

Statutory Board Meeting

April 15, 2024

9:00 AM

Board Members Present: Boz Boswell, Tana Tucker, Traci Farmer, Lisa Forrester, and Robert Chandler

Staff: Lynda Elliott and Stefanie Kuzdrall

- I. Call to order 9:14 am
 - a. Ethics Awareness Reminder – read by Stefanie Kuzdrall
 - b. Approval of Minutes
 1. January 8, 2024
 2. Motion made to approve the meeting minutes made by Traci Farmer, seconded by Robert Chandler. Motion passed.
- II. New Business
 - a. General Assembly update Session began April 10, 2024
 - b. Administrative Rules
 1. North Carolina General Statute (NCGS) 150B-21 3A, Periodic Review and Expiration of Existing Rules, requires each State agency, including occupational licensing boards, to comprehensively review its rules every ten years. The Board’s rules (21 NCAC 14) are scheduled for review in 2024. During this process, the Board will assess the necessity of each rule. The statute defines an unnecessary rule as “a rule that the agency determines to be obsolete, redundant, or otherwise not needed” Those rules will be removed from the Administrative Code. Rules deemed necessary are “any rule other than unnecessary” and will be readopted as new rules using the permanent rulemaking process.
 - c. Civil penalties
 1. FYTD 2023
\$332,021.50
March 2024
\$31,874.75
 2. The Board only keeps 20% of all penalty collections
 - d. Waivers
 1. Mitchell’s Academy will be closing the end of 2024 after 62 years of doing business in NC. As the students graduate, they will no longer need the amount of equipment they currently have. Mitchell’s is requesting they be allowed to move out equipment they no longer need as the student enrollment decreases. A motion was made by Robert Chandler to approve the waiver, seconded by Traci Farmer. Motion passed.
 2. Empire Beauty schools operate in 5 locations. They are having a majority ownership change occur which requires the new school application.
 - i. In four of the schools, they ordered table and replacement countertops to comply with the 24 x 36 inches workspaces except for the Pineville location, which would require a waiver from the

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Board to allow them to temporarily utilize a workspace dimension of 18 x 72 inches for each student.

- ii. The current set-up of the school consists of 3 classrooms that have built-in stainless-steel counter tops. They are requesting the waiver in which they meet the overall dimensions of the space required for the students, but not the individual width 24/length 36 dimensions.
 - iii. All currently operating School with majority owner ship should be provided with the same.
 - iv. Measurement for wide just need to find the 36 inches does not need to be straight line.
 - v. A motion was made to approve the waiver for Empire and for all currently operating schools by Traci Farmer, seconded by Lisa Forrester. Motion passed.
- e. Budget Report – Stefanie Kuzdrall
- f. Executive Director’s Report
1. NCBCA (Database): Working on removing schools from collecting personal identifiers. Weekly meetings have been occurring and just had a demo of the beginning stages of the system. Extremely excited with the progress, it is going to be so easy clean looking. We are hoping the database will go live August 1st. July Board meeting I will have the final procedure for the board to waive the current rules for the new process to begin.
 2. Benefit renewals BCBS increase 5% Dental 7% the rest will remain the same cost. I will be renewing all benefits keeping the same plans. (we get better pricing as they are bundled)
 3. Prov caught a NC applicant attempting to cheat at the exam. That applicant ability to test is being held until June 11, 2024.
 4. Schools are used to the inspector fixing their records. Under our new procedure it has put the requirement on the school to ensure they are following subchapter T.
 5. School student file Audits is an adjustment for schools, and while not all have understood our request for document uploads immediately, most have been compliant and quick in providing records.
 6. School Rubric Inspection findings at this point:
 7. Inspectors can do more inspections observing what is actually occurring
 - i. The data being collected is concerning. Many schools operate without a clinic for a significant portion of the school's educational hours. Some of the situations we are watching are:
 - ii. We have found some schools with less than 10 hours a week and client access 2 ½ hours in a day for a student.
 - iii. 5 clients in a week for 24 students.
 - iv. 191 students approved to be on the clinic and prior week 145 clients.

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- v. Number of students on the actual clinic is low vs the enrollment
- vi. These are notes from our first round of review, if we see that a pattern continues, they will be before the board to explain how they are meeting the curriculum requirements.

Meeting recessed for disciplinary hearing at 10:07 am

Meeting reconvened at 12:39pm

A motion was made by Lisa Forrester per GS143 318.11a3 for consultation with the Board's attorney per section 11a5- establish or instruction staff material terms for contract and GS 143.318 11a6 to consider conditions of employment. The motion was seconded by Robert Chandler and the motion passed.

A motion to come out of closed session Traci Farmer and seconded by Robert Chandler. The motion passed and the public meeting resumed at 1:15pm

a. Announcements

8. Skills USA - Greensboro Colliseum

- i. Board staff and Board members are participating in judging activities

9. Board Meeting Dates for 2024

a. July 29th

b. October 21st

The meeting adjourned at 1:20pm.