

New Jersey State Board of Cosmetology and Hairstyling

**Regular Monthly Meeting
124 Halsey Street - 6th Floor
Newark, New Jersey 07102
Minutes of August 13, 2002**

The regular monthly meeting of the Board of Cosmetology and Hairstyling was called to order at 9:30 a.m..

ROLL CALL:

Ms. Patricia Graffin, Mrs. Frances Gray, Ms. Elaine C. Haroldson, Ms. Sylvia M. Kaplan, Mr. Peter Macri Mr. Carlo Melini, Mrs. Rose Policastro, Mr. Joseph Santagata, Mr. Joseph Stead, Mr. Richard G. Griswold, Executive Director, Mr. Jay A. Malanga, Assistant Executive Director and Mrs. Barbara Ambrose, Program Development Assistant were present. Ms. Lynne Rasiewicz was absent.

Mrs. Rose Policastro announced that the time, date and location of the meeting was listed in the Annual Notice Schedule. The Annual Notice Schedule was mailed to Mr. Deforest B. Soaries, Secretary of State, the Newark Star-Ledger and Trentonian Newspapers on December 12, 2001 and was posted in the Office of the Board of Cosmetology and Hairstyling on December 12, 2001.

Mrs. Rose Policastro welcomed the new Board Member Elaine Contessa Haroldson.

Ms. Elaine Haroldson stated that she is happy to be here.

ACCEPTANCE OF MINUTES:

Upon motion made by Mr. Peter Macri and seconded by Mrs. Frances Gray, the Executive Director's report, Committee reports and Minutes of the regular monthly meeting held June 11, 2002 and the Executive Director's report for the month of July are accepted as read. The motion passed unanimously.

INFORMAL HEARINGS

10:15 A.M. Ms. Donna Pope appeared in connection with the penalty assessed against her in the amount of \$2,500.00 for her alleged violation of N.J.S.A. 45:5B-8 on July 30, 2000. She allegedly agreed to render cosmetology & hairstyling services to a Board investigator upon unlicensed premises and a penalty of \$2,500.00 was assessed.

Mrs. Rose Policastro greeted Ms. Donna Pope and read the charges.

Deputy Attorney General Rhonda Pope Stephens explained the hearing process and Ms. Pope acknowledged that she would like to proceed without an attorney.

Deputy Attorney General Swang Oo gave her opening statement and asked that Investigator Rose Ann Morris be sworn-in. Investigator Rose Ann Morris offered her testimony and answered questions of Deputy Attorney General Swang Oo and the Board.

Ms. Donna Pope was sworn in and offered her testimony and answered questions of Deputy Attorney General Rhonda Pope Stephens and the Board.

Deputy Attorney General Swang Oo gave her closing statement.

Ms. Donna Pope gave her closing statement.

Upon motion made by Mr. Peter Macri and seconded by Mr. Joseph Stead, the Board went into Executive Session for the purpose of deliberation. The motion passed unanimously.

See Court Reporter Transcripts for exact testimony.

Upon motion made by Mr. Peter Macri and seconded by Ms. Elaine Haroldson, the Board returned to Open Session to announce it's decision. The motion passed unanimously.

Upon motion made by Mr. Peter Macri and seconded by Ms. Elaine Haroldson, Ms. Donna Pope is guilty as charged and is to pay a civil penalty of \$2500.00 plus costs. The motion passed unanimously.

Mr. Peter Macri stated that Deputy Attorney General Swang Oo did an excellent job. He indicated that she brought out facts the Board has never heard before and that both she and Investigator Rose Ann Morris are to be commended.

10:30 A.M. Ms. Constance Clark, 3910 Bayshore Road, N. Cape May, New Jersey 08204 was scheduled to appear in connection with the alleged violations resulting out of an inspection of A.M.P., 3004 Board Walk, Wildwood, New Jersey on August 21, 2001. She was observed operating without a shop license, without an experienced practicing licensee present and with Shania Easter, a minor engaging in the practice of cosmetology and hairstyling without a valid license and penalties of \$250.00, \$250.00 and \$300.00 respectively were assessed.

Mrs. Rose Policastro stated that it is 11:55 a.m. and Ms. Constance Clark is not present.

Mr. Richard G. Griswold suggested that the Board consider conducting a default hearing.

Deputy Attorney General Adriana Baudry gave her opening statement and asked that Investigator Michael J. Carducci be sworn-in.

Investigator Michael J. Carducci offered his testimony and answered questions of Deputy Attorney General Adriana Baudry.

Mr. Richard G. Griswold was sworn-in and answered questions of Deputy Attorney General Adriana Baudry.

Deputy Attorney General Adriana Baudry gave her closing statement and moved for a default judgement.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Peter Macri, the Board went into Executive Session for the purpose of deliberation. The motion passed unanimously.

See Court Reporter Transcripts for exact testimony.

Upon motion made by Ms. Sylvia Kaplan and seconded by Ms. Patricia Graffin, the Board returned to Open Session to announce it's decision. The motion passed unanimously.

Upon motion made by Mr. Peter Macri and seconded by Mr. Joseph Stead, Ms. Constance Clark is guilty of all charges and a default judgement is entered against her. She is to pay a civil penalty of \$800.00 plus costs. The motion passed unanimously.

10:45 A.M. Ms. Joanna D. Brick, Esquire and her client, Mr. Oscar James appeared in connection with the alleged violations resulting out of an inspection of Braids "R" Us, Inc., 301 Irvington Avenue, South Orange, New Jersey on June 13, 2001. The shop was found operating without a shop license, without an experienced practicing licensee present and with Marion D. Davies practicing cosmetology and hairstyling without a valid license and penalties of \$250.00, \$250.00 and \$300.00 respectively were assessed.

Mrs. Rose Policastro greeted Ms. Joanna D. Brick and her client, Mr. Oscar James and read the charges.

Deputy Attorney General Rhonda Pope Stephens gave an opening statement.

Deputy Attorney General Adriana Baudry gave her opening statement and stated that Ms. Joanna D. Brick and her client, Oscar James agreed to stipulate to all of the charges but that Ms. Brick presented her with a brief this morning and that she objects to it because she has not reviewed it and this is not the proper forum in which to challenge a state statute.

Ms. Joanna D. Brick informed the Board of the research she has been doing on this matter and that she does not know whether this is the proper day to make this decision but that there are State Senators presently reviewing this statute to make amendments to allow for braiding and that her client cannot continue to operate the way the statute is presently written.

Deputy Attorney General Adriana Baudry offered her rebuttal and stated that everyone is bound by the statutes as presently written.

Upon motion made by Mrs. Frances Gray and seconded by Ms. Patricia Graffin, the Board went into Executive Session for advice of counsel. The motion passed unanimously.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Peter Macri, the Board returned to Open Session. The motion passed unanimously.

Deputy Attorney General Rhonda Pope Stephens questioned whether Ms. Brick is requesting that the Board consider her brief today.

Ms. Brick responded today or a later date, if counsel wants time to review it.

Deputy Attorney General Rhonda Pope Stephens stated that Deputy Attorney General Adriana Baudry is objecting to the submission of the brief today and also Ms. Brick's challenge of the statute.

Upon motion made by Mr. Peter Macri and seconded by Mrs. Frances Gray, the Board will proceed with the hearing without the brief. The motion passed unanimously.

Deputy Attorney General Adrian Baudry stated that the Attorney General's case is complete in that the facts have been stipulated to.

Deputy Attorney General Joanna Bricks offered her statement.

Mr. Oscar James was sworn-in and answered questions of Deputy Attorney General Adriana Baudry and the Board.

Upon motion made by Ms. Sylvia Kaplan and seconded by Mrs. Frances Gray, the Board went into Executive Session for the purpose of deliberation. The motion passed unanimously.

Upon motion made by Mrs. Frances Gray and seconded by Ms. Patricia Graffin, the Board returned to Open Session to announce its decision.

See Court Reporter Transcripts for exact testimony.

Upon motion made by Mrs. Frances Gray and seconded by Ms. Patricia Graffin, the Board has found Mr. Oscar James is guilty of all charges as stipulated; and he is to pay a civil penalty of \$800.00 plus costs and is ordered to cease and desist. The motion passed unanimously.

11:00 A.M. Ms. Joanna D. Brick, Esquire appeared in connection with the penalties assessed against Ms. Marion Davies in the amount of \$300.00 for her alleged practice of cosmetology and hairstyling at Braids "R" Us, South Orange, New Jersey on June 13, 2001 without a valid license.

Ms. Joanna D. Brick stated that Ms. Marion Davies is not present and that they stipulate to the charges.

Upon motion made by Mrs. Frances Gray and seconded by Ms. Patricia Graffin, the Board went into Executive Session for the purpose of deliberation. The motion passed unanimously.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Peter Macri, the Board returned to Open Session to announce it's decision. The motion passed unanimously.

See Court Reporter Transcripts for exact testimony.

Upon motion made by Mrs. Frances Gray and seconded by Ms. Patricia Graffin, Ms. Davies is guilty of the charge as stipulated, is to pay a penalty of \$300.00 and is to cease and desist. The motion passed unanimously.

11:15 A.M. Mr. Bahir Kamil, Esquire appeared with his client, Ms. Charlene Muhammad, 4 Dogwood Drive, West Orange, New Jersey 07050 for an investigative inquiry hearing in connection with the Consent Agreement she entered into with the Office of Insurance Fraud Prosecutor admitting to knowingly failing to disclose convictions and accidents to her insurance carrier and agreeing to pay a civil penalty in the amount of \$1500.00. This matter was referred by Mr. Charles A. Janousek, Liaison to the Professional Boards, Office of Insurance Fraud Prosecutor in order that the Board might determine whether licensing action should be initiated against Ms. Muhammad, the holder of beautician license #WA018119.

Mrs. Rose Policastro greeted Mr. Bahir Kamil and his client, Ms. Charlene Muhammad.

Deputy Attorney General Rhonda Pope Stephens gave her opening statement.

Mr. Bahir Kamil gave his opening statement, distributed letters on behalf of Ms. Muhammad and asked that she be affirmed rather than sworn.

Ms. Charlene Muhammad offered her testimony and answered questions of Deputy Attorney General Rhonda Pope Stephens and the Board.

Ms. Vermell Wright was affirmed and offered her testimony.

Ms. Catherine Willis was affirmed and offered her testimony.

Mr. Bahir Kamil offered his closing statement.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Peter Macri, the Board went into Executive Session for the purpose of deliberation. The motion passed unanimously.

Upon motion made by Mrs. Frances Gray and seconded by Ms. Sylvia Kaplan, the Board returned to Open Session to announce it's decision. The motion passed unanimously.

Upon motion made by Mr. Peter Macri and seconded by Mr. Joseph Stead, the Board does not believe licensing action should be initiated at this time. The motion passed unanimously.

Mr. Peter Macri stated that a letter should be sent to Ms. Muhammad cautioning that any future violations may result in licensing action.

BUSINESS AGENDA

1. A request received from Ms. Mary S. Ignatz in connection with her application for initial (change of ownership) licensure of Steve's Barber Shop, 768 S. Main Street, Phillipsburg, New Jersey 08865 was presented to the Board for consideration. The shop contains 265 square feet of floor space, 85 square feet short of the minimum required by

N.J.A.C. 13:28-2.5; but she indicated that a shop has been operated at this location (with one operator) since 1963, that she has an extreme financial hardship and that it is impossible for her to enlarge; and she asked that the Board waive its minimum square footage requirement and issue the desired license.

Ms. Patricia Graffin informed the Board that she is quite familiar with this location and that this is not a hardship case. She distributed photographs and noted that she is advertising the barber shop and bar together on the same signs and that she advertises in the newspaper for people to get a hair cut and beer.

Mr. Joseph Stead indicated the Board can't stop them from advertising that way.

Mr. Richard G. Griswold suggested that the Board can if she wants to get a license.

Ms. Elaine Haroldson stated that she thought this type of operation takes away from the profession.

Ms. Sylvia Kaplan indicated that the Board should specify that they cannot advertise the two things together and that if they comply, it would be difficult to deny them.

Mr. Richard G. Griswold advised that they have to correct the situation with the signs because the Board's regulations require that the name on the signs be the same as the name on the shop license. He also suggested that the Board make her remove one of the chairs since the shop is presently set up with 2 work stations.

Ms. Elaine Haroldson stated that the second station does not bother her because sometimes you can have a patron waiting with color while you give another patron a hair cut and that she is more interested in getting rid of the beer.

Mr. Carlo Melini indicated that he thought another inspection should be done because he is concerned by the situation with the signs.

Mr. Joseph Stead advised that she should not be allowed to keep two chairs because she will eventually have another operator.

Ms. Elaine Haroldson stated that she would like a letter sent to Ms. Ignatz informing her that she cannot do this type of advertising.

Upon motion made by Mr. Peter Macri and seconded by Mr. Joseph Stead, Ms. Mary S. Ignatz is to be informed that the Board has withheld decision pending her correction of the problems with the signs, and the advertising of liquor and her removal of one of the two chairs. The motion passed unanimously.

2. A request received from Ms. Meg Stezzi, Admissions and Recruiting, Rizzieri Institute, 6001 W. Lincoln Drive, Marlton, New Jersey 08053 with accompanying revised class schedule was presented to the Board for consideration. Board approval is required by N.J.A.C. 13:28-6.13 before Rizzieri Institute can implement its class schedule.

Mrs. Rose Policastro stated that she has some questions, that she has called Ms. Stezzi and left messages but that she has not called back and that she would like the matter tabled until she can speak to her.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Peter Macri, this matter is tabled until the Board gets more information. The motion passed unanimously.

3. Correspondence received from Mr. Stanely Szot, Field Investigator, New Jersey Department of Health and Senior Services, PO Box 807, Trenton, New Jersey 08625 in connection with Ionia Nobles and the recommended termination of her employment at Windsor Gardens Health Care Center for her alleged physical abuse of a resident was presented to the Board for consideration. Ms. Nobles is the holder of beautician license #WA40679; and Mr. Szot referred the matter in order that the Board might determine whether licensing action is warranted.

Mr. Peter Macri indicated that he does not know what else can be done, other than keeping this information on file to be used in the event that there are future complaints against her.

Ms. Elaine Haroldson questioned whether a reprimand would be appropriate.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Peter Macri, Ms. Ionia Nobels is to be scheduled to appear for an investigative inquiry hearing. The motion passed unanimously.

4. Correspondence received from Mr. Gerard Georges, Jr., Director, Elite School of Cosmetology and Hair Designs, Inc., 1125 Clinton Avenue, Irvington, New Jersey 07111 in connection with his desire to obtain approval of a revised class schedule was presented to the Board for consideration. Board approval is required by N.J.A.C. 13:28-6.13.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Joseph Stead, Mr. Gerard Georges' class schedule is approved. The motion passed unanimously.

5. An e-mail communication received from Ms. Tisha Adams, Legislative Liaison, Division of Consumer Affairs in connection with Assembly Bill #2279 was presented to the Board for their information.. She indicated that A-2279 has been withdrawn.

Upon motion made by Mr. Peter Macri and seconded by Mr. Joseph Stead, the Board acknowledges receipt of this communication and directs that it be filed.

6. Correspondence pertaining to the alleged illegal practices of Ms. Patara D. Hickman, 302 N. 4th Street, Vineland, New Jersey was presented to the Board for consideration. Ms. Hickman is the holder of cosmetologist-hairstylist license #WG028824; and since it appears that she qualified for licensure on the basis of a fake high school equivalency diploma, the Board was asked to determine whether disciplinary action is warranted.

Ms. Elaine Haroldson stated that they had a similar situation to this in her town with a police officer and that she was fired but then able to get her job back after she successfully completed a GED examination and got a diploma.

Mr. Richard G. Griswold indicated that this is a falsified document and that Ms. Hickman's license should be revoked.

Upon motion made by Mrs. Frances Gray and seconded by Ms. Patricia Graffin, this matter is to be referred to the Division of Law prosecution section for initiation of revocation proceedings. The motion passed unanimously.

7. Correspondence received from Mr. Kevin Pernetta, Accreditation/Compliance Coordinator, Empire Education Group, 396 Pottsville-St. Clair Highway, Pottsville, PA 17901 in connection with their desire to obtain Board approval of revised class schedules and new student start dates which do not fall within the guidelines set forth in N.J.A.C. 13:28-6.10 was presented to the Board for consideration. The Board previously considered this matter at the regular monthly meeting held June 11, 2002 and withheld decision pending their submission of a listing of other states where they are approved to start new students every 6 weeks and an indication of their pass/fail rates in those states for at least the last year; and Mr. Pernetta advised that he is not presently able to furnish that information; but he furnished other statistical data.

Upon motion made by Mrs. Frances Gray and seconded by Ms. Patricia Graffin, this matter is referred back to the School Committee. The motion passed unanimously.

Mrs. Frances Gray stated that since Mr. Pernetta is not able to furnish the information the Board requested, the School Committee should hold this item pending receipt of that information.

Ms. Margie Wagner, Kathy Rosalind and another representative of Empire Education Group were in attendance and asked for clarification of the decision.

Mr. Richard G. Griswold informed them that the Board would like to compare the licensing pass/fail rates for schools starting new students every 6 weeks to their New Jersey schools.

Ms. Kathy Rosalind stated that Kevin Pernetta thought the Board wanted the information for New Jersey; and Mr. Griswold explained that the Board already has the information for New Jersey but needs it for the states where they are

allowed to start at 6 week intervals.

8. Correspondence received from Ms. Madeline Diano, 137 Flamingo Road, Tuckertson, New Jersey 08087 on behalf of her mother, Rosemarie Carrucciu in connection with the penalty assessed against her in the amount of \$2500.00 for her alleged violation of N.J.S.A. 45:5B-8 on January 9, 2002 was presented to the Board for consideration. She indicated that it would not be in her mother's best interest to appear for hearing due to her medical condition and that she would like to waive her right to a hearing and have the Board render a final decision on the basis of available evidence, the written explanation her mother furnished on April 22, 2002 and the information contained in her letter.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Joseph Stead, the Board went into Executive Session to discuss a pending disciplinary matter. The motion passed unanimously.

Upon motion made by Mrs. Frances Gray and seconded Mr. Peter Macri, the Board returned to Open Session to announce it's decision. The motion passed unanimously

Upon motion made by Mrs. Frances Gray and seconded by Mr. Joseph Stead, the fine is to be reduced to \$1500.00 due to mitigating circumstances. The motion passed unanimously.

9. Correspondence received from Mr. Khiem T. Luu, t/a Classy Nails, 1804 Hooper Avenue, Toms River, New Jersey 07053 in connection with the penalties assessed against him in the amount of \$1900.00 for the alleged violations resulting out of inspections of his shop on August 13, 2001 and March 22, 2002 was presented to the Board for consideration. He remitted \$1,650.00 in payment of the penalties assessed against him for operating in an unsanitary manner, with Suong Thi Thu Nguyen, Hoa Ngoc Lien To and Cang Van Vo practicing without valid licenses and operating without a shop license and indicated that he would like to waive his right to a hearing on the charge of operating without an experienced practicing licensee present but furnished a written explanation for the Board to consider before rendering it's final decision.

Upon motion made by Mrs. Frances Gray and seconded by Ms. Patricia Graffin, the fine stands. The motion passed unanimously.

10. Correspondence received from Ms. Debra Karstens, 477 Trenton Avenue, Bayville, New Jersey 08721 in connection with the penalty assessed against her in the amount of \$500.00 for her alleged violation of N.J.S.A. 45:5B-12(g) at Bliss Spa & Salon/Bliss Heads Above, Toms River, New Jersey on February 22, 2002 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering it's final decision.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Joseph Stead, the fine is rescinded. The motion passed unanimously.

11. Correspondence received from Ms. Nilsa Salas, c/o Reignbow Beauty Academy, Inc., 312 State Street, Perth Amboy, New Jersey 08861 in connection with the penalty assessed against her in the amount of \$500.00 for her alleged violation of N.J.S.A. 45:5B-14(f) at Reignbow Beauty Academy, Inc. on October 18, 2001 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering it's final decision.

Upon motion made by Mrs. Frances Gray and seconded by Ms. Sylvia Kaplan, the fine stands. The motion passed unanimously.

12. Correspondence received from Mr. Douglas Peek, t/a Tanning Palace, 153 Bergen Boulevard, Fairview, New Jersey 07022 in connection with the penalties assessed against him in the amount of \$500.00 for the alleged violations resulting out of an inspection of his shop on November 29, 2000 was presented to the Board for consideration. He indicated that he would like to waive his right to a hearing but furnished a written explanation for the Board to consider before rendering it's final decision.

Upon motion made by Mrs. Frances Gray and seconded by Ms. Patricia Graffin, the fines stand. The motion passed unanimously.

13. Correspondence received from Mr. Paul Pino, t/a Uptown Fades, 6505 Park Avenue, West New York, New Jersey 07093 in connection with the penalties assessed against him in the amount of \$800.00 for the alleged violations resulting out of an inspection of his ship on November 1, 2001 was presented to the Board for consideration. He indicated that he would like to waive his right to a hearing but furnished a written explanation for the Board to consider before rendering it's final decision.

Upon motion made by Ms. Syliva Kaplan and seconded by Mr. Peter Macri, the fines stand. The motion passed unanimously.

14. Correspondence received from Mr. Vito Mazza, President, t/a Vito Mazza Salon Inc., 114 Main Street, Woodbridge, New Jersey 07095 in connection with the penalties assessed against him in the amount of \$950.00 for the alleged violations resulting out of an inspection of his shop on May 22, 2001 was presented to the Board for consideration. He indicated that he would like to waive his right to a hearing but furnished a written explanation for the Board to consider before rendering it's final decision.

Upon motion made by Mr. Peter Macri and seconded by Mr. Joseph Stead, the fines stand. The motion passed unanimously.

15. Correspondence received from Ms. Susan Guido, Manager, Concorde School of Hair Design, 15 Ward Street, Bloomfield, New Jersey 07003 in connection with their desire to start new students at their Bloomfield and Ocean Township schools on September 9th rather than September 2nd, as required by N.J.A.C. 13:28-6.10 was presented to the Board for consideration. She indicated that they have a number of single parents starting class in September and that it would be in their best interest to have them begin school once their children are back in school.

Upon motion made by Mrs. Frances Gray and seconded by Ms. Patricia Graffin, Ms. Susan Guido's request is approved. The motion passed unanimously.

16. Correspondence received from Ms. Jeanette Cosentino, 708 Third Avenue, Apt. #1A, Asbury Park, New Jersey 07712 in connection with her conviction and incarceration for Distribution of CDS and her desire to be readmitted to the cosmetologist-hairstylist examination was presented to the Board for consideration. This matter is presented in order that the Board might render a determination with respect to her eligibility for licensure.

Upon motion made by Mrs. Frances Gray and seconded by Ms. Patricia Graffin, the Board withholds decision pending Ms. Jeanette Cosentino's appearance at an investigative inquiry hearing. The motion passed unanimously.

17. A memorandum received from Deputy Attorney General Susan C. Berger with regard to the investigation that was done in connection with the alleged illegal practices of Kristina Beauty Salon, a/k/a New Age Management, 412 Route 23, Pompton Plains, New Jersey was presented to the Board for consideration. This matter was assigned to Deputy Attorney General Berger in order that she might file an unlicensed practice action; but she indicated that the Enforcement Bureau has determined that this business is now closed and that the owner lives in New York; and she recommended that the file on this matter be closed without action.

Upon motion made by Mr. Peter Macri and seconded by Mr. Joseph Stead, this matter is closed without action but the paperwork is to retained in her file. The motion passed unanimously.

18. A request received from Mr. Raymond Testa, Vice President, Natural Motion Institute of Hair Design, 2800 Kennedy Boulevard, Jersey City, New Jersey 07306 in connection with his desire to start new students in September on September 9th, rather than September 3rd as required by N.J.A.C. 13:28-6.10 was presented to the Board for consideration. He indicated that they have a large number of single mothers starting class in September and that it would be in their best interest to have them start after their children are back in school.

Upon motion made by Mrs. Frances Gray and seconded by Ms. Patricia Graffin, Mr. Raymond Testa's request is approved. The motion passed unanimously.

AGENDA SUPPLEMENT

1. Correspondence received from Mr. Anthony N. Palumbo, Esquire on behalf of Nueva DeMendez, t/a Mi Salon in connection with the Consent Order she entered into with the Board was presented to the Board for consideration. He indicated that she consented to a three month suspension commencing August 15, 2002 and asked that the suspension be stayed and that he might be heard by the Board on an emergency basis so that he can argue for reconsideration.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Joseph Stead, the Board went into Executive Session for the purpose of deliberation. The motion passed unanimously.

Upon motion made by Mrs. Frances Gray and seconded by Mrs. Patricia Graffin, the Board returned to Open Session to announce it's decision. The motion passed unanimously.

Upon motion made by Mrs. Frances Gray and seconded by Mrs. Patricia Graffin, Mr. Palumbo's request for a stay and a hearing for reconsideration is denied. The motion passed unanimously.

2. Mr. Richard G. Griswold indicated that in the near future the Board will have to establish a Committee to do the Sunset Review of it's regulations..

Mrs. Rose Policastro recommended that a committee be appointed now.

Mr. Richard G. Griswold stated that the review shouldn't take more than a few half days.

Mrs. Frances Gray, Mrs. Rose Policastro, Mr. Peter Macri, Ms. Sylvia Kaplan and Mr. Joseph Santagata volunteered to serve on the committee. Ms. Elaine C. Haroldson also expressed a desire to serve.

Mr. Richard G. Griswold indicated that more than 5 members will constitute a quorum but that possibly Ms. Haroldson can participate if one of the other members is not available.

Mr. Griswold advised that he will come up with dates and see which are best for everyone.

Mrs. Rose Policastro stated that it is with great pleasure that she is presenting Ms. Annie Anderson with a plaque from the Board Members, Mr. Griswold and Mr. Malanga for her dedication to the New Jersey State Board of Cosmetology & Hairstyling and that the Board wants to say thank you for all you have done for the Board. She stated that she would also like to congratulate Earl Brancolino on his retirement and that the Board already presented him with a plaque but asked him back to have lunch with the members and everyone is pleased he and Annie were able to make it.

Mr. Earl Brancolino indicated that the Board has accomplished a lot and after serving for 18 years he looks upon the people associated with the Board as family.

Ms. Annie Anderson stated that she would like to say thank everyone for the honor and privilege to be on the Board, that she hopes she left footprints and that if there is ever anything she can still do for the Board, she hope's the Board will ask.

COMMITTEE REPORTS

Examination & Sites:

Mrs. Rose Policastro reported that it has been noted that there are too many manicuring question on the test and in speaking to the testing services, they suggested that we inform them of what we want; and she advised that from her review, she would recommend that the number of manicuring questions should be decreased by 5.

Mr. Griswold explained that Rose and Fran went through the hourly breakdown for the 1200 hour curriculum, got percentages and will recommend that the testing service adjust the number of questions accordingly.

Mrs. Frances Gray stated that she and Rose just weighed it out correctly; and that Mr. Griswold will have to send the testing service a letter telling them what we want to do.

Mrs. Rose Policastro noted that there are questions on braiding on our tests.

Mrs. Frances Gray indicated that she and Rose reviewed the Exporior teacher exam and that it is a very good one; and she questioned when we can implement it.

Mr. Richard G. Griswold advised that he is waiting to receive notification that the revised teacher curriculum has been adopted and that we can talk to Maryann Sheehan about that when we meet for the Sunset Review.

Mrs. Barbara Ambroise stated that she has the examination schedules for areas 1 and 2 set, that she spoke to the Superintendent of schools in area 3 this morning and the dates look good and that she will be sending the schedules to the Board Members within the next week..

Education & New Studies:

Mrs. Rose Policastro reported that all committee work is up to date.

Violation:

Mr. Joseph Santagata reported that all committee work is up to date

School & Department of Education Liaison:

Mrs. Rose Policastro reported that they are reviewing the application for re-location of Artistic Academy, Inc..

Legislation:

Mr. Peter Macri reported that all committee work is up to date.

Public Relations:

Ms. Patricia Graffin reported that all committee work is up to date.

New Business:

Mrs. Frances Gray asked that a plaque be ordered for Dennis Gullo.

Ms. Elaine Haroldson indicated that she would like to thank the Board Members for a warm welcome and for their patience on her first day.

Upon motion made by Mr. Peter Macri and seconded by Ms. Sylvia Kaplan, the meeting was adjourned at 3:05 p.m.. The motion passed unanimously.

ROSE POLICASTRO, Vice Chairperson

Countersigned:

RICHARD G. GRISWOLD, Executive Director



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Posted September 2002