

**UTAH  
BARBER, COSMETOLOGIST/BARBER, ESTHETICIAN, ELECTROLOGIST AND  
NAIL TECHNICIAN LICENSING BOARD MEETING**

**June 6, 2016**

**Room 474 – Fourth Floor – 9:00 a.m.  
Heber M. Wells Building  
Salt Lake City, UT 84111**

**CONVENED: 9:04 a.m.**

**ADJOURNED: 2:39 p.m.**

|   |                |
|---|----------------|
| <b>Division Director:</b>                 | Mark Steinagel |
| <b>Regulation and Compliance Officer:</b> | W. Ray Walker  |
| <b>Operations Manager:</b>                | Dave Taylor    |
| <b>Management Analyst:</b>                | Carolyn Dennis |
| <b>Investigator Supervisor:</b>           | Larry Gooch    |

|                               |                 |
|-------------------------------|-----------------|
| <b>Bureau Manager:</b>        | Allyson Pettley |
| <b>Board Secretary:</b>       | Nicky Glover    |
| <b>Compliance Specialist:</b> | Brandie Rigby   |
| <b>Investigator:</b>          | Elisa Campbell  |
| <b>Investigator:</b>          | Lynne Anthony   |

|                               |                                   |
|-------------------------------|-----------------------------------|
| <b>Board Members Present:</b> | Marti Frasier                     |
|                               | Christine Heathman                |
|                               | <b>Chad W. Price, Chairperson</b> |
|                               | Elaine Reintjes                   |
|                               | Jackie Lynn McKay                 |

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|------------------------------|-------------------------|
| <b>Board Members Absent:</b> | Carlotta Veasy- excused |
|                              | Adriane Baxter- excused |

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|----------------|--------------------------|
| <b>Guests:</b> | Natalie Parkin-SkinWorks |
|                | Kathy Davis-Rees NIMA    |
|                | Candace Daly-UBSA        |
|                | Brenda Scharman-Cameo    |

|                        |  |
|------------------------|--|
| <b>Board Training:</b> | Mr. Steinagel, Mr. Walker, Mr. Gooch, Mr. Taylor and Ms. Dennis provided training to the Board |
|                        | Questions were asked and answered.   |

## DECISIONS AND RECOMMENDATIONS

### **Minutes:**

The minutes from the March 7, 2016 meeting were reviewed. Ms. Frasier made a motion to approve minutes with corrections, seconded by Ms. Reintjes. The motion passed unanimously.

### **Default Order:**

Ms. Pettley provided a brief overview of Ms. Moore's compliance history. A notice of Agency Action was sent to Ms. Moore on March 10, 2016 and she has not responded within the required 30 days. Ms. Pettley recommended revocation of Ms. Moore's license via an Order to Show Cause Default Order. Ms. Heathman made a motion to accept the recommendation, seconded by Ms. Frasier. The motion passed unanimously.

### **Brandie Rigby**

Ms. Rigby provided a report on the probationers being seen today.

### **Elizabeth Canzonetti**

This is Ms. Canzonetti's first meeting with the Board. Ms. Reintjes conducted the interview. She asked Ms. Canzonetti if she understood why she was meeting with the Board. She told the Board that she understands and she is doing all that is required of her. Ms. Reintjes reviewed the information and asked Ms. Canzonetti about a missing U/A and the subsequent citation and \$250.00 fine. Ms. Canzonetti has requested a reduction in the fine, but has not heard anything from the citation coordinator. **Non-Compliant**

### **Andre Hill**

Ms. Heathman interviewed Mr. Hill, also in attendance was Mr. Hill's grandfather. Ms. Heathman asked Mr. Hill why he missed the last Board Meeting. He said he did not remember. Ms. Heathman asked him about the two failed U/A tests. He said the THC was still in his system from a time he used before he began his probation and learned that it stays in a person's system for 6 – 8 weeks. He did pass his most recent U/A. Mr. Hill is planning to pay \$300.00 of his fine today. Mr. Hill's grandfather had questions regarding Mr. Hill's probation and the requirements of the terms. Ms. Pettley provided an explanation. Mr. Hill will need to meet with the Board at the August 1, 2016 meeting. **Non-compliant**

### **Mathew Varoz**

Ms. McKay interviewed Mr. Varoz. Ms. McKay stated

that he has requested an early release. He is still at Ray's Barbershop and is doing well. Ms. McKay made a motion for early release, seconded by Ms. Frasier. The motion passed unanimously. Ms. Pettley explained the early release process.

**Whitney Terry**

Ms. Reintjes interviewed Ms. Terry. Ms. Terry is still working at Color My Nails, taking care of her child, attending AA and doing her U/A's. Ms. Terry is asking for an early release and Ms. Rigby shared some of the issues over the past months and the problems with a trip to California. The Board would like to see Ms. Terry at least one more time before making the decision for early release. **Non- Compliant**

**Kellie Montoya**

Ms. McKay stated that Ms. Montoya has requested an early release. She is compliant with her requirements. Ms. Montoya provided an explanation of things she learned while she has been on probation. Ms. McKay made a motion for early release, seconded by Ms. Heathman. The motion passed unanimously. Ms. Pettley explained the early release process.

**Kaytee Clayton**

Ms. Frasier interviewed Ms. Clayton telephonically. Ms. Frasier asked about the reports that were missed and Ms. Clayton understands that the new reports need to be turned in by July 1, 2016. Ms. Clayton completed prime for life, but is not currently attending any classes. Ms. Clayton is currently the manager at Smart Style and is sober. She is requesting an early release. The missing reports were HR's error and all U/A's have been clean. Ms. Clayton appreciates all of the support the Board has given her. Ms. Frasier made the motion for early release, seconded by Ms. Reintjes. The motion passed unanimously. Ms. Pettley explained the early release process.

**Nicole Shaliece Lindsay**

Ms. Heathman interviewed Ms. Lindsay. Ms. Pettley asked for an update on her Plea in Abeyance and Ms. Lindsay stated that she is in compliance with the case. In June, Ms. Lindsay had a diluted U/A, which is considered a positive test. Ms. Lindsay occasionally works in her home and that this has been a financial struggle. Ms. Pettley recommended that no fine be given to Ms. Lindsay. The Board would still like to see her at the August 1, 2016 meeting. **Non-Compliant**

**Jessica Keller**

Ms. Frasier interviewed Ms. Keller. Ms. Keller was asked about the two missing check-ins and she was able to provide an explanation. Ms. Keller requested an early release. Ms. Frasier reviewed letters from employers and her sister. Ms. Keller stated that she has been sober for two years and has been working very hard. Ms. Keller shared that the process has made her stronger and the support has helped her. She is looking at it as a positive experience. Ms. Frasier made the motion for early release, seconded by Ms. McKay. The motion passed unanimously. Mr. Price explained the early release process.

**Britney Bateman**

Ms. Heathman interviewed Ms. Bateman. Ms. Heathman asked Ms. Bateman if she brought in the doctor information that was requested. Ms. Bateman is changing doctors and will provide the information to Ms. Rigby later today. Ms. Bateman asked if her doctor can do the U/A and was told that she could only test at the office if they are an Affinity provider. Ms. Bateman missed one call last week due to pneumonia. Ms. Pettley recommends that she demonstrates consistency and provide the information to Ms. Rigby. Ms. Heathman requested that Ms. Bateman to be seen at the August 1, 2016 meeting. **Non-Compliant**

**Whitney Copier**

Mr. Price interviewed Ms. Copier. Mr. Price identified the DUI she had in March and that she was proactive at making Ms. Rigby aware. She has since entered a rehab program and is doing well with it. Because of the DUI, she will be non-compliant and will have to be issued a citation. Mr. Price made the recommendation to fine Ms. Copier \$251.00, as it is her second citation. Ms. Frasier made a motion for a fine of \$251.00, seconded by Ms. Heathman. The motion passed unanimously. **Non-Compliant**

**Tiffanie Whiting**

Ms. McKay interviewed Ms. Whiting. Ms. Pettley gave the background on Ms. Whiting in regards to an expired license and new application. Ms. Pettley supported her to go back on probation for two years. **Compliant**

**Josh Stoney**

Ms. Frasier interviewed Mr. Stoney. On April 5, 2016 he did not pass his U/A and is convinced that his

sample was mixed up with another individuals. Ms. Pettley explained that Mr. Stoney received a citation and has scheduled a hearing to contest the citation. Mr. Stoney has been keeping busy at work and has completed his support meetings. His criminal case closed last November. The Board will meet with him at the next Board meeting August 1, 2016.  
**Compliant**

**Jamie Webster**

Excused

**Brandon Garcia**

Ms. Heathman interviewed Mr. Garcia. Ms. Heathman asked why he hasn't paid \$140.00 Affinity bill. He is unable to test if he doesn't pay. Mr. Garcia has two outstanding DOPL citations and additional court fines. Mr. Garcia currently works at Great Clips. He is working between 30 – 40 hours per week and his financial situation makes it difficult. Ms. Pettley gave a background on Mr. Garcia's situation and feels that he is responsible for his situation. Next action could be revocation of his license. Ms. McKay asked him about his missing 18 check-ins. He said it slipped his mind. Ms. McKay made a motion for Mr. Garcia to return on August 1, 2016 and be completely in compliance, otherwise, a Notice of Agency Action will be issued. The motion was seconded by Ms. Heathman. The motion was passed unanimously.  
**Non-Compliant**

**Sherry Johnston**

Mr. Price interviewed Ms. Johnston. Mr. Price asked about the ethics courses she is required to take. She said that she was having difficulty getting through the classes due to not being able to work well on the computer. Ms. Pettley provided alternative avenues to fulfill the requirements. Mr. Price identified that aside from the missing courses, all other requirements have been met. Mr. Price recommended that the Board will notify her when they would like to see her again. **Compliant**

**Harmen Senten**

Ms. Heathman interviewed Mr. Senten. Mr. Senten is working at Oish Barber Shop. Mr. Senten's probation ends in September 9, 2016 and will not need to meet with the Board again. **Compliant**

**Rebecca Thomas**

Ms. Reintjes interviewed Ms. Thomas telephonically. Ms. Thomas just had knee replacement; and once she recovers will seek employment. Probation will start once she goes back to work and is asking for three

months suspension of probation. Ms. Pettley requested a note from her doctor for the time off.  
**Compliant**

**DISCUSSION ITEMS:**

**2016 Legislative Update:**

Ms. Pettley gave an update on S.B 136. Questions were asked and answered. The Board recommends to table the discussion on the umbrella statute allowing reinstatement from two to five years as provided in 58-1-308 until the August 1, 2016 Board meeting.

**Proposed Rule Change:**

Ms. Pettley reviewed the proposed rule changes. Questions were asked and answered. Ms. Pettley anticipates a Rule Hearing on August 1, 2016.

**School Name Registration:**

Ms. Pettley reviewed the inconsistencies in the way school names have been licensed and the legal implications that they it can cause. Questions were asked and answered.

**NCEA Program:**

Ms. Heathman reviewed the NCEA program and Skin Inc. regarding the Master Esthetician Licensing.

**NEXT SCHEDULED MEETING:**

Monday, August 1, 2016

**ADJOURN:2:39 p.m.**

No motion required

*Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.*

June 6, 2016

Aug. 1, 2016  
Date Approved

Chad Pine  
Chairperson  
Barbering, Cosmetology/Barbering, Esthetics,  
Electrology and Nail Technology Licensing Board

8/1/16  
Date Approved

Allison Pettley  
Bureau Manager  
Division of Occupational & Professional Licensing