



Andy Beshear
Governor

Julie M. Campbell
Executive Director

JULY SPECIAL BOARD MEETING MINUTES

JULY 25th, 2024
CALL TO ORDER 6:00 PM
MEETING HELD VIA ZOOM

Call To Order:

The Kentucky Board of Cosmetology (KBC) convened virtually at 6:00 pm on July 25, 2024, via Zoom.

Chairman Harvey declared a quorum and emphasized this is a special meeting and the board needs to limit our actions to those items on the published agenda. Jennifer Wolsing will need to be a co-host to manage the Zoom for the closed session. Chairman Harvey made it clear to the visitors that legal matters only will be discussed in executive session and then the board will return to public session and adjournment.

Roll Call:

Board Members Present: Kerry Harvey, Lindsey Morgan, Mickey Hobbs, Lianna Nguyen, Joni Upchurch

Staff Present: Julie Campbell, Tanya Shrou, Jacob Walbourn, Jennifer Wolsing, Maxine McDonald, Kelly Childers

DPL Contract Discussion:

Previously discussed getting into an arrangement with the Public Protection Cabinet and the Department for Professional Licensing – Jennifer Wolsing corrected Chairman Harvey that this agreement is for the Public Protection Cabinet Office of Administrative Services – this will assist with nuts and bolts with backroom office.

Lianna Nguyen made a motion for the Office of Administrative Services to connect the Kentucky Board of Cosmetology with the Office of Administrative Services; Mickey Hobbs second the motion; motion carried;

Harvey – aye

Nguyen – aye

Morgan – to be clear do we need to discuss further and this contract is just to support staff and it's not that the board thinks the staff is not capable – Harvey yes - Morgan – aye

Upchurch – aye

Hobbs – aye



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SB 14 Interpretation Discussion

Chairman Harvey discussed concerns from the cosmetology industry regarding the SB14 effect of going active July 15th. He has heard from several on concerns that SB 14 language only allows nail technicians to retake tests on an unlimited basis. Chairman Harvey discusses concern that the statutory language is limited to only nail technicians and should be applied to all cosmetology field licensees. Options:

- 1.) Go back to general assembly and discuss additions to SB 14
- 2.) Amending regulations - Chairman Harvey recommends immediately to incorporate a broader package of several regulatory amendments, as stated previously in an email to the board, to compile policies this board wants to be law. Important to make sure regulations are in line with the laws and again recommends by attack of amending regulations.
 - a. Chairman Harvey allowed a guest to speak on options with a broader option with sanitation and hours to be held to a higher standard

Mickey – amend regulations.

Lianna – amend regulations.

Kerry - No limit noted in SB14 on number of times of a nail technician can test.

Lianna has requested facts on higher incidents of accidents in certain fields – national statistics on nail technician injuries can be provided

Julie – we need a more favorable pathway to include all licensees

Lianna - Amend regulation to include everyone feels SB 14 is way fairer than it used to be

Lianna - July 15 went into effect was anything ready, why did PSI not know.

Chairman Harvey: Agree to do this by regulation, alone or in a broader package? Get suggestions for amendments and email to Mr. Walbourn and we can amend, adopt, additions to all regulations.

Lianna -Where are we in implementing SB 14 on nail technicians retaking examinations.

Julie – PSI will not respond and say they do not have the authority to grant eligibility. Very few have licensees have reached out about this to the office and those that have we are getting them onto the eligibility lists.

Lianna - No notice on KBC website. This is unacceptable! This is not ready; I do not want to hear anymore excuses! We are not ready! Only reason any notice went onto the KBC website is because I brought it up. We need to get people ready to get people to work. PSI wouldn't answer me either I had to call their higher up. Why are you all stalling? This is not OK! I will be keeping track of everyone.



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Julie - 10 people have reached out and they have been submitted to PSI. We are keeping a spreadsheet.

Lianna - People need to know. I request a mass email be sent out to all schools in state of KY about SB14 and make sure everyone knows we are making sure everyone knows that we are working on making sure everyone gets same benefit for SB 14 - do we need to make a motion - Kerry just ask staff to do that.

Cosmetology Licensure Compact Commission

Board voted in June for Joni Upchurch to be the delegate for Cosmetology Licensure Compact Commission. Julie Campbell mentions this is the board's decision and the executive office for the agency holds a commission seat at this Compact. If we are not in compliance the Compact won't allow us in. Kerry interprets statute different, and board chose their delegate. Any motion to revisit? No motion.

Lianna - Joni is a real cosmetologists and I will not change my decision. Any motion to reconsider this position? None

Closed Session KRS 61.810(1)(C)(K) to receive legal advice and discuss pending litigation - board members and attorneys only - no staff

Lindsey Morgan made a motion to enter into closed session at 6:41 pm; Lianna Nguyen seconded the motion. Motion carries; unanimous

Harvey - aye
Nguyen - aye
Morgan - aye
Mickey - aye
Joni - aye

- Who voted to exit closed session and at what time? Any discussions after exiting?
- Lindsey Morgan made a motion to reinstate his personal license without a settlement.
- Kerry Harvey wants a dismissal of all personal claims

Adjournment

There being no further business, Chairman Harvey entertained a motion to adjourn.

Lindsey Morgan made a motion to adjourn; Joni Upchurch seconded the motion. Motion carried; unanimous.

The meeting adjourned at 8:31 pm



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Approved: *a/a/24*
Presiding Officer:

Kerry Marvey
Kerry Marvey, Chairman

Minutes prepared by Kelly Childers, Fiscal Manager//HRG