

MINUTES

UTAH Cosmetology and Associated Professions MEETING

August 05, 2024

North Conference Room – 9:00 AM
Heber Wells Building
Salt Lake City, UT 84111

CONVENED: 9:03 AM

ADJOURNED: 11:48 AM

Bureau Manager:

David Wright

Board Secretary:

Riane Bailey

Board Members Present:

Shanna Gilchrist
Kristi Hammon
Kathleen Martell
Stafford Palmeri
Darlene Durrant
Kathy Davis Rees

Board Members Absent:

Shawna Allen
Meredith Taylor

Guests:

Bill Lee
Cristina Zollinger
Maria Ledesma
Keven Mendoza
Kathryn Steele
Micheal Beal
Heather Beal
Brenda Scharman
Candice Daly

DOPL Staff Present:

Bernice Palama – Compliance Specialist
Elisa Campbell – Investigator
Lynn Anthony
Kirsten Shumway

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DECISIONS AND RECOMMENDATIONS

TOPICS FOR DISCUSSION

-Compliance Training

(00:31:12)

Ms. Palama talks to the board members regarding the interviewing process. She states that they can assign the probationers to members to help with better connections. Ms. Palama stats that the questionnaire needs to be completed right after the board meetings. She asks the members who are asking questions towards the probationers to fill out the notes. Ms. Gilchrist agrees that the board members should be appointed probationers.

-Calendar Update with Riane Bailey

(00:36:00)

Ms. Bailey informs the board members that she has completed the 2025 calendar, and it has been forwarding. She asks that if the dates don't work for any of the board members to reach out so she can make corrections as the states are only tentative.

-Law and Rule Update with David Wright

(00:37:25)

Mr. Wright stats this rule is a "patch". Cosmetology is currently being reviewed by OPLR and the statute will be changing. He states that OPLR is a review committee formed by legislation and is separate from DOPL. He asks that all questions be held towards the end of his review of the rule. David Wright's corrections and comments are listed below.

-All wording in red is what has been taking out of the rule.

-The layout of the rule has been slightly shifted for easier reading for public members.

-Anything in Blue is wording that has been changed.

-Wording in Green is what has been added.

-Board members can make a motion to accept as is, they can make a motion to adorn and revisit the rule, they can make a motion to revise the changes and will have to have another board meeting before November. Mr. Wright presents the rule.

(Additional comments and recommended changes to rule review)

(01:16:30)

Ms. Davis-Rees states that the title for "eyelash extensions" should be changed to "eyelash **and**

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eyebrow extensions.” Mr. Wright stats he can make this change and update the wording.

(01:20:25)

Mr. Wright stats he will update the wording from “CPR” to “First Aid” follow some questions of concerns from Ms. Durrant.

(01:35:28)

Mr. Wright adds the statement to eyelash and eyebrow, “Use of electrical equipment that is FDA compliant or cleared”.

(01:45:05)

Public member, Brian, representing Paul Mitchel stats the word “removal” is missing from parts of eyelash and eyebrow. Ms. Durrant agrees to the statement. Mr. Wright stats he will add the wording into the rule.

~10 MINUTE BREAK AT 11:00~

(Questions following the rule update)

Questions from board members, DOPPL staff, and public members:

(01:07:40)

Question: Why can we not add brand names and enforce the use of them with licensees? -*Board members*

Answer: We cannot define products in law and rule as we cannot have the rule keep up with technology. That is why we must keep the definitions to broader terms. -*Mr. Wright*

(01:26:20)

Question: How do we make sure that products for eyelash and brow regarding the removal process or a product not approved? -*Board member Darlene Durrant*

Answer: MSDS sheets should be the document that we use to use safe products. The only way to approve eyelash/eyebrow products in rule is to add the product into definition which stated previously cannot be done efficiently. -*David Wright and Lynn Anthony*

(01:47:56)

Question: Is Henna treatments for eyelash or eyebrow considered a dye?- *Public member*

Answer: Investigators are considering this a “tint” which is required to have a license to use on the public; only if they are using it on the hair not when it is being used on only the skin. – *Lynn Anthony*

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(00:00:10) recording pt.2

Question: What if an instructor is not following the curriculum under the rule? -*Public member*

Answer: If someone is not following the law please file a complaint. - *Dave Wright*

(00:07:40) recording pt. 2

Question: How can a Master Esthetician instruct an eyelash and eyebrow apprenticeship since they were left off the statute from legislation? – *Public member*

Answer: Master Estheticians would have to get the eyebrow/eyelash license and then they would have to apply for the eyebrow/eyelash instructor's license. This will be the only way for Master Estheticians to become an instructor for eyebrow/eyelash license until it can be amended in the statute by legislation in 2025.- *David Wright*

(00:10:40) recording pt. 2

Question: Why is the license taking so long to be written into rule? – *Public member*

Answer: Legislation has always taken this long to approve a new law and rule for a new license. The rule cannot change the statute but is only there to define it. - *Lynn Anthony*

(00:16:12)

Question: Would the education hours of an already license Master Esthetician transfer towards an eyebrow/eyelash license, or would they need to go back to school? – *Public member*

Answer: Schools as they stand are the ones to approve and accept hours for previous education earned towards their Master Esthetician license. They also can come before the board and the board can approve the hours of education which will allow them to get the license. – *David Wright*

(00:23:20)

Question: What is the definition for dermaplaning and tattoo removal for supervision and what is required now under the new statute? – *Public member*

Answer: This is in the General statute under 58-1-506, which is still a face-to-face evaluation for tattoo removal. The rule still stands as it did previously, the rule R156 stills states supervision is required.

Dermaplaning is not mentioned in the statute. -*Lynn Anthony and David Wright*

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(00:30:50)

Question: Now that Dermaplaning is no longer in statute will it have to be taking off the Rule in R156? – *Public member*

Answer: The statute will need to be looked in to see where the supervision for Dermaplaning was taking out and will get back to the board or Mr. Wright with an exact answer. *-Lynn Anthony*

(Motion on updated rule.)

(00:37:05)

Mr. Wright informs board members that he believes this rule is not ready to be voted on as there are many corrections needed to be made. No members contest this and Ms. Gilchrist ends the meeting.

ADMINISTRATIVE BUSINESS:

-Call meeting to Order

(00:00:03)

Meeting called to order and opening statement read Chairperson, Ms. Gilchrist.

-Compliance Update and Report

(00:02:50)

Ms. Palama talks to the board members about the compliance for probations that will be attending the board meeting.

(00:02:45)

The minutes from the 05/06/24 meeting was motioned for an approval by Ms. Davis-Rees, seconded by Ms. Hammon. The motioned passed unanimously.

PREVIOUS MINUTES:

Compliance Update with Katheryn Steele

(00:03:40)

Ms. Palama updates the board on Ms. Steele's compliance and the board interviewed Ms. Steele. Katheryn is up for early release, Ms. Martell motions to find Ms. Steele in compliance and motions for early release. Ms. Hammon seconds the motion. Motion passes unanimously.

Compliance Update with Bill Lee

(00:07:00)

Ms. Palama updates the board on Mr. Lee's compliance and the board interviewed Mr. Lee. Ms. Gilchrist motions to find Mr. Bill in compliance. Ms. Davis-Rees seconds the motion. Motion passes unanimously.

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Compliance Update with Cristina Zollinger (00:10:50)

Ms. Palama updates the board on Ms. Zollinger compliance and the board interviewed Ms. Zollinger. This is Cristina's last meeting with the board. She is working on opening a salon as her previous salon is now closed. Ms. Bernice will speak to Mr. Wright on her tolling status on her stipulation. Ms. Motions to finding Ms. Zollinger in compliance. Ms. Davis-Rees Seconds the motion. Motion passes unanimously.

Compliance Update with Keven Mendoza (00:16:20)

Ms. Palama updates the board on Mr. Mendoza's compliance and the board interviewed Mr. Mendoza. Ms. Gilchrist asked why Keven missed the last board meeting. Mr. Mendoza stated he slept in and apologized for missing the last meeting. Ms. Davis-Rees motions to find Mr.

Compliance Update with Maria Ledesma (00:19:26)

Ms. Palama updates the board on Ms. Ledesma's compliance. Ms. Ledesma answers questions regarding her support system and reports she is doing much better and feels she is in a good place. Maria asks the board when she can get her instructors license. Ms. Anthony states she will have to retake the instructor exam and will need to go through probation with similar conditions that are in her current stipulation. Ms. Davis-Rees motions to find Ms. Ledesma in compliance

Compliance Update with Miabel LLC (00:26:10)

Ms. Palama updates the board on Ms. Ledesma's compliance. Mr. Beal states that they went to an accrediting convention and was able to find an accrediting program to use. Ms. Davis-Rees motions to find Miabel LLC in compliance. Ms. Seconds the motion. The motion passes unanimously. Mr. Wright explains Utah's accreditation process to Mr. Beal.

ADJOURN:

Motion to adjourn by Shanna Gilchrist. Time is 11:48 AM. Meeting is now closed.

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.

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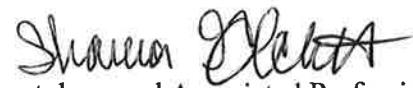
<Name of Organizational Unit>

<Date of Meeting>

Date Approved

Shanna Gilchrist

Chairperson, Cosmetology and Associated Professions



Signature:

Date:

Date Approved

David Wright

Bureau Manager, Division of Occupational & Professional
Licensing

Signature:



Date:

