

# **SOUTH DAKOTA COSMETOLOGY COMMISSION MEETING MINUTES**

**March 8, 2012**

## **Call Meeting to Order**

A special meeting of the Cosmetology Commission was held via conference call on Thursday, March 8, 2012. The meeting was called to order by President Nora Slykhuis at 2:00 p.m.

## **1. Roll Call**

Attendance was taken by Secretary Treasurer Pat Clark, with the following members present: Pat Clark, Ila Davis, Kory McKay, Lois Porch, and Nora Slykhuis. Staff present: Todd Kolden, Department of Labor and Regulation Administrator, Attorney Aaron Arnold and Executive Director Kate Boyd.

## **2. Case 2011-L - Regal Nails**

The purpose of the meeting was to review of the findings from the hearing examiner and consider disciplinary sanctions for Regal Nails from a hearing that was held January 11, 2012.

IT WAS MOVED BY LOIS PORCH, SECONDED BY KORY MCKAY, TO ADOPT THE FINDINGS OF FACTS AND CONCLUSIONS OF LAW FROM THE JANUARY 11, 2012 HEARING REGARDING AN UNLICENSED NAIL TECHNICIAN AT REGAL NAILS IN RAPID CITY. THE MOTION PREVAILED BY A ROLL CALL VOTE, WITH PAT CLARK, ILA DAVIS, KORY MCKAY, AND NORA SLYKHUIS VOTING AYE AND VIOLATIONS COMMITTEE LOIS PORCH ABSTAINING.

IT WAS MOVED BY KORY MCKAY, SECONDED BY PAT CLARK, THAT:

- (1) LICENSE NUMER CS-06142-2012 OF REGAL NAILS IS SUSPENDED FOR SEVEN DAYS; JUNE 24, 2012 THROUGH JUNE 30, 2012;
- (2) FROM THE DATE OF THE ODER TO SUSPEND LICENSE UNTIL APRIL 1, 2013, REGAL NAILS HAS NO FURTHER VIOLATIONS OF SDCL CH. 36-15 OR ANY ADMINISTRATIVE REGULATIONS ADOPTED PURSUANT SAID CHAPTER;
- (3) PURSUANT TO SDCL 1-26-29.1, REGAL NAILS SHALL REIMBURSE THE COSMETOLOGY COMMISSION FOR ITS ACTUAL EXPENSES RELATED TO THIS PROCEEDING, AN AMOUNT TOTALING \$897.00 BY APRIL 30, 2012;
- (4) THE DESIGNATED MANAGER OF REGAL NAILS PAY FOR AND SUCCESSFULLY COMPLETE THE SOUTH DAKOTA LAWS COURSE BY SUCCESSFULLY PASSING THE POST-COURSE EXAM, AND PAY THE COURSE AND EXAM COST OF \$50.00;
- (5) REGAIL NAILS BY SUBJECT TO ANY NUMBER OF RANDOM INSPECTIONS FROM THE EFFECTIVE DATE OF THE ORDER TO SUSPEND LICENSE UNTIL APRIL 1, 2013. REGAL NAILS SHALL PAY A ONE-TIME FEE OF \$350.00 FOR THE TOTAL EXPENSES OF THE INSPECTIONS BY APRIL 30, 2013.

THE MOTION PREVAILED BY A ROLL CALL VOTE, WITH PAT CLARK, ILA DAVIS, KORY MCKAY, AND NORA SLYKHUIS VOTING AYE AND VIOLATIONS COMMITTEE LOIS PORCH ABSTAINING.

**Adjournment**

IT WAS MOVED BY LOIS PORCH, SECONDED BY PAT CLARK, TO ADJOURN. THE MOTION PREVAILED ON A VOICE VOTE.

The meeting adjourned at 2:50 p.m.

Respectfully submitted by:

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Kate Boyd, Recording Secretary

and

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Pat Clark, Secretary-Treasurer