

# **SOUTH DAKOTA COSMETOLOGY COMMISSION MEETING MINUTES**

**August 26, 2016**

## **Call Meeting to Order**

A meeting of the Cosmetology Commission was called to order by President Tammy Ugofsky on Friday, August 26, 2016 at 9:05 am. The meeting was held via conference call.

## **1. Roll Call**

Attendance was taken by Secretary-Treasurer Crystal Carlson, with the following members present: Laurie Brandner, Crystal Carlson, Lori Little, and Tammy Ugofsky. Members absent: Lori Berreth. Staff present: Department of Labor & Regulation Deputy Secretary Tom Hart, Executive Director Kate Boyd and Kelsey Skoglund. Others present: Fallon Helm, Sabreena Schmitz.

## **2. TSPA (The Salon Professional Academy) School License Application**

The Commission reviewed a new school license application for The Salon Professional Academy in Aberdeen, South Dakota. School owner, Fallon Helm was present and stated that she anticipated opening the school in the Spring of 2017.

IT WAS MOVED BY Crystal Carlson, seconded by Laurie Brandner, to approve the cosmetology school license application of The Salon Professional Academy, Aberdeen, South Dakota, based on the blueprints and other documents submitted by the school owner Fallon Helm. The motion prevailed on a roll call vote with Laurie Brandner, Crystal Carlson, Lori Little and Tammy Ugofsky voting aye. Absent and not voting: Lori Berreth.

## **3. Request to Approve Reciprocity Application**

The Commission reviewed a reciprocity application from Sabreena Schmitz who is licensed as a cosmetologist in Minnesota. Ms. Schmitz was present her cosmetology education and work experience.

IT WAS MOVED BY Laurie Brandner, seconded by Crystal Carlson, to approve the reciprocity application for Sabreena Schmitz. The motion prevailed on a roll call vote with Laurie Brandner, Crystal Carlson, Lori Little and Tammy Ugofsky voting aye. Absent and not voting: Lori Berreth.

## **4. Proposed Consent Agreement**

### **Case K-2016**

IT WAS MOVED BY Laurie Brandner, seconded by Lori Little to approve the Consent Agreement for Case K-2015, with the following terms:

- a. Ms. Luong's license, Lic. #NT-11157, will be suspended for a period of 45 days with 31 days being held in abeyance. Ms. Luong's license will actively be suspended for 14 days from October 1, 2016 through October 14, 2016;
- b. The remaining 31 days of suspension for her license will be held in abeyance for a period of 1 year, beginning on the effective date of this agreement, so long as the following conditions are met:
  - 1) Ms. Luong will comply with all laws and regulations relating to their profession under SDCL chapter 36-15 and ARSD article 20:42 for a period of 1 year beginning on the effective date of this Agreement;
  - 2) Ms. Luong will successfully pay for and successfully complete the online course entitled "Infection Control Online Class", sponsored by Milady, found at [www.miladypro.com](http://www.miladypro.com). Ms. Luong must submit to the Commission the Certificate of Completion received after successful completion of the course by October 31, 2016;
- c. Pretty Nails Salon license, #NS-06363, will be suspended for a period of 45 days with 31 days being held in abeyance. Pretty Nails Salon license e will actively be suspended for 14 days from October 1, 2016 through October 14, 2016;
- d. The remaining 31 days of suspension for the salon's license will be held in abeyance for a period of 1 year, beginning on the effective date of this agreement, so long as the following conditions are met:
  - 1) Pretty Nails Salon will comply with all laws and regulations relating to its profession under SDCL chapter 36-15 and ARSD article 20:42 for a period of 1 year beginning on the effective date of this Agreement; and
  - 2) Pretty Nails Salon will be subject to additional inspections for a period of one year from the date of execution of this Agreement. Ms. Luong, as owner of the salon, will make a onetime payment to the Commission for the additional expenses of the inspections in the amount of \$350.00 by October 31, 2016.

The motion prevailed on a roll call vote with Laurie Brandner, Crystal Carlson, Lori Little and Tammy Ugofsky voting aye. Absent and not voting: Lori Berreth.

### **Case N-2016**

IT WAS MOVED BY Laurie Brandner, seconded by Lori Little to approve the Consent Agreement for Case N-2016 with the following terms:

- a. Ms. Deats' license, Lic. #CO-05823, will be suspended for a period of 90 days with 90 days being held in abeyance;
- b. The 90 days of suspension for her license will be held in abeyance for a period of 1 year, beginning on the effective date of this agreement, so long as the following conditions are met:
  1. Ms. Deats will comply with all laws and regulations relating to her profession under SDCL chapter 36-15 and ARSD article 20:42 for a period of 1 year beginning on the effective date of this Agreement;
  2. Ms. Deats will successfully pay for and successfully complete the online course entitled "Infection Control Online Class", sponsored by Milady, found at [www.miladypro.com](http://www.miladypro.com). Ms. Deats must submit to the Commission the Certificate of Completion received after successful completion of the course by July 31, 2016.
- c. Classic Design Salon's license, #CS-03763, shall be denied due to the fact that Ms. Deats has recently sold the salon to another individual and Ms. Deats may not apply for a new salon or booth license in South Dakota for a period of one year.

The motion prevailed on a roll call vote with Laurie Brandner, Crystal Carlson, Lori Little and Tammy Ugofsky voting aye. Absent and not voting: Lori Berreth.

## 5. Other Business

Executive Director Kate Boyd informed the Commission that we have been asked by members of the public to place the topic of hair braiding on the September 23, 2016 meeting agenda. The interested citizens are seeking a change in South Dakota cosmetology law to allow for hair braiding without a full cosmetologist license that requires 2100 hours.

## Adjournment

IT WAS MOVED BY Lori Little, seconded by Crystal Carlson to adjourn. The motion prevailed on a roll call vote with Laurie Brandner, Crystal Carlson, Lori Little and Tammy Ugofsky voting aye. Absent and not voting: Lori Berreth.

The meeting adjourned at 9:55 am.

Respectfully submitted,

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Kate Boyd, Recording Secretary

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Crystal Carlson, Secretary-Treasurer