



## NEVADA STATE BOARD OF COSMETOLOGY

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## NEVADA STATE BOARD OF COSMETOLOGY Meeting Summary for August 1, 2016

This meeting was teleconferenced between Las Vegas, Nevada and Carson City, Nevada

The Board of Cosmetology conducted a Board Meeting on Monday, August 1, 2016  
This was a regular meeting as noted on our yearly schedule of meetings

The Audio recording and the Youtube link for this meeting can be found on the Board of Cosmetology website:

[http://cosmetology.nv.gov/About/Meetings/2016/2016\\_Meeting\\_Information/](http://cosmetology.nv.gov/About/Meetings/2016/2016_Meeting_Information/)

### 1. **Call to Order/roll call**

The meeting was called to order at 9:00 A.M. by Jeannette Bonaldi

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

Board Members:

JoAnna Tran – Secretary-Treasurer  
Jeannette Bonaldi – Board Member  
Debbie Ritchey – Board Member  
Bryan Baltazar – Board Member  
Gwen Braimoh – Board Member  
Tialutrell McCormick - Board Member

Counsel: Sarah Bradley-Deputy Attorney General  
Raelene Palmer-Deputy Attorney General

Staff: Gary K. Landy-Executive Director  
Adam Higginbotham-Deputy Executive Director  
Andrew Helms – Chief Financial Officer  
David Scarpelli - Inspector  
Pam Hayes-Fitzgerald - Inspector  
Darlene Scott - Lead Service Specialist  
Rodney Moore - Inspector  
Charlene Marsh - Inspector  
Monica Bradford – Executive Assistant

2. **The Pledge of Allegiance**

3. **Reading of the Board of Cosmetology Mission Statement.**

The Mission of the Nevada State Board of Cosmetology is to protect the public health, safety and welfare through education, and insuring only qualified persons are granted licenses to perform cosmetology in the State of Nevada and that all areas where cosmetology services are provided are kept clean, sanitary and safe.  
( NRS 644 & NAC 644)

4. **Comments by General Public**

*No comments were made by anyone in the general public.*

5. **Consideration and approval of minutes** from the June 6, 2016 Board meeting  
(for Possible Action )

**Action Taken:** *The Minutes from the June 6, 2016 Board meeting were approved*

**Motion:** Gwen Braimoh

**Second:** Debbie Ritchey

Vote: **Ayes:** 6

**Nays:** 0

**Abstentions:** 0

**Motion Carried**

6. **Election of Officers.** The Board voted on the yearly election of officers as per NRS 644.060. The positions include the President, Vice President, and Secretary-Treasurer.

For the position of Secretary-Treasurer:

**Action Taken:** *Debbie Ritchey will take the Secretary-Treasurer position for this next year*

For the position of Vice-President:

**Action Taken:** *Gwen Braimoh will take the Vice-President position for this next year*

For the position of President:

**Action Taken:** *Jeannette Bonaldi will take the President position for this next year*

7. **Complaint Hearing:** NSBOC (case# CA-2016-015) vs N Nail & Spa, Lic #S-14225, K & N Global LLC, Owner. Formal disciplinary hearing to determine whether grounds for discipline exist pursuant to NRS 644.430.

There were 47 factual allegations and 11 violations of the law for the Board to determine.

N Nail & Spa was given proper legal notice but failed to appear nor request a continuance for this hearing. In accordance with NRS 644A.350 (1), (2), the Board could proceed with the hearing.

Ms. Georgia McLemore was the witness in the case and was sworn in for testimony.

Applicable exhibits were admitted.

**Action Taken:** *A unanimous decision was made that the factual allegations 1-47 were true, and that the violations are true based on those factual allegations.*

**Motion:** JoAnna Tran

**Second:** Gwen Braimoh

Vote: **Ayes:** 6

**Nays:** 0

**Abstentions:** 0

**Motion Carried**

### **Violations of the Law:**

First Claim for Relief - NAC 644.340(1)(i)

Second Claim for Relief - NAC 644.340(1)(a)(b)

Third Claim for Relief - NAC 644.335(3) and/ or NAC 644.347

Fourth Claim for Relief: NRS 644.430(1)(m)

Fifth Claim for Relief: NRS 644.430(1)(d)

Sixth Claim for Relief: NAC 644.373

Seventh Claim for Relief - NAC 644.368(1)(d)(e)

Eighth Claim for Relief - NRS 644.430(1)(d)

Ninth Claim for Relief - NAC-644.711(1)(f)

Tenth Claim for Relief - NAC 644.711(1)(h)

Eleventh Claim for Relief - NRS 644.190

DISCIPLINE AUTHORIZED:

Action Taken:

1. *N Nail & Spa was ordered to pay \$2000 for each of the violations (11) for a total of \$22,000 and will be given one year in which to pay off this fine. The license # S-14225 will be revoked for a period of one year.*
2. *At the end of the revocation time (1 year), N Nail & Spa may apply for a new license.*
3. *N Nail & Spa was ordered to reimburse the Board for legal fees for a sum not to exceed \$1000. A breakdown of costs will be submitted to the Board office. These legal fees will need to be paid within 90 days of the order.*

Motion: JoAnna Tran

Second: Debbie Ritchey

Vote: Ayes: 5

Nays: 1

Abstentions:

Motion Carried

8. Complaint Hearing: NSBOC (case# CA-2016-016) vs Welco Nails & Spa, Lic # S-13997, Muoi Tat, Owner. Formal disciplinary hearing to determine whether grounds for discipline exist pursuant to NRS 644.430.

There were 47 factual allegations and 7 violations of the law for the Board to determine.

Muoi Tat, owner of Welco Nails & Spa represented the salon.  
Ms. Tat was sworn in prior to giving her testimony.

There was no witness present in this filed complaint.

Applicable exhibits were admitted.

**Action Taken:** *There were 42 out of the 47 factual allegations proven.*

**Motion:** Bryan Baltazar

**Second:** JoAnna Tran

Vote: **Ayes:** 4

**Nays:** 2

**Abstentions:** 0

**Motion Carried**

**Violations of the Law:**

First Claim for Relief - NAC 644.345(8)

Second Claim for Relief - NAC 644.345(9)

Third Claim for Relief - NAC 644.335(3) - Withdrawn

Fourth Claim for Relief - NRS 430(1)(m)

Fifth Claim for Relief - NRS 644.430(1)(d)

Sixth Claim for Relief - NAC 644.373 - Withdrawn

Seventh Claim for Relief - NAC 644.350

**DISCIPLINE AUTHORIZED:**

**Action Taken:**

1. *A fine of \$100 for each of the violations of the law for a total of \$500. One half of that total (\$250) is suspended if there are no other citations or complaint hearings regarding this salon license. The other half (\$250) is ordered to be paid within 180 days.*
2. *The Welco Nails & Spa owner and/or another salon representative are ordered to attend a sanitation class given at the Board office within 45 days of the order. All MSD sheets should be placed in the salon within 30 days and products may not be used within the establishment unless there is a corresponding MSD sheet.*
3. *Welco Nails & Spa will be ordered to reimburse the Board for legal fees for a sum not to exceed \$1000. A breakdown of costs will be submitted to the Board office. These legal fees will need to be paid within 180 days of the order.*

**Motion:** Debbie Ritchey

**Second:** JoAnna Tran

Vote: **Ayes:** 6

**Nays:** 0

**Abstentions:**

**Motion Carried**

9. Complaint Hearing: NSBOC (case# C-2016-0194) vs Adrian Weis, Lic # C-41890. Formal disciplinary hearing to determine whether grounds for discipline exist pursuant to NRS 644.430(1)(a). (for Possible Action)

**Action Taken:** *A continuance was requested and granted to hear this case at the next regularly scheduled Board meeting on Monday, November 7, 2016*

10. Petition to Appear: Sweet Nails (S-14822), Owner Tiffanie Thi Truong (M-12846) through its representative, John J. Graves Jr., Esq requesting dismissal of citation #2328 (03/07/2016) (for Possible Action)

Action Taken: *The Board upheld citation #2328. The fine of \$1000 was ordered to be paid by the salon renewal date which is October, 2016*

Motion: JoAnna Tran                      Second: Gwen Braimoh  
Vote: Ayes: 6                      Nays: 0                      Abstentions: 0  
Motion Carried

11. Petition to Appear: Trang Tran, through his/her representative, John J. Graves Jr., Esq requesting dismissal of citation #2329 (03/07/2016) ( for Possible Action)

Action Taken: *The Board upheld citation #2329. The fine of \$1000 was reduced to \$500 and ordered to be paid within 90 days*

Motion: JoAnna Tran                      Second: Debbie Ritchey  
Vote: Ayes: 6                      Nays: 0                      Abstentions:  
Motion Carried

12. Petition to Appear: Jamison Glenn, a licensed Electrologist (E-361) is requesting approval to apprentice for this branch of cosmetology (for Possible Action)

NAC 644.260 requires that every person wishing to supervise and instruct an electrologist's apprentice must petition the Board.

Mr. Glenn met all of the criteria as required by this regulation.

Action Taken: *Approval for an electrologist apprentice granted*

Motion: Gwen Braimoh                      Second: Debbie Ritchey  
Vote: Ayes: 6                      Nays: 0                      Abstentions: 0  
Motion Carried

13. Petition to Appear: Laurie Biagi (C-42326) requesting a variance from NRS 644.195 to receive a Nevada Cosmetology Instructor's license without the required 500 hours of additional training (for Possible Action)



18. Establishment of a Law Review Subcommittee. The Board will discuss the creation of a law review subcommittee. This subcommittee will review both laws and regulations and create a package to be reviewed by the full Board at a future meeting. (for Possible Action)

**Action Taken:** *The Board created a Law Review Subcommittee. These meetings will be conducted as per the Nevada Open Meeting Law requirements. The Board members who volunteered to be on the subcommittee are:*

*Gwen Braimoh  
Tialutrell McCormick  
Jeannette Bonaldi  
Debbie Ritchey*

**Motion:** Gwen Braimoh

**Second:** Tialutrell McCormick

Vote: **Ayes:** 6

**Nays:** 0

**Abstentions:** 0

**Motion Carried**

19. Establishment of an Aesthetic Practice Subcommittee. The Board will discuss the creation of an aesthetic practice subcommittee. This subcommittee will be reviewing the aesthetics practice in the State of Nevada. (for Possible Action)

**Action Taken:** *The Board created an Aesthetic Practice Subcommittee. These meetings will be conducted as per the Nevada Open Meeting Law requirements. The Board members who volunteered to be on the subcommittee are:*

*Debbie Ritchey  
Gwen Braimoh  
Tialutrell McCormick  
Jeannette Bonaldi*

**Motion:** Tialutrell McCormick

**Second:** Gwen Braimoh

Vote: **Ayes:** 6

**Nays:** 0

**Abstentions:** 0

**Motion Carried**

20. Establishment of a new meeting schedule. The Board will discuss the establishment of a new meeting schedule to be implemented in 2017. The meeting schedule will be the second Monday in the months of January, April, July, and October. (for Possible Action)

**Action Taken:** *The Board approved a new meeting schedule for the upcoming 2017 year. The dates of the meetings will be:*

*January 9, 2017  
April 10, 2017  
July 10, 2017  
October 9, 2017*

**Motion:** Debbie Ritchey

**Second:** JoAnna Tran

Vote: **Ayes:** 6

**Nays:** 0

**Abstentions:** 0

**Motion Carried**



25. Consideration and approval of Executive Director's Report.

Reports include the 1) Executive Summary 2) Testing Summary 3) Licensing Summary  
4) Financial Summary 5) Financial Statements, February 2016 through April 2016  
6) Cash Flow Analysis 7) Accounts Receivables Aging Summary and  
8) Follow up on items from June 6, 2016 Board meeting (for Possible Action )

Action Taken: *This item was not heard although all Board members have reviewed the information contained within.*

26. Comments by Board Members and future agenda items.

*Because of time restrictions, Board members are encouraged to contact the Executive or Deputy Executive Director for any items that they wish to have on the agenda for the next scheduled Board meeting on November 7, 2016.*

27. Comments by General Public. 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. (NRS 241-020)

John Davis - 1. *Congratulations to the new elected officers of the Board and welcome to the newest Board member*  
2. *Clarification on input from general public during the future Law Review Sub-committee meetings*  
3. *Clarification on the status of proctors once the practical examinations are administered by the schools*

28. Adjournment. (For Possible Action)

Action Taken: *The August 1, 2016 meeting of the Board of Cosmetology was adjourned at 4:40 p.m.*