

IOWA BOARD OF BARBERING

May 16, 2022

Lucas State Office Building, 5th Floor Conference Room #526

Des Moines, Iowa

Open Session Meeting Minutes

A hybrid meeting was held in conference room #526 of the Lucas State Office Building. Some attendees attended in-person and some attendees attended virtually via Zoom.

Call to Order

The meeting was called to order at 9:01 a.m. by Brockmann, Chairperson.

Roll Call

MEMBERS PRESENT

Maureen Hardy, Licensed Barber
Rebecca “Becky” Brockmann, Public Member
Scott Sales, Licensed Barber
Zach Dalluge, Public Member
William Burt, Licensed Barber

STAFF PRESENT

Steve Garrison, Bureau Chief
Caroline Barrett, Assistant Attorney General
Venus Vendoures Walsh, Board Executive
Beth Jorgenson, Compliance Administrator
Jill Stuecker, Division Director

MEMBERS ABSENT

None

PUBLIC PRESENT

Dylan Keller, Senate Republican Board
Raul Sanchez
Sue Charles
Terry Millis
Janet Millis
Cathy Roberts
Teano Smith

Introductions

The board members, staff, and public present introduced themselves.

Election of Officers

Chair

Hardy moved the nomination of Brockmann as Board Chair. A second was received by Sales. All ayes, nays none, motion carried.

Vice Chair

Hardy moved the nomination of Hardy as Board Vice Chair. A second as received by Brockman. All ayes, nays none, motion carried.

Committee Appointments

Application Committee will review any applications received with concerns. The board chair and vice chair will review these concerns.

Rules Committee will be the ones that will look over drafts and research of common practices looking at each chapter. Sales and Hardy will be on this committee.

Approval of Open Session Minutes

February 21, 2022

Hardy moved the Board approve the open session meeting minutes of February 21, 2022 as presented. A second was received by Sales. All ayes, nays none, motion carried.

Reports

Executive Officer Report

Vendoures Walsh reviewed the annual report in the Board meeting materials. She reviewed the number of licensees, instructors, shops, schools and temporary permits. She went over the practical exam and theory. There will be a July 25th practical exam. There will be a virtual option. She also went over the process for the Barber Self Inspection Checklist.

Board Chair Report

Brockmann reported on the exam. There were five candidates and they all passed. On April 23, 2022, she attended the virtual NIC meeting.

Bureau Chief Report

Garrison gave an overview of the new division. There is potential this Bureau will move to the larger Boards office downtown.

AAG Report

Barrett gave a Legislative report. She noted the Barber and Cosmetology merger bill is House File 2576. AAG Barrett said the most recent update of the bill would merge the boards into a single board. Provide all current board members would be on the new board. All rules will continue to be in effect and the course of hours will stay the same. She highlighted all items in this version of House File 2576. It passed the house and has been sent over to the senate. The full senate has not voted on this yet. It is still possibly that this will pass and the Governor will sign.

Review Delegations of Authority to Board Executive

Vendoures Walsh gave an overview of the delegation to office staff to review applications, applicants for licensure by exam from Schools outside of Iowa, applicants with a criminal history who are within six months of completing probation or whose conviction was five years ago or more at time of application, and requests for medical extensions/exemptions of a single biennium.

Vendoures Walsh also gave an overview of the initiation of complaint investigations, forward complaints for investigation; refer to law enforcement if complaint indicated commission of a

crime and close complaints, invalid on face. Brockmann motioned to approve this and a second was received by Sales. All ayes, nays none, motion carried.

Application Review--Barber 112714 was reviewed to determine if Sanchez is eligible for licensure. He has 600 hours in Florida with a restrictive license since 2017. Primary elements for Iowa licensure is chemical treatment or nail is not covered in the Florida restrictive license. Does he qualify for license by verification if the scope of practice is similar. Sanchez said he would not do any chemical treatments since he has not been trained for that. Sales motioned to approve this license and a second was received by Hardy. All ayes, nays none, motion carried.

Administrative Rules

Rules ready to be Adopted and Filed. ARC 6259C ready to adopt amendments to Chapter 21, "Licensure," and Chapter 22, "Infection Control for Barbershops and Barber Schools," Iowa Administrative Code. Burt moved the Board adopt amendments to Chapter 21 and Chapter 22 as presented. A second was received by Hardy. All ayes, nays none, motion carried.

Mr. Smith noted he was denied a temporary Barber license. Vendoures Walsh gave an overview on the temporary permit for Smith. He has had two opportunities to take the exam.

Rules ready to be noticed. Proposed Notice of Intended Action to amend Chapter 21, "Licensure" and Chapter 24, "Continuing Education for Barbers," Iowa Administrative Code. Sales moved the Board approve the Notice of Intended Action to amend Chapter 21 and Chapter 24 as presented. A second was received by Dalluge. All ayes, nays none, motion carried.

Public Comment

Sanchez asked for licensure process for his wife who is a cosmetologist. Vendoures Walsh said she would email him.

Closed Session for Hearing

Sales moved to go into closed session at 10:03 a.m. pursuant to Iowa Code section 21.5(1)(a), to review or discuss records which are required or authorized by state or federal law to be kept confidential, pursuant to Iowa Code section 21.5(1)(d), to discuss whether to initiate licensee disciplinary investigations or proceedings, and pursuant to Iowa Code section 21.5(1)(f), to discuss the decision to be rendered in a contested case conducted according to the provisions of 17A. A second was received by Burt. A roll call vote was taken with the following results: Hardy – Aye, Brockmann – Aye, Burt – Aye, Sales – Aye, Dalluge-Aye. Motion carried.

Open Session

The Board returned to open session at 1:45 p.m. from the hearing.

Closed session for complaints

Dalluge moved to go into closed session at 12:52 p.m. pursuant to Iowa Code section 21.5(1)(a), to review or discuss records which are required or authorized by state or federal law to be kept confidential, pursuant to Iowa Code section 21.5(1)(d), to discuss whether to initiate licensee disciplinary investigations or proceedings, and pursuant to Iowa Code section 21.5(1)(f), to discuss the decision to be rendered in a contested case conducted according to the provisions of 17A. A second was received by Burt. A roll call vote was taken with the following results: Hardy – Aye, Brockmann – Aye, Burt – Aye, Sales – Aye, Dalluge-Aye. Motion carried.

Open Session

The Board returned to open session at 1:45 p.m.

Sales moved the Board approve the closed session meeting minutes of February 21, 2022 as presented. A second was received by Hardy. All ayes, nays none, motion carried.

Hardy moved the Board approve the settlement on 21-0007 as discussed in closed session. A second was received by Burt. All ayes, nays none, motion carried.

Hardy moved the Board close 20-0113, 20-0135, 21-0209, 22-0007, and 22-0022. A second was received by Sales. All ayes, nays none, motion carried.

Future Board Meetings

August 29, 2022

Next Exam Date

July 25, 2022 Burt and Sales will be present.

Adjournment:

The Board adjourned unanimously at 1:50 p.m. on a motion by Sales, a second by Burt.