Relocation of Barber Shop: BAS 1392)
- (14) TROPICAL STYLE HOUSE LLC (New Beauty Shop)
- (15) WINDWARD BELLAVIVA INC dba BELLAVIVA SALON SPA
(New Beauty Shop)
- (16) WZ FOCUS SALON INC (New Beauty Shop)

The barber shop and beauty shop applications above were preliminarily reviewed by licensing branch staff, the Executive Officer, Chairperson McKay, and Ms. Williams (the Board members designated to review the barber shop and beauty shop applications for consideration at this Board meeting).

Chairperson McKay stated that she and Ms. Williams reviewed the sixteen (16) applications, and concluded that they met all requirements for barber shop and beauty shop licenses, and recommends approval.

After discussion, it was moved by Mr. Choi, seconded by Ms. Williams, and unanimously carried to approve the sixteen (16) barber shop and beauty shop applications listed above.

C. Restoration of License

- (1) WAKAO, Chiharu (BEO 14941)

After discussion, it was moved by Ms. Williams, seconded by Mr. Nelson, and unanimously carried to approve the restoration of the beauty operator's license of Chiharu Wakao.

Regulated
Industries
Complaints Office
("RICO")
Barbering and
Cosmetology
Advisory
Committee:

After discussion, it was moved by Ms. Williams, seconded by Ms. Tokunaga, and unanimously carried to approve the list of members of the RICO Barbering and Cosmetology Advisory Committee, with the following addendum, which reads: "The RICO Barbering and Cosmetology Advisory Committee List also includes any additional interim appointees that RICO deems necessary to aid in its investigations."

At 1:16 p.m., it was moved by Ms. Williams, seconded by Mr. Choi, and unanimously carried for the Board to enter into Executive Session to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities in accordance with HRS section 92-5(a)(4).

EXECUTIVE SESSION

At 1:33 p.m., it was moved by Ms. Williams, seconded by Ms. Tokunaga, and unanimously carried for the Board to move out of Executive Session.

Educational
Sessions Held
in Licensed Shops
for Licensed
Beauty Operators
And Barbers:

There was no discussion on this agenda item.

Hawaii
Administrative
Rules:

A. Proposed Amendments to Hawaii Administrative Rules
Chapter 16-73 (Barbering)

Executive Officer Kai asked about the status of the rule revisions. Committee member, Ms. Williams, responded that the work is ongoing.

B. Proposed Amendments to Hawaii Administrative Rules
Chapter 16-78 (Cosmetology)

Executive Officer Kai reiterated that she received the voluminous rule revisions from the Investigative Committee and that incorporating the revisions into the chapter is not yet complete. Ms. Kai stated she is currently amending Exhibit A "APPRENTICESHIP MANUAL" and requested the

Investigative Committee to review and provide comments and recommendations on amendments to the following:

- (1) Exhibit A with Attachments A, B, C, D;
- (2) Exhibit B "Apprenticeship Curriculum";
- (3) Exhibit C "Beauty School Curriculum"; and
- (4) Exhibit D "Instructor-Trainee Curriculum".

Examination: A. Results of the Barber Licensing Examination Administered in September 2017

Executive Officer Kai provided the following results:

Total Exams Registered	35	
Total Exams Passed 1 st time	11	(31% pass rate)
Total Exams Passed	15	(42% pass rate)
Total Exams Failed	20	(58% pass rate)

Eleven (11) exams were taken with the use of interpreters; six (6) exam candidates passed, five (5) exam candidates failed.

Discussion ensued on HAR section 16-73-29, which reads as follows:

"Reader/interpreter. An applicant shall be permitted to have a reader/interpreter for the written examination parts. The cost of a reader/interpreter shall be borne by the applicant. The applicant requesting a reader/interpreter shall be a person not having the ability to read and comprehend the English language because of education, first language difficulty, or a medical handicap. The reader/interpreter shall not be associated with the barber or cosmetology profession."

Ms. Williams commented that the rule should be repealed. Executive Officer Kai noted that the cosmetology administrative rules had been amended to repeal the provision relating to dictionaries and other such examination aids, and that the Board may wish to amend the barber rules to address the matter.

Chairperson McKay commented that the Board should continue its discussion on the licensing examination program of the National-Interstate Council of State Boards of Cosmetology ("NIC"), and requested that this matter be placed on the next meeting agenda for discussion.

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Open Forum: None.

Next Board Meeting: Monday, November 20, 2017
1:00 p.m.
Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, 1st Floor
Honolulu, Hawaii 96813

Announcements: Ms. Tokunaga announced that today will be her last meeting.

Adjournment: There being no further business to discuss at this time, the meeting was adjourned at 1:48 p.m.

Taken and recorded by:

/s/ Lori Nishimura

Lori Nishimura, Secretary

Reviewed and accepted by:

/s/ Laureen M. Kai

Laureen M. Kai, Executive Officer

LMK:ln

11/01/17

[X] Minutes approved as is.

[] Minutes approved with changes. See Minutes of _____.

OCT 16 2017

LTYPE	LIC NUM	BP NAME PART 1
BEO	21440	THANH KIM <HO<
BEO	21441	JENNIFER M <LEE<
BEO	21442	MAI THI THUY <DANG<
BEO	21443	LAURA H <IVY<
BEO	21444	MOKSHA R K <ALLEN<
BEO	21445	VICKI D <PIPES<
BEO	21446	DANIELLE L <PAGANO<
BEO	21447	TERESA A <SCHAUF<
BEO	21448	MIKA <LUCKEY<
BEO	21449	STEPHANIE THAO <BABST<
BEO	21450	TORI K <LOWRY<
BEO	21451	GERALDINE M <VALDEZ<
BEO	21452	HOANG OANH DINH <DORONIO<
BEO	21453	MORIAH N N <KING<
BEO	21454	BROOKE S M <BOSQUE<
BEO	21455	BRUCE W <COCKAYNE<
BEO	21456	SARAH A <TAYLOR<