

MINNESOTA BOARD OF BARBER EXAMINERS
MONDAY January 9, 2012
Minutes

Members Present: Frank Plant, Chair; Douglas Klemenhagen, Secretary; Jon Stone and Clarence Jones

- 1) Call to Order
Chair Frank Plant called the meeting to order at 8:00am
- 2) Approve Agenda
Member Stone moved to approve the agenda, second by member Jones. Motion carried unanimously.
- 3) Approve Minutes
Member Jones moved to approve the minutes of the November 28, 2011 meeting of the Board as presented, second by member Stone. Motion carried unanimously.
- 4) Unfinished Business
 - A. The Executive Secretary reported that a Reciprocity Agreement with Arizona State Board of Barbers has been completed and became effective December 1, 2011.
- 5) Petitions for Rule Variance
 - A. Susan Jesse – Renew expired license without re-examination - Denied
After discussion of the circumstances of expired license it was moved by member Stone to deny the request to renew without examination, second by member Jones, motion carried unanimously.
 - B. Drew Laleman – Extension of Apprentice Eligibility to February test date. - Approved
After review of the facts motion by member Klemenhagen to approve the request, second by member Stone, motion carried unanimously.
 - C. Desta Bedasso – Registered Barber Exam based on experience and training in Ethiopia- Mr. Bedasso did not attend the meeting, he is to be notified to attend the next meeting for a determination.

A general discussion took place regarding the documentation provided by barbers applying for licensure from other countries and how to assure the authenticity and what to do when there is a lack of any documentation. The Board attorney stated that the Board could have individuals swear to the truth of their training and experience under oath when there are no documents available.

The discussion turned to the authenticity of documents and how to determine the authenticity. If there is clear evidence of a document being fraudulent the Board may determine to not accept the documentation presented. Currently the Board considers reciprocity applications where there may be incomplete documentation or information provided and uses it's discretion to require examination of the individual seeking license per MN Statute.

6) Correspondence
None

7) Inspector Report

602 Barber shops have been inspected. Majority of remaining inspections are in outstate Minnesota

47 unlicensed shops located to date many with lapsed licenses and some that have not been licensed at all. Inspector Lawson reports that in some cases the unlicensed shops have closed and then been located in a new location. In other instances licensed barbershops have moved but, not updated the license to the new location.

The Board Secretary noted that there is an increase in individuals applying to take the barber examination due to licenses lapsed for more than one year. The Executive Secretary also reported evaluation of the inspection process by accompanying the inspector on an inspection. Inspector Lawson presented himself professionally and conducts a thorough inspection, checking barbers ids, and following a set format with consistent expectations.

Members of the barbering profession attending the meetings commented that our inspector has a presence in the barbering community that is causing individuals to pay attention and begin to do what they are required to do. It was noted that Inspector Lawson is very thorough with inspections and consistent with expectations during inspections.

There were also comments regarding the Board taking action regarding violations and the process for individuals to make complaints. It was noted that the best way to make a complaint is to fill out the formal complaint form and send it as the Board does not accept anonymous complaints. In addition the Board can and has initiated complaints based on inspection results.

Board Chair Frank Plant noted that there was a lack of inspections during the years of the combined board and that inspections being completed now are making a difference.

Inspector Lawson noted that he has the computer with him and is able to look up the status of a license during the inspection when needed.

61 unlicensed barbers have been identified, again in many cases the license is lapsed and in some instances the individuals have never been licensed.

Other common violations include sanitation and other use of premises.

8) Executive Secretary Report

Following the Inspector report the Executive Secretary noted that the Board has been being built mostly from the beginning since the split of the combined Board. With the hiring of a full time permanent customer service staff, inspections nearing completion for the first time around as an independent board, and the office now running smoothly the next area to focus on is the compliance and discipline. This process has begun, there have been some meetings and issues addressed but it is the next area of business to focus on and strengthen.

A. Licensing

Secretary reported that there are approximately 14% of licenses from 2011 not yet renewed for 2012. Late renewal forms will mailed in February.

Donna continues to receive complements regarding her prompt and courteous service. Currently the office is functioning with a three day turnaround from completed application or renewal receipt to license issuance.

B. Inspections – See Inspection report

C. Examinations

Next exam scheduled for Monday February 6th currently 25 Masters and 16 Apprentice applicants with more expected. This may be the third month in a row with a full test. After discussion it was determined that the Board could add a third grouping for the exam if necessary.

Anonymous phone call came to the office that an individual checked in with a photo id, gave their exam number to another individual to take the written exam. The report was anonymous and no name was given regarding who the examinee may be. An option for avoiding this is to use a hand stamp, although it was noted that a stamp can be transferred. Another option will be to do a second photo ID check in at the written exam.

D. Legislative Update

Working with the House Jobs and Economic Growth Finance Committee to have the bill drafted and jacketed. There may be some changes necessary this work will continue the committee coordinator has been on vacation.

E. Sunset Commission

During the 2011 legislative session the Sunset Advisory Commission was created to conduct sunset agency reviews of all Minnesota Agencies. The Barber Examiners Board is scheduled to sunset July 1, 2016 and the review process will begin in 2015. The Health Licensing Boards (HLBs) housed in the building are currently being reviewed. I gave a presentation to the committee related to the services that our Board shares with the HLBs and how as a non-health licensing board we differ from the HLBs. During these presentations Gina Stauss from the Cosmetology Board addressed the facts regarding the combined board and the subsequent separation of the boards.

F. Other

The Board has now had two full years as an independent board and although we have not heard the excuses from barbers related to no one answering phones, no one to help everything was in

confusion etc... very often of late. Now that there have been two full renewal cycles it should be a matter of record that there will be no further consideration of these past issues in decision making. There was a period of time when barbers were given some consideration due to the known confusion that the office underwent. The barbers have had ample time to address any lingering issues.

Member Klemenhagen's appointment is expired and he has determined to not seek reappointment. By Statute he may continue to serve until July 1, 2012 and he has agreed to stay until a new appointment is made.

9) New Business

A. Election of Board Chair for 2012

Member Stone nominated member Plant to continue as Chair, second by Klemenhagen, motion carried.

B. Election of Board Secretary for 2012

Member Klemenhagen nominated member Stone for Board Secretary, second by member Jones motion carried.

C. Committee Appointments for 2012

- a. Complaint Committee – Chair Plant appointed members Stone and Klemenhagen to the complaint committee.
- b. Executive Committee- Per the Board By-Laws the Executive Committee consists of the Board Chair (Plant) and the Board Secretary (Stone).

10) Call for Public Comments

Jaymes Taylor, Master Barber since 1975 addressed the board. Jaymes stated that he has historically donated time and services to individuals who were in need. Jaymes shared that he has had many personal challenges in the last years that caused him to need various services and assistance. He would like the Board to consider allowing mobile barbershops as other states such as Florida, California, and Nevada. Jaymes states that he has spent time assisting others in nursing homes and other areas where they needed help and that Minnesota as the first state to have a barber law should join in allowing mobile barbershops to assist those that need this service due to physical limitations. He pointed out that there are food trucks, mobile dentistry, mobile veterinary services and many other types of mobile services already allowed in Minnesota.

It was explained to Jaymes that the Board cannot simply change Minnesota Rule and that changes to Statutes and Rules are done through the legislative process. The Board has set the legislative agenda for this legislative session however he may work with his legislator to pursue such a change if he so desires.

The Board expressed no objection to exploring the possibility of legislation to allow mobile shops however at this time it would need to come from the legislature and a statute change.

11) Meeting Schedule

Scheduled Board Meetings

March 26, 2012 – Conference Room C

May 21, 2012 – Conference Room A

July 23, 2012

Sept. 24 2012

Nov. 26, 2012

Committee and other Meetings – Scheduled as needed

12) Adjournment

Motion to adjourn by member Jones second by member Klemenhagen, motion carried unanimously. Meeting adjourned at 9:15am.