



NEVADA STATE BOARD OF COSMETOLOGY

Main Office:

1785 E. Sahara Avenue, Suite 255
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4600 Kietzke Lane, Building O, Suite 262
Reno, NV 89502
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NOTICE OF PUBLIC MEETING

BOARD MEETING AGENDA November 2, 2015

The Nevada State Board of Cosmetology will conduct a Board Meeting on **Monday, November 2, 2015 immediately following the Public Hearing at 9:00 a.m.** at the following locations:

**GRANT SAWYER BUILDING
555 EAST WASHINGTON AVENUE
ROOM 2450
LAS VEGAS, NV 89101**

**NEVADA GAMING CONTROL BOARD
1919 E. COLLEGE PARKWAY
CARSON CITY, NV 89706**

Note: Some members may be attending the meeting and other persons may observe the meeting and provide comment through a simultaneous videoconference between locations

9:00 a.m.

1. Call to Order/Roll Call
2. The Pledge of Allegiance
3. Reading of the Board of Cosmetology Mission Statement.

4. Comments by General Public
5. Consideration and approval of the Agenda and its posting. (For Possible Action)
6. Consideration and approval of minutes from the August 3, 2015 Board meeting (for Possible Action)
7. Public Hearing: LCB File # R064-15 Regulation amendments and updates to NAC 644 (Nevada Administrative Code Chapter 644). These changes are to comply with AB-409 and AB-246 and to also provide a general comprehensive update to this Chapter. (for possible Action)
8. Consideration of Public Comment. The Board will consider fully all public comment received regarding the proposed permanent regulations heard under agenda item 7. This agenda item may involve the Board proposing changes to the proposed regulations after the consideration of all public comments. (for Possible Action)
9. Adoption, amendment or repeal of proposed regulations. The Board will discuss and determine whether to adopt, amend, or repeal the proposed regulations heard and considered in agenda items 7 and 8 as a regulation of the Board (for Possible Action)
10. Formal Complaint Hearing: NSBC vs Oliver Queen (M-14891). Formal disciplinary hearing to determine action against respondent based on alleged violation of NRS 644.430 (a), (g), (k) (for possible Action)
11. Petition to Appear: Dawn Zaugg (C-39038) and Katharine Zaugg requesting a variance from NRS 644.217.3(a) specifying a minimum of 3 years of Nevada licensure as a cosmetologist as a requisite to teach an apprentice (for Possible Action)
12. Petition to Appear: Terry Mc Gowan (C-5252) requesting a variance from NAC 644.320.1(b); the distance of 100 feet of the location of the restroom from the entrance of the cosmetological establishment. (for Possible Action)
13. Petition to Appear: Laura Leon (C-35968) on behalf of Lala's Style Hair and Makeup Studio (S-14137) requesting a reduction or overturn of fine of citation #1472 (unlicensed activity in a salon)NRS 644.190.1 (for Possible Action)
14. Petition to Appear: Mileidys Caridad Fernandez Garcia (unlicensed), requesting a reduction or forgiveness of fine of citation #1471 (unlicensed activity) NRS 644.190.2 (for Possible Action)
15. Discussion of status of use of salicylic acid by licensees: Executive Director Landry will present the current status on the legal use of salicylic acid by licensed cosmetology professionals. An update on any current legislative changes will also be presented as they relate to the use of salicylic acid. Board Member Alex Leeder will present information concerning the use of salicylic acid within aesthetician scope of services. (for Possible Action)

16. Discussion on requests for copies of licenses: Executive Director Landry and Deputy Attorney General Bradley will present information relative to the requests by hotels, vendors, and distributors requesting copies of a cosmetology professional's license. The Board will discuss the restrictions and proper use of a cosmetology professional's license. (for Possible Action)
17. Discussion of diversion program: Executive Director Landry will present the results of staff's investigation on diversion programs. A draft framework for a potential diversion program will be presented for discussion by the Board. (for Possible Action)
18. Discussion of court case: U.S. Supreme Court's recent decision in North Carolina State Board of Dental Examiners v. FTC: Executive Director Landry and Deputy Attorney General Bradley will present the results and impacts of the U.S. Supreme Court decision.
19. Discussion of 2016 Board Meetings Locations and utilization of Administrative Law Judge to review and recommend decisions to the Board. It is proposed to hold the 2016 Board Meetings in Las Vegas and Reno according to the published schedule. The only meeting proposed to be held in Reno is in August 2016.(08/01/2016). It is proposed to seek recommendations for discipline from an Administrative Law Judge for cases undergoing investigative procedures. (for Possible Action)
20. Consideration and approval of Executive Director's Report. (for Possible Action)

Executive Director's Report

Executive Summary
 Testing Summary
 Licensing Summary
 Inspection Summary
 Financial Summary
 Financial Statements
 Cash Flow Analysis
 Strategic Projects Update
 Follow Up Items from August 3, 2015 Board Meeting
 President's Letter

21. Comments by Board Members and future agenda items.
22. Comments by General Public.
23. Adjournment. (For Possible Action)

All times are approximate; The Board reserves the right to take items out of order, combine items for consideration or remove items from the agenda at any time.

Public Comments will be taken at the beginning and end of the Board Meeting. At the discretion of the Board President, public comment may be limited to three minutes per person. No action may be taken upon a matter raised during public comment until the matter has been specifically included on an agenda as an item upon which action may be taken. For supporting materials please contact Monica C. Bradford at

nvcosmo@nvcosmobd.nv.gov or at either Board office locations.

Prior to the commencement and conclusion of a contested case or quasi-judicial proceeding that may affect the due process rights of an individual, the Board may refuse to consider public comment on that item. (NRS 233B.126)

Reasonable efforts will be made to assist and accommodate individuals with disabilities desiring to attend the meeting. Please call 702-486-6542, ext 64127 by 3:00 pm on Wednesday, October 28, 2015 so that arrangements can be made.

In accordance with the NRS Chapter 241, this notice was posted no later than, Wednesday, October 28, 2015, by 9:00 am in the following locations:

SOUTHERN NEVADA SCHOOLS

Academy of Hair Design ~ 5191 W. Charleston Boulevard, #150, Las Vegas, NV 89146
Advanced Beauty School of Cosmetology ~ 4001 S. Decatur Boulevard, #22,23,24, Las Vegas, NV 89103
Aveda Institute Las Vegas ~ 4856 S. Eastern Avenue, Las Vegas, NV 89119
Cosmetology Institute of Las Vegas ~ 3249 E. Craig Rd., #100, N. Las Vegas, NV 89031
Euphoria Institute of Beauty Arts & Sciences ~ 11041 S. Eastern Avenue, #112, Henderson, NV 89052
Euphoria Institute of Beauty Arts & Sciences ~ 9340 W. Sahara Avenue, #205, Las Vegas, NV 89117
Expertise Cosmetology Institute ~ 1911 Stella Lake, Las Vegas, NV 89106
Expertise Cosmetology Institute ~ 2225 N. Civic Center Drive, #100, North Las Vegas, NV 89030
G Skin & Beauty Institute ~ 1300 W. Warm Springs Road, Henderson, NV 89014
Marinello School of Beauty ~ 5001 E. Bonanza Road., #100, Las Vegas, NV 89110
Marinello School of Beauty ~ 4451 E Sunset Road, #14, Henderson, NV 89014
Paul Mitchell The School Las Vegas ~ 9490 S. Eastern Avenue, #100, Las Vegas, NV 89123
Southeast Career Technical Academy ~ 5710 Mountain Vista Road, Las Vegas, NV 89121

NORTHERN NEVADA SCHOOLS

International Academy of Style ~ 2295 Market Street, Reno, NV 89502
Milan Institute of Cosmetology ~ 4020 Kietzke Lane, Reno, NV 89502
Marinello School of Beauty ~ 5093 South Mc Carran Boulevard, Reno, NV 89502
Paul Mitchell The School Reno ~ 1600 Holcomb Avenue, Reno, NV 89502

LIBRARIES

Battle Mountain Branch Library ~ 625 Broad Street, Battle Mountain, NV 89820
Carson City Library ~ 900 North Roop Street, Carson City, NV 89701
Clark County Library ~ 1401 E. Flamingo Road, Las Vegas, NV 89119
Churchill County Library ~ 553 South Maine Street, Fallon, NV 89406
Douglas County Library ~ 1625 Library Lane, Minden, NV 89423
Elko County Library ~ 720 Court Street, Elko, NV 89801
Eureka Branch Library ~ 210 South Monroe, Eureka, NV 89316
Esmeralda County Library ~ Fourth & Crook Street, P. O. Box 430, Goldfield, NV 89013
Green Valley Library ~ 2797 N. Green Valley Parkway, Henderson, NV 89015
Humboldt County Library ~ 85 East 5th Street, Winnemucca, NV 89445
Lincoln County Library ~ 63 Main Street, Pioche, NV 89043

Lyon County Library ~ 20 Nevin Way, Yerington, NV 89447
Mineral County Public Library ~ P. O. Box 1390, Hawthorne, NV 89415
Nevada State Library & Archives ~100 N. Stewart St., Carson City, NV 89701
Pershing County Library ~ 1125 Central Avenue, Lovelock, NV 89419
Storey County Treasurer & Clerk's Office ~ Drawer D, Virginia City, NV 89440
Summerlin Library ~ 1771 Inner Circle Drive, Las Vegas, NV 89134
Washoe County Library ~ 301 South Center Street, Reno, NV 89501
White Pine County Library ~ 950 Campton Street, Ely, NV 89301

GOVERNMENT AGENCIES

Attorney General's Office ~ 555 E. Washington Avenue, #3900, Las Vegas, NV 89101
State Board of Cosmetology ~ 1785 E. Sahara Avenue, #255, Las Vegas, NV 89104
State Board of Cosmetology ~ 4600 Kietzke Lane, Building O, #262, Reno, NV 89502
State of Nevada Website
Legislative Counsel Bureau Website