



**CALIFORNIA STATE BOARD
OF
BARBERING AND COSMETOLOGY**

**LICENSING AND EXAMINATION COMMITTEE MEETING
MINUTES OF NOVEMBER 14, 2016**

Department of Consumer Affairs
1747 North Market Blvd.
HQ2 Hearing Room 186, 1st Floor
Sacramento, CA 95834

BOARD MEMBERS PRESENT

Joseph Federico, President
Mary Lou Amaro
Richard Hedges

STAFF MEMBERS PRESENT

Kristy Underwood, Executive Officer
Rebecca Bon, Legal Counsel
Tami Guess, Board Project Manager
Marcene Melliza, Board Analyst

BOARD MEMBER ABSENT

Dr. Kari Williams

1. Agenda Item #1, CALL TO ORDER/ESTABLISHMENT OF A QUORUM

Joseph Federico, the Board President, called the meeting to order at approximately 1:00 p.m. and confirmed the presence of a quorum.

2. Agenda Item #2, PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA

There were no questions or comments from the public.

3. Agenda Item #3, APPROVAL OF COMMITTEE MINUTES

MOTION: Mr. Hedges made a motion, seconded by Ms. Amaro, that the Board approves the April 24, 2016, Meeting Minutes as presented. Motion carried 3 yes, 0 no, 0 abstain per roll call vote.

The following Board Members voted "Yes": Amaro, Federico, and Hedges.

4. Agenda Item #4, DISCUSSION AND RECOMMENDATIONS TO BOARD REGARDING DRAFT REGULATORY LANGUAGE TO IMPLEMENT BPC, PERSONAL SERVICE PERMIT (BPC SECTION 7402.5)

Kristy Underwood, the Executive Officer, asked Committee Members to provide input on the Report on the Personal Service Permit Stakeholder Meetings, which was included in the meeting packet. Committee Members recommended the following:

- The regulations will limit the Personal Service Permit (PSP) to cutting and styling hair.

- The PSP will be tied to a licensed, working, brick-and-mortar establishment.
- The licensed establishment and PSP holder will provide proof of liability insurance.
- The number of PSP holders per establishment will be limited.
- A criminal background check will be part of the PSP licensing process.
- The regulations will stipulate how tools will be disinfected and transported. The clean, closed container language can be used and the PSP holder will also be required to carry a soiled container to bring back to the establishment to disinfect later.
- Spray-on disinfectants and wipes will be permitted in the field.
- The PSP holder will post their PSP and establishment licenses on any advertisement.
- A notice will be posted on the website to direct consumers to check license numbers online and verify the connection to an establishment.
- The PSP holder will be required to have a photo I.D. to show that they match the license number advertised.

Public Comment

Fred Jones, Legal Counsel for the Professional Beauty Federation of California (PBFC), referred Committee Members to his concerns about the PSP that are captured in the minutes of the last Board meeting and the stakeholder meetings – the pressures on establishments, the booth rental phenomenon, the code section that begins with “may” create a license instead of “shall,” and the difficulty of inspecting these services.

Mr. Jones spoke in favor of tying the PSP to a brick-and-mortar establishment so equipment can be inspected. He suggested that the following be included in the regulations:

- PSP holders must demonstrate, while at the licensed establishment, their protocols used when in someone’s home or place of business.
- The minimum liability insurance should be \$1 million. That amount should be specified in the regulations.
- Geographical boundary limitations per PSP holder should be limited, such as within X miles of the licensed establishment.
- PSP holders should be made employees of the establishment they are tied to.

Mr. Jones suggested that after the Licensing Committee is done, this issue should be sent to the Enforcement Committee to discuss application requirements, marketing, inspections of equipment and protocols used, and tracking services possibly in real-time through some sort of electronic medium, prior to bringing it before the Board.

5. Agenda Item #5, AGENDA ITEMS FOR NEXT MEETING

Mr. Federico asked Committee Members to email future agenda items to staff.

6. Agenda Item #6, ADJOURNMENT

There being no further business, the meeting was adjourned at approximately 1:30 p.m.