BOARD OF BARBERING AND COSMETOLOGY
Professional and Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii

MINUTES OF MEETING

Date: May 3, 2021

Time: 12:00 p.m.

Place: Virtual Videoconference Meeting – Zoom Webinar
https://dcca-hawaii-gov.zoom/us/j/92606301115

Present: Lynnette F. McKay, Cosmetology Member, Chairperson
Margaret Williams, Barber Member, Vice-Chairperson
Amanda Severson, Cosmetology Member
Leslie Murata, Public Member
Kelly Suzuka, Deputy Attorney General ("DAG")
Jenny Yam, Executive Officer
Kedin C. Kleinhans, Executive Officer
Keawe Hurst, Secretary
Leanne Abe, Secretary
Christine Dela Cruz, Office Assistant
Stephanie Karger, Office Assistant

Excused: None.

Guest(s): Brianna
Joannie Rossiter
Raynette Hall
Risé Doi

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).

A brief video was played to explain procedures for this virtual meeting and how members of the public can participate and interact with the Board during the meeting.

Call to Order: Due to technical difficulties, the meeting was called to order at 12:28 p.m. by Chairperson McKay, at which time a quorum was established.

Chairperson McKay proceeded with roll call. All Board members were present.

Minutes of the March 30, 2021 Board Meeting:

Chairperson McKay asked if any members of the public would like to provide oral testimony on this agenda item. There were none.

After discussion, it was moved by Chairperson McKay, seconded by Vice-Chairperson Williams, and unanimously carried to approve the minutes of the March 30, 2021 meeting as circulated.

Licensing:

Chairperson McKay asked if any members of the public would like to provide oral testimony on this agenda item. There were none.

The Board agreed by consensus to take the following agenda item out of order.

B. Application for Exam & License

(i) Barber – Loraina Vaimili

It was moved by Mr. Murata and seconded by Ms. Severson to approve the barber application for exam and license of Loraina Vaimili. Vice-Chairperson Williams stated that she knows the applicant but is capable of voting fairly and objectively. Chairperson McKay proceeding with a roll call vote and the motion was unanimously carried.

By consensus, the Board returned to regular order of the agenda.

A. Ratification of Issued Licenses

It was moved by Chairperson McKay, seconded by Ms. Severson, and unanimously carried to ratify the list of issued licenses attached (see, attached list).

Executive Officer's Report:

Executive Officer Yam asked if any members of the public would like to provide oral testimony on this agenda item. There were none.

A. National-Interstate Council of State Boards of Cosmetology ("NIC) Examination

(i) Results of the State NIC Barber and Beauty Operator Examinations Administered March 2021 & April 2021

March 2021	passed	passing %	failed
Cosmetology	18	64%	10
Hairdresser	2	33%	4
Nail Technician	14	73%	5
Esthetician	42	73%	15
Instructor	2	40%	3
Barber	5	38%	8

April 2021	passed	passing %	failed
Cosmetology	7	77%	2
Hairdresser	4	100%	0
Nail Technician	17	100%	0
Esthetician	30	68%	14
Instructor	2	100%	0
Barber	4	36%	7

B. NIC Virtual Education Program Event – April 25, 2021

NIC held a Virtual Education Program Event on April 25, 2021 and Executive Officer Yam provided a brief report on the information presented by the keynote speakers to the Board.

AJ Donelson from Advocom Group and Ryan Brannan from Texas Sunset Advisory Commission presented information regarding current legislative trends on occupational licensing deregulation. The purpose of licensing laws is to raise quality of services and protect consumers, and it is not to protect current licensees from competition. Deregulation is more likely to occur when a board action is reviewed as anti-competitive or unfair competition, and license requirements

are considered restrictive or a barrier guarding entry into a profession.

Oleg Shvarts, M.D., from Certermy presented information regarding National Database and National Credential.

- National Database: available by the end of 2021 year

  Each state will have access to a portal containing licensee information (i.e. name, state licenses, license numbers, disciplinary actions, contact information, and supporting documents) on NIC participating states.

- National Credential: available within the next several months

  Individuals who satisfied the NIC requirements and have taken/passed the NIC examination will be able to obtain a National Credential. The National Credential does not supersede state requirements for licensure.

Executive Officer Yam stated there may be required fees to participate in the National Database and National Credential. She asked whether the Board would be inclined to participate in the National Database or National Credential. Board members expressed interest to participate; however, requested more information be provided once these two features are available before making a formal decision.

Centers for Disease Control and Prevention – The National Institute for Occupational Safety and Health (CDC-NIOSH) representative Jennifer Topmiller presented information regarding COVID-19, how the virus spreads, preventions, and vaccines.

American Industry Hygiene Association-Back to Work Safely taskforce representatives Dana Hollins and Melanie Nembhard provided information on measures that shops may consider implementing to reduce COVID-19 transmission, including but not limited to:

1) increase ventilation and distance to decrease risk of infections;
2) avoid use of hand dryers;
3) provide reminders to wash hands, disinfect or preplace personal protective equipment.

For more information on reopening guidance, please visit www.backtoworksafely.org

Henry Sorenson from Prov, Inc. presented information regarding availability of examinations and the impact on test centers due to COVID-19. NIC is exploring alternative methods such as remote testing, which would allow applicants to take examinations from home using their own device. The device must meet system requirements to allow proctors to monitor and record applicants.

Executive Officer Yam stated that remote testing must still comply with the laws and rules of the respective jurisdiction. Currently, Hawaii Administrative Rules section 16-78-28(b) states:

> The examination shall be given only on established dates and at designated locations in the State. Exceptions to established dates shall be made for the benefit of candidates who for religious reasons may not sit on scheduled examination dates. Conditions and procedures for admittance to this special date shall be determined by the board and testing service.

Permitted Interaction Group Report: Executive Officer Kleinhans asked if any members of the public would like to provide oral testimony on this agenda item. There were none.

A. Proposed Administration Bill to Amend Hawaii Revised Statues Chapters 438 and 439

Executive Officer Kleinhans stated that the Board's Permitted Interaction Group established at its February 23, 2021 meeting met to discuss and draft a proposed administration bill. He explained that the purpose of the bill is to align and remedy inconsistencies between Hawaii Revised Statutes ("HRS") chapters 438 and 439. Executive

Officer Kleinhans noted most of the statutory language is unchanged; however, reported several substantive changes that require further discussion:

- Adding a definition of “Barber school” as a licensed school engaged in teaching the practice of barbering. Executive Officer Kleinhans stated that licensure is currently administered through the Hawaii Department of Education and accordingly, is not included in the proposed “License required” section;

- Adding “relaxing” to the definitions of “Hairdresser” and “Practice of barbering”;

- Amending the term of the temporary permit to “one year” instead of the consecutive examinations;

- Removing Barber remedial training, similar to the Beauty Operator examination process;

- Removing the five-year license requirement for Barber and Beauty Operator member seats;

- Clarifying that public members shall be private citizens not connected with the industry;

- Specifying a minimum age of sixteen years for registration or licensure;

- Separating Barber training gained through a Barber school versus apprenticeship, and specifying 3000 apprenticeship training hours or 1500 Barber school hours are required to qualify for the Barber examination

- Adding a provision to provide the Board latitude to consider training obtained in another jurisdiction to determine satisfaction of the high school education requirement;

- Specifying the apprentice to supervisor ratio shall not be more than one to one;

- Specifying the professional testing service shall administer the examination approved by the Board, although further discussion is needed whether the bill should require the examination to have questions on Hawaii laws and rules;

- Adding a provision to provide the Board the ability to grant an extension to a temporary permit if the professional testing service is unable to administer the examination on a regular basis;

- Specifying barber and beauty shops shall have adequate sanitary facilities, including toilets, hot and cold running water, sinks or wash basins. Toilets shall be located in suitable and properly ventilated toilet rooms with doors;

- Specifying that one year of experience is required to train an apprentice;

- Specifying apprentices shall be compensated in accordance with HRS chapter 387 and the Department of Labor and Industrial Relations Wage Standards Division;

- Adding a license forfeiture deadline of three years of non-renewal; and

- Raising penalty and disciplinary action fees to adjust with inflation as appropriate.

Pursuant to HRS section 92-2.5(b)(1)(c), the Board shall only act on this item at a subsequent meeting to allot the public and industry time to review and provide testimony. Executive Officer Kleinhans indicated that public attendees may email the Board to request a copy of the proposed draft, and encouraged public attendees requesting amendments to provide sample language for Board review and discussion.

Public Comment: None.

Next Board Tuesday, May 25, 2021

Meeting: 12:00 p.m.
Virtual Videoconference Meeting
Zoom Webinar

Adjournment: There being no further business to discuss at this time, the meeting was adjourned at 12:59 p.m.

Taken and recorded by:

/s/ Leanne Abe
_____
Leanne Abe, Secretary

Reviewed and accepted by:

/s/ Jenny Yam
_____
Jenny Yam, Executive Officer

JY:la

05/18/21

[X] Minutes approved as is.
[ ] Minutes approved with changes. See Minutes of _____.

BOARD OF BARBERING AND COSMETOLOGY
RATIFICATION LIST – MAY 3, 2021

BARBER

BAR	**3952**	LOI TAN PHAN
BAR	**3953**	HUY CUU CUU NGUYEN
BAR	**3954**	NUONG NGOC NGOC TRAN
BAR	**3955**	TAI NGOC N TA
BAR	**3956**	KIDY PHOUTHAVANH
BAR	**3957**	COREY DONNELL DONNELL HAWKINS
BAR	**3958**	CHRISTIAN ANTHONY CLARK
BAR	**3959**	TAM THI NGUYEN

BEAUTY OPERATOR

BEO	**23108**	VIVIAN H VO
BEO	**23109**	CASSIDY K HENSARLING
BEO	**23110**	TYSHIA M ABABON
BEO	**23111**	AMBER J JETAIME JOHNSTON
BEO	**23112**	KRISTINA R SANCHEZ
BEO	**23113**	LAURYN SACHIKO TANAKA
BEO	**23114**	TRUC NGUYEN YAMAMURA
BEO	**23115**	CHI THI KIM LUONG
BEO	**23116**	JIANNA D SMITH
BEO	**23117**	CHALSEY ANN BALIBAGO CASTRO
BEO	**23118**	REBECCA R ALEXANDER
BEO	**23119**	YEN MY BAN
BEO	**23120**	AVA MARTIN RIGGINS
BEO	**23121**	ROCHELLE L QUEMADO
BEO	**23122**	MALIA L HARDBARGER
BEO	**23123**	ELIZABETH ALLYA QUILLOPO
BEO	**23124**	SIMONE BEUMER
BEO	**23125**	AIKO DJOANNA GAGARIN
BEO	**23126**	TERRYN L MOLETA
BEO	**23127**	ELIZABETH H GREGORY
BEO	**23128**	THUY THANH TRAN
BEO	**23129**	THUY THI NGUYEN
BEO	**23130**	KALEIUI KRISTY DUVAUCHELLE
BEO	**23131**	ZAN RICCI RAMONES RIVERA

BEO	**23132**	ANNE MARGARET V DELOS SANTOS
BEO	**23133**	JULIE L SCHERER
BEO	**23134**	HANG THI THAI PHAM
BEO	**23135**	DALILA R CHARANZA
BEO	**23136**	LIEM THI TRAN
BEO	**23137**	LEANNA EVE SABADO
BEO	**23138**	HOA HO
BEO	**23139**	GENESIS ZOE BENITEZ
BEO	**23140**	ANGEL JESSI JUNG
BEO	**23141**	KAREN J L WOHLSCHLEGEL
BEO	**23142**	MIZUHO WILLIAMSON
BEO	**23143**	JENNYLUCK M REMOLACIO
BEO	**23144**	TARA K SILVERMAN
BEO	**23145**	DASHIA M A CARTER
BEO	**23146**	ELIZABETH HYE LEE
BEO	**23147**	KIM NGUYET VO
BEO	**23148**	JOVIE BLUE PALECPEC
BEO	**23149**	JESSIELYNN L K PAGAY
BEO	**23150**	SHALESA ALMOND
BEO	**23151**	CHELSEA ERIN QUINN
BEO	**23152**	PHUONG D NGUYEN
BEO	**23153**	DEANDRA ASHLEY RODRIGUEZ-TURNER
BEO	**23154**	TRACY M PRUSE
BEO	**23155**	GNEI R DOLE
BEO	**23156**	LEEANNE LOUISE HEATHCOTE
BEO	**23157**	GENESIS I HERNANDO
BEO	**23158**	PHOEBE S B KIM
BEO	**23159**	NATALIE K GALANIN
BEO	**23160**	YUMIKO S LEE
BEO	**23161**	JHENNIE MAE G RABE
BEO	**23162**	LING XIA HE
BEO	**23163**	ARMANNI ELYSE PIMENTEL
BEO	**23164**	MAILENE DEL VALLE
BEO	**23165**	HA THI HOANG
BEO	**23166**	SARAH REDONDO REDONDO LAURICIO
BEO	**23167**	KAHTINA LORENZO
BEO	**23168**	SHANEL K MOORE
BEO	**23169**	MICHELLE A CSIGI

BEO	**23170**	ASHTON PAIGE TATE
BEO	**23171**	CHANETTE A K TAKESHITA
BEO	**23172**	ALILIA DAWN TOIA
BEO	**23173**	VANESSA S SHAWNTE REVIS
BEO	**23174**	LISA JO PARKS
BEO	**23175**	HALIA COSIE-JUNE BRANDENBURG
BEO	**23176**	NIKITA R HENDERSON
BEO	**23177**	BEVERLY Y N NGUYEN
BEO	**23178**	ISABELA L URE
BEO	**23179**	SHAI R K IBARA
BEO	**23180**	AKEMI OHLWINE
BEO	**23181**	MAHINA M MURANAKA
BEO	**23182**	MAI TRASK
BEO	**23183**	ALEXIS SHELLEY
BEO	**23184**	SERAPHINA M COVERSON
BEO	**23185**	JESSICA ROSE WARFEL
BEO	**23186**	THI NGOC TRUONG
BEO	**23187**	TUYEN BICH NU TON LE HUYNH
BEO	**23188**	SHARON MO KIM
BEO	**23189**	AIKO YUKI
BEO	**23190**	ALYSSA A K OLIVEIRA
BEO	**23191**	KOHSEI TSUCHIDA
BEO	**23192**	PHUONG ANH NGUYEN HOANG
BEO	**23193**	CHIAKI MCCULLOR
BEO	**23194**	THINH HUU NGUYEN
BEO	**23195**	LAN THANH NGUYEN
BEO	**23196**	CHANTEL J K BROWN
BEO	**23197**	CHRISTIANA CHANTE F K HANOHANO-NAKABAYASHI
BEO	**23198**	THI TO KIM CHI NGUYEN
BEO	**23199**	MONIQUE H VILLARIN
BEO	**23200**	KHANH THI KIM LUONG
BEO	**23201**	ANH LAN LEE
BEO	**23202**	CHELSI-TAMARA PUANANI PAULINO
BEO	**23203**	THUY THI NGOC NGUYEN
BEO	**23204**	Serina K L Cervantes
BEO	**23205**	MARIAH K PALENCIA
BEO	**23206**	BINH T NGUYEN

BEO	**23207**	LISA NGUYEN
BEO	**23208**	ANITA P ANTONOVA
BEO	**23209**	JULIA STAR PODESTA
BEO	**23210**	ALYSHA F K L NISHIKAWA
BEO	**23211**	LEE-ANN P.K. GASPAR
BEO	**23212**	YANEE P EASLEY
BEO	**23213**	ZOEY M MALIKA KEMP-HAXBY
BEO	**23214**	TIFFANY M K KOKUBUN
BEO	**23215**	LIGUYA C NEWBURY
BEO	**23216**	BRIANNA K N K BURNETT
BEO	**23217**	PHUC LE NGOC HUYNH
BEO	**23218**	SUSAN MI KYUNG HWANG
BEO	**23219**	JILL MARIE DROST

BEAUTY SHOP

BSH	**6081**	IN DA KUT HAIRSTYLEZ LLC
BSH	**6082**	SUKKAR HAWAII LLC
BSH	**6083**	KAREN J AKITA

INSTRUCTOR

I	**12455**	KRYSTLELYN K RAMOS