

MINNESOTA BOARD OF BARBER EXAMINERS
MONDAY May 20, 2013

Minutes

Attendance: Board Members: Jon Stone, James Robinson, Clarence Jones, and Ken Kirkpatrick;
Board Staff: Thora Fisko and Trevor White; Attorney: Mike Tostengard and
members of the public.

1) Call to Order

Meeting was called to order at 8:00am by Chair Stone

2) Approve Agenda

Motion by member Robinson to move agenda item 4B to 9F and approve the agenda with the change. Second by member Jones, 4 ayes, motion carried unanimously.

3) Approve Minutes

Motion by member Robinson to approve the minutes of the March 25, 2013 meeting as presented, second by member Kirkpatrick, 4 ayes, motion carried unanimously.

4) New Business

A. National Association of Barber Boards of America request for individual Board member contact information.

The request was discussed and individual Board member contact information will not be shared with NABBA. The Executive Secretary will continue to receive NABBA information and forward it to the Board members.

~~B. National Association of Barber Boards of America Annual Conference~~ Moved to item 9F

C. Kansas Reciprocity Agreement Request

Motion by member Jones to enter into the reciprocity agreement, and have Board Chair Stone sign the agreement, second by member Robinson, 4 ayes, motion carried unanimously.

D. South Dakota may eliminate apprenticeships, if so what is the impact on the reciprocity agreement between South Dakota and Minnesota?

Executive Secretary Fisko instructed to work with South Dakota to draft an agreement; the Board would like additional information regarding the national examination given by South Dakota, a copy if possible.

E. Future meeting time change?

Motion by member Robinson to move the meeting start time from 8:00am to 8:30am, second by member Jones, 4 ayes, motion carried unanimously.

5) Reciprocity Applications

A. Hoan Nguyen - Socialist Republic of Vietnam

Board requires additional documentation, Executive Secretary to send a letter to Hoan detailing necessary information, application tabled to next meeting pending receipt of required documentation.

B. Jeffrey Rabbitt – Wisconsin

Mr. Rabbitt was not in attendance at the meeting, application tabled.

6) Petitions for Rule Variance

A. William Leftridge – Retake written exam only - with accommodations

Motion by member Kirkpatrick to allow written retake with appropriate accommodations based on documented need for accommodations received by the Board, second by member Jones, 4 ayes, motion carried unanimously.

B. Jeffery Hackett – Retake written exam only - with accommodations.

Mr. Hackett was not in attendance at the meeting, application tabled.

C. Darnell McElveen – Retake written exam only - without additional 500 hours.

Motion by member Kirkpatrick to allow retake of written exam, second by member Robinson, 4 ayes, motion carried unanimously.

D. Deriba Bekele – Extend Apprentice eligibility to August exam or allow written only retake.

Motion by member Kirkpatrick to grant one time extension of apprentice eligibility to August for re-exam with an interpreter, second by member Jones

During discussion the petitioner ask to retake only the written exam. Above motion was stricken.

Motion by member Kirkpatrick to grant one time extension of apprentice eligibility to August for re-exam with an interpreter, second by member Jones 4 ayes, motion passed unanimously.

7) Correspondence

A. Letter from Lieutenant Gov. Solon and Board response.

8) Inspector Report

A. Inspections Update

Inspector White reported that nearly ½ of the barber shops in the state have been inspected within the last six months. Most violations found have been minor in nature and are often corrected at the time of the inspection. Those significant violations requiring further action have been referred or scheduled for appropriate follow up.

B. Mobile Barber Shops

Due to requests from the barbering community Inspector White has been researching mobile barber shops and the statutes and rules around their operation in states that allow mobile shops.

The Executive Secretary reported that there are barbers interested in the addition of mobile barbershops that would work with the legislature and any proposed legislation and are working with board staff to have a proposal that meets the needs of the barbering community and the regulatory authority.

9) Executive Secretary Report

A. Legislative update

Omnibus Jobs and Economic Development bill containing barber appropriations and statute language has passed both houses of the legislature and will be sent to the Governor for final approval. A summary of the legislation was provided.

B. On line renewals

Work continues to bring license renewal on line for barbers and barber shops. Currently working with the vendor and US Bank to enable the payment portion, there will be a service fee added to the license to cover the various bank and credit card fees. We should be in the testing phase soon.

C. May Exam

Results of the May exam were sent to Board members previously, the exam went well.

D. Office Space

There is a possibility for a new office space for the Board office within the building. This would be space for the Barber Board operations in its own office suite. Currently the Board sub leases space within another Board's office suite. If this opportunity arises the Executive Secretary will move ahead with necessary arrangements.

E. Financials

Updated revenue and expenditure amounts and upcoming expenditures were reported.

F. National Association of Barber Boards of America Annual Conference

Conference is scheduled for Sept. 14-19 in Oklahoma City.

Motion by member Robinson as long as funding is available that all board members and administrator be funded to attend the conference, second by member Kirkpatrick, 4 ayes, motion passed unanimously.

11) Call for Public Comments

Chris Schroder made comments to the board regarding unlicensed activity and the complaint process. Mr. Schroder indicated that he had previously filed a complaint and will resubmit with additional information. Mr. Schroder ask what the repercussions would be if he barbered without a license? The new legislation and potential for penalty fees in the future was explained. Executive Secretary Fisko described the complaint process in detail for Mr. Schroder. Attorney Tostengard also commented that the Board cannot go in and force a shop to close and violation of an order of the Board is a misdemeanor.

Lisa Schroder asked if she could comment about a request made to the Board regarding rule variance. Secretary Fisko responded that as a barber individuals are able to make requests for rule variance and these items are between the board and the barber making the request.

John Mitchel barber instructor at the Moose Lake correctional facility informed the Board of William Dietman's retirement from the school at the St. Cloud correctional facility and the subsequent transfer of inmates (students) to Moose Lake. An exam for the correctional facility students was scheduled for July 22, 2013.

12) Meeting Schedule

Scheduled Board Meetings

8:30 a.m. in Conference room A on 4th floor:

July 29, 2013

September 30, 2013

November 25, 2013

Committee and other Meetings

Complaint Committee will follow the same schedule as above, meeting at 10:00 a.m.

13) Old Business

Board went into closed session at 9:25am

A. Review of Exam Policy and Procedures

Member Jones was excused and left the meeting at 9:45am

Meeting reopened to the public at 9:52

14) Adjournment

Motion by member Robinson to adjourn the meeting, second by member Kirkpatrick, 3 ayes (member Jones absent), motion carried unanimously. Meeting adjourned at 9:53am