AGENDA

I. MINUTES OF THE LAST MEETING

II. FORMAL HEARING - THE TRENDSETTERS BEAUTY SALON - GALION
   (10-77-0227) MS. JOANNA JOHNSON, OWNER

III. NEW SCHOOL OWNER - 3-S SCHOOL OF BEAUTY - NEWARK
    FREDERICK'S BEAUTY COLLEGE - LIPA
    AMIRI-ED, INC. - MR. DAVID ROY

IV. RULES APPROVAL

V. BUDGET

VI. INFORMAL HEARING - CHARLES TISSUE (13-90-4260)
    KELSEY BRAGG - STUDENT
    APRIL MAE INGORSO, OWNER OF APRIL MAE'S BEAUTY SALON
    WILLIAM CRUSH - RIGGS LEMAR BEAUTY COLLEGE

VII. INFORMAL HEARING - MICHAEL & GLORIA RADO - PARMA
    (10-75-1426)

VIII. HEARING OFFICER OPINION - KEN-BALLE BEAUTE' ACADEMIE
     YOUNGSTOWN - CLIFFORD SMART, OWNER

IX. UPDATE - NOGINA'S COLLEGE OF BEAUTY CULTURE - FAIRBURN

X. UPDATE - BELLE LE FEMME BEAUTY SALON - PORTSMOUTH
    (10-78-0981) SHERLEY A GAHM, OWNER

XI. UPDATE - THE TANNING FACTORY - HAMILTON
    (18-57-0772) DARLENE ROARK, OWNER

XII. UPDATE - VICTORIA'S TOP OF THE CROWN BEAUTY SALON
     CINCINNATI

XIII. NURSING HOMES

XIV. BRYAN NURSING CARE CENTER - EXEMPTION REQUEST
AGENDA CONTINUED:

XV. GOOD OF THE BOARD: ELECTROLYSIS LEGISLATION

TANNING LEGISLATION

MASSAGE RULES

BOARD AUDIT REPORT

MICHIGAN SAMPLE BULLETIN

MALIBU TANNING SALON - KEVIN FREDERICK, OWNER

XVI. REVIEW FINANCIAL REPORTS

XVII. DATES FOR NEXT MEETING
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<th>Attendance</th>
<th>Monday, February 11th, 1991</th>
<th>Tuesday, February 12th, 1991</th>
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<tbody>
<tr>
<td>Robert W. Schroeder, Chairman</td>
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<tr>
<td>Elmer M. Groff, M.D., Member</td>
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<td>Alan C. &quot;Kaye&quot; Hartman, Member</td>
<td>Alma C. &quot;Kaye&quot; Hartman, Member</td>
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State of Ohio  
State Board of Cosmetology  

MINUTES OF February BOARD MEETING  

FOR YEAR OF 1991  

Vern Riffe Center  
HELD AT 11 S. High St.  
Columbus, OH 43215  

ON February 11th & 12th  

STATE OF OHIO  

BOARD OF COSMETOLOGY  

MINUTES  

February 11th & 12th, 1991  

Patrick G. Keys  
Executive Director
A meeting of the Board of Cosmetology was held at the Vern Riffe Center, Room 1948, 77 S. High Street, Columbus, Ohio 43215 on Monday, February 11, 1991 at 3:00 P.M. with the following members present: Chairman Robert W. Schroeder; Member Elmer M. Groff; Member Juanita C. Brunner; Member Elsie Jane Anthony; Member Alma C. "Kaye" Hartman; Executive Director Patrick G. Keys; Cosmetology Staff and interested parties.

Chairman Robert Schroeder called the meeting to order.

ITEM I - MINUTES OF THE LAST MEETING

Chairman Schroeder asked if Board Members had reviewed the Minutes of the last meeting and if there were any additions or corrections to be made. Elsie Anthony made a motion to accept the Minutes as written and Dr. Groff seconded the motion. The Minutes were signed.

ITEM II - FORMAL HEARING - THE TRENDSETTERS BEAUTY SALON - GALION

The Board of Cosmetology scheduled a formal adjudication hearing in the case of The Trendsetters Beauty Salon (10-77-0227) Galion, Ohio which is owned by Ms. Joanna Johnson. Dr. Keys reported that this case has been settled between counsel. Ms. Johnson entered guilty to all charges and will have all violations corrected by March 15, 1991, to include separate areas outside the beauty salon for her other business ventures and complete sealing of the door which leads from the salon to Ms. Johnson's living quarters.

ITEM III - NEW SCHOOL OWNER - 3-B SCHOOL OF BEAUTY - NEWARK

Mr. David Roy appeared before the Board as a representative of Ameri-Ed, Inc. in the purchase of the 3-B School of Beauty in Newark and Frederick's Beauty College in Lima. Mr. Keys and State Inspector Frank Wilkinson inspected the 3-B School and reported that some things need corrected but Mr. Roy is aware of these and will take care of.

Frederick's Beauty College in Lima was inspected by Mr. Keys and State Inspector David Spellman. Many problems are evident in this school. However, Mr. Roy stated that the current lease runs out in May and Ameri-Ed is planning to move the location of the school by July first. Included in the move will be the purchase of much needed new equipment. Ameri-Ed realizes that many of the problems at this school are interrelated and it is hoped that by moving the location these can be eliminated.

Kaye Hartman made a motion to license both schools with the provision that the Lima school be corrected or moved by July 1, 1991. Elsie Anthony seconded the motion and a roll-call vote was taken: Elsie Anthony, yes; Juanita Brunner, yes; Dr. Groff, yes; Kaye Hartman, yes and Robert Schroeder, yes. Mr. Roy stated that they will stay in touch with the Board Offices as to progress in these two schools.
ITEM IV - RULES APPROVAL

Mr. Keys asked Board Members to officially adopt the new rules and rules changes that have been filed. Kaye Hartman made a motion to accept the rules as corrected by the Joint Committee on Agency Rules Review. Dr. Groff seconded the motion and a roll-call vote was taken: Elsie Anthony, yes; Juanita Brunner, yes; Dr. Groff, yes; Kaye Hartman, yes and Robert Schroeder, yes. Mr. Keys stated that these will be filed by Thursday, February 14, 1991 and the effective date will be February 24, 1991.

ITEM V - BUDGET

Mr. Keys reported that our suggested budget is 10% less than last year with the same decrease for the following year. He stated that the budget has been re-submitted but we have a deficit over $100,000 in our Payroll Account. He suggested that the number of Board Meetings be cut down as a way to save money but Board Members were not receptive because of the workload of hearings. Mr. Keys reported that he is researching the institution of fines and the possibility of putting this money in a rotary account to be used to pay for the use of court recorders, attorneys, other expenses connected with hearings, etc.

ITEM VII - INFORMAL HEARING - MICHAEL & GLORIA RADO - PARMA (10-75-1426)

Michael and Gloria Rado of Parma, Ohio were requested to meet before the Board to discuss several problems in their beauty salons. Mr. Keys reported that Mr. Rado is undergoing his seventh heart by-pass operation and was not able to appear. Mr. Keys stated that he is working with the Rado's to solve the problems.

ITEM VIII - HEARING OFFICER OPINION - KEN-DELLE BEAUTÉ ACADÉMIE - YOUNGSTOWN

Mr. Keys presented Board Members with copies of the Hearing Officer's Opinion in the case of Clifford Swartz, owner of the Ken-Delle Beauté Académie in Youngstown. He asked Members to review this for discussion at the next meeting.

ITEM IX - UPDATE - MODINA'S COLLEGE OF BEAUTY CULTURE - FAIRBORN

Mr. Keys reminded Board Members that they voted to invite the owner of Modina College of Beauty Culture in Fairborn to appear before the Board at a formal adjudication hearing to explain why the school did not have a bond. Since that time the bond has been received in the Board Offices. Mrs. Brunner made a motion not to take any further action against the school at this time and Dr. Groff seconded the motion. A roll-call vote was taken: Elsie Anthony, yes; Juanita Brunner, yes; Dr. Groff, yes; Kaye Hartman, yes and Robert Schroeder, yes.
ITEM X - UPDATE - BELLE LE FEMME BEAUTY SALON - PORTSMOUTH
                  (10-78-0991) SHIRLEY A. GAHM, OWNER

Mr. Keys notified Board Members that Shirley A. Gahm, owner of Belle LeFemme Beauty Salon in Portsmouth has requested a formal adjudication hearing. It will probably be scheduled for the next meeting.

ITEM XI - UPDATE - THE TANNING FACTORY - HAMILTON
                  (18-87-0772) GERALDINE ROARK, OWNER

Mr. Keys notified Board Members that the certified, restricted delivery letter of opportunity sent to Ms. Geraldine Roark, owner of The Tanning Factory of Hamilton (18-87-0772) was returned to the Board Offices by the Post Office, marked "Refused". He reported that the next step would be to publish the letter in Ms. Roark's local newspaper. This will be done.

ITEM XII - UPDATE - VICTORIA'S TOP OF THE CROWN BEAUTY SALON - CINCINNATI

Mr. Keys informed Board Members that Victoria's Top of the Crown Beauty Salon, 683 McMicken, Cincinnati, has been sold by Kenneth Greer to Mr. Leroy Jones. Mr. Jones notified Board Offices that he paid back rent and purchased the salon and equipment from Mr. Greer. Mr. Keys said that he will monitor this salon to make certain that all is in compliance before the license is issued.

ITEM XIII - NURSING HOMES

Mr. Keys stated that he is still doing research regarding licensing in nursing homes and will try to have guidelines available for the next meeting.

ITEM XIV - BRYAN NURSING CARE CENTER - EXEMPTION REQUEST

Board Members read a letter from the Bryan Nursing Care Center requesting a variance so that their employees could use the shampoo bowls and dryers when not being used by licensed cosmetologists. This was discussed at length and Kaye Hartman made a motion to deny the request and to send them a letter outlining their alternatives. Dr. Groff seconded the motion and a roll-call vote was taken: Elsie Anthony, yes; Juanita Brunner, yes; Dr. Groff, yes; Kaye Hartman, yes and Robert Schroeder, yes. Mr. Keys will prepare the letter.

Dr. Groff made a motion to adjourn the meeting until Tuesday morning at 10:00 o'clock. Elsie Anthony seconded the motion and the meeting adjourned.
State of Ohio  
State Board of Cosmetology  

MINUTES OF:  
February  
BOARD MEETING  
FOR YEAR OF:  
1991  

Vern Riffe Center  
HELD AT 77 S. High Street, Room 1948  
Columbus, OH 43215  
ON  
February 11th  

_________________  
Robert W. Schroeder, Chairman  

_________________  
M. M. Craft, M.D., Member  

_________________  
Juanita C. Brunner, Member  

_________________  
Elsie Jane Anthony, Member  

_________________  
Alma L. Kaye Hartman, Member  

_________________  

A Meeting of the Board of Cosmetology was held at the Vern Riffe Center, 77 South High Street, Room 1918, Columbus, Ohio, 43215 on Tuesday, February 12, 1991 at 10:00 A.M. with the following members present: Chairman Robert W. Schroeder; Member Elmer M. Groff, M.D.; Member Juanita C. Brunner; Member Elsie Jane Anthony; Member Alma C. "Kaye" Hartman; Executive Director Patrick G. Keys; Cosmetology Staff and interested parties.

The meeting was called to order by Chairman Robert Schroeder.

ITEM VI - INFORMAL HEARING - CHARLES TISSUE (13-90-4140)

MELANIE BRAGG - STUDENT
APRIL MAE INGEBO, OWNER - APRIL MAE'S BEAUTY SALON
WILLIAM CHURCH - RUBS LEMAR BEAUTY COLLEGE

Mr. Charles Tissue (13-90-4140), Akron, Ohio was asked to appear before the Board to explain why he was performing cosmetological services without a license. Mr. Tissue explained that he applied to take the State Board Examination and received a work permit. However, he did not appear to be examined on the appointed day and although the work permit expired and he returned it to the Board Offices, he continued to work in the salon. He stated that it was wrong to do this and he was really sorry that he had continued working. Mr. Tissue has since passed the exam and holds a current license. Juanita Brunner made a motion not to take any further action at this time. Elsie Anthony seconded the motion and a roll-call vote was taken: Elsie Anthony, yes; Juanita Brunner, yes; Dr. Groff, yes; Kaye Hartman, yes and Robert Schroeder, yes. Mrs. Brunner warned Mr. Tissue that any further infractions of rules or law would bring him back before the Board and he stated that he understood.

Ms. Melanie Bragg was requested to appear before the Board to explain why she was found to be performing cosmetological services in a beauty salon without a license. Ms. Bragg is a cosmetology student at Riggs Lema Beauty College and has accumulated approximately 1,000 hours in the last four years. She works at April Mae's Beauty Salon as a receptionist making appointment and taking money. On the day of the routine inspection of the salon, Ms. Bragg was seen removing perm rods from a patron. She was helping a cosmetologist, Ms. Kathy Duma, and Kathy said she did not consider this as working on a patron - the perm was already finished. However, all concerned were told that services on a patron is not complete until such patron leaves the styling chair and prepares to exit from the salon. They were also advised that no student is permitted to touch a patron's hair, or in any other capacity, except in the school they are attending. Ms. Bragg may continue to work at the salon as a receptionist but may not perform any cosmetology-related service for a patron. She was advised to complete her schooling, then take and pass the State Board Examination as quickly as possible.

Ms. April Ingebo, owner of April Mae's Beauty Salon, 527 South Avenue, Tallmadge, Ohio, 44278 was asked by Board Members to explain why unlicensed persons were practicing cosmetology in her salon. She stated that she hired Charles Tissue when he had a work permit. He later told her he was licensed and she believed him. She later found out he did not have a license she discharged him. Ms. Bragg was hired as a receptionist to answer phones.
and take money only. Ms. Inghee said that she was not in the salon when the inspection took place. However, she confirmed that it was necessary for Ms. Bragg to work to pay her way through school. Mrs. Brunner made a motion to discuss this case later and make a decision. Elsie Anthony seconded the motion and it was passed by a unanimous voice vote. These persons were told that they would be notified by mail of the decision of the Board.

Ms. Julie Hirschfield, a partner of the Riggs LeMar School, spoke to the Board with regard to students working in salons while going to school. They appreciate hearing of such cases when infractions are committed. She stated that students are cautioned about working on patrons outside the school and the school likes to keep track of students’ activities but it is very difficult. She would like a letter from State Board Offices outlining steps that can be taken against a student who is caught performing services illegally. She thinks this would be important to give each student enrolling in classes in the state and could be included with a copy of the student’s contract they receive at the time they sign up for classes.

ITEM XV - ROOD OF THE BOARD

ELECTROLYSIS LEGISLATION - Legislation for transferring licensure of electrologists to the Medical Board is in the second draft and is being done by Representative Barney Quilter. Mr. Keys hopes to secure a sponsor for this legislation soon and have it ready to present at the next meeting.

TANNING LEGISLATION: Mr. Keys reported that legislation will be introduced by Senator Horn on behalf of the Ohio Dermatological Association to mandate the use of dosimeters to check the strength of suntan bulbs used by the public in tanning facilities.

MASSAGE RULES: Mr. Keys reported that we will need to write rules to supplement Sub. H.B. #327 regarding permitting massage, etc. to be performed in beauty salons within specific guidelines.

BOARD AUDIT REPORT: Mr. Keys told Board Members that he received our audit report and all is in order.

MICHIGAN STATE COSMETOLOGY SAMPLE BULLETIN: Mr. Keys provided Board Members with copies of a "Cosmetology Bulletin" published quarterly by the State of Michigan. This bulletin is a way of informing those in the industry about pending legislation, changes in rules, questions and answers, comments about examinations, etc. It would certainly be an asset if this could be published in Ohio. It would eliminate a lot of telephone calls and probably cut down considerably on violations because people would be better informed. Board Members enjoyed reading this bulletin.

MALIBU TANNING SALON - KEVIN FREDERICK, OWNER: Mr. Keys gave each Board Member a copy of an article that appeared in Tanning Trends Magazine which featured the Malibu Tanning Salon in North Olmsted, owned by Kevin Frederick. Mr. Frederick is very active in the tanning industry and worked with the Board regarding rules.
MINUTES OF BOARD MEETING  FOR YEAR OF 1991

February

Wern Riffe Center

HELD AT: 77 S. High Street, Room 116

Columbus, OH 43215

RENEE'S SCHOOL OF COSMETOLOGY - TOLEDO: Mr. Keys informed Board Members that Renee's School of Cosmetology, 3303 West Central Avenue, Toledo is operating without a school bond. Kaye Hartman made a motion to invite the school owner to appear before the Board for a formal adjudication hearing. Elsie Anthony seconded the motion and it passed by a unanimous voice vote.

ITEM XVI - REVIEW FINANCIAL REPORTS

There were 129 new beauty salons and 66 new tanning facilities licensed in January with the Board Office depositing $27,668.15 into the General Revenue Fund. The Treasurer's Office deposited $231,354.00 during the month. Since the biennial renewal period began, $1,592,169.00 has been deposited into the General Revenue Fund by the Treasurer's Office.

ITEM VI - APRIL MAE'S BEAUTY SALON - TALLMADGE

The case of April Mae's Beauty Salon (10-86-0544) in Tallmadge, Ohio owned by April Mae Ingebo was discussed. Elsie Anthony made a motion to send letters to the salon owner and to Melanie Bragg notifying them that the Board will take no further action at this time. Also, advise Ms. Bragg to complete her schooling and get a license as soon as possible. The motion was seconded by Mrs. Brunner and was passed by a unanimous voice vote.

ITEM XIV ON THE AGENDA

The subject of a place to hold Board Meetings was discussed. Board Members expressed the desire to hold the meetings at the Board Offices. The atmosphere at the Riffe Center is more professional for conducting hearings but it is not as convenient as being in the Board Offices with respect to being close to files and other information. This was discussed and decided that regular meetings are to be held in the Board Offices on Monday and if a hearing is involved, it will be held at the Riffe Center at the Tuesday meeting of the Board. It was decided to try this for a while.

ITEM XVIII - DATES FOR NEXT MEETING

The next meeting of the Board of Cosmetology will be held March 4th and 5th, 1991 in the Wern Riffe Center, Room 116, Columbus, Ohio at 3:00 P.M. Tentative dates for future meetings are April 8th and 9th, May 13th and 14th and June 10th and 11th, 1991.

There being no further business to come before the Board at this time, Kaye Hartman made a motion to adjourn the meeting. Elsie Anthony seconded the motion and the meeting adjourned by unanimous voice vote.
AGENDA

I. MINUTES OF THE LAST MEETING

II. KEN-DELLE BEAUTE' ACADEMY - YOUNGSTOWN

III. TANNING FACILITIES - LATE FEE

IV. 3-B SCHOOL OF BEAUTY - NEWARK - EXEMPTION REQUEST

V. NURSING HOME POLICY

VI. JOHN CIVETTE - WOODMERE - ADVERTISEMENT

VII. BUDGET

VIII. LEGISLATION

IX. FLORIDA RECIPROCITY

X. GOOD OF THE BOARD: NATIONAL-INTERSTATE COUNCIL ANNUAL CONFERENCE
   CIVIL RIGHTS COMMISSION
   SALON NEWSPAPER ARTICLE

XI. REVIEW FINANCIAL REPORTS

XII. DATES FOR NEXT MEETING
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<tr>
<th>MONDAY, MARCH 4TH, 1991</th>
<th>TUESDAY, MARCH 5TH, 1991</th>
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<tbody>
<tr>
<td>Robert W. Schroeder, Chairman</td>
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<td>Alma C. &quot;Kaye&quot; Hartman, Member</td>
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A Meeting of the Board of Cosmetology was held at the Board Offices, 8 East Long Street, Suite 1000, Columbus, Ohio, 43215 on Monday, March 4, 1991 at 5:00 P.M. with the following members present: Chairman Robert W. Schroeder; Member Elmer M. Groff, M.D.; Member Juanita C. Brunner; Member Elzie Jane Anthony; Member Anna C. "Kaye" Hartman; Executive Director Patrick G. Keys; Cosmetology Staff and interested parties.

Chairman Schroeder called the meeting to order.

ITEM I - MINUTES OF THE LAST MEETING

Chairman Schroeder asked if Board Members had reviewed the Minutes of the last meeting and if there were any additions or corrections to be made.

Kaye Hartman made a motion to accept the Minutes as written. Elzie Anthony seconded the motion and it passed by unanimous voice vote. The Minutes were signed.

ITEM II - KEN-DALLE BEAUTE' ACADEME' - YOUNGSTOWN HEARING OFFICER OPINION

The report of the hearing officer on the Chapter 119. Administrative hearing against the school license of Ken-Dalle Beauty Academy', Youngstown, owned by Mr. Clifford Swartz was presented and discussed at length. The report was not favorable in a number of aspects, but did find Ken-Dalle guilty of some violations. The hearing officer missed the importance of some violations, especially that of the instructor doing hair in the clinic. The report did point out, correctly, that the school has not previously been disciplined prior to this hearing. A motion was made by Dr. Groff and seconded by Kaye Hartman to partially accept the report of the hearing officer and suspend the school license of Ken-Dalle Beauty Academy' for a period of two weeks, tentatively set for April 15-29, 1991. A voice vote was taken: Elzie Anthony, yes; Juanita Brunner, yes; Dr. Groff, yes; Kaye Hartman, yes and Robert Schroeder, yes. The motion passed.

ITEM III - TANNING FACILITIES - LATE FEE

Section 4713.25 of the Revised Code authorized the Board of Cosmetology to set the various fees for the regulation of the tanning industry. Mr. Keys pointed out to the Board Members that the renewal of the tanning permit never had a late fee set, unlike all other licenses issued by the Board. A discussion followed. Kaye Hartman made a motion, which was seconded by Elzie Anthony, to set a late fee for renewal of a tanning permit at $25.00, which is half of the regular fee and similar to the treatment of beauty salons. The motion was passed by unanimous voice vote.
ITEM IV - 3-B SCHOOL OF BEAUTY - NEWARK - EXEMPTION REQUEST

Mr. Keys presented a written request from the 3-B School of Beauty, 11 South Third Street, Newark, Ohio 43055 for an exemption to the rule requiring two instructors at all times. The school would like to operate their Saturday clinic with one instructor, having less than 20 senior students only. It was pointed out that a number of schools operate under an exemption with the same restrictions. Dr. Groff made a motion to grant the exemption with the noted restrictions. The motion was seconded by Mrs. Brunner. Prior to the vote, Kaye Hartman excused herself from the vote because she graduated from the 3-B School. The motion passed by unanimous voice vote.

ITEM V - NURSING HOME POLICY

The regulations and policies that govern the beauty salons in nursing homes were introduced for discussion. The existing policies are not adequate to cover some of the existing situations since the nursing home industry has changed so much. Many nursing homes have changed the focus of their care and mix the types of patients they service, from the full-care patient to "residence" type of client. It was also pointed out that many nursing homes have been purchased by large national chains that expect a profit from the salon. A draft of a policy was presented and a lengthy discussion followed. It was decided that Mr. Keys will edit and expand the draft of the policy for presentation at the next meeting of the Board.

ITEM VI - JOHN CIVETTE - WOODMERE - ADVERTISEMENT

Mr. Keys gave Board Members a copy of an advertisement offering home services by licensed personnel. This advertisement was placed by Mr. John Civette, 3439 W. Brainard, #103, Woodmere, Ohio, 44122. After discussion, it was decided the ad was not in compliance with stated policy, and that Mr. Civette be invited to the next Board Meeting for discussion.

ITEM VII - BUDGET

Mr. Keys made a presentation of the existing fiscal situation, which is bleak. All of the possible money-saving administrative measures which can be taken have already been instituted, and a lay-off situation may still be faced in June.

For the next biennium, July, 1991 through June, 1993, the Office of Budget and Management has tentatively approved the budget for the Board. The budget situation will remain tentative until final vote of the Legislature in last June. Mr. Keys will keep the Board apprised of the situation.
MINUTES OF March BOARD MEETING
FOR YEAR OF 1991

HELD AT 8 E. Long St., 10th Floor. ON March 4th
Columbus, OH 43215

ITEM WILL - LEGISLATION

ELECTROLYSIS: The final draft of the Bill to transfer regulation of the electrolysis industry to the Medical Board has been completed and Mr. Keys is in the process of reviewing the language with all interested parties. When the review is complete a sponsor will be found and the Bill introduced.

Senate Bill 38: Hearings have begun on the bill to require dosimeter readings on the bulbs of all tanning equipment. It was decided that, in testimony, Mr. Keys should emphasize the Board's concern for the safety of the consuming public, while expressing concern about the fiscal impact of the legislation.

AESTHETICIANS: Mr. Keys reported that the School Owners Association have contracted with a lobbyist to draft a bill for the licensure and regulation of the esthetics industry, or advanced skin care.

There was also discussion of some of the issues the Board would like to see, including the power to levy fines, a manicallying instructor, continuing education possibilities and an examination for instructors.

Dr. Groff made a motion to adjourn and the motion was seconded by Kaye Hartman. The meeting adjourned until Tuesday, March 5, 1991 at 9:30 A.M. in the Board Office.

Robert H. Schroeder, Member
Elmer M. Groff, M.D., Member
Juanita C. Brunner, Member
Risse Bore Anthony, Member
Alma C. "Kaye" Hartman, Member
A meeting of the Board of Cosmetology was held at the Board Offices, 8 East Long Street, Suite 1000, Columbus, Ohio, 43215 on Tuesday, March 5, 1991 at 9:30 A.M. with the following members present: Chairman Robert W. Schroeder; Member Elmer R. Groff, M.D.; Member Guanita C. Brunner; Member Elsie Jane Anthony; Member Alma C. "Kay" Hartman; Executive Director Patrick T. Keys; Cosmetology Staff and interested parties.

The meeting was called to order by Chairman Schroeder.

ITEM IX - FLORIDA RECIPROCITY

The issue of reciprocity for Florida licensees was introduced for discussion because the Florida Board of Cosmetology has recently changed their process concerning school records. The Florida Board no longer keeps records of students after the student receives a license. The record of hours have to be obtained from the school attended by the student. After some discussion, it was decided that Ohio will accept a notarized statement from the Florida school to verify education, keeping in mind that the Florida Board verified education prior to giving their examination. All licensees holding a Florida license still have to take the Ohio examination prior to licensure.

ITEM X - GOOD OF THE BOARD

NATIONAL-INTERSTATE COUNCIL ANNUAL CONFERENCE - Mr. Keys circulated a letter from the National-Interstate Council announcing the dates of the Annual Conference. It will be held August 18-20, 1991 in Portland, Maine. It was also decided that, if the funds are available, a "share the cost" arrangement will be instituted so that every Board Member would have the opportunity to attend the Conference.

CIVIL RIGHTS COMMISSION - Mr. Keys announced that the Ohio Civil Rights Commission has formally dismissed the suit brought against the Board by Mr. Alan Zargar citing age discrimination.

SALON NEWSPAPER ARTICLE - Board Members read a newspaper article about the business of running a beauty salon and the cosmetology industry.

ITEM XI - REVIEW FINANCIAL REPORTS

Mr. Keys reported that the Financial Reports for February were not available in time for this meeting.
ITEM XII - DATES FOR NEXT MEETING

The next meeting of the Board of Cosmetology will be held April 9th, 1991 in the Werner Kline Center, 77 South High Street, Room 1019, Columbus at 3:00 P.M. and April 9th, 1991 in the Offices of the Board, 8 E. Long Street, 10th Floor, Columbus at 9:30 A.M. Tentative dates for future meetings are May 13th and 14th and June 10th and 11th, 1991.

There being no further business to come before the Board at this time, Kaye Hartman made a motion to adjourn the meeting. Dr. Groff seconded the motion and the meeting adjourned by unanimous voice vote.

Robert W. Schmucker, Chairman
Elmer M. Groff, M.D., Member
Juanita C. Brunner, Member
Elsie Jane Anthony, Member

Alma G. Kaye Hartman, Member
AGENDA

I. MINUTES OF LAST MEETING

II. RELOCATION OF SCHOOL: RIGGS LEMAR BEAUTY COLLEGE - AKRON
    WILLIAM CHURCH, PART OWNER

III. FORMAL HEARING - BELLE LE FEMME BEAUTY SALON - PORTSMOUTH
     SHIRLEY A. GANN, OWNER

IV. FORMAL HEARING - RENEE'S SCHOOL OF COSMETOLOGY - TOLEDO
    D. JEAN CASON, OWNER

V. INFORMAL HEARING - THE CUTTING EDGE BEAUTY SALON (10-90-0490)
    OXFORD - VICTORIA L. FARKS, OWNER

VI. INFORMAL HEARING - LYNNE'S STYLING SALON (10-78-0793)
    NEWTON FALLS - LYNNE BATTERS, OWNER

VII. INFORMAL HEARING - THE ESTHETIC DESIGN GROUPE (10-81-0495)
    CINCINNATI - G. B. POLANCO, M.D., OWNER

VIII. INFORMAL HEARING - JOEY PORTER (12-88-03932) - WICKLIFFE

IX. INFORMAL HEARING - JOHN CIVITTE (12-62-0442) - WOODMERE

X. UPDATE - THE TRENDS SETTERS (10-77-0227) - GALION
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XI. NURSING HOME POLICY

XII. LEGISLATION

XIII. SALON CLASSES

XIV. AKRON BEAUTY SCHOOL

XV. NIC ANNUAL CONFERENCE - PORTLAND, MAINE

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<td>Robert W. Schroeder, Chairman</td>
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STATE OF OHIO

BOARD OF COSMETOLOGY

MINUTES

APRIL 8th & 9th, 1991

Patrick G. Keys, Executive Director
A meeting of the Board of Cosmetology was held at the Vern Riffe Center, 77 S. High Street, Room 1919, Columbus, Ohio, 43215 on Monday, April 8, 1991 at 3:00 P.M. with the following members present: Chairman Robert H. Schroeder; Member Elmer M. Groff, M.D.; Member Elsie Jane Anthony; Member Alna C. 'Keys' Hartman; Executive Director Patrick C. Keys, Cosmetology Staff and interested parties.

Chairman Robert Schroeder called the meeting to order.

ITEM I - MINUTES OF THE LAST MEETING

Chairman Schroeder asked if Board Members had reviewed the Minutes of the last meeting and if there were any additions or corrections to be made. Dr. Groff made a motion to accept the Minutes as written. Elsie Anthony seconded the motion and it passed by unanimous voice vote. The Minutes were signed.

ITEM II - RELOCATION OF SCHOOL: RIGGS LEMAR BEAUTY COLLEGE - ACORN WILLIAM CHURCH, PART OWNER

Julie Hirschfeld, part owner of Riggs Lemar Beauty College appeared before the Board to discuss the new facilities of the school at 3464 Hudson Drive, Cuyahoga Falls, Ohio, 44221. She stated that the current facility is very old and is in a less than desirable neighborhood. The building the school is being moved to is spacious with freshly painted walls, new floors, etc. Mr. Keys stated Ms. Hirschfeld assured him that a door has been installed on the dispensary and that closed cabinets are being installed for towels. The opening package is in order and Ms. Hirschfeld has brought a certified bank check to pay for the license. Ms. Hirschfeld noted that the school also has installed a new computer system (KISS) and stated that all are excited about it because it will allow them to access records immediately. Kaye Hartman made a motion to license this new facility and Elsie Anthony seconded the motion. The motion passed by unanimous voice vote and all Board Members wished the staff good luck in this new location.

ITEM III - FORMAL HEARING - BELLE LE FEMME BEAUTY SALON - PORTSMOUTH SHIRLEY A. GAHN, OWNER

Mr. Keys reported that the attorney representing Ms. Shirley A. Gahn, owner of Belle Le Femme Beauty Salon (1078-0981) telephoned Board Offices and requested a postponement of the formal adjudication hearing. Mr. Keys stated that a letter will be sent to notify him of the time and place of the next meeting.
ITEM IV - FORMAL HEARING - RENEE'S SCHOOL OF COSMETOLOGY - TOLEDO
D. GEAN CASON, OWNER

Mr. Keys reminded Board Members that they voted to invite the owner of Renee's School of Cosmetology in Toledo to appear before the Board at a formal adjudication hearing to explain why the school did not have a bond. Since that time the bond has been received in the Board Offices. Kaye Hartman made a motion not to take any further action against the school at this time and Dr. Groff seconded the motion. A roll-call vote was taken: Elsie Anthony, yes; Dr. Groff, yes; Kaye Hartman, yes and Robert Schroeder, yes. The motion passed.

ITEM V - INFORMAL HEARING - THE CUTTING EDGE BEAUTY SALON (10-90-0490)
OXFORD - VICTORIA L. MARCS, OWNER

Ms. Victoria Marks, owner of The Cutting Edge Beauty Salon (10-90-0490), 344 Foxfire Drive, Oxford, Ohio, 45056 was asked to appear before the Board to explain why her salon was open and operating without a Managing Cosmetologist present and violations of the sanitary regulations of the Board were found to exist. She stated that she had gone to the bank and was only gone about fifteen minutes and did not feel that this was a serious offense. She said that three persons work in the salon and none of them are Managing Cosmetologists - two of these rent booth space. She was informed that a Manager must be on duty at all times the salon is open to the public and it would be in her advantage to have all of her people become Managers. She stated that she understands the necessity of this and she will request that all persons working in the salon apply to take the Managing Cosmetologist examination. Ms. Marks stated that sanitary violations have been corrected. She was told that she will be notified by mail of the decision of the Board regarding these violations.

ITEM VI - INFORMAL HEARING - LYNNE'S STYLING SALON (10-78-0798)
NEWTON FALLS - LYNNE BATTLES, OWNER

Ms. Lynne Battles, owner of Lynne's Styling Salon, 15 W. Broad Street, Newton Falls, Ohio, 44444 was requested to meet with the Board of Cosmetology to explain sanitary violations that were found to exist in her salon during the last several routine inspections. Mr. Keys stated that he had spoken with Ms. Battles and she told him that the dirty walls in question are being painted. He requested that she send him a letter telling the Board that these violations have been rectified. No further action was taken at this time.
ITEM VII - INFORMAL HEARING - THE ESTHETIC DESIGN GROUPE (10-81-0496)  CINCINNATI - G. B. POLANCO, M.D., OWNER

G. B. Polanco, M.D., owner of The Esthetic Design Groupe (10-81-0496), 2033 Madison Road, Cincinnati, Ohio, 45206, was requested to meet with the Board to explain violations of Board regulations uncovered during a routine inspection of the salon. Mr. Joseph Polanco, son of Dr. Polanco appeared with counsel to answer questions of Board Members. Mr. Polanco stated the partnership that was formed at the time the salon was opened, and his father listed as salon owner, has been dissolved and he is now the owner. His father is a Pathologist and now resides in California. Mr. Polanco stated that his residence is on the second and third floors of the salon building. The door leading to his residence is being sealed with drywall. Mr. Polanco was informed that since our records indicate his father is the salon owner, it will be necessary for him to file a new application for the salon license with a drawing showing no access to the living quarters. He also needs a new photo for his personal license. Kaye Hartman made a motion to withhold any action on this salon until the new paperwork is received, reviewed and an inspection is made. Mr. Groff seconded the motion and a roll-call vote was taken: Elsie Anthony, yes; Mr. Groff, yes; Kaye Hartman, yes and Robert Schreder, yes.

ITEM VIII - INFORMAL HEARING - JOELY PORTER (12-88-3832) - WICKLiffe

Ms. Joely Porter, 1528 E. 296th Street, Wickliffe, Ohio, 44092 was invited to appear before the Board to explain allegations that she was performing cosmetology services outside a licensed salon. Mr. Keys reported that he had been informed that this person had appeared in court and was fined $200.00 and court costs. She is now working in a licensed salon and not performing any cosmetology services in her home. No further action will be taken at this time.

ITEM IX - INFORMAL HEARING - JOHN CIVETTE (12-82-0442) - WOODMERE ADVERTISEMENT

Mr. John Civette, 3430 W. Brainard, #103, Woodmere, Ohio, 44122 was requested to appear before the Board to discuss advertisements for home services in a manner which directly conflicts with stated policy of the Board. Mr. Civette did not appear and Board Members agreed that he should be invited to appear at the next meeting of the Board.

ITEM XI - NURSING HOME POLICY

Mr. Keys presented a revised copy of the policy to be adopted in reference to services rendered in nursing homes. After some discussion it was decided to table this until the Tuesday meeting of the Board.
ITEM XII - LEGISLATION

Mr. Keys reported that H.B. 322 has been introduced in the House of Representatives and the first hearing should be soon. There should be no problem with passage of this bill to transfer the regulation of electrology from the Board of Cosmetology to the Medical Board because the Medical Board agrees that this is a skin-invasive procedure. Mr. Keys will keep the Board informed about this.

ITEM XIII - SALON CLASSES

Mr. Keys presented Board Members with information regarding the David Broadway Salon in Toledo. This salon is apparently offering 24-hours of instruction to any student who signs up for the Managing Cosmetologist Course at the Toledo Academy. Mr. Keys pointed out that it is illegal to conduct classes for cosmetology students other than in a licensed school of cosmetology. Board Members directed Mr. Keys to send a letter to the David Broadway Salon advising them of this fact.

Board Members then read correspondence from The Phil Carter Organization regarding a training program they propose to offer cosmetology instructors in Ohio. Members of the Board agrees that this is probably a good program but it would be best directed to schools rather than to the Board. Mr. Keys will so inform the organization.

Dr. Groff made a motion to adjourn the meeting until Tuesday morning at 9:30 in the Board Offices. Kaye Hartman seconded the motion and the meeting adjourned by unanimous voice vote.

Robert W. Schroeder, Chairman

Elmer M. Groff, M.D., Member

Elsie Jane Anthony, Member

Alma C. 'Kaye' Hartman, Member
A meeting of the Board of Cosmetology was held at the Board Offices, 8 East Long Street, Suite 1000, Columbus, Ohio, 43215 on Tuesday, April 9, 1991 at 9:30 A.M. with the following members present: Chairman Robert W. Schroeder, Member Eimer G. Groff, M.D.; Member Elsie Jane Anthony, Member Alma G. "Kaye" Hartman, Executive Director Patrick G. Keys and Cosmetology Staff.

The meeting was called to order by Chairman Robert Schroeder.

ITEM V - INFORMAL HEARING - THE CUTTING EDGE BEAUTY SALON (10-90-0490)
OXFORD - VICTORIA L. MARXS, OWNER

The case of The Cutting Edge Beauty Salon (10-90-0490) in Oxford, Ohio was discussed by Board Members. Kaye Hartman made a motion to send the owner, Ms. Victoria Marks, a letter stating that no further action would be taken at this time but any such violations in the future would lead to a formal adjudication hearing. Dr. Groff seconded the motion and a roll-call vote was taken: Elsie Anthony, yes; Dr. Groff, yes; Kaye Hartman, yes and Robert Schroeder, yes.

ITEM VI - INFORMAL HEARING - LYNNE'S STYLING SALON (10-78-0798)
NEWTON FALLS - LYNNE BATTLES, OWNER

The case of Lynne's Styling Salon in Newton Falls was discussed and Mr. Keys informed Board Members that a letter was not received in today's mail from Ms. Lynne Battles, owner of the salon. The only correction that needed to be made was for a wall to be painted. Board Members requested that Mr. Keys send the State Inspector to the salon to see if this has been accomplished and if so, take no further action. If the wall has not been taken care of, invite Ms. Battles to the next meeting of the Board.

ITEM X - UPDATE - THE TRENDSSETTERS (10-77-0227) - GALLON JO ANN JOHNSON, OWNER

Mr. Keys apprised Board Members about an agreement that was signed between Ms. JoAnn Johnson, owner of The Trendssetters Beauty Salon (10-77-0227), Gallion and the Board of Cosmetology. Ms. Johnson admitted that she violated the laws and administrative rules of the Board and agreed to remove other businesses from her salon. She also agreed that there will be no access to the living quarters above the salon.
ITEM XI - NURSING HOME POLICY

Board Members reviewed the nursing home policy which Mr. Keys presented to them at the April 8th meeting of the Board. It was decided to change the name of services rendered from "beauty" to "cosmetology" services. Elsie Anthony made a motion to endorse this policy with the above change and Dr. Groff seconded the motion. A roll-call vote was taken: Elsie Anthony, yes; Dr. Groff, yes; Kaye Hartman, no; and Robert Schrueder, yes. The motion passed.

ITEM XII - AYRON BEAUTY SCHOOL.

Board Members read correspondence from Ayron Beauty School in response to a violation uncovered during a routine inspection at the school. Mr. Keys stated that he felt this to be a misunderstanding of the Rules and We will write to the school owner to clarify this situation. The Board agreed.

ITEM XV - NAC ANNUAL CONFERENCE - PORTLAND, MAINE

Mr. Keys called attention to the letter from the Maine Board of Cosmetology announcing the National Interstate Council of State Boards of Cosmetology Annual Conference will be held in Portland, Maine, August 16-20, 1991. He stated that he hopes some of the Board Members will consider attending.

ITEM XVI - COSMETOLOGY & HAIRSTYLING NEWSLETTER - NEW JERSEY

Board Members were presented with a copy of a quarterly newsletter published by the New Jersey Board of Cosmetology & Hairstyling. Mr. Keys stated that this is another example of communication with members of the cosmetology industry that might be beneficial in Ohio.

ITEM XVII - GOOD OF THE BOARD

NEWSPAPER ITEM - LORAIN, OHIO: Board Members read an account of a complaint against a hair stylist which appeared in the Lorain, Ohio newspaper. The client was allegedly physically assaulted by a hair stylist after she complained about being given a bad permanent. Board Members agreed that this is not the kind of conduct that should happen in a salon.

KEN-DELLE BEAUTE' ACADEME' - YOUNGSTOWN: Mr. Keys stated that an agreement had been reached with the Ken-Delle Beaute' Academe' and the Board. He asked for a vote to close the school for a one-week period. Kaye Hartman made a motion to grant Mr. Keys the authority to sign this agreement on behalf of the Board Members. Elsie Anthony seconded the motion and a roll-call vote was taken: Elsie Anthony, yes; Dr. Groff, yes; Kaye Hartman, yes and Robert Schrueder, yes. The motion passed.
FINES: Mr. Keys was asked to research the prospects of violation fines. He said that he would approach this subject with other boards.

S.B. No. 38 - PROPOSED LEGISLATION BY THE OHIO DERMATOLOGICAL ASSOCIATION: Mr. Keys reported that this legislation has been introduced. The Board agrees with the safety aspect of this bill. However, the tanning facilities fund proposed will not be fully funded. There are still many problems that need to be worked out before this bill will pass.

ITEM XVIII - REVIEW FINANCIAL REPORTS - FEBRUARY AND MARCH

Mr. Keys reviewed the February and March Financial Statements with Members of the Board. There were 106 new beauty salons and 51 new tanning facilities licensed in February with 18 new salons and 49 new tanning facilities in March. In February $102,118.46 was deposited into the General Revenue Fund from the Treasurer's Office and the Board Offices and $62,584.00 deposited in March. It was noted that the biennial renewal period is now over. During the period July 1, 1990 and March 31, 1991 there was $1,980,429.41 deposited into the General Revenue Fund.

ITEM XIX - DATES FOR NEXT MEETING

The next meeting of the Board of Cosmetology will be held May 13, 1991 in the Yenn Riffe Center, Room 1919, 77 S. High Street, Columbus, Ohio at 3:00 P.M. The May 14th meeting will be in the Board Offices, 8 East Long Street, 10th Floor, Columbus at 9:30 A.M. Tentative dates for future meetings are: June 10th and 11th, July 8th and 9th, August 12th and 13th and September 9th and 10th, 1991.

There being no further business to come before the Board at this time, Dr. Groff made a motion to adjourn. Kaye Hartman seconded the motion and the meeting adjourned by unanimous voice vote.

Robert W. Schroeder, Chairman
Eliner M. Groff, M.D., Member

Elsie Jane Anthony, Member
Alma C. "Kaye" Hartman, Member
AGENDA

I. MINUTES OF THE LAST MEETING

II. FORMAL HEARING - BELLE LE FEMME BEAUTY SALON - PORTSMOUTH
   SHIRLEY A. GANN, OWNER

III. SCHOOL CHANGE OF OWNERSHIP - FREDERICK'S ACADEMY OF BEAUTY CULTURE
     SPRINGFIELD - LORRAINE COPELAND, NEW OWNER

IV. INFORMAL HEARING - JOHN CIETTE - WOODMORE - ADVERTISEMENT

V. INFORMAL HEARING - CHICAGO 29, INC. (DBA FAMOUS HAIR)
   HUBBARD & AKRON - ROGER HARTZELL

VI. NORTHWEST LOCAL SCHOOL DISTRICT - VARIANCE REQUEST

VII. MANAGING MANICURIST RECIPROCITY

VIII. PENDING LEGISLATION

IX. BUDGET

X. LAWSUIT - THE PARIS CONNECTION BY CAROL, INC. - MENTOR

XI. UPDATES: LYNNE'S STYLING SALON (10-78-0798) - NEWTON FALLS
    LYNNE BATTLES, OWNER

    DAVID BROADWAY SALON - TOLEDO ACADEMY OF BEAUTY CULTURE
    THE ESTHETIC DESIGN GROUP (10-81-0486) - CINCINNATI
    G. D. POLANCO, M.D., OWNER

XII. OSCAR BRIZUELA - PROVIDING COSMETOLOGY SERVICES WITHOUT LICENSE

XIII. CORRESPONDENCE - SENATOR RICHARD H. FINAN

XIV. NEWSPAPER ARTICLE - AKRON BEACON JOURNAL

XV. GOOD OF THE BOARD - NATIONAL-INTERSTATE COUNCIL OF STATE
    BOARDS OF COSMETOLOGY MINUTES

XVI. REVIEW FINANCIAL REPORTS

XVII. DATES FOR NEXT MEETING
ATTENDANCE

MONDAY, MAY 13, 1991

Robert W. Schaefer, Chairman
Elsie M. Groff, M.D., Member
Juanita C. Brunner, Member
Elsie Jane Anthony, Member
Alma C. "Kaye" Hartman, Member

TUESDAY, MAY 14, 1991

Robert W. Schaefer, Chairman
Elsie M. Groff, M.D., Member
Juanita C. Brunner, Member
Elsie Jane Anthony, Member
Alma C. "Kaye" Hartman, Member
STATE OF OHIO

BOARD OF COSMETOLOGY

MINUTES

MAY 13th & 14th, 1991

Patrick G. Keys, Executive Director
A meeting of the Board of Cosmetology was held at the Vern Riffe Center, 77 South High Street, Room 498, Columbus, Ohio, 43215 on Monday, May 13, 1991, at 3:00 p.m., with the following members present: Chairman Robert W. Schroeder; Member Elmer M. Groff, M.D.; Member Elsie Jane Anthony; Member Alma G. "Kaye" Hartman; Executive Director Patrick G. Keys; Cosmetology Staff and interested parties.

Chairman Robert Schroeder called the meeting to order.

ITEM I - MINUTES OF THE LAST MEETING

Chairman Schroeder asked if Board Members had reviewed the Minutes of the last meeting and if there were any additions or corrections to be made. Kaye Hartman made a motion to accept the Minutes as written. Dr. Groff seconded the motion and it passed by unanimous voice vote. The Minutes were signed.

ITEM II - FORMAL HEARING - BELLE LE FEMME BEAUTY SALON - PORTSMOUTH
SHIRLEY A. CAHN, OWNER

Chairman Schroeder conducted a formal adjudication hearing under the provisions of Chapter 119., O.R.C., in the case of Belle Le Femme Beauty Salon (10-79-0981) 810 Chillicothe Street, Portsmouth, Ohio, 45662, owned by Shirley A. Cahn. This salon was cited for a variety of alleged violations of Chapter 4713., O.R.C., and Administrative Rules. Belle Le Femme Beauty Salon was represented by Mr. Charles H. Wilson, Jr., and the Board of Cosmetology was represented by Assistant Attorney General Laurel Hlum. Exhibits were introduced into the record. Mr. Blum called State Inspector Colbie Griffin and Executive Director Patrick Keys to testify and Mr. Wilson called Shirley Cahn, Cheryl Hicks and Lucille Mack. Luella Eves and Cheryl Schamburg were not called as their testimony would have been the same as Ms. Hicks and Ms. Mack. Closing statements were made by both counsels and Chairman Schroeder thanked all persons for coming to the meeting. He advised Mr. Wilson that he will be notified by mail of the decision of the Board. He then declared the formal adjudication hearing closed.

EXECUTIVE SESSION

A motion was made by Dr. Groff to go into executive session at the request of Assistant Attorney General Laurel Hlum. Elsie Anthony seconded the motion and the room was cleared. After the session was over Chairman Schroeder called the regular meeting back to order.
ITEM III - SCHOOL CHANGE OF OWNERSHIP - FREDERICK'S ACADEMY OF BEAUTY CULTURE - SPRINGFIELD - LULLAWEEN COPELAND, NEW OWNER

Mr. Keys introduced Ms. Lullaweens Copeland, owner of the Continental Beauty School in Piqua, who is the new owner of Frederick's Academy of Beauty Culture, 1635 Selma Road, Southern Village Shopping Center, Springfield, Ohio, 45505. Chairman Schroeder welcomed her and introduced her to the Members of the Board. Ms. Copeland stated that she has been associated with cosmetology schools since 1969 and has been the owner of Continental since 1972. The name of the Springfield school will be changed to Continental Beauty School and some things remain to be completed. Kaye Hartman made a motion to license this school pending completion of the package and on-site inspection. Elsie Anthony seconded the motion and a roll-call vote was taken: Elsie Anthony, yes; Dr. Groff, yes; Kaye Hartman, yes and Robert Schroeder, yes. Board Members thanked her for coming to the meeting and wished her well at this new location. Ms. Copeland thanked Members of the Board for their time.

ITEM IV - INFORMAL HEARING - JOHN CIVETTE - WOODMERE - ADVERTISEMENT

Mr. John Civette, 3439 W. Drainard, #103, Woodmere, Ohio, 44122 owns a business named "House Calls": it is a sub-contracting business whereby it persons call regarding roof problems, problems with electronic equipment, etc., he sub-contracts with a person of those skills to make necessary repairs. Since he and an association are licensed cosmetologists, they decided they would also like to do hair for persons unable to go to a salon for services. In an advertisement he had previously mentioned that these persons must have "medically" unable to go to a salon. In February, 1990 the Board discussed the problem and corresponded with Mr. Civette. When he failed to correct his ads, the Board invited him to the meeting to outline the requirements for home service advertisements. Mr. Civette stated that he will be glad to comply with the intent of the law and administrative code of the Board.

Dr. Groff made a motion to adjourn the meeting until 9:00 A.M. Tuesday. Elsie Anthony seconded the motion and the meeting adjourned.

Robert W. Schroeder, Chairman

Elsie Jane Anthony, Member

Elmer M. Groff, M.D., Member

Alma C. "Kaye" Hartman, Member
A meeting of the Board of Cosmetology was held at the Board Offices, 8 East Long Street, Suite 1000, Columbus, Ohio, 43215 on Tuesday, May 14, 1991 at 9:00 A.M. with the following members present: Chairman Robert W. Schroeder; Member Elmer H. Groff, M.D.; Member Elsie Gaye Anthony; Member Alma C. "Kaye" Hartman; Executive Director Patrick G. Keys and Cosmetology Staff.

The meeting was called to order by Chairman Schroeder.

ITEM II - FORMAL HEARING - BELLE LE FEMME BEAUTY SALON - PORTSMOUTH
SHIRLEY A. GAHM, OWNER

The case of Belle Le Femme Beauty Salon of Portsmouth, owned by Ms. Shirley A. Gahm, was discussed by Board Members. Kaye Hartman made a motion to suspend the salon license for a period of two weeks. Dr. Groff seconded the motion and a roll-call vote was taken: Elsie Anthony, yes; Dr. Groff, yes; Kaye Hartman, yes and Robert Schroeder, yes. The motion passed.

ITEM IV - INFORMAL HEARING - CHICAGO 29, INC. (DBA/FAMOUS HAIR)
HUBBARD & AKRON - ROGER HARTZELL

Mr. Roger Hartzell, owner of Famous Hair Salons in Hubbard and Akron, Ohio was asked to appear before the Board to explain why unlicensed persons were performing cosmetology services in his salons. It was found that persons with out-of-state licenses were performing services in the salon and Mr. Hartzell was conducting two-week "orientation" classes. Mr. Keys spoke to Mr. Hartzell and informed him that permitting out-of-state licensees to perform services in an Ohio salon is illegal and these persons must apply for an Ohio license. In a letter to the Board, Mr. Hartzell said that he understands and will discontinue this practice. The Board decided to take no further action at this time.

ITEM VII - NORTHWEST LOCAL SCHOOL DISTRICT - VARIANCE REQUEST

Board Members reviewed correspondence from Northwest Vocational Center in the Northwest Local School District in which a variance was requested to permit the cosmetology program to operate next school year with only one Instructor. The program is being phased out of the school curriculum and the school will only have 11 senior students in attendance to complete the cosmetology course. Kaye Hartman made a motion to grant this variance for the next school year so that students will not have to seek their remaining cosmetology training elsewhere. Dr. Groff seconded the motion and a roll-call vote was taken: Elsie Anthony, yes; Dr. Groff, yes; Kaye Hartman, yes and Robert Schroeder, yes. The motion passed.

ITEM VII - MANAGING MANIC URIST RECIPROCITY

Board Members discussed reciprocity concerning the Managing Manicurist License. It was decided that persons from another state having 300 manicuring hours
in a cosmetology school of another state, with the curriculum similar to those of an Ohio Managing Manicurist, or having one year's working experience in a beauty salon be declared eligible to take the Ohio Managing Manicurist Examination. It was stated that whatever we request of an Ohio citizen must be required of others.

ITEM VIII - PENDING LEGISLATION

SENATE BILL: No. 38: This bill will require State Cosmetology Inspectors to use irradiance detectors to check bulbs in tanning beds and booths. This is a cost-prohibitive bill and hearings will begin soon.

HOUSE BILL No. 322: This bill allows the State Medical Board to regulate electrolysis and to terminate the remaining limited authority of the State Board of Cosmetology. This bill has had one hearing and will have another soon.

Mr. Keys will testify at the hearings for both of the above bills on behalf of the Board.

ITEM NOT ON THE AGENDA

It was the opinion of Board Members that ear-piercing should be added to articles to be included in a future newsletter. Also National Testing should be included.

ITEM IX - BUDGET

Mr. Keys reported that for the remaining of the current budget period (until June 30, 1991) things will be extremely tight. However, the next fiscal year will show a better budget than the Board has enjoyed for a long time.

ITEM X - LAWSUIT - THE PARIS CONNECTION BY CAROL, INC. - MENTOR

Some discussion was held regarding a lawsuit involving the Board and an unlicensed wig salon, The Paris Connection by Carol, Inc., Mentor, Ohio. This salon is performing cosmetological services by styling wigs while worn by a patron. Briefs will be filed and no further action will occur until after the hearing on May 31, 1991.

ITEM XI - UPDATES

LYNNE'S STYLING SALON (10-78-0799) - KENTON FALLS - LYNNE BATTLES, OWNER: Mr. Keys reminded Board Members regarding this case. Ms. Battles had agreed to paint an unsanitary wall in her salon and agreed also to send a letter to the Board Officers stating that this was done. However, when a letter finally came, it announced that Ms. Battles did not think the wall needed painting and was not going to do so. Board Members stated that perhaps another Inspector or Mr. Keys should check on this matter.
State of Ohio  
State Board of Cosmetology  
MINUTES OF  
May BOARD MEETING  
FOR YEAR OF 1991  

Held at 8 E. Long St., 10th Floor Columbus, OH 43215  
On May 14th  

DAVID BROADWAY SALON - TOLEDO ACADEMY OF BEAUTY CULTURE: Board Members 
read correspondence to the David Broadway Salon and the Toledo Academy of 
Beauty Culture from Mr. Keys advising them to discontinue the promotion 
for the Managing Cosmetology Course which had been set up between these 
two businesses. Responses were received from both parties and the program 
was cancelled.

THE ESTHETIC DESIGN GROUPE (10-81-9496) - CINCINNATI - G. B. POLANCO, M.D., 
OWNER: It was noted that a new application has been received for this salon 
and the ownership changed from G. B. Polanco, M.D., to his son, Joseph. 
The door has been sealed between the living quarters and the salon. However, 
the photo affixed to Mr. Polanco's personal license was unacceptable. Mr. 
Keys will so inform Mr. Polanco.

ITEM XII - OSCAR BRIZUELA - PROVIDING COSMETOLOGY SERVICES WITHOUT LICENSE 
Mr. Keys apprised Board Members regarding Mr. Oscar Brizuela. 11227 Clifton 
Blvd., Apt. 7, Cleveland, Ohio, 44102. Mr. Brizuela was found working in 
a salon without an Ohio license. The Department of Immigration found him 
guilty of working without a Visitor's Working Permit. Mr. Keys stated that 
Mr. Brizuela was found working in a salon a second time without an Ohio 
License and the Board filed charges against him in the Cuyahoga County Court 
of Common Pleas. He has been notified that he will not be scheduled for 
Ohio Examination until the pending court case against him is settled.

ITEM XIII - CORRESPONDENCE - SENATOR RICHARD H. FINAN 
Mr. Keys asked Board Members to read correspondence from Senator Richard 
H. Finan, 7th Senate District, regarding a situation in Cincinnati. Senator 
Finan stated that no support was forthcoming and he had received significant 
objection to this situation and there would be no further action at this 
time. This was presented as information for Board Members.

ITEM XIV - NEWSPAPER ARTICLE - AKRON BEACON JOURNAL 
Mr. Keys provided Board Members with copies of newspaper articles from the 
Akron Beacon Journal, Columbus Bureau, which points out the scrutiny boards 
are undergoing.

ITEM XY - GOOD OF THE BOARD: NATIONAL-INTERSTATE COUNCIL OF STATE BOARDS 
OF COSMETOLOGY MINUTES 

Mr. Keys informed Board Members that the Minutes of the Regional Meeting 
of the National-Interstate Council of State Boards of Cosmetology has been 
received and if anyone wants to read them they are available. He also reminded 
Members that the Annual Conference will be held in Portland, Maine, August 
16-20, 1991. He stated he hopes Members are thinking about attending.
CORRESPONDENCE FROM SENATOR ROY L. RAY: Mr. Schroeder read correspondence from Senator Roy L. Ray who commended Mr. Keys for his efforts on behalf of a constituent. He appreciated the professional manner in which the matter was resolved.

ITEM XVI - REVIEW FINANCIAL REPORTS

The Financial Report was reviewed for the month of April, 1991. There were 150 new beauty salons and 41 new tanning facilities licensed during the month. The reason for the high number of beauty salons is because the Glenby Salons were purchased by the Regis Corporation and all salons needed to be newly licensed under the new ownership. There was $49,642.91 deposited into the General Revenue Fund from the Board and Treasurer's Offices.

ITEM XVII - DATES FOR NEXT MEETING

The next meeting of the Board of Cosmetology will be held June 3rd and 4th, 1991 at the Offices of the Board, The Atlas Building, 8 East Long Street, Tenth Floor, Columbus, Ohio at 5:00 P.M. Tentative dates for future meetings are: July 8th and 9th, August 12th and 13th and September 9th and 10th, 1991.

There being no further business to come before the Board at this time, Dr. Groff made a motion to adjourn. Kaye Hartman seconded the motion and the meeting adjourned by unanimous voice vote.

Robert D. Schroeder, Chairman

Elmer R. Groff, M.D., Member

Elsie Jane Anthony, Member

Alma C. "Kaye" Hartman, Member
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AGENDA

I. MINUTES OF LAST MEETING

II. INFORMAL HEARING - GLORIA’S HAIR CARE (10-89-0470)
   CINCINNATI - GLORIA KENNEDY-GOLDER, OWNER

III. INFORMAL HEARING - CUSTOM CUTS BY GILDA (10-88-0493)
    FAIRFIELD - GILDA GALLEGO, OWNER

IV. INFORMAL HEARING - IMAGE OF OASIS HAIR SALON (10-89-0290)
    SANDUSKY - STEPHANIE J. KOFTZ, OWNER

V. INFORMAL HEARING - TOTAL CONCEPTS SALON (10-89-0093)
   PARMA HEIGHTS - FRANK ROSSI, OWNER

VI. UPDATE - DELE LE FEMME BEAUTY SALON (10-78-0981)
    PORTSMOUTH - SHIRLEY A. GAHR, OWNER

VII. UPDATE - LYNNE’S STYLING SALON (10-78-0798) - NEWTON FALLS
     LYNNE BATTLES, OWNER

VIII. PENDING LEGISLATION

IX. BUDGET

X. DATES FOR NEXT MEETING
ATTENDANCE

MONDAY, JUNE 3rd, 1991

Robert W. Schroeder, Chairman

Elmer M. Groff, M.D., Member

Juanita C. Brunner, Member

Elsie Jane Anthony, Member

Alma C. "Kay" Hartman, Member

TUESDAY, JUNE 4th, 1991

Robert W. Schroeder, Chairman

Elmer M. Groff, M.D., Member

Juanita C. Brunner, Member

Elsie Jane Anthony, Member

Alma C. "Kay" Hartman, Member
STATE OF OHIO

BOARD OF COSMETOLOGY

MINUTES

JUNE 3rd & 4th, 1991

Patrick E. Keys, executive Director
A meeting of the Board of Cosmetology was held at the Board Office, 8 East Long Street, Suite 1000, Columbus, Ohio 43215 on Monday, June 3, 1991 at 5:00 P.M. with the following members present: Chairman Robert W. Schroeder; Member Elmer M. Groff, M.D.; Member Elsie Jane Anthony; Member Alma G. "Kaye" Hartman; Executive Director Patrick G. Keys; Cosmetology Staff and interested parties.

Chairman Robert Schroeder called the meeting to order.

ITEM I - MINUTES OF LAST MEETING

Chairman Schroeder asked if Board Members had reviewed the Minutes of the last meeting and if there were any additions or corrections to be made. Kaye Hartman made a motion to accept the Minutes as written. Dr. Groff seconded the motion and the Minutes were signed.

ITEM II - INFORMAL HEARING - GLORIA'S HAIR CARE (10-89-0570)

Ms. Gloria Kennedy-Golder, owner of Gloria's Hair Care (10-89-0570), 5660 Montgomery Road, Cincinnati, Ohio, 45235 was requested to meet before the Board to explain violations of Chapter 4713, Ohio Revised Code, and Board Administrative Rules. She said that she purchased plastic boxes with lids to hold clippies, rollers, etc., and it is now much neater. Chairman Schroeder asked her about the door in the rear of the salon. She stated that this door is a fire exit that leads to a hallway to go outside and to apartments. Ms. Golder was informed that she does not need a fire door in the rear because she has less than 50 employees and the door must be sealed. Ms. Golder stated that she did not know if the landlord would let her seal the door. She does all maintenance himself and will not permit her to hire someone to do things. She also stated that he is a Barber. The Board unanimously decided to permit her thirty (30) days in which to seal the door. She requested a letter from the Board telling her that the door must be sealed so she can show it to the landlord. Mr. Keys said that he will see that she receives the letter. Chairman Schroeder thanked her for coming to the meeting.

ITEM III - INFORMAL HEARING - CUSTOM CUTS BY GILDA (10-89-0893)

Mr. Keys introduced Ms. Gilda Gallego, owner of Custom Cuts by Gilda Beauty Salon, 940 Willey Road, Fairfield, Ohio, 45014. Ms. Gallego was requested to meet with the Board to explain why persons were being shampooed in the beauty salon by a cosmetologist, then walked to the barber shop area for a haircut. However, upon reviewing a drawing of the salon, it was evident that alterations have been made within the salon. Therefore, she was requested to submit a new drawing to the Board. She was advised that it would probably be to her advantage to become licensed as a cosmetologist and make the entire area into a beauty salon. She explained that she had been a cosmetologist...
in the country of Columbia for about ten years and she has all of the paperwork to file for an Ohio license. She said that she will submit these and take the Ohio cosmetology examination. Board Members decided to take no action at this time and discuss it further at the July Meeting of the Board. This will allow Ms. Gallego time to submit her papers from Columbia and be scheduled for the examination. They will expect a progress report in July.

Some discussion was held regarding a sign for tanning which had been displayed by Ms. Gallego. She explained that the wording was misunderstood on the sign and it has been taken down.

**ITEM IV - INFORMAL HEARING - IMAGE OF OASIS HAIR SALON (10-89-0890)**

SANDUSKY - STEPHANIE J. NOFTZ, OWNER

Ms. Stephanie J. Nofitz, owner of Image of Oasis Hair Salon, 1212 Hull Road, Building F., Sandusky, Ohio 44870, was invited to appear before the Board to explain violations of sanitary regulations of the Board. Ms. Nofitz stated that they now have a wet sanitizer, the trash cans have lids, shampoo bowls are fiberglass or plastic and are being scrubbed with scouring powder but are stained, and her father stated that he will paint walls. They will also check into exhaust systems for the salon. Board Members agreed to permit Ms. Nofitz forty (40) days to comply with Administrative Rule regarding the exhaust problem and the State Inspector will be scheduled for a repeat visit at that time. Ms. Nofitz also stated that she has hired a coordinator to check all operators and their stations to make sure sanitation is being maintained. There will be no further action at this time.

**ITEM VII - UPDATE - LYNNE'S STYLING SALON (11-79-0798)**

NEWTON FALLS - LYNNE BATTLE, OWNER

Mr. Keys reminded Board Members that they had requested him to visit Lynne's Styling Salon, 16 W. Broad Street, Newton Falls, Ohio 44444, to inspect the condition of walls in the salon. He reported that he went there and found the walls are definitely unsanitary. There is not only water damage but mold is growing on the walls. It was decided to discuss this further at the Tuesday meeting of the Board.

Kaye Hartman made a motion to adjourn the meeting until 9:30 A.M. Tuesday. Dr. Groff seconded the motion and the meeting adjourned.
State of Ohio  
State Board of Cosmetology  
MINUTES OF June BOARD MEETING  
FOR YEAR OF 1991  
HELD AT R.E. Long St., Tenth Floor  
Columbus, OH 43215  
ON June 3rd  

Robert W. Schroeder, Chairman  
Edna J. Oost  
Elise Jane Anthony, Member  
Alma C. "Kaye" Hartman, Member
A meeting of the Board of Cosmetology was held at the Board Office, 8 East Long Street, Suite 1000, Columbus, Ohio, 43215 on Tuesday, June 4, 1991 at 9:30 A.M. with the following members present: Chairman Robert W. Schroeder, Member Elmer M. Groff, M.D.; Member Elsie Jane Anthony; Member Alma C. "Kay" Hartman; Executive Director Patrick O. Keys, and Cosmetology Staff.

The meeting was called to order by Chairman Robert Schroeder.

ITEM V - INFORMAL HEARING - TOTAL CONCEPTS SALON (10-86-0003) 
PARMA HEIGHTS - FRANK ROSSI, OWNER

Mr. Frank Rossi, owner of Total Concepts Beauty Salon (10-86-0003), 6807 Pearl Road, Parma Heights, Ohio, 44130 was invited to appear before the Board to explain a number of violations of Cosmetology Administrative Rules regarding sanitation in his salon. Mr. Keys reported that he spoke with Mr. Rossi by telephone and was told that he was unable to come to Columbus because of ill health. Board Members discussed this situation and requested that Mr. Keys invite Mr. Rossi for an informal hearing at the next meeting of the Board.

ITEM VI - UPDATE - BELLE LE FEMME BEAUTY SALON (10-78-0981) 
PORTSMOUTH - SHIRLEY A. GAHM, OWNER

Mr. Keys advised Board Members that the case of Belle Le Femme Beauty Salon (10-78-0981), Portsmouth, owned by Shirley A. Gahm, is now in the Court of Appeals in Scioto County. He will keep the Board informed.

ITEM VII - UPDATE - LYNNE'S STYLING SALON (10-78-0798) - NEWTOWN FALLS
LYNNE HARRIS, OWNER

Board Members reviewed the case of Lynne's Styling Salon (10-78-0798), Newton Falls, owned by Lynne Battles. Mr. Keys reported that on his visit to the salon he found water damage and mildew growing on the walls. Ms. Battles stated that her husband started to work on the walls but has stopped. Also, he will not permit her to call someone to paint these walls. Dr. Groff made a motion to invite Ms. Battles for a formal adjudication hearing. Elsie Anthony seconded the motion and a roll-call vote was taken: Elsie Anthony, yes; Dr. Elmer M. Groff, yes; Caye Hartman, yes and Robert Schroeder, yes.

ITEM VIII - PENDING LEGISLATION

Mr. Keys announced that he and Caye Hartman are meeting with State Representative Rhine McLin to discuss legislation Ms. McLin is contemplating. This bill would require a patch test before "every chemical service." This was discussed, as Administrative Rule already requires a "patch test"
prior to the application of any hair dye. Board Members stated that whenever a patron is burned by permanent wave solution, the operator is usually at fault for not using proper preparation methods or not following product manufacturers' instructions carefully. They felt that legislation will not correct this.

H.B. No. 322 - This bill will remove authority to regulate electrology from the Board of Cosmetology to the Medical Board. Another hearing will be held this week and will probably be voted out of the House.

H.B. No. 287 - This bill was introduced by the Barber Board and has already had a third hearing. It is mostly clean-up language and contains provisions to update administrative responsibilities.

S.B. No. 30 - This bill would require periodic testing of sun lamps used in tanning facilities through the use of dosimeter machines. The bill began in the State Government Committee but has been switched to Commerce and Labor Committee. It has had two hearings. Studies show that the instruments are not always accurate and although the board is in complete agreement with safety for the public, this bill actually is financially burdensome.

The bill regarding aestheticians is being drafted and has a sponsor. It should be introduced soon.

ITEM IX - BUDGET

Mr. Keys discussed the budget. There have been no signs of any further cuts and it has passed through the House of Representatives and is now in the Senate. Mr. Keys stated that he wants to commend the entire Board Staff for trying to reduce expenditures wherever possible so pay-offs could be eliminated.

GOOD OF THE BOARD

Ellie Anthony inquired about the Europa Beauty Salon in Cleveland. She asked if they still have problems. Mr. Keys stated that Mr. Buttarb received a suspended sentence from the Cuyahoga County Court and the operator from Turkey who was working in the salon is no longer there. The operator is also awaiting charges by the Immigration Department.

ITEM X - DATES FOR NEXT MEETING

The next meeting of the Board of Cosmetology will be held July 8th and 9th, 1991 at the Offices of the Board, The Atlas Building, 8 East Long Street, Tenth Floor, Columbus, Ohio at 6:00 P.M. Tentative dates for future meetings are: August 12th and 13th, September 9th and 10th, and October 7th and 8th, 1991.
There being no further business to come before the Board at this time, Dr. Groff made a motion to adjourn. Kaye Hartman seconded the motion and the meeting adjourned by unanimous voice vote.

Robert W. Schrader, Chairman

Elmer W. Groff, M.D., Member

Elsie L. Cane, Anthony, Member

Alma E. Kaye Hartman, Member
AGENDA

I. MINUTES OF THE LAST MEETING

II. MEMO FROM JAMES WIBLIN, ASSISTANT DIRECTOR, TRADE & INDUSTRIAL EDUCATION - OHIO DEPARTMENT OF EDUCATION

III. HAIR SERVICES COMPANY - DENNIS WRIGHT

IV. SISTER BONNIE STEINLAGE - CINCINNATI - VARIANCE

V. KATHERINE ROUNDTREE - EXAMINEE

VI. EUROPEAN INSTITUTE OF COSMETOLOGY - DAYTON

VII. TRENDSETTERS BEAUTY SALON - GALION - MS. JOANNA JOHNSON, OWNER

VIII. ANN'S BEAUTY SALON - VERSAILLES - MS. ANN YORK, OWNER

IX. UPDATES: THE PARIS CONNECTION

DANI'S TROPITANA - SIDNEY

FREDERICK'S BEAUTY COLLEGE - LIMA

LYNNE'S STYLING SALON - NEWTON FALLS

X. POLICY - COVERED WASTE CONTAINERS

XI. RECIPROCITY

XII. LEGISLATION

XIII. REPORT FROM N.I.C. ANNUAL CONFERENCE - NATIONAL EXAMINATION BOOTH RENTALS

XIV. GOOD OF THE BOARD

XV. DATES FOR NEXT MEETING
ATTENDANCE

MONDAY, SEPTEMBER 9, 1981

Robert W. Schroeder, Chairman
Elmer M. Groff, M.D., Member
Juanita C. Brunner, Member
Elsie Jane Anthony, Member
Alma C. "Kay" Hartman, Member

TUESDAY, SEPTEMBER 10, 1981

Robert W. Schroeder, Chairman
Elmer M. Groff, M.D., Member
Juanita C. Brunner, Member
Elsie Jane Anthony, Member
Alma C. "Kay" Hartman, Member
STATE OF OHIO

BOARD OF COSMETOLOGY

MINUTES

SEPTEMBER 9TH & 10TH, 1991

Patrick G. Keys, Executive Director
A meeting of the Board of Cosmetology was held at the Board Office, 8 E. Long Street, Suite 1000, Columbus, Ohio, 43215 on Monday, September 9, 1991 at 5:00 P.M. with the following members present: Chairman Robert W. Schroeder; Member Elmer M. Gruff, M.D.; Member Juanita C. Brunner; Member Elise Jane Anthony; Member Alma C. "Kaye" Hartman; Executive Director Patrick G. Keys; Cosmetology Staff and interested parties.

Chairman Robert Schroeder called the meeting to order.

ITEM I - MINUTES OF THE LAST MEETING

Chairman Schroeder asked if Board Members had reviewed the Minutes of the last meeting and if there were any additions or corrections to be made. Elsie Anthony made a motion to accept the Minutes as written and Kaye Hartman seconded the motion. The Minutes were signed.

ITEM II - MEMO FROM JAMES WIBLIN - ASSISTANT DIRECTOR, TRADE & INDUSTRIAL EDUCATION - OHIO DEPARTMENT OF EDUCATION

Board Members read a Memorandum from Mr. James Wiblin, Assistant Director of Trade and Industrial Education for the Ohio Department of Education. The memorandum stated guidelines that were adopted by the Trade & Industrial Policy and Planning Committee and the Board of Cosmetology in 1985 regarding adult students enrolled in a secondary vocational cosmetology program. He wanted to reaffirm this with Education Area Supervisors and the Board of Cosmetology. Mrs. Brunner made a motion to reaffirm this on behalf of the Board. There was no second to the motion and it will be discussed later.

ITEM III - HAIR SERVICES COMPANY - DENNIS WRIGHT

Mr. Keys advised Board Members that an unlicensed person, Rick Detwiler, was found practicing cosmetology without a license in the Hair Service Co. and Cosmetics Beauty Salon, 754 W. Market St., Suite 1, Akron, Ohio, 44303, on January 17, 1990 and also on June 20, 1991 by two separate State Inspectors. Charges were filed with the County Prosecutor and Mr. Detwiler and Mr. Wright appeared in Court. Mr. Detwiler was fined $100.00 and given a 30-day suspended sentence, and the offense is not to be repeated. Mr. Wright was not charged. Mr. Keys recommended that the salon owner, Mr. Dennis Wright, be asked to appear before the Board to explain why he permits an unlicensed person to practice cosmetology in his salon. Kaye Hartman made a motion to ask Mr. Wright to appear at a formal hearing before the Board. Mrs. Brunner seconded the motion and a roll-call vote was taken: Elsie Anthony, yes; Juanita Brunner, yes; Mr. Elmer Gruff, yes; Kaye Hartman, yes and Robert Schroeder, yes.
ITEM IV - SISTER BONNIE STEINLAGE - CINCINNATI - VARIANCE

Sister Bonnie Steinlage (12-07-2628), a member of the Franciscan Sisters of the Poor, 2262 Kipling Road, Cincinnati, Ohio, 45239, sent a letter to the Board Offices asking for permission to cut hair at The Drop Inn Center Shelterhouse in Cincinnati. After reading her letter and the material she sent, Board Members felt that they did not have sufficient information about the project the Sister wants to undertake. Mr. Keys will respond to her letter and request further data.

ITEM V - CATHERINE ROUNDTREE - EXAMINEE

On August 12, 1991, Ms. Katherine E. Roundtree (91-2775) came to the Board Offices to take the State Cosmetology Examination. It was discovered that this individual had altered her work permit expiration date and had also used a licensed cosmetologist and salon owner as her model. This is a direct violation of Administrative Rule 4713-7-08. Therefore, her examination scores have been nullified. This was discussed by Members of the Board and Dr. Groff made a motion to send a letter to the student informing her that she cannot practice cosmetology until she is licensed. Kayc Hartman seconded the motion and it passed by unanimous voice vote. It was also decided to request the State Inspector to visit Burmert Beauty Salon to make certain Ms. Roundtree is not practicing cosmetology. If she is found working at that time, the Inspector should go directly to the County Prosecutor and file charges against her and also against her mother, owner of the beauty salon.

ITEM VI - EUROPEAN INSTITUTE OF COSMETOLOGY - DAYTON

Mr. Keys advised Board Members that Assistant Attorney General Laurel Blum is preparing the "charge letter" to be sent to Ms. Vassilia Gazetas, owner of the European Institute of Cosmetology, 2103 N. Main Street, Dayton, Ohio, 45405.

ITEM VIII - THE TRENDSETTERS BEAUTY SALON - GALION

Ms. Joanna Johnson, Owner

Mr. Keys presented a letter addressed to Ms. Joanna Johnson, owner of the Trendsetters Beauty Salon (10-77-0237), in which he advised her that she had not lived up to the agreement she signed in which she pledged to seal all other businesses out of her salon. He advised Ms. Johnson to comply with this agreement.

ITEM VIII - ANN'S BEAUTY SALON - VERSAILLES - MS. ANN YORK, OWNER

Ms. Ann York, owner of Ann's Beauty Salon (10-02-0832), 10736 Reed Road, Versailles, Ohio, 45380, responded to a violation found in her salon during a routine inspection. Ms. York has a door leading from the salon into her residence and does not feel that she needs to seal it. It was decided to discuss this at the Tuesday meeting of the Board.
ITEM IX - UPDATES

THE PARIS CONNECTION: Mr. Keys reported that in the case of The Paris Connection, Mentor, Ohio, there is to be a hearing before a judge on September 13, 1991. This case came about because it is a wig salon and unlicensed persons were performing cosmetological services by styling wigs while worn by patrons. Mr. Keys stated that the State Inspector and he will attend the hearing.

DAMI'S TROPITANA: Mr. Keys stated that the case of Dani's Tropitana, 104 North Main, Sidney, Ohio, 45365, has been closed. Mr. James Arthur, owner, has now complied with Board rules.

FREDERICK'S BEAUTY COLLEGE: Mr. Keys informed Board Members that he has nothing to report on the move of the Frederick's Beauty College in Lima at this time.

LYNNE'S STYLING SALON: Mr. Keys reported that Ms. Lynne Battles, owner of Lynne's Styling Salon, 16 W. Broad Street, Newton Falls, Ohio, 44444, has accepted the revocation of her salon license as ordered by the Board. The salon has been closed.

ITEM X - POLICY - COVERED WASTE CONTAINERS

Mr. Keys presented Board Members with a copy of a policy he was directed to write for presentation at this meeting. Elsie Anthony made a motion to adopt the policy as written and Dr. Groff seconded the motion. A roll-call vote was taken: Elsie Anthony, yes; Juanita Brunner, yes; Dr. Groff, yes; Kaye Hartman, yes and Robert Schroeder, yes.

Elsie Anthony made a motion to adjourn the meeting until Tuesday morning at 9:45. Dr. Groff seconded the motion and the meeting adjourned.
A meeting of the Board of Cosmetology was held at the Board Office, 8 East Long Street, Suite 1000, Columbus, Ohio, 43215 on Tuesday, September 10, 1991 at 9:45 A.M. with the following members present: Chairman Robert H. Schroeder; Member Elmer M. Groff, M.D.; Member Juanita C. Brunner; Member Elsie Jane Anthony; Member Alma C. "Kaye" Hartman; Executive Director Patrick S. Keys and Cosmetology Staff.

The meeting was called to order by Chairman Robert Schroeder.

ITEM VIII - ANN'S BEAUTY SALON - VERSAILLES - MS. ANN YORK, OWNER

The case of Ann's Beauty Salon (10-82-0092) in Versailles was discussed by Board Members. They reviewed the original drawings for the salon and found that the original drawings for the salon does not indicate any opening into the residence. Elsie Anthony made a motion to invite the salon owner to the Board for a formal adjudication hearing and Kaye Hartman seconded the motion. A roll-call vote was taken: Elsie Anthony, yes; Juanita Brunner, yes; Mr. Groff, yes; Kaye Hartman, yes and Robert Schroeder, yes.

ITEM XI - RECIPROCITY

Mr. Keys called attention to a questionnaire about reciprocity that was prepared by the Board staff members. This was discussed and suggestions made to provide more information. This questionnaire will be sent to all State Boards for completion. We hope this will enable us to refine reciprocity with all states.

ITEM XII - LEGISLATION

Mr. Keys presented Board Members with the portion of Sub. H.B. No. 322 that impacts on the Board of Cosmetology. This bill will remove the present licensing authority over electrologists from the Board of Cosmetology and allow the State Medical Board to regulate electrology. This bill will also give the Board fining power and this money will be put into an adjudication fund. This bill passed in the House and a hearing will be held September 11th in the Senate. We hope this will be passed and signed by the next meeting.

ITEM XIII - REPORT FROM N.I.C. ANNUAL CONFERENCE - NATIONAL TESTING BOOTH RENTAL

It was decided that Elsie Anthony will report on the Annual Conference of the National-Interstate Council of State Boards of Cosmetology at the next meeting of the Board.
ITEM XIV - GOOD OF THE BOARD

Mr. Keys reported that Board Administrative Assistant Jo Ann Cox is ill and all hope she will recover soon.

Kaye Hartman reported that there are two salons in Newark that are operating in violation of Board Statute and Administrative Rules. She provided the names to Mr. Keys and he will send an inspector to investigate.

Mr. Keys stated that a meeting has been scheduled with a Union Representative to discuss various matters, such as: adjusted work schedules, progressive discipline schedule, bargaining units for Inspectors, evaluations, and the use of state cars.

Mr. Schroeder suggested that an article telling how to go about updating license photographs be included in the proposed Board Newsletter.

A meeting was proposed with School Instructors and State Inspectors regarding the new Milady Textbook, which has been found to contain many errors. Milady is in the process of reprinting a corrected book. It was suggested that Ms. Aurié Goshell, Coordinator of the Testing Program, be invited to speak to this group regarding the national examination.

Mr. Keys stated that he is waiting to receive a contract from Mr. O. Wayne Corley, General Counsel/Administrator of Testing Program for the National-Interstate Council for our review.

ITEM II - MEMO FROM CAMES WEBLIN, ASSISTANT DIRECTOR, TRADE & INDUSTRIAL EDUCATION - OHIO DEPARTMENT OF EDUCATION

Kaye Hartman requested a return to Item II of the Agenda to discuss further the request of the Department of Education to reaffirm a policy set in 1985. This was discussed thoroughly and Ms. Hartman then made a motion to reaffirm this policy. Mrs. Brunner seconded the motion and a roll-call vote was taken: Elsie Anthony, abstained; Juanita Brunner, yes; Dr. Croff, yes; Kaye Hartman, yes; and Robert Schroeder, yes. Mr. Keys will write this reaffirmation into Board Policy form.

ITEM XV - DATES FOR NEXT MEETING

The next meeting of the Board of Cosmetology will be held October 7th & 8th, 1991 at the Offices of the Board, The Atlas Building, 8 East Long Street, Tenth Floor, Columbus, Ohio at 5:00 P.M. Tentative dates for future meetings are: November 4th and 5th, and December 16th and 17th, 1991.
There being no further business to come before the Board at this time, Dr. Groff made a motion to adjourn. Elsie Anthony seconded the motion and the meeting adjourned.

Robert W. Schroeder, Chairman
Elmer M. Groff, M.D., Member

Janita C. Brunner, Member
Elsie Jane Anthony, Member

Alma C. "Kay" Hartzen, Member
STATE OF OHIO

BOARD OF COSMETOLOGY

MINUTES

OCTOBER 7th & 8th, 1991

Patrick G. Keys, Executive Director
A meeting of the Board of Cosmetology was held at the Board Offices, 8 East Long Street, Suite 1000, Columbus, Ohio, 43215 on Monday, October 7, 1991 at 5:30 P.M. with the following members present: Chairman Robert W. Schroeder; Member Elmer M. Groff, M.D.; Member Jeanita C. Brunner; Member Elsie Jane Anthony; Member Alma C. "Kaye" Hartman; Executive Director Patrick G. Keys; Cosmetology Staff and interested parties.

Chairman Robert Schroeder called the meeting to order.

ITEM I - MINUTES OF THE LAST MEETING

Chairman Schroeder asked if Board Members had reviewed the Minutes of the last meeting and if there were any additions or corrections to be made. Kaye Hartman made a motion to accept the Minutes as written and Dr. Groff seconded the motion. The Minutes were signed.

ITEM II - FLIRTATIONS BEAUTY SALON (10-90-0601) - CLEVELAND

Ms. Ruquiyah Franklin, owner of Flirtations Beauty Salon (10-90-0601), was asked to appear before the Board to explain why her salon was open and an unlicensed person was performing cosmetological services. She stated that, at the time of the inspection, she was experiencing complications of pregnancy and was not working. Patricia Griggs was working as salon manager and she hired Kimberly Acree. Ms. Acree was then a student in a cosmetology school. After the citation was issued by the Inspector, Ms. Franklin hired Kimberly Acree and laid the Manager off for two weeks without pay. Several issues were discussed and Mrs. Brunner stated that she felt Ms. Franklin understands the laws and rules more clearly. She made a motion that no further action be taken at this time. Kaye Hartman seconded the motion and it passed by a roll-call vote: Elsie Anthony, yes; Jeanita Brunner, yes; Dr. Groff, yes; Kaye Hartman, yes and Robert Schroeder, yes. Chairman Schroeder thanked Ms. Franklin for coming before the Board and she in turn thanked Board Members for their understanding.

ITEM III - PRO-STYLES HAIR CARE SALON (10-87-2241) - JUILLID

Tyrone Conard, owner - JENNIFER MORRIS, MANAGER

Mr. Keys informed Board Members that certified letters were sent to Mr. Tyrone Conard, owner of Pro-Styles Hair Care Salon (10-87-2241) and the salon manager Ms. Jennifer Morris. The return receipts for these letters have not yet been received in the Board Offices. If the letters are returned, Mr. Keys was instructed to mail them again.
ITEM IV - HAIR SERVICE COMPANY AND COSMETICS (10-84-0175) - AKRON
DENNIS KIRK, OWNER

Mr. Dennis Kilk, owner of Hair Service Company and Cosmetics (10-84-0175), 764 N. Market Street, Akron, Ohio, 44305, was sent a certified letter inviting him to come before the Board to explain an unlicensed person performing cosmetological services in his salon. The return receipt has been received in the Board office but no request for a formal hearing has been received. The last date to request this hearing is October 16th, 1991.

ITEM V - ANN'S BEAUTY SALON (10-92-0892) - VERSAILLES - ANN YORK, OWNER

Ms. Ann York, owner of Ann's Beauty Salon (10-92-0892), 10736 Reed Road, Versailles, Ohio, 45380, was sent a certified letter inviting her to come before the Board to explain why she has access to her residence from her salon. The return receipt has not been returned from the post office and the last date to request a hearing is October 16th, 1991.

ITEM VI - WISHING WELL FITNESS SPA - YOUNGSTOWN
CLAUDIA SANCHEZ, CO-OWNER

Board Members read correspondence from Ms. Claudia Sanchez, co-owner of the Wishing Well Fitness Spa, Youngstown, Ohio. This facility is an Episcopalian Retreat Center, which is used as the Wishing Well only eight days per year. This is a retreat conducted for women that provides lectures, exercise, and self-help programs. The State Inspector has visited the facility and said that it is very clean. After much discussion, Dr. Groff made a motion to grant this variance for the use of salon facility only eight days per year, providing sanitation is maintained and they notify the Board in advance of use. Licensed persons must perform services. Kaye Hartman seconded the motion and it passed by unanimous vote.

ITEM NOT ON THE AGENDA - SUE ZETTE'S STYLING SALON - LOVELAND

Mr. Keys informed Board Members that the case involving Sue Zette's Styling Salon (10-79-0340), 119 N. Riverside Drive, Loveland, Ohio, 45140, owned by Sue Ann Nuemarder, has been solved. Ms. Nuemarder has sealed the door in the rear of her salon.

ITEM VII - SISTER RONNIE STEINLAGE - CINCINNATI - VARIANCE

Further correspondence has been received from Sister Ronnie Steinlage, Cincinnati, and it was decided to discuss this subject at the Tuesday meeting of the Board.
ITEM VIII - LETTER FROM WEST VIRGINIA BOARD OF BARBERS AND BEAUTICIANs - RECIPROCITY

Board Members read correspondence from the Board of Barbers and Beauticians of the State of West Virginia. Mr. Larry Abstem, Director of the Board, stated that the manicuring curriculum is being revised and specific hours of training are being structured to salon management. All West Virginia schools are teaching salon management principles and that manicuring students are considered salon managers in their state. This will be discussed further at the Tuesday meeting.

ITEM IX - DEE'S NAIL DESIGNS (20-91-0005) - PICKERINGTON
LINDA DEE DUNLAP, OWNER

Correspondence from Ms. Linda Dee Dunlap, owner of Dee's Nail Designs, 249 West Columbus Street, Pickerington, Ohio 43147, calling attention to the strong interest being directed to an exercise system without strenuous activity. She states that this interest is in body toning tables which isolate and exercise all major muscle groups. Ms. Dunlap has been advised that this is not a part of cosmetology and thus cannot be part of a beauty salon as the law now stands. Mr. Keys reported that Ms. Dunlap's physical nail salon layout does not have room to make toning a separate entity. The Board decided to table further discussion on this subject until a later meeting.

ITEM XIII - VOCATIONAL SCHOOLS

Several topics involving vocational schools were discussed. It was reaffirmed that no cosmetology hours can be allotted to students attending hair shows, demonstrations, etc., unless a licensed Instructor accompanies said students. No hours can be accumulated for travel time when attending cosmetology functions outside the school. If a student is unable to attend regular classes because of an accident, serious illness, etc., it is permissible for a licensed instructor to tutor said student and grant cosmetology hours. In the case of junior student failing the cosmetology check-out examination of the school, the student will be permitted to re-take the Junior year, and hours earned by the student cannot be dropped. However, if after completion of this junior year again and the student has 1500 hours, they would not be eligible to take the State Board examination because they would not have the required number of clinic hours for completion of the course. A letter has been forwarded to the Department of Education regarding adult students attending regular vocational schools during the daytime hours. Mr. Keys has requested their comments on this matter.
Mrs. Brunner made a motion to adjourn the meeting until Tuesday morning at 9:00. Dr. Groff seconded the motion and the meeting adjourned.

Robert W. Schroeder, Chairman

Elmer R. Groff, M.D., Member

Juanita C. Brunner, Member

Elsie Jane Anthony, Member

Alma C. Kaye-Norton, Member
A meeting of the Board of Cosmetology was held at the Board Office, 8 East Long Street, Suite 1000, Columbus, Ohio, 43215 on Tuesday, October 8, 1991 at 9:00 A.M. with the following members present: Chairman Robert H. Schroeder; Member Elmer M. Groff; Member Juanita E. Brunner; Member Elsie Jane Anthony; Member Alma C. "Kay" Hartman; Executive Director Patrick G. Keys and Cosmetology Staff.

The meeting was called to order by Chairman Robert Schroeder.

ITEM VII - SISTER BONNIE STEINLAGE - CINCINNATI - VARIANCE

Discussion was held regarding the variance Sister Bonnie Steinlage of Cincinnati has requested. She wants to provide haircuts only to those persons who come to the Drop Inn Center for food and shelter. She will do this on a volunteer basis one afternoon a week for four hours. After reviewing her latest correspondence, Dr. Groff made a motion to permit Sister Bonnie to cut hair, perform no chemical services, and she must inform the Board when she will be involved in these services. If she changes days or hours, she must inform the Board. Mrs. Brunner seconded the motion and it was passed by unanimous voice vote.

ITEM VIII - LETTER FROM WEST VIRGINIA BOARD OF BARBERS AND BEAUTICIANS - RECIPROCITY

Board Members discussed the correspondence from the West Virginia Board. That state wants Ohio to waive the Manager's examination for persons moving from West Virginia because of additional school hours. It was decided that no matter how many hours the student in West Virginia accumulates, the individual must take the Ohio Manager's exam.

ITEM IX - LETTER FROM OKLAHOMA CONCERNED HAIRDRESSERS ORGANIZATION - HOURS

A letter has been received in the Board Offices from the Oklahoma Concerned Hairdressers Organization stating that there is a double standard of school-earned cosmetology hours in Oklahoma. Private schools teach a 1600-hour course but vocational students only receive 1000 hours training. Therefore, this organization is concerned about Ohio's reciprocity policy concerning persons moving from Oklahoma. Mr. Keys reported that we are waiting for responses from all states with regard to reciprocity and the number of hours each state requires for licensure. The policies of Oklahoma need to be reviewed closely.

ITEM XI - TRI-STATE BEAUTY COLLEGES - CINCINNATI - WALKER HORNBY, OWNER

Correspondence from Mr. Keys to Mr. Walker Hornsby, owner of the Tri-State Beauty Colleges in Cincinnati was read by Board Members. This correspondence outlined a number of citations against these schools and the Board feels that a school owner of his years should not be experiencing these errors in school management and operation. It was stated that no further action will be taken at this time and also the assigned State Inspector will continue to inspect the schools. Mr. Keys said that he will probably accompany the Inspector for the next visit to the schools.
ITEM XII - LEGISLATION

Mr. Keys reported that H.B. 322 will have the next hearing on October 9th. Senator Drake will offer a substitute bill giving the Board the power to hold the money to be held in an adjudication court. Mr. Keys stated that he does not foresee any problems. This should go to the Senate floor in November. Any other legislation will probably not be on the agenda until January when the Legislature returns for full session.

ITEM XIV - GOOD OF THE BOARD

N.I.C. ANNUAL CONFERENCE MINUTES: Mr. Keys reported that the minutes of the National-Interstate Council Annual Conference have been received and are available if any Board Member would like to read them.

RENEWAL APPLICATION FOR JAY ROBERTS - ITALY: Board Members read correspondence from Mr. Jay Roberts who is serving in the U.S. Air Force and living in Italy. He only recently received a renewal card (13-98-2004) and needs a current Ohio license in order to apply for licensure in Italy. Kaye Hartman made a motion to permit Mr. Roberts to pay all back fees and the late fee and we will issue a license. Elsie Anthony seconded the motion and it passed by unanimous voice vote.

REPORT ON N.I.C. CONFERENCE BY ELСIE ANTHONY: Ms. Anthony reported that many topics were discussed at this Conference including reciprocity, continuing education, booth rental, combined boards, disciplinary actions, etc. She felt this was a very informative Conference and she was always busy. The next Conference will take place in San Antonio, Texas in August, 1992.

ITEM XV - DRUG-FREE WORKPLACE POLICY - STATE OF OHIO

The State of Ohio has adopted a Drug-Free Workplace Policy for State of Ohio Employees. Board Members read this policy and Elsie Anthony made a motion to formally adopt this policy. Juanita Brunner seconded the motion and it passed by unanimous voice vote.

ITEM XVI - FINANCIAL REPORTS

Mr. Keys reported that there were Financial Reports for July, August and September to be reviewed. This was due to the change of fee structure in our computer. The following information was given:

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ITEM XVII - DATES FOR NEXT MEETING

The next meeting of the Board of Cosmetology will be held November 4th and 5th, 1991. The November 4th meeting will be held at the Vern Riff's Center, 17 South High Street, Room 1522, Columbus, Ohio at 3:00 P.M. The November 5th meeting will be at the Board Offices, 8 East Long Street, 10th Floor, Columbus, Ohio. Tentative dates for future meetings are December 16th and 17th, 1991.

There being no further business to come before the Board at this time, Dr. Groff made a motion to adjourn. Juanita Brunner seconded the motion and the meeting adjourned.

[Signatures]

Robert W. Schroeder, Chairman

Elmer M. Groff, M.D., Member

Juanita C. Brunner, Member

Elzie Jane Anthony, Member

Alma C. Kaye Hartman, Member
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Subtotal: $1,350.00

Tax: $135.00

Total: $1,485.00
STATE OF OHIO
STATE BOARD OF COSMETOLOGY

MINUTES OF NOVEMBER BOARD MEETING PAGE

FOR YEAR OF 1991

HELD AT 8 E. LONG STREET, 10TH FLOOR
COLUMBUS, OH 43216 ON NOVEMBER 4TH & 5TH

AGENDA

I. MINUTES OF THE LAST MEETING

II. INFORMAL HEARING - ALOYS'S HAIR GRAPHICS (10-87-1008)
AYON LAKE - ALFRED GOY, OWNER

III. INFORMAL HEARING - J. P. UNLIMITED, INC. (10-84-0144)
CLEVELAND - FLOYD SNOPE, OWNER

IV. EUROPEAN INSTITUTE OF COSMETOLOGY

V. PROFESSIONAL TRAINING IN THE SALON

VI. LEGISLATION

VII. THE BLACK BUTTERFLY - MS. TENA MCGOWEN

VIII. GOOD OF THE BOARD: MANAGER EXAMINATION
CHANGE IN BOARD MEMBERSHIP

IX. DATES FOR NEXT MEETING
# ATTENDANCE

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STATE OF OHIO

BOARD OF COSMETOLOGY

MINUTES

NOVEMBER 4th & 5th, 1991

Patrick A. Keys, Executive Director
A meeting of the Board of Cosmetology was held at the Board Offices, 8 East Long Street, Suite 1000, Columbus, Ohio, 43215 on Monday, November 4, 1991 at 5:00 P.M. with the following members present: Chairman Robert W. Schroeder; Member Elmer M. Greff, M.D.; Member Juanita C. Brunner; Member Elsie Jane Anthony; Member Alma C. "Kaye" Hartman; Executive Director Patrick R. Keys; Cosmetology Staff and interested parties.

Chairman Robert Schroeder called the meeting to order.

ITEM I - MINUTES OF THE LAST MEETING

Chairman Schroeder asked if Board Member had reviewed the Minutes of the last meeting and if there were any additions or corrections to be made. Kaye Hartman made a motion to accept the Minutes as written and Juanita Brunner seconded the motion. The Minutes were signed.

ITEM II - INFORMAL HEARING - ACOY'S HAIR GRAPHICS (10-87-1D08)

Mr. Alfred Coy, owner of Acoy's Hair Graphics (10-87-1D08), 32730 Walker Road, E-L, Avon Lake, Ohio, 44012 appeared before the Board to explain several violations found in his salon during a routine inspection. He stated that ear piercing is no longer performed in the salon. The carpet in the dispensary will be replaced with linoleum and he will install a door to the dispensary. The main problem remaining was a door leading to a barber shop. Mr. Coy showed Board Members a drawing of the salon and various methods of sealing this opening were discussed. Mr. Coy was advised that he has two weeks to make the necessary changes and an inspector will be scheduled to check on the changes. Further action will be taken at that time if the corrections are not made. Mr. Coy was thanked for coming to the meeting and he thanked Board Members for their time.

ITEM III - INFORMAL HEARING - J. P. UNLIMITED, INC. (10-84-0174)

Mr. Floyd Swoope appeared before the Board to explain violations found in his salon, J. P. Unlimited, Inc. (10-84-0174), 14046 St. Clair Avenue, Cleveland, Ohio, 44110. He explained that he is in the process of transferring ownership of his salon to his daughter, Carolyn McCracy, who appeared at the meeting with him. He expects to have the application to the Board within the next two weeks. Mr. Swoope stated that he has two managing cosmetologists in each of his other two salons but only had one at J. P. Unlimited. Ms. McCracy stated that she is hiring another manager at this time, however, she is not a cosmetologist. Kaye Hartman made a motion
to take no further action at this time and give Mr. Swope two weeks to get the new application in the office. Mrs. Brunner seconded the motion and it passed by unanimous voice vote.

Dr. Groff made a motion to adjourn the meeting until 9:15 A.M. Tuesday. Kaye Hartman seconded the motion and the meeting adjourned.

Robert W. Schroeder, Chairman

Elmer M. Groff, M.D., Member

Juanita C. Brunner, Member

Elsie Jane Anthony, Member

Alma C. "Kaye" Hartman, Member
A meeting of the Board of Cosmetology was held at the Board Offices, 8 East Long Street, Suite 1000, Columbus, Ohio, 43215 on Tuesday, November 5, 1991 at 9:15 A.M. with the following members present: Chairman Robert W. Schroeder; Member Elmer M. Groff, M.D.; Member Juanita L. Brunner; Member Elsie Jane Anthony; Member Alma C. "Kaye" Hartman; Executive Director Patrick D. Keys and Cosmetology Staff.

ITEM IV - EUROPEAN INSTITUTE OF COSMETOLOGY - DAYTON

Mr. Keys presented to the Board a letter addressed to the Assistant Attorney General asking for a restraining order to be issued under Section 4713.26 of the Revised Code to immediately close the European Institute of Cosmetology, 2103 W. Main Street, Dayton, Ohio, 45405. This action was taken because when three Board Inspectors attempted to inspect the school on October 17, 1991, they were denied entry to the school. There was an "Open" sign at the front door and a student was present. After discussion of the issue, the Board passed by unanimous voice vote the direction to Mr. Keys to vigorously pursue obtaining the restraining order and take any action necessary pursuant to the order.

ITEM V - PROFESSIONAL TRAINING IN THE SALON

The Board reviewed correspondence from Ms. Kimberly Browning, who suggested that a special permit be created for an out-of-state licensee to attend classes and demonstrations in an Ohio salon. It was pointed out that anyone may attend these classes, they simply are not permitted to perform any services as "practice."

ITEM VI - LEGISLATION - HOUSE BILL NO. 322

Mr. Keys brought the Board up to date on the negotiations with interested parties to H.B. No. 322. There is a group of salon owners that are attempting to remove the provision of a managing cosmetologist on duty at all times from the statute. The Board expressed their firm belief that the manager provision is vital to the profession and a basic tool for protection of patrons. The Board unanimously agreed to vigorously oppose any attempt to delete that provision.

ITEM VII - THE BLACK BUTTERFLY BEAUTY SALON - UNLICENSED - DAYTON

Ms. Tena McGown

The State Inspector for the Dayton area has reported that the Black Butterfly Salon is still open and operating without a License. Additional criminal charges have been filed in Dayton Municipal Court, and the Prosecutor has pledged to follow through with service of a warrant for the arrest of Tena McGown. Elsie Jane Anthony made a motion to bring Ms. McGown before the Board for a formal hearing for revocation of her managing cosmetologist license. Mrs. Brunner seconded the motion and a roll-call vote was taken: Elsie Anthony, yes; Juanita Brunner, yes; Dr. Groff, yes; Kaye Hartman, yes and Robert Schroeder, yes.
ITEM VIII - GOOD OF THE BOARD

MANAGER EXAMINATION: Mr. Keys has reported that the suggestion has been made to take the Manager Examination into different cities as a method of increasing availability of the license. Unlike the practical exam, the Manager exam can be given in a classroom setting with no special equipment or setup. The Board then directed Mr. Keys to pursue this idea further.

CHANGE IN BOARD MEMBERSHIP: Chairman Schroeder pointed out to all that this meeting is the last for Kaye Hartman of Newark. On behalf of the entire Board and all the staff, the Chairman thanked Kaye for her dedication and hard work during the last five years for the improvement of the entire cosmetology profession.

ITEM IX - DATES FOR THE NEXT MEETING

The next meeting of the Board of Cosmetology will be held December 16th, at the Vern Riffe Center, 77 S. High Street, Room 1952, Columbus, Ohio at 3:00 P.M. The December 16th meeting will be in the Board Offices, 8 East Long Street, 10th Floor, Columbus, Ohio. Tentative dates for future meetings are January 13th and 14th, February 10th and 11th and March 9th and 10th, 1991.

There being no further business to come before the Board at this time, Mr. Groff made a motion to adjourn. Kaye Hartman seconded the motion and the meeting adjourned.

Robert W. Schroeder, Chairman

Elmer M. Groff, M.D., Member

Manita L. Drummer, Member

Elsie Jone Anthony, Member

Alma C. "Kaye" Hartman, Member
AGENDA

I. MINUTES OF THE LAST MEETING

II. FLIRTING BEAUTY SALON (10-90-0607) - CLEVELAND
   MS. RUQUIYAH FRANKLIN, OWNER

III. PRO-STYLES HAIR CARE SALON (10-87-2241) - EUCLID
    TYRONE CONARD, OWNER - JENNIFER MORRIS, MANAGER

IV. HAIR SERVICE COMPANY and COSMETICS (10-94-0175) - AKRON
    DENNIS WRIGHT, OWNER

V. ANN'S BEAUTY SALON (10-82-0897) - VERSAILLES
    ANN YORK, OWNER

VI. WASHING WELL FITNESS SPA - YOUNGSTOWN
    CLAUDIA SAMSON, CO-OWNER

VII. SISTER BONNIE STEINLAGE - CINCINNATI - VARIANCE

VIII. LETTER FROM WEST VIRGINIA BOARD OF BARBERS AND BEAUTICIANS
     RECIPROCITY

IX. Dinky HAIL DESIGNS (29-91-D0505) - PICKERINGTON
    LINDA DEE DUNLAP, OWNER

X. LETTER FROM OKLAHOMA CONCERNED HAIRDRESSERS ORGANIZATION - HOURS

XI. TRI-STATE BEAUTY COLLEGES - CINCINNATI - WALKER HORSBY, OWNER

XII. LEGISLATION
AGENDA - continued

XIII. VOCATIONAL SCHOOLS

XIV. GOOD OF THE BOARD: N.T.C. ANNUAL CONFERENCE MINUTES
    RENEWAL APPLICATION FOR JAY ROBERTS - ITALY

XV. DRUG-FREE WORKPLACE POLICY - STATE OF OHIO

XVI. FINANCIAL REPORTS

XVII. DATES FOR NEXT MEETING
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The document appears to be a meeting agenda for the State of Ohio State Board of Cosmetology. It is dated for December 15th & 17th, 1991, and held at 8 E. Long Street, 10th Floor, Columbus, OH 43215.

The agenda is structured into several sections, each detailing the topics to be discussed:

I. MINUTES OF THE LAST MEETING

II. INFORMAL HEARING - SHAKER HEIGHTS COUNTRY INN SALON
   SHAKER HEIGHTS - AMIE MCCARDY, OWNER

III. INFORMAL HEARING - PRO-STYLES HAIR CARE - EUCLID
    TYRONE GORDON, OWNER

IV. INFORMAL HEARING - JENNIFER A MORRIS - EAST CLEVELAND
    MANAGER - PRO-STYLES HAIR CARE - EUCLID

V. FORMAL HEARING - ANN'S BEAUTY SALON - VERSAILLES
   ANN E. YORK, OWNER

VI. FORMAL HEARING - HAIR SERVICE CO. AND COSMETICS - AKRON
     DENNIS B. WRIGHT, OWNER

VII. THE BLACK BUTTERFLY - UNLICENSED SALON - DAYTON
     TENA MCCORD

VIII. NEW SCHOOL OWNER - HAMILT V. SCOTT - WHEELING, WV
      CLARK, GILBERT & SILVERTHORN SCHOOLS
      EAST LIVERPOOL & STEUBENVILLE

IX. BODY BY DESIGN - PICKERINGTON - DICK DUNLAP, OWNER
    TANNING

X. LETTER FROM WILLIAM RIVERS - PICKERINGTON - TANNING
    SERVICES IN SALONS

XI. BROOKLYN HIGH SCHOOL - VARIANCE REQUEST

XII. LEGISLATION

XIII. GOOD OF THE BOARD: ADULT VOCATIONAL POLICY

XIV. CORRESPONDENCE FROM AKRON BEAUTY SCHOOL, INC.

XV. MATERIALS FROM OHIO BOARD OF NURSING

XVI. FINANCIAL REPORTS FOR OCTOBER AND NOVEMBER

XVII. DATES FOR NEXT MEETING
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STATE OF OHIO

BOARD OF COSMETOLOGY

MINUTES

December 16th & 17th, 1991

Patrick G. Keys, Executive Director
A meeting of the Board of Cosmetology was held at the Vern Riffle Center, 77 S. High Street, Room 952, Columbus, Ohio, 43215 on Monday, December 16, 1991 at 3:00 P.M. with the following members present: Chairman Robert M. Schroeder; Member Elmer M. Groff, M.D.; Member Juanita G. Brunner; Member Elsie Jane Anthony; Member Valerie McPherson; Executive Director Patrick G. Keys; Cosmetology Staff and interested parties.

Chairman Robert Schroeder called the meeting to order and welcomed new member Valeria McPherson.

ITEM I - MINUTES OF THE LAST MEETING

Chairman Schroeder asked if Board Members had reviewed the Minutes of the last meeting and if there were any additions or corrections to be made. Juanita Brunner made a motion to accept the Minutes as written and Dr. Groff seconded the motion. The Minutes were signed.

ITEM II - INFORMAL HEARING - SHAKER HEIGHTS COUNTRY INN SALON

Ms. Annie McGrady, owner of Shaker Heights Country Inn Salon, Inc. (29-91-0096), 18900 Van Aken Blvd., Shaker Heights, Ohio, 44122 was present to explain why an unlicensed individual was performing cosmetological services in her salon. The State Board met with the owner and determined that she was unlicensed. The Board also discovered that the individual had not been performing services in the salon until she was licensed. However, the Board was informed that the individual had not been performing services in the salon until she was licensed. Therefore, the Board found that the individual should not have been performing services in the salon until she was licensed. Jerome Bryant has taken the examination but was unsuccessful in passing. Ms. McGrady was informed that Mr. Bryant could not work on patrons until he is licensed. Attention was directed to a flyer from Ms. McGrady’s salon offering massages and body waxing. Ms. McGrady stated that those services are no longer offered in the salon. However, it was noted that this advertisement gives persons the impression that these services are not offered and should not be listed as services of the salon. She said that she will be glad to have those flyers reprinted. Dr. Groff made a motion to discuss this further at the Tuesday meeting of the Board. Elsie Anthony seconded the motion and it passed by unanimous voice vote. Chairman Schroeder thanked Ms. McGrady for coming to the meeting.

ITEM III - INFORMAL HEARING - PRO-styles HAIR CARE - EUCLID

Mr. Tyrone Conard, owner and Ms. Jennifer A. Morris, Manager of Pro-Styles Hair Care (10-90-0801), 10314 Euclid Avenue, Euclid, Ohio, 44112 were present to explain why an unlicensed individual was performing cosmetological services in the salon at the time of a routine inspection on
May 30, 1991. Neither of these persons appeared and Mr. Keys stated that he will check with the Attorney General's Office regarding service of two letters that were mailed to each of these persons and neither were picked up at the Post Office.

ITEM V - FORMAL HEARING - ANN'S BEAUTY SALON - VERSAILLES
ANN L. YORK, OWNER

Chairman Schroeder conducted a formal adjudication hearing under the provision of Chapter 119., O.R.C., in the case of Ann's Beauty Salon (10-82-0892), 160 Reed Road, Versailles, Ohio, 45380 for maintaining access to a residence area. Section 4713.21 of the Ohio Revised Code and Rule 4713-11-11 of the Ohio Administrative Code. Ms. Ann York, owner of the salon was represented by counsel, Marc E. Myers and the Board of Cosmetology was represented by Ms. Laurel Blum, Assistant Attorney General. Exhibits were entered into the record by Ms. Blum and State Inspector Spellman was called upon. Mr. Myers also entered exhibits into the record. After all information had been relayed to Board Members, Ms. McPherson made a motion to discuss this at the Tuesday meeting of the Board. Mr. Groff seconded the motion and it passed by unanimous voice vote. All persons were thanked for coming to the meeting and told that a decision would be forthcoming and they would be notified by mail. Mr. Schroeder concluded the formal hearing.

ITEM VI - FORMAL HEARING - HAIR SERVICE CO. AND COSMETICS - AKRON
DENNIS B. Wright, OWNER

Chairman Schroeder conducted a formal adjudication hearing under the provision of Chapter 119., O.R.C., in the case of Hair Service Co. and Cosmetics (10-84-01), 60 W. Market Street, Suite L, Akron, Ohio, 44303, owned by Mr. Dennis B. Wright, during regular inspections conducted on January 17, 1990 and June 20, 1991. Mr. Wright's salon was open and an unlicensed individual was found performing cosmetological services in violation of Section 4713.20 of the Ohio Revised Code. Mr. Wright served as his own counsel and the Board of Cosmetology was represented by Ms. Laurel Blum, Assistant Attorney General. Evidence was introduced into the record by Ms. Blum and State Inspector Fitch and Jones were called to testify. Mr. Wright addressed the Board on his behalf. Elsie Anthony made a motion to discuss this problem and the Tuesday meeting of the Board. Dr. Groff seconded the motion. It passed by unanimous voice vote and Mr. Wright was thanked for coming to the meeting and that he will be notified of the decision of the Board. The formal hearing was concluded.

Mr. Groff made a motion to adjourn the meeting until Tuesday morning at 9:30. Mrs. Brunner seconded the motion and the meeting adjourned.
State of Ohio  
State Board of Cosmetology  
MINUTES OF December BOARD MEETING  
FOR YEAR OF 1991  

HELD AT 8 E. Long Street, 10th Floor, On December 16th  
Columbus, OH 43215

Robert W. Schroeder, Chairman  

Elmer F. Grotto, M.D., Member  

Juanita C. Brunner, Member  

Elsie Jane Anthony, Member  

Valerie McPherson, Member
A meeting of the Board of Cosmetology was held at the Board Offices, 8 East Long Street, Suite 1000, Columbus, Ohio 43215 on Tuesday, December 17th, 1991 at 9:30 A.M. with the following members present: Chairman Robert W. Schroeder; Member Elmer M. Groff; Member Juanita C. Brunner; Member Elsie Jane Anthony; Member Valeria McPherson; Executive Director Patrick G. Keys; Cosmetology Staff and interested parties.

The meeting was called to order by Chairman Robert Schroeder.

ITEM II - INFORMAL HEARING - SHAKER HEIGHTS COUNTRY INN SALON

SHAKER HEIGHTS - ANNIE McGRADY, OWNER

The case of the Shaker Heights Country Inn Salon (29-91-0046), owned by Annie McGrady, was discussed by Board Members. Chairman Schroeder relinquished the Chairmanship of the Board to Dr. Groff. Further discussion ensued and Mrs. Brunner made a motion to request Ms. McGrady to come before the Board for a formal adjudication hearing and the motion was seconded by Mr. Schroeder. A roll-call vote was taken: Elsie Anthony, yes; Juanita Brunner, yes; Valeria McPherson, yes; Robert Schroeder, yes; and Dr. Groff, yes. Mr. Schroeder resumed his position as Chairman.

ITEM V - FORMAL HEARING - ANN'S BEAUTY SALON - VERSAILLES

ANN L. YORK, OWNER

The case of Ann's Beauty Salon (10-82-0892), in Versailles, was discussed and Elsie Anthony made a motion to revoke this salon license because of non-compliance. Valeria McPherson seconded the motion and a roll-call vote was taken: Elsie Anthony, yes; Juanita Brunner, yes; Dr. Groff, yes; Valeria McPherson, yes and Robert Schroeder, yes.

ITEM VI - FORMAL HEARING - HAIR SERVICE CO. AND COSMETICS - AKRON

DENNIS B. WRIGHT, OWNER

The case of Hair Service Co. and Cosmetics in Akron was discussed by Members of the Board. Dr. Groff made a motion to suspend the salon license for two (2) weeks and Mrs. Brunner seconded the motion. A roll-call vote was taken: Elsie Anthony, yes; Juanita Brunner, yes; Dr. Groff, yes; Valeria McPherson, yes and Robert Schroeder, yes.

ITEM VII - THE BLACK BUTTERFLY - UNLICENSED SALON - DAYTON

TEA MCGOWN

Mr. Keys told board Members that there is an unlicensed beauty salon, The Black Butterfly, in Dayton, operated by Ms. Tea McGown. Charges have been filed with the Prosecutor's Office but nothing has happened in the case. He stated that he has made inquiry into this and a warrant has been issued for the arrest of Ms. McGown. A certified, restricted delivery letter was sent to this individual but has been returned by the Post Office because it was not claimed. Mr. Keys stated that he is checking with the Attorney General's Office regarding service of this letter.
ITEM VIII - NEW SCHOOL OWNER - MMIE V. SCOTT - WHEELING, WY
CLARK, GILBERT & SILVERTHORN SCHOOLS
EAST LIVERPOOL, OH AND STEUBENVILLE,

Mr. Keys introduced Ms. Mamie V. Scott of Wheeling, West Virginia who is the new owner of the Clark, Gilbert & Silverthorn Academy of Cosmetology in East Liverpool and Steubenville. She stated that she has owned cosmetology schools in Maryland and West Virginia in the past. She has been retired since 1984 and would like to become active in the industry again. She holds licenses in Maryland, West Virginia and Florida and is in the process of applying to become licensed in Ohio. Mr. Keys stated that he and the State Inspector have visited both schools and all appears in order. A few things remain to be done in Steubenville. The name of the school in East Liverpool will be changed to Scott College of Cosmetology and the Steubenville school name will remain Clark, Gilbert & Silverthorn for the present time. Mr. Jim Estep accompanied Mrs. Scott and he will be Managing Director of the schools. Valeria McPherson made a motion to license both of these schools and the motion was seconded by Mrs. Drummer. The motion passed by unanimous voice vote.

ITEM IX - BODY BY DESIGN - PICKERINGTON - DEE DUNLAP, OWNER - TANNING

ITEM X - LETTER FROM WILLIAM RIVERS - PICKERINGTON - TANNING SERVICES
IN SALON

Ms. Linda Dunlap is a Managing Manicurist, and owns a nail and tanning salon, named Vee's Nail Designs (20-91-0005), 2471 W. Columbus Street, Pickerington. She appeared before the Board to make a presentation regarding the use of "toning tables" in a salon. Ms. Dunlap was thanked for her informative presentation and was told that as the law now stands, these tables cannot be operated in a salon in Ohio. Until there is a change in the law, these tables are illegal. However, Board Members informed her that this will be reviewed. The letter received from Mr. William Rivers of Pickerington supported Ms. Dunlap's position.

ITEM XI - BROOKLYN HIGH SCHOOL - VARIANCE REQUEST

Board Members read correspondence from Mr. Jack Hillier, Associate Principal and Vocational Director of Brooklyn High School, Brooklyn, Ohio requesting a variance to Rule 4713-3-26 because of decreased enrollment. Mr. Groff made a motion to grant a variance for the 1991-1992 school year only. Valeria McPherson seconded the motion and it passed by unanimous voice vote.

ITEM XII - LEGISLATION

Mr. Keys informed Board Members that Amended Substitute House Bill No. 322 has been signed by the Governor and will become effective March 2, 1992. This will move the regulation of Electrology from the Board of Cosmetology to the Medical Board. It also creates a license category of "Esthetician" and will require 600 hours training for licensure. A license for an Esthetic Salo
with essentially the same requirements for a nail salon will be created also. This bill also creates a Manicurist Instructor license. Two additional Board Members will be appointed next November and the Board will have the authority to levy fines, up to $100 per violation, for any violation of statute or rule. Board Members thanked Mr. Keys for this explanation of the Bill.

ITEM XIII - GOOD OF THE BOARD: ADULT VOCATIONAL POLICY

Mr. Keys presented Board Members with a draft of a policy concerning adults attending cosmetology training classes in licensed vocational schools. This policy is in agreement with the State Department of Education. Mrs. Brunner made a motion to adopt the policy as written and Dr. Groff seconded the motion. It passed by unanimous voice vote.

ITEM XIV - CORRESPONDENCE FROM AKRON BEAUTY SCHOOL, INC.

Board Members read correspondence from the Akron Beauty School. It was decided that field trips whereby students are accompanied by Instructors are permissible to credit hours. However, visits to salons by students without supervision of an Instructor will not be acceptable.

ITEM XV - MATERIALS FROM OHIO BOARD OF NURSING

Board Members were presented with material from the Ohio State Nursing Board about permanent cosmetic make-up. This course of study is designed exclusively for the registered nurse for the application of Micro-Pigment Implantation (eyeliner, eyebrows, l IPLINES, camouflage, etc.).

ITEM XVI - FINANCIAL REPORTS FOR OCTOBER AND NOVEMBER

Board Members reviewed Financial Reports for October and November. Highlights are as follows:

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ITEM XVII - DATES FOR NEXT MEETING

The next meeting of the Board of Cosmetology will be held January 13th and 14th, 1992 in the Offices of the Board. The Atlas Building, 6 East Long Street, Tenth Floor, Columbus, Ohio. Tentative dates for future meetings are February 10th and 11th, March 9th and 10th, April 6th and 7th, May 11th and 12th, June
There being no further business to come before the Board at this time, Dr. Groff made a motion to adjourn. Elsie Anthony seconded the motion and the meeting adjourned.

Robert W. Schroeder, Chairman

Elmer M. Groff, M.D., Member

Juanita C. Brunner, Member

Elsie Jane Anthony, Member

Valeria McPherson, Member
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Electrology Records

Charley.Yaniko@cos.ohio.gov <Charley.Yaniko@cos.ohio.gov>  
to me  

Jayla,

We've searched all of our records, including older records stored off-site, and were unable to find any specific records relating to when the former Ohio State Cosmetology Board licensed electrologists. I did, however, find some older Board Meeting Minutes that might provide you with some context on the transfer of the field. I've also attached an email I received from the Medical Board that provides some historical context to the situation.

I hope you find this helpful.

Sincerely,

Charley L. Yaniko  
Administrative Compliance Manager/Agency Counsel  
Ohio State Cosmetology and Barber Board  
Direct: (614) 644-6511

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<td>Batavia</td>
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<td>1792 WILENE DR</td>
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<td>Kimberly Sugrue</td>
<td>4019 WILLOW RUN DRIVE</td>
<td>BEAVERCREEK</td>
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<td>45430</td>
<td><a href="mailto:kimsugrue@earthlink.net">kimsugrue@earthlink.net</a></td>
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<td>Cynthia Odens</td>
<td>5555 Vickie Ln</td>
<td>Bedford Heights</td>
<td>OH</td>
<td>44146-2457</td>
<td><a href="mailto:odeeceo1@gmail.com">odeeceo1@gmail.com</a></td>
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<td>Jasmine Hill</td>
<td>219 Maple Street</td>
<td>Bellevue</td>
<td>OH</td>
<td>44811</td>
<td><a href="mailto:hill.esth30@gmail.com">hill.esth30@gmail.com</a></td>
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<td>Deedra Fahey</td>
<td>291 S DREXEL AVE</td>
<td>BEXLEY</td>
<td>OH</td>
<td>43209-1742</td>
<td><a href="mailto:deefahhey@yahoo.com">deefahhey@yahoo.com</a></td>
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<td>Cosmetic Therapist (CT)</td>
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<td>7/1/2020</td>
<td>Sandra McFarland</td>
<td>15710 ST RT 554 PO BOX 45</td>
<td>BIDWELL</td>
<td>OH</td>
<td>45614</td>
<td><a href="mailto:sandramcfarland1949@gmail.com">sandramcfarland1949@gmail.com</a></td>
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<td>Serra Zingil</td>
<td>396 Rocky Springs Dr</td>
<td>Blacklick</td>
<td>OH</td>
<td>43004</td>
<td><a href="mailto:serrademirel78@yahoo.com">serrademirel78@yahoo.com</a></td>
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<td>Tamara Rees</td>
<td>7645 Market St Suite 210</td>
<td>Boardman</td>
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<td>44512</td>
<td><a href="mailto:ppg66409@yahoo.com">ppg66409@yahoo.com</a></td>
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<td>Karen Kananian</td>
<td>1740 TANHOLLOW TRAIL</td>
<td>BROADVIEW HTS.</td>
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<td>44147</td>
<td><a href="mailto:karenkan@msn.com">karenkan@msn.com</a></td>
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<td>Fayelou McDonald</td>
<td>8961 Springcrest Dr.</td>
<td>Brooklyn</td>
<td>OH</td>
<td>44144</td>
<td><a href="mailto:fayeloumcdonald@yahoo.com">fayeloumcdonald@yahoo.com</a></td>
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<td>David Russo</td>
<td>P.O. Box 1002</td>
<td>Brunswick</td>
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<td><a href="mailto:cb7x2@core.com">cb7x2@core.com</a></td>
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<td>Corinna Johns</td>
<td>709 Substation Rd</td>
<td>Brunswick</td>
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<td>44212</td>
<td><a href="mailto:csj0299@aol.com">csj0299@aol.com</a></td>
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<td>Heather Lynn Hillenbrandt</td>
<td>1920 GEORGE DR</td>
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<td>44212</td>
<td><a href="mailto:heather108517@yahoo.com">heather108517@yahoo.com</a></td>
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<td>Jamileh Ghanem</td>
<td>3751 ALESIA KAE DRIVE</td>
<td>BRUNSWICK</td>
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<td>44212</td>
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<td>Karen Wyse</td>
<td>1401 Woodsteam Drive</td>
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<td>Mary Solanics</td>
<td>12152 Hotchkiss Road</td>
<td>Burton</td>
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<td>CAMDEN</td>
<td>OH</td>
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<td>Barbara Pest</td>
<td>7010 Amanda Northern Rd. NW</td>
<td>Canal Winchester</td>
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<td>43110</td>
<td><a href="mailto:mapent33@aol.com">mapent33@aol.com</a></td>
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<td>Amy Christine Sestito</td>
<td>9815 Salem Church Road</td>
<td>Canal Winchester</td>
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<td><a href="mailto:alf518@hotmail.com">alf518@hotmail.com</a></td>
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<td>7/1/2019</td>
<td>Dana Begley</td>
<td>106 New Edition Ct</td>
<td>Cary</td>
<td>NC</td>
<td>27511-4449</td>
<td><a href="mailto:dana@corlase.com">dana@corlase.com</a></td>
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<td>Kellie Lainhart</td>
<td>332 Crown Point Drive</td>
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<td>Lisa Gladwell</td>
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<td>Carol Kalan</td>
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<td>Frances Grubb</td>
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<td><a href="mailto:francesgracey@gmail.com">francesgracey@gmail.com</a></td>
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<td>2198 West 93rd Street</td>
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<td><a href="mailto:marthabrdar@gmail.com">marthabrdar@gmail.com</a></td>
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<td>Diane Hartman</td>
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<td><a href="mailto:emily_ako@yahoo.com">emily_ako@yahoo.com</a></td>
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<td>Tracy Lainhart</td>
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<td>7/1/2020</td>
<td>100 Megan Lane</td>
<td>Germantown</td>
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<td><a href="mailto:tracielainhart@gmail.com">tracielainhart@gmail.com</a></td>
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<td>Joann Gori</td>
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<td>299 E HOWARD ST</td>
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<td>34220 Grafton Eastern Rd</td>
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<td>Renda Long</td>
<td>3138 ANGELA DRIVE, GROVE CITY</td>
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<td>Lisa Mazzarella</td>
<td>4694 Teasbury Sq S, Grove City</td>
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<td>Jeffrey Thompson</td>
<td>5974 Lawrenceburg road</td>
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<td>474 LASSITER DR, HIGHLAND HTS</td>
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<td>Vickie Mickey</td>
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<td>Cindy Joshi</td>
<td>3236 SCOTO BEND DRIVE, HILLIARD</td>
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<td>Kay A Tonson</td>
<td>4992 PINE RIDGE OVAL, INDEPENDENCE</td>
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<td>Jessica Sharp</td>
<td>137 Township Road 282 Apt B, Ironon</td>
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<td><a href="mailto:chelsey.sharp2@odcr.state.oh.us">chelsey.sharp2@odcr.state.oh.us</a></td>
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<td>Cora Lucht</td>
<td>J Vine Ct, Kent</td>
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<td>Lorraine Gustaferro</td>
<td>8044 FORESTDALE DR, KIRTLAND</td>
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<td>Michelle Yount</td>
<td>12540 Edgewater Dr Apt 1206, Lakewood</td>
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<td>Kristy Potter</td>
<td>33697 Edwina Rd, Lewisville</td>
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<td>Linda Aaron</td>
<td>5952 Country View Dr, Liberty Township</td>
<td>OH</td>
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<td>Marla Scheidler</td>
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<td>Amy Morrissey</td>
<td>418 S Cole Street, Lima</td>
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<td>Kristie Parker</td>
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<td>Terra Britt</td>
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<td>Jolene Melching</td>
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<td>Stacie Moore</td>
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<td>Manisha Newman</td>
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<td>Donna Robison</td>
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<td>Lisa Danelishen</td>
<td>3191 Stillwater Dr, Medina</td>
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<td>Kelley Cali</td>
<td>6040 Meadow Lake Drive, Medina</td>
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<td>9347 Ivan Court, Mentor</td>
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<td>4410 Graydon Drive</td>
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<td>Cassidy Lawings</td>
<td>7350 State Route 61</td>
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<td>Katherine Ullery</td>
<td>103 South mechanic St</td>
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<td>Patricia Kay Tuck</td>
<td>270 North River Road</td>
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<td>Carolynn Plumley</td>
<td>13405 Jug St</td>
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<td>Kelley Kelly</td>
<td>900 Main St Apt 32</td>
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<td>Susan Antoinette Pitts</td>
<td>330 HILLCREST DRIVE NE</td>
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<td>44663</td>
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<td>917 Camden Dr</td>
<td>Newark</td>
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<td>Beatriz Lopez</td>
<td>949 Briahill Drive</td>
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<td>43055</td>
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<td>Elizabeth Mowery</td>
<td>16177 Indian Road</td>
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<td>5550 Barton Rd</td>
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<td>44070-3037</td>
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<td>Rita Olman</td>
<td>32057 Jasmine drive</td>
<td>North Ridgeville</td>
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<td>5623 BARTON ROAD</td>
<td>N OLMSTED, OH 44070</td>
<td><a href="mailto:valerie_5623@yahoo.com">valerie_5623@yahoo.com</a></td>
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<tr>
<td>53.005966</td>
<td>Cosmetic Therapist (CT)</td>
<td>Active</td>
<td>10/1/2019</td>
<td>Marianne</td>
<td>Zarlinga</td>
<td>9511 TILBY RD</td>
<td>N ROYALTON, OH 44133</td>
<td><a href="mailto:mzarlinga@netzero.com">mzarlinga@netzero.com</a></td>
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<td>53.005991</td>
<td>Cosmetic Therapist (CT)</td>
<td>Active</td>
<td>1/1/2020</td>
<td>Edna</td>
<td>Schulze</td>
<td>5495 Bayshore Rd</td>
<td>Oregon, OH 43616-4407</td>
<td><a href="mailto:red4u2nv@yahoo.com">red4u2nv@yahoo.com</a></td>
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<td>7/1/2020</td>
<td>Prem</td>
<td>Malhotra</td>
<td>2421 GIBLEY PARK RD</td>
<td>TOLEDO, OH 43617</td>
<td><a href="mailto:pkm4205@aol.com">pkm4205@aol.com</a></td>
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<td>53.005945</td>
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<td>Active</td>
<td>10/1/2020</td>
<td>Carol</td>
<td>Hawkins</td>
<td>424 HERITAGE PLACE</td>
<td>TRENTON, OH 45067</td>
<td><a href="mailto:jachawkins@cinci.rr.com">jachawkins@cinci.rr.com</a></td>
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<tr>
<td>53.005965</td>
<td>Cosmetic Therapist (CT)</td>
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<td>10/1/2019</td>
<td>Linda</td>
<td>Wurst</td>
<td>1043 Haley St.</td>
<td>Van Wert, OH 45891</td>
<td><a href="mailto:lwurst1@roadrunner.com">lwurst1@roadrunner.com</a></td>
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<tr>
<td>53.005972</td>
<td>Cosmetic Therapist (CT)</td>
<td>Active</td>
<td>10/1/2019</td>
<td>Judith</td>
<td>Tuma</td>
<td>1567 EMPIRE RD</td>
<td>WICKLiffe, OH 44092</td>
<td><a href="mailto:jtuma@sbglobal.net">jtuma@sbglobal.net</a></td>
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<td>Cosmetic Therapist (CT)</td>
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<td>7/1/2020</td>
<td>Karen</td>
<td>Mcker</td>
<td>511 E 288TH ST</td>
<td>WILLOWICK, OH 44095</td>
<td><a href="mailto:miskniktaw@gmail.com">miskniktaw@gmail.com</a></td>
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<td>1/1/2020</td>
<td>Hilda</td>
<td>Sosic</td>
<td>385 DIVOT DR</td>
<td>WILLOWICK, OH 44095</td>
<td><a href="mailto:sosich@ccf.org">sosich@ccf.org</a></td>
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through laser printing, staff has been able to duplicate the wall certificates at a lower cost to the Board. The laser-printed certificates are of good quality, and can include the President’s and Secretary’s signatures. Staff will continue to explore this option.

IMPAIRED PHYSICIAN’S COMMITTEE

Mr. Albert stated that the Committee met earlier that morning and reviewed the application to be completed by treatment providers, the notices to physicians that will govern their treatment, and a notice to the person referring physicians to treatment facilities. Copies of these documents were distributed to members for their review. Mr. Albert stated that other things will be mailed to members as they are completed. He asked that he or Mr. Schmidt be contacted with any questions or suggestions. Mr. Albert stated that the Committee hopes to meet prior to the March meeting, and hopes to bring a finished product to the Board at that time.

At this time Mr. Schmidt reviewed the documents distributed to the Board and asked that he be contacted for any suggested revisions or questions.

Dr. Heidt asked whether other regulatory boards in the state are approving treatment providers. Mr. Schmidt stated that there are other agencies with similar requirements to approve programs. Dr. Heidt stated that there should be a combined effort so that all agencies are doing the same thing. Mr. Schmidt agreed, stating that copies of the Board’s rules have been forwarded to the Dental Board and the Pharmacy Board, and he has met with representatives of both Boards.

Dr. Heidt asked whether there is any Committee of members of the various boards. Mr. Bumgarner stated that there is not. He added that there are very different viewpoints among the Boards. The Pharmacy Board may take a stronger line than the Nursing Board or the Medical Board. Mr. Bumgarner stated that the Medical Board is willing to work with and share in any way it can with other Boards. He added that he believes both the Dental Board and the Nursing Board may find the Medical Board’s rules useful. The Pharmacy Board does not seem interested in the Medical Board’s direction.

Mr. Schmidt added that Mr. Wickham of the Pharmacy Board has agreed that there should be some consistencies.

Mr. Albert stated that the Board has worked for quite a few years on the rules. He added that the Board has always tried to share its knowledge with other Boards, but sometimes there are turf problems. The current rules are a culmination of hard work by Board members, Board staff, and the O.S.M.A. Physicians Effectiveness Program.

Mr. Albert again asked that members take the various documents home with them and study them for final approval in March.

LIMITED BRANCH COMMITTEE

Mr. Jost advised that the Committee met to discuss the application form to be completed by massage schools for Board approval. A similar form was developed for out-of-state schools.

Mr. Jost continued that the Committee also briefly discussed the issue of electrolysis. He advised that H.B. 322 has returned the regulation of electrologists to the Medical Board. Those who currently hold electrology licenses with the Cosmetology Board will have to become licensed as cosmetic therapists by the Medical Board within a year in order to continue performing electrolysis. The Committee discussed ways in which this could be done, and considered requiring those holding electrology licenses to sit for the cosmetic therapy examination. The Committee also considered the possibility of grandfathering those applicants so that they wouldn’t have to take another examination after having already passed one. The Board might also require additional continuing education for those wishing to be grandfathered. Mr. Jost noted that the scope of practice for electrologists and cosmetic therapists is basically the same, but cosmetic therapists do perform additional duties, such as certain facial manipulations.

Dr. Kaplanisky stated that electrologists should have to meet the minimum requirements for becoming cosmetic therapists.

Mr. Jost stated that should the Board approve a method of grandfathering electrologists, any new applicant would have to take the cosmetic therapy examination.

Mr. Jost stated that the Committee wishes to proceed expeditiously, and may propose emergency rules.

The third issue the Committee discussed was a massage advisory committee. The Committee has received a proposal from the associations that such a committee be comprised of two representatives from each of the associations. Such a committee would exist to advise the Board on examinations, ethical issues, and regulation. Mr. Jost stated that this issue was only discussed briefly and will be discussed in
Limited Branch Committee for further review and discussion.

Mr. Bumgarner asked whether the only issue of concern had to do with the drawing of body fluids. Mr. Dilling stated that that is correct. Mr. Dilling stated that in H.B. 454 the mechnoaneropists got their scope of practice put into statute form. However, the portion from our rule concerning withdrawal of body fluids was left out. Essentially they took the Board's rule, put it in the statute and added some things from the chiropractors' language. It is Mr. Dilling's belief that this language was inadvertently omitted. He noted that H.B. 454 was emergency legislation. Mr. Dilling added the omission didn't harm anyone because the language was already in the rule and remains in the rule. Even if this rule doesn't pass, the language would remain in the prior rule. He stated that he made those points to JCARR, and they were very receptive.

Concerning the other rules, mild objections were raised at the JCARR hearing on the school rules and eliminating the word "mechnoaneropists." He noted that the Board is in litigation about this matter already. JCARR didn't seem convinced by the arguments against the rule and passed the rules through.

**Mr. Dilling referred to the rule dealing with cosmetic therapy, which would grandfather in electrologists and permit them to become cosmetic therapists with a limitation on what they can do. These individuals need to be licensed by February 1, 1993 under the current law. There was no substantial discussion concerning this issue at the Board meeting. Mr. Dilling suggested that the fine details could be worked out in Committee, and he doesn't believe there will be any problem.**

Mr. Dilling stated that the real problem with the Cosmetic Therapy rules involves the continuing education rule. There were many good suggestions made, such as certain nursing courses and home study courses.

Dr. Heidt stated that electrologists have been under the Cosmetology Board, which required 150 hours of training. The Medical Board requires 600 hours of training for licensure as a cosmetic therapist. Dr. Heidt stated that 600 hours is not needed to train individuals in the use of electrolysis machines or head massage. This is a very limited field. Dr. Heidt stated that there are very few electrologists and cosmetic therapists. There are only two schools in Ohio teaching these types of courses. Dr. Heidt stated that he would prefer that the Board not pass any of the rules until the Committee can get squared away about what should be required.

Dr. Stephens stated that he accompanied staff in an on-site inspection of one of these schools the previous day, and 150 hours of training is nothing. He agreed that the matter needs more discussion and study.

Dr. Heidt stated that the Board does need to grandfather electrologists who have only 150 hours of training.

Mr. Dilling stated that the number of course hours is not the subject of the current rule proposal.

Mr. Dilling continued that the rules on mechnoaneropists schools that went through JCARR and the grandfathering rules for cosmetic therapists are ready for the Board to move an effective date.

Dr. Gretter stated that the rules will be on the December agenda for that purpose.

Dr. Gretter added that the Limited Branch Committee will look at the continuing education requirements and come back to the Board.

Dr. O'Day left the meeting at this time.

**Cosmetic Therapy Grandfathering**

Mr. Bumgarner advised that the staff is awaiting feedback from the office of the Attorney General concerning what the Board can do about cosmetic therapists who let their cosmetic therapy licenses lapse when regulation of electrolysis was switched to the Cosmetology Board. He stated that there is a question as to whether or not the Board must require them to pay back fees.

Dr. Gretter stated that the Assistant Attorney General is still reviewing this matter, but will come back to the Board with a response soon.

Mr. Albert stated that he would not like to have to charge these people back fees.

Mr. Schmidt left the meeting at this time.

**Revision of Probationary Appearances**

Dr. Gretter stated that in the last couple of months he has had the sense that Board members are uncomfortable during the probationary appearances. He stated that part of the problem has resulted from the number of individuals making initial
Ms. Thompson asked whether it would be necessary to testify at the hearing.

Dr. Gettler suggested that testimony is in order since the rule does affect the Board.

Dr. Stienecker suggested that the Board write a letter instead of testifying.

Mr. Bumgarner stated that that would be acceptable.

It was the consensus of the Board that staff would prepare a letter to be sent to the Pharmacy Board concerning the proposed rules.

**COSMETIC THERAPY GRANDFATHERING**

Mr. Bumgarner advised that the Board previously asked for input from the Attorney General's office concerning the reabsorption of Cosmetic Therapists into the list of Medical Board licensees.

Ms. Berry stated that the Board previously licensed cosmetic therapists, but their licensure was ultimately transferred to the Cosmetology Board, who also licensed electrologists. There are currently three groups with which this Board must deal: 1. those who maintained their cosmetic therapy certificates with the Medical Board and also became licensed as electrologists while under the Cosmetology Board's jurisdiction; 2. those who were licensed as cosmetic therapists by the Medical Board, but let their licenses lapse following licensure as electrologists by the Cosmetology Board; and 3. those only licensed as electrologists by the Cosmetology Board. Ms. Berry explained that those who have merely obtained licenses in electrology do not have the same amount of training as do cosmetic therapists.

Ms. Berry stated that dealing with the first group of individuals does not create a problem for the Board. The second group, involving licenses that have lapsed, does create somewhat of a problem. Ms. Thompson has proposed, and Ms. Berry concurs, that the Board notify those in the first group of the law change. She further proposed that those in the second group be permitted to reinstate their cosmetic therapy certificates by submitting current and delinquent fees but waive the penalty fee of $25.00 since they allowed their licenses to lapse due to a change in the law. Those in the third group who have never been licensed by the Medical Board would be issued a limited cosmetic therapy certificate until they meet all educational requirements to be licensed as a cosmetic therapist. They would be permitted to perform electrology, but would not be permitted to do other things permitted cosmetic therapists.

Dr. Stienecker asked what the fees were for these individuals.

Ms. Thompson stated that they must pay a $10.00 preliminary education fee, and a $100.00 licensure fee. There are approximately 440 licensed electrologists, 208 licensed cosmetic therapists, and around 30 to 35 cosmetic therapists who allowed their cosmetic therapy licenses to lapse. Ms. Thompson stated that Debbie Jones, Chief of Records, has gone through the files to determine the individual fees that will be charged to those whose licenses have lapsed. There are approximately 200 individuals who have never been licensed by the State Medical Board who would have to apply for initial licensure.

Mr. Bumgarner noted that rules concerning this matter are to be considered by the Board later in the meeting. He suggested that the Board withhold any motion until after the rules consideration.

**LICENSURE AND LIMITED BRANCH RULES**

Mr. Bumgarner stated that it is his understanding that what has been distributed to Board members are the Findings and Orders on rules other than those relating to mechanotherapy prohibitions and cosmetic therapy education.

Mr. Dilling stated that he took the liberty of drawing up the Findings and Order, based on the Board's discussion in November.


**ROLL CALL VOTE:**

- Dr. O'Day - aye
- Mr. Albert - aye
- Dr. Stienecker - aye
- Dr. Garg - aye
- Ms. Noble - aye
- Dr. Kaplansky - aye
MEMORANDUM

TO: Timothy S. Jost, Esq., Chairman, Limited Branch Committee
FROM: Thomas A. Dilling, Enforcement Coordinator
DATE: July 8, 1992
RE: Effects of Sub. H.B. No. 322 on Cosmetic Therapy

Pursuant to Section 4731.15 of the Revised Code, the Board currently examines and registers persons desiring to practice massage and cosmetic therapy. Section 4731.15(2)(b) defines cosmetic therapy as "the systematic friction, stroking, slapping, and kneading or tapping to the face, neck, scalp, or shoulders through the use of approved electric modalities, and additionally may include the permanent removal of hair from the human body through the use of approved electric modalities."

The State Board of Cosmetology presently registers practitioners of "electrolysis" which is defined as "the permanent removal of hair by application of electric current through a needle or needles to hair papillae" as defined in Section 4713.01 of the Revised Code. That Section also defines "electrologist" as "a person who for pay, free, or otherwise engages in the removal of hair by electrolysis from the face, scalp, neck, or shoulders, or superfluous hair from the human body except from inside the ear, nose, or a body orifice and except from a mole, an elevation of skin, a pigmented area of the breast, or scar tissue."

Further, H.B. 322 which became effective on March 2, 1992 requires that electrologists licensed by the State Board of Cosmetology prior to the effective date of H.B. 322 may continue to practice electrolysis until February 1, 1993. By that date, those electrologists shall cease the practice of electrolysis unless he or she has obtained a certificate under Chapter 4731. of the Revised Code to practice cosmetic therapy.
Thus, an issue is raised as to how those electrologists currently licensed by the State Board of Cosmetology to practice electrolysis as defined in ORC 4713.01 shall obtain a certificate under Chapter 4731 of the Revised Code to practice cosmetic therapy prior to February 1, 1993.

Section 4731.15 of the Revised Code gives the board authority to examine and register practitioners of massage and cosmetic therapy. The practice of electrolysis and cosmetic therapy are equivalent in scope with the exception that a cosmetic therapist may perform certain massage techniques to specific areas of the body.

Section 7 of Sub. H.B. No. 322 of the Revised Code states that "notwithstanding the cosmetic therapist licensing requirements established under section 4731.15 of the Revised Code, electrologists licensed by the State Board of Cosmetology prior to the effective date of this act may, until February 1, 1993, continue to practice electrolysis, as defined in Section 4713.01 of the Revised Code as it existed prior to the effective date of this act. On February 1, 1993, each electrologist practicing pursuant to this section shall cease the practice of electrolysis unless he has obtained a certificate under Chapter 4731 of the Revised Code to practice cosmetic therapy.

Attached, you will find a draft of proposed Rule 4731-1-11 of the Administrative Code stating how an electrologist currently licensed by the State Board of Cosmetology may obtain a certificate to practice cosmetic therapy prior to February 1, 1993, and consistent with the intent of Section 7 of Sub. H.B. No. 322.

Further, Section 4731.155 of the Revised Code requires that the Board adopt certain rules in regard to Continuing Education requirements for Cosmetic Therapists. I have attached a copy of that Section of the Code along with a draft of proposed rules in this area.

Finally, I have attached a copy of changes proposed to previously promulgated rules of Chapter 4731-1 of the Administrative Code due to the changes in the Revised Code enacted by House Bills 322 and 454. The Limited Branch Committee approved the recommendation of these changes at last month's meeting.

TAD:jmb
AN ACT

To amend sections 2925.01, 4713.01, 4713.02, 4713.04, 4713.05, 4713.06, 4713.09 to 4713.15, 4713.16, 4713.17, 4713.171, 4713.19, 4713.20, 4713.21, 4713.29, 4731.15, 4731.151, and 4731.19, to enact sections 4713.182 and 4731.155, and to repeal sections 4713.041, 4713.042, 4713.061, 4713.071, and 4713.151 of the Revised Code, and to repeal Sections 4, 5, and 6 of Sub. S.B. 300 of the 117th General Assembly to remove the present licensing authority of the State Board of Cosmetology over electrologists, to allow the State Medical Board to regulate electrolysis, to specify the limited branches of medicine or surgery to be regulated by the State Medical Board, to license estheticians, esthetics instructors, and esthetic salons, to increase the membership of the State Board of Cosmetology, to permit the State Board of Cosmetology to impose fines, to prevent the repeal of the respiratory care licensing laws that was scheduled to be effective March 16, 1995, and to terminate the remaining limited authority of the State Board of Cosmetology over licenses previously issued by that board on February 1, 1993, by repealing section 4713.171 of the Revised Code on that date.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 2925.01, 4713.01, 4713.02, 4713.04, 4713.05, 4713.06, 4713.09, 4713.10, 4713.11, 4713.12, 4713.13, 4713.14, 4713.15, 4713.16, 4713.17, 4713.171, 4713.19, 4713.20, 4713.21, 4713.29, 4731.15, 4731.182, 4731.155.
SCHOOL, AS A STUDENT, IN WORK CONNECTED WITH ANY BRANCH OF COSMETOLOGY TAUGHT IN THE SCHOOL.

Sec. 4713.21. No owner, manager, or person in charge of a beauty salon, nail salon, ESTHETICS SALON, or school of cosmetology shall permit any person to sleep in, or use for residential purposes, any room used wholly or in part as a beauty salon, nail salon, ESTHETICS SALON, or school of cosmetology; nor shall any person, firm, or corporation maintain, as an established place of business for the practice of one or more of the occupations of a cosmetician, any room used wholly or in part for sleeping or residential purposes.

Sec. 4713.99. Whoever violates section 4713.20, 4713.21, or DIVISION (D) OF SECTION 4713.25 of the Revised Code is guilty of a misdemeanor of the fourth degree ON A FIRST OFFENSE; ON EACH SUBSEQUENT OFFENSE, SUCH PERSON IS GUILTY OF A MISDEMEANOR OF THE THIRD DEGREE.

Sec. 4731.15. (A)(1) The state medical board also shall examine and register persons desiring to practice any a limited branch of medicine or surgery, and shall establish rules governing such limited practice. Such limited branches of medicine or surgery shall include mechanotherapy, massage, and cosmetic therapy.

(2) As used in this chapter:

(a) "Adjunctive electrolysis" means electrolysis that is limited to use as an adjunct to elements of cosmetic therapy by a cosmetic therapist;

(b) "Approved electric modalities" means electric modalities approved by the state medical board for use in cosmetic therapy;

(c) "Electrolysis" has the same meaning as in section 4713.01 of the Revised Code;

(d)(b) "Cosmetic therapy" means the systematic friction, stroking, slapping, and kneading or tapping to the face, neck, scalp, or shoulders through the use of approved electric modalities, and additionally may include the permanent removal of hair from the human body through the use of approved electric modalities and adjunctive electrolysis;

(e)(c) "Cosmetic therapist" means a person who holds a certificate to practice cosmetic therapy issued by the state medical board under this chapter and who is registered with the board under this chapter.

(B) All persons who hold a certificate to practice a limited branch of medicine or surgery issued by the state medical board, whether residents of this state or not, shall on or before the first day of June, 1983, and on or before the first day of June every second year thereafter, register with the state medical board on a form prescribed by the board and shall pay at such time a biennial registration fee of twenty-five dollars. At least one month in advance of the date of registration, a written notice that the biennial registration fee is due on or before the first day of June shall be sent to each holder of a certificate to practice a limited branch of medicine or surgery, at the person's last known address. All persons who hold a certificate to practice a limited branch of medicine or surgery issued by the state medical board shall provide the board written notice of any change of address. A certificate to practice a limited branch of medicine or surgery shall be
TION AND ONE CREDIT HOUR FOR EACH FIFTY TO SIXTY
MINUTES OF INSTRUCTION.

(B) ONLY CONTINUING EDUCATION APPROVED BY THE
STATE MEDICAL BOARD MAY BE USED TO FULFILL THE
REQUIREMENTS OF DIVISION (A) OF THIS SECTION.

(C) EACH CERTIFIED COSMETIC THERAPIST SHALL SUB-
MIT TO THE BOARD AT THE TIME OF BIENNIAL REGIS-
TRATION PURSUANT TO SECTION 4731.15 OF THE REVISED CODE A
SWORN AFFIDAVIT, IN A FORM ACCEPTABLE TO THE BOARD,
ATTesting THAT HE HAS COMPLETED CONTINUING EDUCA-
TION PROGRAMS IN COMPLIANCE WITH THIS SECTION AND
LISTING THE DATE, LOCATION, SPONSOR, SUBJECT MATTER,
AND HOURS COMPLETED OF THE PROGRAMS.

(D) THE BOARD SHALL ADOPT RULES PROVIDING FOR
PRO RATA REDUCTIONS BY MONTH OF HOURS OF CONTINU-
ING EDUCATION REQUIRED BY THIS SECTION FOR PERSONS
WHO FIRST RECEIVE A CERTIFICATE DURING A REGIS-
TRATION PERIOD.

THE BOARD MAY EXCUSE A COSMETIC THERAPIST FROM
ALL OR ANY PART OF THE REQUIREMENTS OF THIS SECTION
BECAUSE OF AN UNUSUAL CIRCUMSTANCE, EMERGENCY,
OR SPECIAL HARDSHIP.

(E) FAILURE TO COMPLY WITH THE REQUIREMENTS OF
THIS SECTION CONSTITUTES A FAILURE TO RENEW REGIS-
TRATION PURSUANT TO SECTION 4731.15 OF THE REVISED
CODE.

Sec. 4731.19. The state medical board shall determine the standing of
the schools, colleges, OR institutions, or individuals giving instruction in
limited branches of medicine or surgery. If there shall at any time be such
schools, colleges, OR institutions, or individuals giving instruction in such
limited branches, the applicant for each A certificate TO PRACTICE A
LIMITED BRANCH OF MEDICINE OR SURGERY shall, as a con-
dition of admission to the examination, produce a diploma or certificate
from each a school, college, OR institution, or individual in good standing
as determined by the board, showing the completion of the required
courses of instruction.

The entrance examiner of the board shall determine the sufficiency of
the preliminary education of applicants for such limited certificate as is
provided in section 4731.09 of the Revised Code. The board may adopt
rules defining and establishing for any limited branch of medicine or
surgery such preliminary educational requirements, less exacting than
those prescribed by such section, as the nature of the case may require.

SECTION 2. That existing sections 2925.01, 4713.01, 4713.02, 4713.04,
4713.05, 4713.06, 4713.09, 4713.10, 4713.11, 4713.12, 4713.13, 4713.14,
4713.15, 4713.16, 4713.17, 4713.171, 4713.19, 4713.20, 4713.21, 4713.99,
4731.15, 4731.151, and 4731.19 and sections 4713.041, 4713.042, 4713.061,
4713.071, and 4713.151 of the Revised Code are hereby repealed.
4731-1-11 ELIGIBILITY OF ELECTROLOGISTS LICENSED BY THE OHIO STATE BOARD OF COSMETOLOGY TO OBTAIN LICENSURE AS COSMETIC THERAPISTS PURSUANT TO CHAPTER 4731. OF THE REVISED CODE AND SUBSEQUENT LIMITATIONS.

(A) PRIOR TO FEBRUARY 1, 1993, THE STATE MEDICAL BOARD SHALL WAIVE THE EXAMINATION REQUIRED BY SECTION 4731.15 OF THE REVISED CODE FOR EACH APPLICANT FOR A COSMETIC THERAPIST'S LICENSE WHO HOLDS A CERTIFICATE FROM THE STATE BOARD OF COSMETOLOGY ISSUED UNDER CHAPTER 4713. OF THE REVISED CODE THAT AUTHORIZES HIM TO PRACTICE ELECTROLYSIS AND WHO IS REGISTERED WITH THE STATE BOARD OF COSMETOLOGY UNDER THAT CHAPTER.

(B) A PERSON MEETING THE REQUIREMENTS OF PARAGRAPH (A) ABOVE MAY BE REGISTERED BY THE STATE MEDICAL BOARD AS A COSMETIC THERAPIST BUT MAY NOT APPLY "SYSTEMATIC FRICTION, STROKING, SLAPPING, AND KNEADING OR TAPPING TO THE FACE, NECK, SCALP, OR SHOULDERS THROUGH THE USE OF APPROVED ELECTRICAL MODALITIES" AS DEFINED IN SECTION 4731.15(A)(2)(B) OF THE REVISED CODE UNTIL THAT PERSON HAS COMPLETED COURSEWORK IN THAT AREA THAT HAS BEEN APPROVED BY THE BOARD AT A SCHOOL APPROVED BY THE BOARD PURSUANT TO THIS CHAPTER OF THE ADMINISTRATIVE CODE.
CONTINUING COSMETIC THERAPY EDUCATION REQUIREMENTS FOR REGISTRATION OR REINSTATEMENT OF A LICENSE TO PRACTICE COSMETIC THERAPY

(A) ALL APPLICANTS WHO FILE FOR LICENSE REGISTRATION OR LICENSE REINSTATEMENT MUST MEET THE TWENTY-FIVE HOUR CONTINUING COSMETIC THERAPY EDUCATION (HEREINAFTER "CCTE") REQUIREMENT LESS ANY REDUCTION IN HOURS ALLOWED BY THE BOARD UNDER THE PROVISIONS OF RULES 4731-1-10 OF THE ADMINISTRATIVE CODE.

(B) IF AN INDIVIDUAL HAS NOT COMPLETED THE REQUISITE HOURS OF CCTE, HE IS NOT ELIGIBLE FOR LICENSE REGISTRATION OR LICENSE REINSTATEMENT UNTIL SUCH TIME AS THEY HAVE BEEN COMPLETED. ANY CCTE UNDERTAKEN AFTER THE END OF A REGISTRATION PERIOD AND UTILIZED FOR PURPOSES OF REGISTERING OR REINSTATING A SUSPENDED LICENSE CANNOT ALSO BE UTILIZED TO MEET THE CCTE REQUIREMENT FOR THE CURRENT REGISTRATION PERIOD.

(C) THOSE INDIVIDUALS RESIDING OR PRACTICING OUT OF THE STATE WHO WISH TO REGISTER OR REINSTATE THEIR LICENSES TO PRACTICE COSMETIC THERAPY IN OHIO MUST COMPLETE THE REQUIRED CCTE WITHIN THE REGISTRATION PERIOD EVEN THOUGH NOT CURRENTLY RESIDING OR PRACTICING IN OHIO.

(D) LICENSEES WHO ARE NOT WORKING IN THE COSMETIC THERAPY PROFESSION OR WHO ARE RETIRED FROM PRACTICE ARE NOT EXEMPT FROM THE CCTE REQUIREMENTS OF SECTION 4731.155 OF THE REVISED CODE AND THIS CHAPTER OF THE ADMINISTRATIVE CODE.

(E) EACH APPLICANT FOR LICENSE REGISTRATION OR LICENSE REINSTATEMENT IN COSMETIC THERAPY SHALL CERTIFY THAT HE HAS COMPLETED THE REQUISITE HOURS OF CCTE SINCE THE START OF THE REGISTRATION PERIOD. THIS CERTIFICATION SHALL BE EVIDENCE OF COMPLETION OF THE CCTE
REQUIREMENT AS SET FORTH IN SECTION 4731.155 OF THE REVISED CODE, PROVIDED THAT:

(1) THE BOARD MAY RANDOMLY SELECT APPLICATIONS FOR VERIFICATION THAT ALL CCTE REQUIREMENTS HAVE BEEN MET. LICENSEES WHOSE APPLICATIONS ARE SELECTED SHALL SUBMIT ADDITIONAL DOCUMENTATION OF COMPLIANCE WITH CCTE REQUIREMENTS AS THE BOARD MAY REQUIRE.

(2) APPLICANTS SHALL KEEP DETAILED RECORDS OF CCTE HOURS TAKEN. RECORDS OF ALL CCTE UNDERTAKEN SHALL BE RETAINED BY THE APPLICANT FOR ONE YEAR AFTER THE END OF THE REGISTRATION PERIOD. AT A MINIMUM, THE FOLLOWING INFORMATION MUST BE RETAINED:

(A) DESCRIPTION OF THE CCTE ACTIVITY;
(B) THE LOCATION OF THE CCTE ACTIVITY;
(C) THE DATES OF ATTENDANCE;
(D) THE HOURS OF EACH CCTE ACTIVITY; AND
(E) ANY AVAILABLE DOCUMENTATION OF THE COMPLETION OF THE CCTE ACTIVITY.

ALL RECORDS OF CCTE ACTIVITY SHALL BE KEPT AVAILABLE FOR AGENTS OF THE BOARD FOR REVIEW.

(F) FAILURE TO MAINTAIN RECORDS REBUTS THE PRESUMPTION ESTABLISHED IN PARAGRAPH (E) OF THIS RULE THAT THE CCTE REQUIREMENTS HAVE BEEN COMPLETED.

(G) NOTHING IN THIS RULE SHALL LIMIT THE BOARD'S AUTHORITY TO INVESTIGATE AND TAKE ACTION UNDER SECTION 4731.22 OF THE REVISED CODE.
(H) REDUCTION OF HOURS CAN BE GRANTED ON AN INDIVIDUAL BASIS ONLY TO THOSE WHO HAVE BEEN ILL FOR MORE THAN SIX CONSECUTIVE MONTHS OR OUT OF THE UNITED STATES FOR MORE THAN SIX CONSECUTIVE MONTHS DURING THE REGISTRATION PERIOD UPON APPLICATION TO THE BOARD. THE APPLICANT WILL HAVE THE BURDEN OF ESTABLISHING THAT HIS ILLNESS OR ABSENCE AFFECTED HIS REASONABLE OPPORTUNITY TO PARTICIPATE IN CCTE ACTIVITIES. ONE HOUR WILL BE SUBTRACTED FROM THE CCTE REQUIREMENT FOR EACH MONTH WHICH IS APPROVED FOR REDUCTION OF HOURS. APPLICATIONS FOR REDUCTION OF HOURS ARE AVAILABLE UPON WRITTEN REQUEST TO THE STATE MEDICAL BOARD. APPLICATIONS SHOULD BE COMPLETED BY THE APPLICANT AND SUBMITTED TO THE BOARD AT LEAST SIXTY DAYS PRIOR TO THE END OF THE REGISTRATION PERIOD.

(I) THE CCTE REQUIREMENT FOR INDIVIDUALS LICENSED AFTER THE START OF A REGISTRATION PERIOD SHALL BE COMPUTED ACCORDING TO "TABLE 1."

<table>
<thead>
<tr>
<th>LICENSE INITIALLY ISSUED</th>
<th>TOTAL HOURS REQUIRED</th>
</tr>
</thead>
<tbody>
<tr>
<td>JUNE 1 - MAY 31 OF FIRST YEAR OF REGISTRATION PERIOD</td>
<td>12.5 HOURS</td>
</tr>
<tr>
<td>JUNE 1 - SEPTEMBER 30 OF SECOND YEAR OF REGISTRATION PERIOD</td>
<td>6 HOURS</td>
</tr>
<tr>
<td>OCTOBER 1 - MAY 31 OF SECOND YEAR OF REGISTRATION PERIOD</td>
<td>0 HOURS</td>
</tr>
</tbody>
</table>

ONLY THOSE HOURS EARNED FROM THE DATE OF INITIAL LICENSURE TO THE END OF THE REGISTRATION PERIOD SHALL BE USED TOWARDS THE TOTAL HOUR REQUIREMENT AS CONTAINED IN "TABLE 1" OF THIS RULE.
(J) AFTER LICENSE RESTORATION, THE CCTE REQUIREMENT FOR THE REGISTRATION SHALL BE COMPUTED ACCORDING TO "TABLE 2".

<table>
<thead>
<tr>
<th>DATE OF RESTORATION</th>
<th>TOTAL CREDITS REQUIRED</th>
</tr>
</thead>
<tbody>
<tr>
<td>JUNE 1 - MAY 31 OF FIRST YEAR OF REGISTRATION PERIOD</td>
<td>125 HOURS</td>
</tr>
<tr>
<td>JUNE 1 - SEPTEMBER 30 OF SECOND YEAR OF REGISTRATION PERIOD</td>
<td>6 HOURS</td>
</tr>
<tr>
<td>OCTOBER 1 - MAY 31 OF SECOND YEAR OF REGISTRATION PERIOD</td>
<td>0 HOURS</td>
</tr>
</tbody>
</table>

(K) THE MAILING OF REGISTRATION APPLICATIONS REQUIRES THAT A CUTOFF DATE BE ESTABLISHED FOR PREPARATION OF REGISTRATION APPLICATION NOTICES. INDIVIDUALS WHO ARE INITIALLY LICENSED BETWEEN SUCH CUTOFF DATE AND MAY 31 OF THE LAST YEAR OF A REGISTRATION PERIOD ARE NOT REQUIRED TO RENEW ON OR BEFORE MAY 31 OF THAT REGISTRATION PERIOD. THESE INDIVIDUALS SHALL NOT BE REQUIRED TO RENEW UNTIL MAY 31 OF THE FOLLOWING REGISTRATION PERIOD.

(L) A LICENSEE WHO FILES AN APPLICATION FOR REGISTRATION WITHIN THE TIME AND IN THE MANNER PROVIDED BY SECTIONS 4731.15 AND 4731.155 OF THE REVISED CODE AND CHAPTER 4731-1-10 OF THE ADMINISTRATIVE CODE SHALL NOT BE REQUIRED TO DISCONTINUE PRACTICE MERELY BECAUSE OF THE FAILURE OF THE BOARD TO ACT ON HIS APPLICATION. ACTION REJECTING SUCH APPLICATION SHALL NOT BE EFFECTIVE UNTIL FIFTEEN DAYS AFTER NOTICE OF REJECTION IS MAILED TO THE APPLICANT.
(M) FAILURE TO REGISTER AND COMPLY WITH SECTION 4731.155 OF THE REVISED CODE RESULTS IN AN AUTOMATIC SUSPENSION OF ONE'S CERTIFICATE TO PRACTICE. CONTINUED PRACTICE AFTER THE SUSPENSION OF THE CERTIFICATE SHALL BE CONSIDERED AS PRACTICING WITHOUT A LICENSE.

(N) IF THE BOARD PROPOSES TO REFUSE TO REGISTER, REINSTATE, OR RESTORE A LICENSE UNDER THE REQUIREMENTS OF SECTION 4731.155 OF THE REVISED CODE, OR BECAUSE OF A FAILURE TO MEET ANY OF THE REQUIREMENTS OF RULE 4731-1-10 OF THE ADMINISTRATIVE CODE, THE APPLICANT SHALL BE ENTITLED TO A HEARING ON THE ISSUE OF SUCH PROPOSED DENIAL. NOTICE AND HEARING REQUIREMENTS INCIDENT TO SUCH PROPOSED DENIAL WILL BE IN COMPLIANCE WITH THE PROVISIONS OF CHAPTER 119. OF THE REVISED CODE, INCLUDING THE FOLLOWING:

1. NOTICE SHALL BE GIVEN TO THE APPLICANT BY REGISTERED MAIL OF HIS RIGHT TO A HEARING;

2. THE NOTICE SHALL INCLUDE THE REASON OR REASONS FOR THE PROPOSED DENIAL, THE LAW OR RULE UPON WHICH SUCH PROPOSED DENIAL IS BASED, AND A STATEMENT INFORMING THE APPLICANT THAT HE IS ENTITLED TO A HEARING, IF HE REQUESTS IT WITHIN THIRTY DAYS OF THE TIME OF MAILING THE NOTICE;

3. THE NOTICE ALSO SHALL INFORM THE APPLICANT THAT HE MAY APPEAR IN PERSON BY HIS ATTORNEY OR PRESENT HIS POSITION IN WRITING AND THAT AT THE HEARING HE MAY PRESENT EVIDENCE AND EXAMINE WITNESSES;

4. IF AN APPLICANT TIMELY REQUESTS A HEARING, THE BOARD SHALL IMMEDIATELY SET THE TIME AND PLACE FOR SUCH HEARING AND NOTIFY THE APPLICANT THEREOF. THE DATE OF THE HEARING SHALL BE WITHIN FIFTEEN DAYS BUT NOT EARLIER THAN SEVEN DAYS AFTER THE APPLICANT HAS
REQUESTED THE HEARING, UNLESS OTHERWISE AGREED TO BY BOTH PARTIES OR UNLESS THE BOARD POSTPONES OR CONTINUES THE HEARING IN ACCORDANCE WITH SECTION 119.09 OF THE REVISED CODE;

(5) A PARTY ADVERSELY AFFECTED BY ANY ORDER OF THE BOARD ISSUED PURSUANT TO AN ADJUDICATION HEARING MAY APPEAL TO THE COURT OF COMMON PLEAS OF FRANKLIN COUNTY, OHIO.

(0) BOARD APPROVAL OF COURSES

(1) THE BOARD SHALL APPROVE A COURSE, SEMINAR, OR SPEAKER SESSION IF IT IS:

(A) RELEVANT TO THE CLINICAL PRACTICE OF COSMETIC THERAPY; AND

(B) OFFERED BY ONE OF THE FOLLOWING ENTITIES:

(1) A COLLEGE OR UNIVERSITY APPROVED BY THE STATE DEPARTMENT OF EDUCATION;

(2) A STATE OR NATIONAL PROFESSIONAL COSMETIC THERAPY OR ELECTROLOGY ASSOCIATION COMPRISED OF MORE THAN FIFTY PERSONS LICENSED TO PRACTICE COSMETIC THERAPY OR ELECTROLYSIS;

(3) A COSMETIC THERAPY SCHOOL APPROVED BY THE BOARD PURSUANT TO THIS CHAPTER OF THE ADMINISTRATIVE CODE; OR

(4) A HEALTH DEPARTMENT OR HOSPITAL WHICH OFFERS PROGRAMS WHICH HAD BEEN PREVIOUSLY APPROVED FOR CONTINUING MEDICAL EDUCATION (CME) CREDITS.
(2) REQUEST FOR BOARD APPROVAL OF CCTE COURSE.

(A) IF A COURSE IS NOT LISTED IN PARAGRAPH (A) OF THIS RULE, A COSMETIC THERAPIST MAY REQUEST THAT THE BOARD APPROVE THE COURSE BY SUBMITTING IN WRITING, AT LEAST THREE MONTHS IN ADVANCE OF THE COURSE REGISTRATION DATE, THE FOLLOWING INFORMATION ON AN APPLICATION FORM PROVIDED BY THE BOARD:

(1) TITLE, LOCATION, AND DATE OF THE COURSE;
(2) SPONSORING AGENCY;
(3) COURSE OBJECTIVE AND CONTENT;
(4) HOURS OF STUDY;
(5) NAME OF EACH INSTRUCTOR; AND
(6) EDUCATIONAL BACKGROUND AND EXPERIENCE OF EACH INSTRUCTOR

(B) THE BOARD SHALL NOTIFY THE COSMETIC THERAPIST BY MAIL OF THE DECISION AS TO WHETHER THE BOARD APPROVED THE COURSE AT LEAST ONE MONTH IN ADVANCE OF THE COURSE REGISTRATION DATE.

(C) A CHANGE IN SUBJECT MATTER, LENGTH, OR INSTRUCTOR OF A COURSE REQUIRES REAPPROVAL BY THE BOARD.

(D) IF A COSMETIC THERAPIST HAS NOT RECEIVED PRIOR APPROVAL FOR CONTINUING EDUCATION UNITS BY MAY 31 OF THE LICENSURE RENEWAL YEAR, THE BOARD RESERVES THE RIGHT TO DENY RECOGNITION OF THE CREDITS EARNED.

(3) NOTWITHSTANDING THE APPROVAL METHODS FOR CCTE CREDIT MENTIONED IN PARAGRAPH (A) ABOVE, THE BOARD SHALL NOT APPROVE HOME STUDY CCTE COURSEWORK FOR CCTE CREDIT.
4731-1-01 DEFINITION OF TERMS.

(A) "Board" means the state medical board of Ohio.

(B) "Certificate of good standing" means a non-transferable certificate issued by the board to a limited branch school located within the state of Ohio in the name of the school, which states that the school is in good standing with the board to offer a course of instruction in one limited branch of medicine, pursuant to section 4731.19 of the Revised Code.

(C) "Clock hour" means a period of sixty minutes with a minimum of fifty minutes of instruction at the limited branch school.

(D) "Course of instruction" means the complete body of prescribed subjects or studies to prepare students for admission to an examination for licensure in the limited branch of medicine.

(E) "Limited branch school" means a facility wherein a course of instruction in one or more of the following is offered: meehanotherapy, massage, or cosmetic therapy.

(F) "Person" means an individual, corporation, partnership, association, or any other type of organization.

(G) "Schedule of operations" means the hours in which classes are being conducted and the hours in which other educationally related activities are in process in a limited branch school.

(H) "Similar course of instruction" means a course of instruction with the same general objective which involves the same or related instructional processes, tools, and materials as a course of instruction previously approved by the board.
"Subject" means a unit of learning which is an integral part of the course of instruction being pursued.

Effective:

____________________________________
Ray Q. Bumgarner, Executive Director
Ohio State Medical Board

Date

Promulgated under: 119.
Rule authorized by: 4731.05
4731.15
4731-1-02 Application of rules governing limited branches of medicine or surgery.

(A) Rules adopted by the board governing the practice of limited branches of medicine or surgery apply to practitioners of those limited branches listed in Section 4731.15 CHAPTER 4731 of the Revised Code, or this chapter of the Administrative Code, and do not apply to physicians or surgeons, to podiatrists, to midwives, to nurse anesthetists, or to physical therapists.

(B) Any person holding a valid certificate to practice one or more of the limited branches of medicine or surgery is subject to disciplinary suspension or revocation action by the board, and may additionally be subject to criminal prosecution, if such person performs acts beyond the scope of the limited branch for which he has been certificated or which are otherwise violative of the rules governing practitioners of limited branches of medicine or surgery.

Effective:

______________________________
Ray Q. Bumgarner, Executive Director
Ohio State Medical Board

__________________________________________
Date

Promulgated under: 119.
Rule authorized by: 4731.05
4731.15
Rule amplifies:
4731.15
4731.20
4731.22
4731.41
4731-1-03 General prohibitions.

(A) No person holding a certificate to practice a limited branch of medicine or surgery shall perform or hold himself out as able to perform surgery, or any other act which involves a piercing or puncturing of the skin or membranous tissues of the human body unless specifically permitted under the rules defining the scope of that limited branch.

(B) No person holding a certificate to practice a limited branch of medicine or surgery shall prescribe, dispense or administer any drug or medicine.

(C) Except as is specifically permitted under the rules defining the scope of a limited branch of medicine or surgery, no person holding such a certificate shall diagnose or treat infectious, contagious or venereal diseases, or any wound, fracture or bodily injury, infirmity, or disease.

(D) No person holding a certificate to practice a limited branch of medicine or surgery shall employ, or cause to be employed, the designation "Dr." or "Doctor" without also qualifying such designation by the name or an abbreviation of the limited branch for which he has been certificated. The appropriate designation must follow the name of the limited practitioner (e.g., "John Doe, Doctor of Mechnotherapy" or "John Doe, D.M.") and may be employed or caused to be employed by the limited practitioner only if the limited practitioner has received a degree granting such a title from a school empowered to grant the degree.

(E) No person holding a certificate to practice a limited branch of medicine or surgery shall employ, or cause to be employed, the designation "Physician" or "Surgeon" no matter how qualified or how employed in combination with other language, EXCEPT AS PROVIDED IN SECTION 4731.151 OF THE REVISED CODE.

(F) No person holding a certificate to practice any limited branch or branches of medicine or surgery shall hold himself out as certificated in or able to practice any limited branch of medicine or surgery for which that person has not been certificated.
(G) No person holding a certificate to practice any limited branch or branches of medicine or surgery shall conduct such practice under any name or title, either as an individual, company or concern, except under his own name or that mentioned in the certificate.

Effective:

Ray G. Bumgarner, Executive Director
Ohio State Medical Board

Date

Promulgated under: 119.
Rule authorized by: 4731.05
4731.15
Rule amplifies: 4731.17
4731.20
4731.22
4731.41
Scope of Practice Prohibitions: Mechanotherapy.

(A) A practitioner of mechanotherapy shall examine patients only by verbal inquiry, examination of the musculoskeletal system by hand, and visual inspection and observation. A practitioner of mechanotherapy shall specifically not employ any techniques which involve extraction or analysis of body tissue or fluids.

(B) A practitioner of mechanotherapy shall not diagnose a patient's condition except as to whether or not there is a disorder of the musculoskeletal system present.

(C) A practitioner of mechanotherapy, in the treatment of patients, may apply only those techniques listed below, but he may apply such techniques only to those disorders of the musculoskeletal system which are amenable to treatment by the listed techniques and which are identifiable by examination and diagnosis as described in this rule:

1. Advised or supervised exercise;
2. Massage or manipulation; or
3. Employment of air, water, heat, cold, sound or infrared rays.

Effective:

Ray Q. Bumgarner, Executive Director
Ohio State Medical Board

Promulgated under: 4731.05
Rule authorized by: 119.
4731.15
Rule amplifies: 4731.17
4731.20
4731.22
4731.41
4731-1-06 Scope of practice: other limited branches NAPRAPATHY.

NAPRAPATHY IS THE TREATMENT OF DISEASED SPINAL CONNECTIVE TISSUE AND LIGAMENTS BY HAND ONLY. A practitioner of any of the following-listed limited NAPRAPATHY branch of medicine or surgery shall not examine patients except by written and verbal inquiry, visual inspection and observation, and touch. Such practitioners shall not diagnose a patient's condition, but may determine whether or not application of the limited branch in question NAPRAPATHY is advisable. Naprapathy is the treatment of diseased spinal connective tissue and ligaments by hand only.

Effective:

Ray Q. Bumgarner, Executive Director
Ohio State Medical Board

Date

Promulgated under: 119.
Rule authorized by: 4731.05
                      4731.15
Rule amplifies: 4731.17
                   4731.20
                   4731.22
                   4731.41
4731-1-15 EQUIPMENT AND FACILITIES.

(A) All buildings where courses of instruction are being conducted must comply with all municipal, county, state, and federal regulations as to fire, safety, health, and sanitation codes or regulations. The board will require compliance with the Ohio building code when applicable.

(B) Every limited branch school shall be well lighted, well ventilated, adequately equipped to maintain suitable room temperature, and kept in a clean, orderly, and sanitary condition.

(C) Every limited branch school shall maintain separate and clean toilet facilities for men and women, including a sink and handwashing facilities.

(D) All equipment shall be maintained in good working order and shall be updated as required.

(E) A limited branch school conducting a course of instruction in mechanotherapy shall maintain equipment and facilities, including but not limited to the following:

1. Well-lighted and ventilated rooms adequately equipped to meet the educational needs of the course of instruction;
2. One professional treatment table per three students;
3. One sink for clinical use separate from toilet facilities;
4. Library consisting of books related to subjects taught; and
5. Fireproof cabinets for recordkeeping.

(E)(F) A limited branch school conducting a course of instruction in massage shall maintain adequate equipment and facilities, including but not limited to the following:

1. Well-lighted and ventilated rooms adequately equipped to meet the educational needs of the course of instruction;
2. One professional treatment table per three students;
3. Topical preparations sufficient for use in clinical training;
(4) Isopropyl alcohol sufficient for use in clinical training;
(5) Adequate number of sheets or towels for draping of each patient with clean sheets and towels;
(6) One sink for clinical use separate from toilet facilities;
(7) Library consisting of books related to subjects taught; and
(8) Fireproof cabinets for recordkeeping.

(F)(G) A limited branch school conducting a course of instruction in cosmetic therapy shall maintain equipment and facilities, including but not limited to the following:

(1) Well-lighted and ventilated rooms adequately equipped to meet the educational needs of the course of instruction;
(2) Lighting adequate for clinical instruction and lighting adequate for classroom instruction;
(3) One professional treatment table or one moveable chair and one adjustable stool for every two students;
(4) One epilator for every two students which shall conform to the food and drug administration standards relating to these devices and shall be approved by the federal communications commission;
(5) One sink for clinical use separate from toilet facilities;
(6) Sterilization mixture for instruments, adequate for use in clinical training;
(7) One dry heat sterilizer, one autoclave for sterilization, one ultrasonic cleaner for instruments, and packaging materials for sterilizing instruments;
(8) Sufficient towels to provide clean towels for each patient;
(9) Covered receptacles for disposable waste and a SHARPS collector for probes;
(10) One classroom chair for each classroom student;
(11) One treatment room light for every professional treatment table or moveable chair;
(12) Clinical supplies including, but not limited to, creams, lotions, and antiseptics adequate for use in clinical training;
(13) Library consisting of books relating to subjects taught; and
(14) Fireproof cabinets for recordkeeping.

(G)(H) Student records shall be retained and held subject to inspection by the student or his representative.
(H)(4) The following records shall be retained and held subject to inspection by the board or its representatives:

(1) Daily attendance for each student; and
(2) All examinations taken by each student.

Effective:

Ray Q. Bumgarner, Executive Director
Ohio State Medical Board

Date

Promulgated under: 119.
Rule authorized by: 4731.05
4731.15
Rule amplifies: 4731.19
4731-1-16 CURRICULUM REQUIREMENTS.

(A) Those schools who make application to obtain a certificate of good standing for a course of instruction in mechanotherapy must:

(1) Offer a course of instruction covering a period of at least thirty-six months and a minimum of twenty-two hundred clock hours; and

(2) Teach the following subjects, as appropriate to the limited branch:

(a) Anatomy, physiology, bacteriology, pathology, ethics, clinical program, diagnosis and hygiene; and

(b) Such other subjects as the board deems necessary and appropriate to mechanotherapy.

(A)(B) Those schools who make application to obtain a certificate of good standing for a course of instruction in massage must:

(1) Offer a course of both practical and theoretical instruction covering a period of not less than one year and a minimum of six hundred clock hours; and

(2) Teach the following subjects, as appropriate to the limited branch:

(a) Anatomy, physiology, pathology, ethics, clinical program and hygiene; and

(b) Such other subjects as the board deems necessary and appropriate to massage.

(B)(C) Those schools who make application to obtain a certificate of good standing for a course of instruction in cosmetic therapy must:

(1) Offer a course of both practical and theoretical instruction covering a period of not less than one year and a minimum of six hundred clock hours; and

(2) Teach the following subjects, as appropriate to the limited branch:

(a) Anatomy, physiology, chemistry, bacteriology, electricity, ethics, clinical program and hygiene; and

(b) Such other subjects as the board deems necessary and appropriate to cosmetic therapy.
Educational objectives shall be clearly defined and simply stated and shall indicate what the educational program can do for reasonably diligent students.

The course of instruction shall be outlined in detail showing major subjects and clock hours devoted to each subject, entrance requirements and occupational objectives.

A limited branch school shall submit for approval on an appropriate form its daily or weekly schedule of instruction. The approved schedule shall be made available whenever requested by the board.

No student is permitted to attend a limited branch school for more than eight clock hours of credit in any one day.

Effective:

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Ray Q. Bumgarner, Executive Director
Ohio State Medical Board

Date

Promulgated under: 119.
Rule authorized by: 4731.05
4731.15

Rule Amplifies: 4731.16
4731.19
4731-1-22 OUT-OF-STATE SCHOOLS.

(A) The board recognizes that registration, approval or licensing laws and standards of other states regulating limited branch schools may differ from Ohio laws and standards. Therefore, the board may recognize out-of-state schools as institutions in good standing for purposes of admitting graduates from those schools for examination for licensure in a limited branch of medicine or surgery if the board determines that

(1) The out-of-state school satisfies the course of instruction period and clock hour requirements enumerated in paragraphs (A) to (G) AND (B) of rule 4731-1-16 of the Administrative Code; and

(2) The other state of location has laws or rules governing its schools which are substantially similar to those contained in this chapter of the Administrative Code; and

(3) The appropriate regulatory body of the state of location has recognized the school to provide a similar course of instruction; and

(4) The state of location recognizes graduates of the school as eligible for a license, or eligible for examination for a license to practice a limited branch of medicine or health care profession in that state which is substantially similar in definition to one of the limited branches of medicine recognized by the board pursuant to Chapter 4731. of the Revised Code and this chapter of the Administrative Code.

(B) Upon the effective date of this rule, the board will immediately require all out-of-state schools to satisfy the requirements set forth in paragraph (A) of this rule whether or not the schools have been recognized previously as an institution in good standing for purposes of admitting graduates from those schools for licensure examination in this state or their graduates have been recognized previously as eligible to sit for licensure examination in this state.
(C) After the board receives a completed application from an out-of-state school, an investigation shall be conducted by the board with respect to whether the requirements of this chapter of the administrative code have been met. An on-site inspection of the school may be conducted.

(D) Recognition of an out-of-state school as an institution in good standing for purposes of admitting graduates from that school for licensure examination is not transferable.

(E) Any of the following changes shall be reported to the board by the limited branch school prior to their becoming effective: June 17, 1991

(1) Transfer of ownership of the school; or
(2) Change in location or locations of the school.

A transfer of ownership of a limited branch school or a change in the location or locations of a limited branch school shall be reported to the board prior to the change becoming effective.

(F) Upon receipt of notice as provided in paragraph (E) of this rule, the board shall forward the appropriate forms in order to initiate review and investigation to determine whether to recognize an out-of-state limited branch school as an institution in good standing for purposes of admitting graduates of that school for licensure examination. An on-site inspection may be conducted in the event of a change of school location.

(G) Any of the following changes shall be reported to the board by the limited branch school prior to their becoming effective, but shall not result in automatic suspension of recognition of an out-of-state school as an institution in good standing for purposes of admitting graduates of that school for licensure examination:

(1) Change in subjects taught; or
(2) Change in the administrative staff or instructors.
(H) The board may conduct an on-site inspection or an investigation at any time and without notice to determine whether compliance with this chapter of the Administrative Code is being maintained.

Effective:

Ray Q. Bumgarner, Executive Director
Ohio State Medical Board

Date

Promulgated under: 119.
Rule authorized by: 4731.05
4731.15
Rule amplifies: 4731.19
Just FYI.

Sallie

Sallie Debolt
Senior Counsel
State Medical Board of Ohio
30 E. Broad Street, 3rd Floor
Columbus, OH 43215
(614) 644-7021
Sallie.Debolt@med.ohio.gov

-----Original Message-----
From: Debolt, Sallie
Sent: Wednesday, August 22, 2018 2:36 PM
To: 'Lauren.Reid@ohiohouse.gov' <Lauren.Reid@ohiohouse.gov>
Cc: Lacross, Jonithon <Jonithon.A.LaCross@med.ohio.gov>
Subject: RE: Question concerning OAC 4731-1-07

Dear Ms. Reid:

In Ohio, a person may only practice electrology if they are licensed by the Medical Board as a cosmetic therapist.

Historical research of Medical Board documents has found the following: During the period of approximately 1985 to 1992 the Cosmetology Board licensed electrologists. However, during that time the Medical Board licensed cosmetic therapists. The scopes of practice for the two different professions were virtually the same, except that the electrologist could not perform massage of the face, neck, scalp, and shoulders. In House Bill 322, effective March 2, 1992, the licensure of electrologists was removed from the Cosmetology Board. That legislation provided that electrologists would not be able to practice after February 1, 1993 unless they obtained a certificate to practice as a cosmetic therapist issued by the Medical Board. Please see historical documentation attached. The electrologists received a limited cosmetic therapy license, which does not include the ability to perform massage of the face, neck, scalp, and shoulders until such time as they completed coursework in massage of the face, neck, scalp, and shoulders that has been approved by the board at a school approved by the Medical Board (see Rule 4731-1-07, OAC.)

As of June 30, 2018, there were 169 cosmetic therapists licensed by the Medical Board. See Medical Board's annual report at the following link:
http://med.ohio.gov/Portals/0/Publications/Annual%20Reports/State%20Medical%20Board%20Reports/Ohio%20FY18%20Annual%20Report.pdf
Of those, 24 hold a limited cosmetic therapy license because they were originally licensed as an electrologist by the Cosmetology Board and have not completed coursework in massage of the face, neck, scalp, and shoulders.

There are three cosmetic therapy schools approved by the Medical Board. See the listing at the following link:
http://med.ohio.gov/Apply/Cosmetic-Therapist-CT At that link you will also find information on the eligibility requirements for licensure as a cosmetic therapist. Note that there are three ways to meet the educational requirements for licensure as a cosmetic therapist, as provided in Section 4731.19, ORC:
The educational requirement may be met by holding one of the following:

1. A diploma or certificate from a school, college or institution in good standing as determined by the Board, showing the completion of the required courses of instruction.
2. A diploma or certificate from a school, college or institution in another state or jurisdiction showing completion of a course of instruction that meets course requirements determined by the Board through Ohio Administration Code 4731-1-09.
3. For not less than five years preceding application: a current license, registration or certificate in good standing in another state for cosmetic therapy.

Section 4731.19, ORC, can be found at the following link: http://codes.ohio.gov/orc/4731.19v2.

I hope this information is helpful to you. Please contact me should you have questions about this response or desire additional information.

Sincerely,

Sallie Debolt
Senior Counsel
State Medical Board of Ohio
Ohio 119th General Assembly (1992)

HB 322 COSMETOLOGY (W. Jones) Allows State Medical Board to regulate electrolysis, specifies limited branches of medicine or surgery to be regulated by the board, licenses estheticians, esthetics instructors, and esthetic salons, increases membership of State Board of Cosmetology and permits the board to impose fines, and prevents repeal of respiratory care licensing laws that was scheduled to be effective March 16, 1995. EFFECTIVE: March 2, 1992 (Certain sections later)

- District 46, Wayne Jones (D) – Toledo area

Effects of HB 322

- Ohio Revised Code 4713.08
  http://codes.ohio.gov/orc/4713.08

- Ohio Revised Code 4713.15

- Ohio Revised Code 4713.42
  http://codes.ohio.gov/orc/4713.42

Register of Ohio – use this to find the history of Ohio Administrative Regulation sections
http://www.registerofohio.state.oh.us

- Ohio Admin. R. 4731-1-07 Eligibility of electrologists licensed by the Ohio state board of cosmetology to obtain licensure as cosmetic therapists pursuant to Chapter 4731 of the Revised Code and subsequent limitations.
  http://codes.ohio.gov/oac/4731-1-07

- Ohio Admin. R. 4731-1-09 Cosmetic therapy curriculum requirements.
  http://codes.ohio.gov/oac/4731-1-09v1
  Five Year Review (FYR) Dates: 8/31/2018 and 08/31/2023
  http://www.registerofohio.state.oh.us/rules/search/details/302710

  http://codes.ohio.gov/oac/4731-18-02v1

  http://codes.ohio.gov/oac/4731-18-03

- Ohio Admin. R. 4731-18-04 Delegation of the use of light-based medical devices; Exceptions
  http://codes.ohio.gov/oac/4731-18
• Ohio Admin. R. 5160-1-01 Medicaid medical necessity
  [http://codes.ohio.gov/oac/5160-1-01](http://codes.ohio.gov/oac/5160-1-01)

• Ohio Admin. R. 5160-1-60 (appdx. p. 4) – _excludes electrology_ (in 1994)
  [http://codes.ohio.gov/oac/5160-1-60](http://codes.ohio.gov/oac/5160-1-60)

Toledo Law Library: (419) 530-2946

Ohio Supreme Court Law Library: (614) 387-9680

Contact the State Medical Board for public records request
  • “Minutes,” “comments/public comments,” anything...

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