

Mississippi State Board of Cosmetology

Location for Public Access Sunday, June 26, 2022: 239 Lamar Street, Robert E. Lee Building,
Suite 301, Jackson, MS 39202

Location for Public Access Monday, June 27, 2022: 501 N. West Street, Ste 117,
Jackson, MS 39201

Regular Scheduled Board Meeting Minutes of June 26 and 27, 2022

I. Welcome and Call to Order

The Mississippi State Board of Cosmetology regular scheduled meeting was called to order at 1:00 p.m. on June 26, 2022. The following members of the Mississippi State Board of Cosmetology were present:

Hilda Bills, Member

Debbie Coker, Chairman

Dorothy Ennis, Member (Present Sunday June 26, 2022; Absent due to illness
6/27/2022)

Jewel Stewart, Vice-Chairman

Members Present Via Teleconference:

Warren Rossi, Secretary (Absent Sunday due to illness; Present Monday, June 27,
2022)

Also present was:

Pete Cajoleas, Special Assistant Attorney General / Counsel for the Board

Ruby Lowery, Interim Executive Director

Porsha Welch, Senior Licensing Agent

Charlene Daniels

Vanessa Myers

Yvonne Laird, Contractor/Consultant (Sunday)

Melvin Calton (Sunday)

Ruby Warren (Sunday)

Vickie McGee (Sunday)

Latonya Williams (Sunday)

Beauty Graham (Sunday)

Jody Wilmoth (Sunday)

Morgan Littlejohn (Sunday)

Bradley Littlejohn (Sunday)

Deanna Lewis (Sunday)

Dana Gordon, Court Reporter (Monday)

Drew Hudson, Inspector (Monday)

Jay Woods, Judge (Monday)

II. Hearing / Hearing Update

- A. Pete Cajoleas provided notification that two (2) hearing will be held on Monday, June 27, 2022, as scheduled. One (1) previously scheduled hearing for Registration 07-15307 has been settled as the fine has been paid in full.

Procedures will be put in place to ensure that once a Board Notice of Hearing and Complaint has been issued, closing the case will require Board approval.

B. CLOSED DETERMINATION/EXECUTIVE SESSION

Upon motion made by Dorothy Ennis the Board voted to go into a closed determination session to establish the need for an Executive Session. The motion carried with the following members voting for: Hilda Bills, Debbie Coker, Dorothy Ennis, and Jewel Stewart; voting against none; recusal: none; absent: Warren Rossi.

In the determination session, Jewel Stewart moved, seconded by Hilda Bills, that the Board had reason to go into Executive Session, namely for the transaction of business and discussions regarding the employment and job performance of a staff person and investigative proceedings regarding allegations of misconduct or violation of law. The Board determined that facts presented constituted the need for Executive Session under § 25-41-7 (k), Miss. Code Ann., as revised. The motion carried with the following members voting for: Hilda Bills, Debbie Coker, Dorothy Ennis, and Jewel Stewart; voting against none; recusal: none; absent: Warren Rossi.

The Board announced to the public the aforesaid reasons as the Board's purpose for entering an Executive Session.

Upon the conclusion of business of Executive Session, the Board voted, upon motion made by Hilda Bills to come out of Executive Session. The motion carried with the following members voting for: Hilda Bills, Debbie Coker, and Jewel Stewart; voting against: Dorothy Ennis; recusal: none; absent: Warren Rossi.

The Board resumed in open meeting by announcing the following actions and votes taken in Executive Session.

RETURN TO REGULAR SESSION

Within the Executive Session, the Board took the following actions:

1. The motion was made by Jewel Stewart to demote the Office Manager to an Administrative Assistant/Receptionist position with a reduction in salary effective immediately. Dorothy Ennis provided a second. The vote was, as follows:

Aye – Hilda Bills	Aye – Debbie Coker
Aye – Dorothy Ennis	Absent – Warren Rossi
Aye – Jewel Stewart	

2. The motion was made by Dorothy Ennis and a second provided by Jewel Stewart to accept the recommendation of Pete Cajoleas and determined that there was reasonable cause to believe that violations of law had occurred and notice of hearings would be set forth, as follows:
 - A. Tuyen T. Nguyen/VIP Nails – violation of 73-7-27(2)(e); 73-7-35(2); Rule 2.3(c); 7.7(A); and 7.7(B)

- B. LaKisha Johnson Peten – violation of Rule 5.2.E.3.
- C. Tien Thi-My Huynh – Practicing without a license
Remand to file pending application for licensure
- D. Goddess Lengths
The Board instructed Ruby Lowery to prepare a letter and offer assistance in determining what needs to be done in order to qualify for licensure.

These hearings will be held in accordance with State law on September 19, 2022. The vote was, as follows:

Aye – Hilda Bills	Aye – Debbie Coker
Aye – Dorothy Ennis	Absent – Warren Rossi
Aye – Jewel Stewart	

III. Agenda Request

A. Blue Cliff School

The motion was made by Jewel Stewart to approve the in-person instruction cosmetology and esthetic programs located at Blue Cliff College, 12251 Bernard Parkway, Gulfport, Mississippi, under the new ownership of Education Management, Inc. after a final school inspection has been completed ensuring that all requirements for licensure have been met. A second was provided by Hilda Bills. The vote was, as follows:

Aye – Hilda Bills	Aye – Debbie Coker
Aye – Dorothy Ennis	Absent – Warren Rossi
Aye – Jewel Stewart	

B. Goshen School of Cosmetology School

The motion was made by Jewel Stewart to approve the cosmetology program only located at Goshen School of Cosmetology, 1831 Highway 1 South, Unit 129, Greenville, Mississippi, under the ownership of LaTonya Williams after a final school inspection has been completed to ensure that requirements for licensure have been met. A second was provided by Hilda Bills. The vote was, as follows:

Aye – Hilda Bills	Aye – Debbie Coker
Aye – Dorothy Ennis	Absent – Warren Rossi
Aye – Jewel Stewart	

C. Illume Academy Inc. School

The motion was made by Hilda Bills to approve the cosmetology and new instructor training programs located at Illume Academy, 616 Owen Road, New Albany, Mississippi, under ownership of Illume Academy, Inc., Morgan McMillin Littlejohn, Partner after an initial/final school inspection has been completed and all requirements for licensure have been met. A second was provided by Jewel Stewart. The vote was, as follows:

Aye – Hilda Bills	Aye – Debbie Coker
Aye – Dorothy Ennis	Absent – Warren Rossi
Aye – Jewel Stewart	

- D. Jackson Film Festival – Lychanda Brown
The motion was made by Dorothy Ennis to deny the continuing education request due to the Continuing Education Courts Provider’s Application was not received 45 days prior as provided in the Instructions, Number 5. The Application was received June 14, 2022 and the presentation scheduled for July 25, 2022. A second was provided by Hilda Bills. The vote was, as follows:

Aye – Hilda Bills	Aye – Debbie Coker
Aye – Dorothy Ennis	Absent – Warren Rossi
Aye – Jewel Stewart	

- IV. Discussion of the Prior Board Meeting Minutes
The motion was made by Jewel Stewart to approve the Board Meeting Minutes of May 16, 2022 Minutes, as corrected. A second was provided by Hilda Bills. The vote was, as follows:

Aye – Hilda Bills	Aye – Debbie Coker
Aye – Dorothy Ennis	Absent – Warren Rossi
Aye – Jewel Stewart	

- V. Report of Officers

- A. Chairman

Debbie Coker had no special business to come before the Board.

- B. Vice-President

Jewel Stewart had no special business to come before the Board.

- C. Secretary/Treasurer

Ruby Lowery presented a brief synopsis of year end and proposed FY23 financials on behalf of Denise De Rossette, Cornerstone. Mrs. De Rossette made recommendations for the FY 2023 budget line items for internal purposes and distribute as requested in the May 16, 2022 meeting. The motion was made by Jewel Stewart to accept the FY23 major line-item budget as drafted in the amount of \$977,331 with the condition that as the year progresses, the Board can adjust, as needed. A second was provided by Hilda Bills. The vote was, as follows:

Aye – Hilda Bills	Aye – Debbie Coker
Aye – Dorothy Ennis	Absent – Warren Rossi
Aye – Jewel Stewart	

- VI. MS Cosmetology Council (73-7-7 (1)

Dorothy Ennis indicated that there was no update regarding the MS Cosmetology Counsel. The next regularly scheduled meeting is September 25, 2022.

- VII. Legislative Committee Update

Melvin Calton indicated that the Mississippi State Barber Board is currently under investigation by PEER and he will be attending the next MSBB in order to cite issues he has noted regarding Barber Board operations. Mr. Calton indicated that MSBB is in

opposition to a merger between MSBB and MSBC. No Board action required at this time.

VIII. Report of Counsel

Special Assistant Attorney General Pete Cajoleas requested that his report be deferred to Executive Session.

IX. Executive Director's Report

A. Inspector Report

Ruby Lowery presented inspection reports which were attached to and included in the distribution of the agenda. No action required by the Board.

B. School/ Testing Report

The Sanitation and Law Examinations were conducted June 7, 14, and 21, 2022 for those individuals who hold a permit which will expire in July, 2022. 105 individuals were scheduled to test; of the total of 94 tested; 34 passed; 56 failed and 15 were no shows. No action required by the Board.

X. Executive Session

Moved – After New Business

XI. Old Business

A. Financial and Administrative Control Manual

The motion was made by Jewel Stewart to accept the Financial and Administrative Control Manual as presented. A second was provided by Hilda Bills. The vote was, as follows:

Aye – Hilda Bills

Aye – Debbie Coker

Aye – Dorothy Ennis

Absent – Warren Rossi

Aye – Jewel Stewart

B. Rules and Regulations Violation Review Committee

The violation review committee met on Monday, June 20, 2022 and a complete review of the existing inspection form was conducted. Interim Director Ruby Lowery provided an overview of the Review Committee's recommendations regarding the revised Inspection Report which also added in school audits and on-site inspections, an identified each violation, as follows:

Class A violations will be the most critical health and safety issue and would take precedence in hearings. The definition of the Classes would be updated in the Rules, as follows:

1. Class A - Class A violations shall be set at no more than One Hundred (\$100.00) nor more than Four Hundred Dollars (\$400.00). Class A violations are specific to the following:

a. Unlicensed practice or the use of fraudulent statements to obtain any benefits or privileges under this chapter or practicing one of

the professions without a license. These violations will be handled in accordance with the requirements of § 73-7-27, Miss. Code Ann. (2021) or § 73-7-37, Miss. Code Ann. (2021), when applicable.

- b. Extremely dangerous to the health and safety of the general public.
- 2. Class B - Class B violations shall be set at no more than One Hundred (\$100.00) nor more than Four Hundred Dollars (\$400.00). Class B violations are major health and safety concerns that are detrimental to public safety and welfare.
- 3. Class C - Class C violations shall be set at no more than Fifty (\$50.00) nor more than Two Hundred Dollars (\$200.00). Class C violations are minor health and safety violations that are detrimental to public safety and welfare.

Contact has been made with the Mississippi Department of Health regarding the MSBC requirement (73-7-7 (2) that *any rule relating to sanitation shall, before adoption by the Board, have the written approval of the State Board of Health.* MSDH Environment Health (Les Herrington) will review the section regarding the requirement of sanitary sewers; MSDH Department of Epidemiology (Melody Winston) will review the rule regarding blood spill procedures; and MSDH Department of Licensure (Festus Simkins) will review all other sanitation procedures. The Board will be updated at the July 25, 2022 Board meeting.

The motion was made by Jewel Stewart to accept the new form as submitted and reviewed by the committee. A second was provided by Hilda Bills. The vote was, as follows:

Aye – Hilda Bills	Aye – Debbie Coker
Aye – Dorothy Ennis	Absent – Warren Rossi
Aye – Jewel Stewart	

- 1. After review, the motion was made by Jewel Stewart to authorize Debbie Coker, Board President to release a letter to Michael Watson, Secretary of State, requesting his office review of the proposed Rules prior to submittal to the Occupational Licensing Review Board. A second was provided by Hilda Bills. The vote was, as follows:

Aye – Hilda Bills	Aye – Debbie Coker
Aye – Dorothy Ennis	Absent – Warren Rossi
Aye – Jewel Stewart	

- 2. Yvonne Laird - Contract
The motion was made by Dorothy Ennis to approve and extend the personal service contract for the period July 1, 2022 thru December 31, 2022. A second was provided by Hilda Bills. The vote was, as follows:

Aye – Hilda Bills	Aye – Debbie Coker
Aye – Dorothy Ennis	Absent – Warren Rossi
Aye – Jewel Stewart	

3. Datalynks Contract

The motion was made by Jewel Stewart to extend the Datalynks Contract through June 30, 2025, to be extended annually. A second was provided by Hilda Bills. The vote was, as follows:

Aye – Hilda Bills	Aye – Debbie Coker
Aye – Dorothy Ennis	Absent – Warren Rossi
Aye – Jewel Stewart	

4. Vickie McGee - Contract

The motion was made by Jewel Stewart to approve and extend this personal service contract for sixty (60) days beginning July 1, 2022. A second was provided by Dorothy Ennis. The vote was, as follows:

Aye – Hilda Bills	Aye – Debbie Coker
Aye – Dorothy Ennis	Absent – Warren Rossi
Aye – Jewel Stewart	

5. Inspector Contracts

The three (3) inspector contracts approved at the May 16, 2022 meeting are being finalized for signatures. No additional action required by the Board.

6. Hair Station Studio College of Beauty – School Inspection Approval

The motion was made by Hilda Bills to approve the cosmetology and new instructor training programs located at 111 Morris Street, Petal, Mississippi, under ownership of Sylvina Buckley after a final school inspection has been completed and all requirements for licensure have been met. A second was provided by Jewel Stewart. The vote was, as follows:

Aye – Hilda Bills	Aye – Debbie Coker
Aye – Dorothy Ennis	Absent – Warren Rossi
Aye – Jewel Stewart	

The motion was made by Dorothy Ennis to make a modification of the required Equipment List to include Cabinet OR Computer for Records. Jewel Stewart provided a second. The vote was, as follows:

Aye – Hilda Bills	Aye – Debbie Coker
Aye – Dorothy Ennis	Absent – Warren Rossi
Aye – Jewel Stewart	

XII. New Business

A. Counsel requested that this be moved to Executive Session

XIII. Continuation of the Meeting

At 6:55 p.m. on Sunday, June 26, 2022, Dorothy Ennis made the motion to recess until 9:00 a.m. on Monday, June 27, 2022. Hilda Bills provided a second. The vote was, as follows:

Aye – Hilda Bills
Aye – Dorothy Ennis
Aye – Jewel Stewart

Aye – Debbie Coker
Absent – Warren Rossi

The motion was made by Jewel Stewart to return from recess at 9:00 a.m., on Monday, June 27, 2022. A second was provided by Hilda Bills. The vote was, as follows:

Aye – Hilda Bills
Absent – Dorothy Ennis
Aye – Jewel Stewart

Aye – Debbie Coker
Aye – Warren Rossi

B. Election of Officers

1. The motion was made by Jewel Stewart to elect Warren Rossi as President for the term July 1, 2022 through June 30, 2023. A second was provided by Hilda Bills. The vote was, as follows:

Aye – Hilda Bills
Absent – Dorothy Ennis
Aye – Jewel Stewart

Aye – Debbie Coker
Recused – Warren Rossi

2. The motion was made by Warren Rossi to elect Jewel Stewart as Vice President for the term July 1, 2022 through June 30, 2023. A second was provided by: Hilda Bills. The vote was, as follows:

Aye – Hilda Bills
Absent – Dorothy Ennis
Recused – Jewel Stewart

Aye – Debbie Coker
Aye – Warren Rossi

3. The motion was made by Hilda Bills to elect Debbie Coker as Secretary/Treasurer for the term for the term July 1, 2022 through June 30, 2023. A second was provided by: Jewel Stewart. The vote was, as follows:

Aye – Hilda Bills
Absent – Dorothy Ennis
Aye – Jewel Stewart

Recused – Debbie Coker
Aye – Warren Rossi

X. Executive Session

Executive Session / Closed Determination Session

Upon motion made by Jewel Stewart the Board voted to go into a closed determination session to establish the need for an Executive Session. The motion carried with the following members voting for: Hilda Bills, Debbie Coker, and Jewel Stewart; voting against none; recusal: none; absent: Dorothy Ennis and Warren Rossi.

In the determination session, Hilda Bills moved, that the Board had reason to go into Executive Session, namely for investigative proceedings regarding allegations of misconduct or violation of law. The Board determined that facts presented constituted the need for Executive Session under § 25-41-7 (d), Miss. Code Ann., as revised. The motion carried with the following members voting for: Hilda Bills, Debbie Coker, and Jewel Stewart; voting against none; recusal: none; absent: Dorothy Ennis and Warren Rossi.

The Board announced to the public the aforesaid reasons as the Board's purpose for entering an Executive Session.

Upon the conclusion of business of Executive Session, the Board voted, upon motion made by Jewel Stewart to come out of Executive Session. The motion carried with the following members voting for: Hilda Bills, Debbie Coker, and Jewel Stewart; voting against: none; recusal: none; absent: Dorothy Ennis, Warren Rossi.

The Board resumed in open meeting by announcing the following actions and votes taken in Executive Session.

RETURN TO REGULAR SESSION

Within the Executive Session, the Board took the following actions:


- A. Case: 2022-0733508-3
The motion was made by Jewel Stewart to reduce the total violations from \$600 to \$550.00 for five (5) out of (6) violations issued.
Hilda Bills provided a second. The vote was, as follows:
Aye – Hilda Bills Aye – Debbie Coker
Absent – Dorothy Ennis Absent – Warren Rossi
Aye – Jewel Stewart
- B. Case: 2022-07335084
The motion was made by Hilda Bills to reduce the total violations from \$150 to \$100 for practicing without a license pursuant to 73-7-9.
Jewel Stewart provided a second. The vote was, as follows:
Aye – Hilda Bills Aye – Debbie Coker
Absent – Dorothy Ennis Absent – Warren Rossi
Aye – Jewel Stewart
- C. From New Business:
Lakisha Johnson–Peten - The Beauty College
Violations cited May 26, 2022 in the amount of \$400 and required to provide course of action to correct citations and address non-compliance issues noted in the audit. No course of action has been received as of this meeting. No action taken by the Board.

XIV. Adjournment

There being no further business to come before the Board, the motion was made by Jewel Stewart to adjourn the meeting at 11:33 a.m. A second was provided by Hilda Bills. The vote was, as follows:

Aye – Hilda Bills Aye – Debbie Coker
Absent – Dorothy Ennis Absent – Warren Rossi
Aye – Jewel Stewart

APPROVED:


Jewel Stewart, Vice Chairman


Debbie Coker, Secretary