

REVISED CHECKLIST FOR PUBLIC MEETINGS

(Fill in the blanks to correspond to each respective board, commission, or committee.)

I am, Chad Price, chairperson of the Barbering, Cosmetology/Barbering, Esthetics, Electrology and Nail Technology Licensing Board.

I would like to call this meeting of the Barbering, Cosmetology/Barbering Esthetics, Electrology and Nail Technician Licensing Board to order.

It is now (time) 9:30 (am / pm) on June 2nd, 2014.

This meeting is being held in (room) 474 of the Heber M. Wells Building in Salt Lake City, Utah.

Notice of this meeting was provided as required under Utah's Open Meeting laws.

In compliance with Utah's Open Meetings laws, this meeting is being recorded in its entirety. The recording will be posted to the Utah Public Notice Website no later than three business days following the meeting.

In compliance with Utah's Open Meeting laws, minutes will also be prepared of this meeting and will be posted to the Utah Public Notice Website. Appropriately marked "pending approval" minutes will be posted no later than 30 days after the close of the meeting and "approved" minutes no later than three business days after approval.

The following (Board / Committee / Commission) members are in attendance:

	YES	NO
<u>Chad Price</u> , Chairperson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Annette Bergstrom</u>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<u>Dianne Neibuhr</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Elaine H. Reintjes</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Carlotta Veasy</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Jamie Comstock</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Adriane Baxter</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

The following (Board / Committee / Commission) members are absent: (Refer to the above list.)

The following individuals representing DOPL and the Department of Commerce are in attendance:

	YES	NO
<u>Mark B. Steinagel</u> , Division Director	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<u>Sally A. Stewart</u> , Bureau Manager	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Sally Canavan</u> , Board Secretary	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Debra Troxel</u> , Compliance Unit	<input checked="" type="checkbox"/>	<input type="checkbox"/>

We welcome any visitors and interested persons at this time. Please be sure to sign the attendance report for the meeting and identify yourself before speaking.

As a courtesy to everyone participating in this meeting, at this time we ask for all cell phones, pagers, and other electronic devices to be turned off or changed to silent mode.

Board motions and votes will be recorded in the minutes.

Let us now proceed with the agenda.

(End of the Meeting) It is now (time) 5:00 (am / pm), and this meeting is adjourned.

COSMETOLOGY RELATED PROFESSIONS NEWLETTER

THE LARGEST GROUP OF LICENSEES WITH THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING!

June 2014

MESSAGE FROM THE BOARD

Working in the beauty industry in Utah is a great privilege and opportunity. Being able to change people lives by making them feel better about themselves is an awesome privilege and one we who are in this profession should take serious. As such professionals we need to make sure we know the laws which we operate under. Please take time to look at the rule changes that have been made and to know the laws which governs our industry. One can find the laws by looking on the DOPL website, found at:

www.dopl.utah.gov/licensing/cosmetology_barbering.html

In the state of Utah alone there are over 37,000 licensed beauty professionals. As professionals, if we could find a way to come together on issues important to us, we would have a lot of clout and could get a lot done to better our industry. I feel one of the best ways to do this is to join the newly reconfigured Utah Beauty Association (UBA). The association offers educational classes to help us stay current in this industry. The association also plays a big role in helping shape Utah's laws which greatly affect our industry. I would encourage you to join the association and become more involved in the direction our industry is headed in.

On another matter, I often hear from beauty professionals who know of people working in our profession without the proper licensing. This is not fair to each of us who received our education and paid the price to get the professional licenses we earned. If you know of someone who is performing beauty services without the proper license you can contact DOPL, and DOPL will investigate the matter. Your notice of concern and complaint can be made anonymously however that does make follow-up difficult. It will be confidential. More information of complaints and investigations is also available on the DOPL website.

Chad Price, Chair of the Barber, Cosmetologist/Barber, Esthetician, Electrologist, and Nail Technician Licensing Board

RENEWAL /REINSTATEMENT OF LICENSES

In the State of Utah, **ALL COSMETOLOGY RELATED PROFESSIONAL LICENSES EXPIRE AS OF SEPTEMBER 30TH OF ODD YEARS. We encourage renewal to be done online as the fastest and most efficient way.** The expiration date of the license is shown on the license. This is unlike other states where they may be renewed on birth dates or end of calendar years. **YOU ARE REQUIRED TO PROVIDE DOPL WITH CURRENT CONTACT INFORMATION.** Contact information should include the licensee's e-mail address and well as the physical address. DOPL is moving toward electronic notifications as the most efficient method of contact with licensees.

If a license is not renewed before it expires, it can still be renewed within the two year period following the expiration date. Within 30 days after expiration there is currently a \$20.00 fee in addition to the regular renewal fee. After the 30 days, but before the two year period ends, the licenses can be reinstated with the renewal fee plus a reinstatement fee that is

currently set at \$50.00. Both of these renewal/reinstatement processes can be done online.

If an expired license is not renewed before the end of the two year period, the licensee must re-apply meeting all the current requirements of a new applicant. This means that the individual must provide documentation of education or apprenticeship hours and current testing requirements. The Barber, Cosmetologist/Barber, Esthetician, Electrologist and Nail Technician Licensing Act and Rule presently require that both the theory and practical examinations be taken and passed with a minimum of 75% within one year of the date of application. This means individuals with expired licenses beyond the two year period must retake their examinations.

EXAMINATION REPORT

The pass rates for prospective applicants for licensure have been spectacular. The rate for 1st time test-takers on all examinations except cosmetology/ barbering averaged at **90.54%**; while the pass rate for the 1st time test-takers of cosmetology/barber examinations was **92.90%**. These numbers are **HIGHER THAN THE NATIONAL AVERAGE** and reflect the fine education available in the State of Utah for these licensed professionals. We knew you were leaders in your fields and these percentages prove it.

It might interest all of you to know that there have been more than **17,500** examinations administered for your professions through PSlexams in the last three years from May 2011 to May 2014. That number includes both the practical and theory examinations for all the licensed professions under the Act. The statistics show that 53.92% of the exams given are for cosmetology/barbering. The next largest group was the master estheticians and estheticians. After those professions, the next largest group was the nail technicians, then the various instructors; followed by the barbers. The smallest group is the electrologists with just 50 examinations administered in the three year period.

DOPL and PSI have worked together over that past few years to electronically report the scores so that paper score reports are no longer required. The information is downloaded nightly to DOPL so that the information is available when an application is submitted. This is part of the effort to simplify and streamline the application process. The paper score reports are still provided to the test-taker, and should be reviewed. The information provided on them may be particularly important for those who might not pass. It also is provided so that the student can provide the information to the schools for their files.

Changes are always happening in the testing arena. If you have questions concerning the testing, please refer to the Candidate Information Bulletin and feel free to contact DOPL if we may be of help.

APPLICATIONS TO LICENSES, by the numbers!

As you may be aware, the *cosmetology-related* professions are **the largest group of licensees with DOPL for the State of Utah**. As of the date of this article, there are **37,632 licensed professionals**. This number includes all the

INVESTIGATIONS AND CITATIONS

barbers, cosmetologist/barbers, nail technicians, basic and master estheticians along with the small group of electrologists. It also includes 2,255 licensed instructors for the various professions. That number does not include the licensed schools, nor does it include the salons, shops and spas that employ the licensees.

There are 26,429 licensed cosmetologist/barbers at this time. There are presently 236 licensed barbers. There are 3,685 licensed master estheticians and another 560 licensed basic estheticians. There are 4,339 licensed nail technicians with 128 licensed electrologists. These numbers include the individuals who are currently holding a probationary license along with the conditionally issued licenses.

SINCE 2012 there have been 5,053 APPLICATIONS for licensure in the cosmetology-related professions. This number includes licenses that have since been expired, as well as licenses that have been denied or placed on a probationary status. There have been 4,606 LICENSES ISSUED that are still active. Of those, 2,464 are licensed cosmetologist/barbers. Another 771 are master estheticians with 167 basic estheticians; 668 are nail technicians, 101 barbers; and 10 electrologists. There have been 407 instructors licensed for the various professions. Another 161 applications have been denied, with 286 expired, superseded, terminated in some other fashion.

The applications submitted and processed include those who have GRADUATED FROM LICENSED SCHOOLS, COMPLETED APPRENTICESHIPS OR APPLIED FOR LICENSURE BY ENDORSEMENT from other states. They also include licensees who had allowed their licenses to expire and remain that way for more than two years, thus requiring re-application as described in the previous article included in this newsletter.

Your respective professions are very important to the continued economy and growth of the State of Utah. Your professionalism and strength of numbers reflect the importance of your professions to the economy of the State. We look forward to being of service to you in responding to your concerns or questions that you might have for the Division of Occupational and Professional Licensing.

The Investigative Unit of DOPL looks into complaints and concerns about all licensed professions. The complaints are reviewed and assigned for investigation if it is warranted. Where there is a clear violation determined from the investigation, particularly unlawful conduct, Investigations has the responsibility of taking disciplinary action, including writing a citation where applicable with a Cease and Desist and including a fine where applicable. There were 867 COMPLAINTS received for the cosmetology related professions alone IN 2012, 2013 AND SO FAR IN 2014.

In 2012 there were 281 complaints received by the Investigative Unit. Of those, 270 cases were assigned to investigators, with a total of 276 cases closed. A total of 156 investigations resulted in actions being taken on the complaints: 93 citations were written; 33 Administrative Actions were taken; with 28 Letters of Concern written and 2 cases pursued criminally for felony charges.

In 2013 there were 417 complaints received. 409 cases were assigned to investigators and 415 cases were closed. A total of 305 investigations resulted in actions being taken: 170 citations were written; 29 Administrative Actions were taken and 106 Letters of Concern were written.

So far in 2014 there have been 169 complaints received. 167 of them have been assigned as cases to the investigators, with a total of 156 cases closed. A total of 121 cases have resulted in actions being taken: 77 citations have been written; 15 Administrative Actions have been taken; 28 Letters of Concern have been written and 1 case has resulted in criminal misdemeanor charges being written.

For the cosmetology related professions, the fines usually begin at \$200.00 for the unlicensed person who is practicing and \$400.00 for the shop, salon or spa that hired the unlicensed person. The monies from administrative penalties or citations are paid into the Barber, Cosmetologist/Barber, Esthetician, Electrologist, and Nail Technician Education and Enforcement Fund.

THE LARGEST GROUP OF LICENSEES IN THE DIVISION OF
OCCUPATIONAL AND PROFESSIONAL LICENSING FOR THE
STATE OF UTAH!
37,632 LICENSED PROFESSIONALS

STATE OF UTAH
DEPARTMENT OF COMMERCE
DIVISION OF OCCUPATIONAL & PROFESSIONAL LICENSING
HEBER M WELLS BUILDING
160 EAST 300 SOUTH
P O BOX 146741
SALT LAKE CITY UT 84114-0671

Guest Sign in Sheet

Date: _____

Board Meeting: _____

Please Print **Legibly**

<u>Name</u>	<u>Phone #</u>	<u>Representing</u>
1. <i>David Stewart</i>		<i>Print</i>
2. _____	_____	_____
3. _____	_____	_____
4. _____	_____	_____
5. _____	_____	_____
6. _____	_____	_____
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9. _____	_____	_____
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12. _____	_____	_____
13. _____	_____	_____
14. _____	_____	_____
15. _____	_____	_____

Guest Sign in Sheet

Date: 6-20-14

Board Meeting: Cosmetology + Related Profession

Please Print Legibly

<u>Name</u>	<u>Phone #</u>	<u>Representing</u>
1. <u>Shanna Muenberg</u>		<u>NCA-TATC</u>
2. <u>Denise Floyd</u>		
3. <u>Angela Johnson</u>		<u>Ashleigh Johnson</u>
4. <u>Rebecca Erickson</u>		
5. <u>Lauryn Haberkorn</u>		<u>Samantha Haberkorn</u>
6. <u>Brenda Scherman</u>		<u>Cameo College</u>
7. <u>Natalie Parkin</u>		<u>skinworks</u>
8. <u>Diane Bitaraf</u>		<u>Mandalyn Academy</u>
9. <u>MATT BRINTON</u>		<u>NIMA</u>
10. <u>Kathy Davis-Rees</u>		<u>NIMA</u>
11. <u>DEBBIE JOY</u>		<u>NIMA</u>
12. <u>Ray Walker</u>		<u>DOPL</u>
13. <u>Dave Taylor</u>		<u>DOPL</u>
14. <u>Lynne Anthony</u>		<u>DOPL</u>
15. <u>Richard Hite</u>		<u>The Barber School</u>