

IDAHO BOARD OF BARBER EXAMINERS
Bureau of Occupational Licenses
700 West State Street, P.O. Box 83720
Boise, ID 83720-0063

Board Meeting Minutes of 7/9/2012

BOARD MEMBERS PRESENT: Kevin J. Moriarty - Chair
Gussie O'Connor
Dennis G. Bostwick

BUREAU STAFF: Tana Cory, Bureau Chief
Dawn Hall, Administrative Support Manager
Lori Peel, Investigative Unit Manager
Eric Nelson, Board Prosecutor
Maurie Ellsworth, Legal Counsel
Kim Aksamit, Technical Records Specialist I

OTHERS PRESENT: Steven Burd, Reba Rosen, Larry Hunter, and
Jamal Aljumaili

The meeting was called to order at 8:30 AM MDT by Kevin J. Moriarty.

APPROVAL OF MINUTES

A motion was made by Mr. Bostwick to accept the minutes from March 12, 2012 with the correction of deleting the I in BAR-2012-2. Seconded by Ms. O'Connor, motion carried.

LEGISLATIVE REPORT

Ms. Cory reported that the Legislature approved the Bureau's request for a new licensing system. The new system will be an expense for all the Boards and the Bureau will continue to update the Board on the progress of the project.

FINANCIAL REPORT

Ms. Hall gave the financial report. This report is available on the website. As of 06/30/2012, the Board had \$32,005.14 in expenditures and a cash balance of \$42,124.01.

DISCIPLINARY ACTION

Eric Nelson, Board Prosecutor, presented a Settlement Order.

BAR-2012-9: A motion was made by Mr. Bostwick to accept the Settlement Order as signed and authorize Mr. Moriarty to sign on behalf of the Board. Seconded by Ms. O'Connor, motion carried.

\$\$INVESTIGATIVE REPORT\$\$

Ms. Peel presented the investigative report.

FOR BOARD DETERMINATION:

I-BAR-2012-2 A motion was made by Mr. Bostwick to accept the recommendation of the Bureau and to authorize closure. Seconded by Ms. O'Connor, motion carried.

I-BAR-2012-3 A motion was made by Mr. Bostwick to accept the recommendation of the Bureau and to authorize closure. Seconded by Ms. O'Connor, motion carried.

Mr. Bostwick recused himself from discussion on I-BAR-2012-5 AND I-BAR-2012-6.

I-BAR-2012-5 AND I-BAR-2012-6 A motion was made by Ms. O'Connor to accept the recommendation of the Bureau and to authorize closure. Seconded by Mr. Moriarty, motion carried.

I-BAR-2012-12 A motion was made by Mr. Bostwick to accept the recommendation of the Bureau and to authorize closure with a warning letter. Seconded by Ms. O'Connor, motion carried.

I-BAR-2012-14 A motion was made by Mr. Bostwick to accept the recommendation of the Bureau and to authorize closure with a warning letter. Seconded by Ms. O'Connor, motion carried.

Ms. Peel presented to the Board a Settlement Order:

BAR-2012-11 A motion was made by Mr. Bostwick to accept the Settlement Order as signed and authorize Mr. Moriarty to sign on behalf of the Board. Seconded by Ms. O'Connor, motion carried.

NEW BUSINESS

BOARD ELECTIONS

A motion was made by Ms. O'Connor to nominate Mr. Moriarty to continue as Board Chair. Seconded by Mr. Bostwick, motion carried.

CORRESPONDENCE

The Board reviewed a request from Mr. Dale Turner to reissue him a barber license instead of a barber stylist because his training never consisted of chemical services.

A motion was made by Mr. Bostwick to issue Mr. Turner a barber license per his request. Seconded by Ms. O'Connor, motion carried.

NATIONAL ASSOCIATION OF BARBER BOARDS OF AMERICA ANNUAL CONFERENCE

A motion was made by Mr. Bostwick to have the Board attend the National Association of Barber Boards of America 86th Annual Conference (NABBA) in Louisville, Kentucky and to cover all expenses including, hotel, meals, shuttle, car rental, per diem, honorarium, and one day of travel. Seconded by Ms. O'Connor, motion carried.

EXECUTIVE SESSION

A motion was made by Mr. Bostwick to go into executive session per Idaho Code 67-2345 (1) (d), to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the Executive Session was to consider license application materials. Seconded by Ms. O'Connor, motion carried. Individual vote was: Mr. Bostwick, aye; Ms. O'Connor, aye; and Mr. Moriarty, aye.

A motion was made by Mr. Bostwick to come out of executive session. Seconded by Ms. O'Connor, motion carried. Individual vote was: Mr. Bostwick, aye; Ms. O'Connor, aye; and Mr. Moriarty, aye.

APPLICATIONS

A motion was made by Mr. Bostwick to accept the application for Carlyn Hartshorn and issue her a barber stylist license. Seconded by Ms. O'Connor, motion carried.

A motion was made by Mr. Bostwick to advise applicant 901047869 to obtain 300 hours of additional training and take the examination to receive a barber stylist license. Seconded by Ms. O'Connor, motion carried.

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A motion was made by Mr. Bostwick to come out of executive session. Seconded by Ms. O'Connor, motion carried. Individual vote was: Mr. Bostwick, aye; Ms. O'Connor, aye; and Mr. Moriarty, aye.

A motion was made by Mr. Bostwick to approve the car rental for Ms. O'Connor. Seconded by Mr. Moriarty, motion carried.

LETTER FROM REBA ROSEN REQUESTING THE ISSUANCE OF A BARBER STYLIST LICENSE

Mr. Hunter addressed the Board in regard to allowing Ms. Rosen to apply under endorsement for a barber stylist license based on her Massachusetts license *nunc pro tunc* 2004.

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A motion was made by Mr. Bostwick to come out of executive session. Seconded by Ms. O'Connor, motion carried. Individual vote was: Mr. Bostwick, aye; Ms. O'Connor, aye; and Mr. Moriarty, aye.

A motion was made by Ms. O'Connor to accept the barber application and put it into pending for applicant 901119067. The Board requested that the applicant obtain official documentation from the Iraqi consulate verifying that the document they received represents the licensure procedure in the Country of Iraq. Once the requested information has been received, the Board will reconsider the application. The applicant would still be required to take and pass the examination before a license would be issued. Seconded by Mr. Bostwick, motion carried.

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A motion was made by Mr. Bostwick to come out of executive session. Seconded by Ms. O'Connor, motion carried. Individual vote was: Mr. Bostwick, aye; Ms. O'Connor, aye; and Mr. Moriarty, aye.

A motion was made by Ms. O'Connor to allow Reba Rosen to apply for licensure by endorsement *nunc pro tunc* 2004 based on her Massachusetts license showing evidence that she had meet the qualifications at that time. Seconded by Mr. Bostwick, motion carried.

NEXT MEETING

The Board scheduled its next meeting for November 19, 2012 at 8:30 AM MST at the Bureau of Occupational Licenses.

ADJOURN

A motion was made by Mr. Bostwick to adjourn the meeting at 10:48 AM MDT. Seconded by Ms. O'Connor, motion carried.

Kevin J. Moriarty, Chair

Gussie O'Connor

Dennis G. Bostwick

Tana Cory, Bureau Chief