



**STATE OF WASHINGTON
DEPARTMENT OF LICENSING
COSMETOLOGY, HAIR DESIGN, BARBERING,
ESTHETICS, AND MANICURING ADVISORY BOARD
MEETING MINUTES**

DATE: Thursday April 27, 2023
TIME: 10:00 AM
LOCATION: Virtual via Microsoft Teams

Board Members: Frank Trieu, Private Schools, Chair
Sylvia Garcia, Public School, Vice Chair
Shawna Martin, Manicurist, Board Member
Geri Merklin, Cosmetology, Board Member
Tovi Wilkins, Apprentice Salon, Board Member (Late)
Lara Olsha, Master Esthetician, Board Member (Late)
Curtis Rice, Barber, Board Member (Absent)
Iyana Thomas, Hair Design, Board Member (Absent)
Lacey Reyes-Nygard, 750 Hour Esthetician, Board Member (Absent)

Staff Members: Sandy Baur, Program Specialist
Saundra Schaefer, Program Specialist

1. Call to Order

Chair Frank Trieu called the meeting to order at **10:01 AM**.

2. Roll Call

Program Specialist Saundra Schaefer conducted roll call. All Board Members were present except for Board Members Lara Olsha, and Tovi Wilkins who arrived later and Board Members Iyana Thomas, Curtis Rice and Lacey Reyes-Nygard who were absent.

3. Approval of Agenda

3.1. Approval of April 27, 2023, Agenda

Vice Chair Sylvia Garcia made a **MOTION** to approve the agenda as presented. Board Member Shawna Martin **SECONDED** the motion, and it was **APPROVED**.

4. Approval of Minutes

4.1. Approval of October 18, 2022, Meeting Minutes

Board Member Olsha arrived at 10:50 AM.

Vice Chair Garcia made a **MOTION** to approve the minutes as presented. Board Member Martin **SECONDED** the motion, and it was **APPROVED**.

4.2. Approval of December 12, 2022, meeting minutes.

Vice Chair Garcia made a **MOTION** to approve the minutes as presented. Board Member Geri Merklin **SECONDED** the motion, and it was **APPROVED**.

5. Awards/Recognition

None

6. Old Business

None

7. New Business

7.1. Create New Subcommittees

The Board will nominate and vote on members for two new subcommittees:

Chair Trieu announced the creation of two subcommittees, Education and Business Practices, and opened the floor to nomination. There can be up to four Board Members on each subcommittee to ensure there is not a quorum.

7.1.1. Education

Chair Trieu nominated Vice Chair Garcia. Board Member Martin and Chair Trieu nominated themselves.

Member of the public Noel Sanborn nominated herself. Program Specialist Sandy Baur clarified that only Board Members can be members of the subcommittees. She offered that Ms. Sanborn could participate with the subcommittee by attending listening sessions, guest speaking, and filling out surveys.

Vice Chair Garcia made a **MOTION** to approve the nominations of Chair Trieu, Vice Chair Garcia, and Board Member Martin. Board Member Merklin **SECONDED** the motion, and it was **APPROVED**.

ACTION ITEM: The Subcommittee was assigned the tasks of researching Medical Nail Technician pathways and 2023 House Bill 1017.

7.1.2. Business Practices

Vice Chair Garcia nominated Chair Trieu. Chair Trieu nominated Board Member Merklin.

Vice Chair Garcia offered to participate in the subcommittee if needed. Ms. Baur said the Board could move forward with two Board members. She offered to add subcommittee membership to the next meeting agenda for further discussion.

Board Member Olsha made a **MOTION** to approve the nominations of Chair Trieu and Board Member Merklin. Board Member Merklin **SECONDED** the motion, and it was **APPROVED**.

AGENDA ITEM: Revisit subcommittee membership to see if Board Members absent from this meeting would like to participate.

7.2. Pathway to Medical Nail Technician

Board Member Martin will present information related to creating possible new pathways to licensure for a Medical Nail Technician.

Board Member Martin gave an informative presentation. She discussed:

- History's advancements with manicuring from 1900-2023
- Clarification of terminology
- When to refer a client to a doctor
- Washington State Cosmetology laws
- Disconnection between doctors and nail technicians
- Building a relationship with doctors

Board Member Martin introduced Dr. Robert Spalding, who has been practicing since 1998. Dr. Spalding said 50% of podiatrists in the United States use a technician to help with routine foot care. They are often trained on the job because there is no medical assistant for podiatrists.

Dr. Spalding said he saw a need both inside and outside of his practice for a safe place to get services for his clients. There are some states that offer schooling to become medical nail technicians for those who want to work in a medical facility or under the direction of a podiatrist. Some states prefer to call them Medical Manicure Technician and Certified Podiatrist Medical Assistant.

He said, with medical nail technician training, there could be better dialog between technicians and doctors to provide a safer environment for the beautification process with their mutual clients. There is a great need for this service with the advancing senior population. Dr. Spalding currently offers out of state schooling with online courses, but the program requires an internship with a podiatrist.

Board Member Martin closed her presentation with the message that Washington State does not recognize what Dr. Spalding has described from other states. She said she would like Washington State to raise the standard and set a precedence for the nation for safer pedicures. She said she believes a positive outcome can exist.

Board Member Wilkins arrived at 10:40 AM.

Board Member Garcia asked Dr. Spalding if a nail technician could provide services that a doctor prescribed with written permission in other states. Dr.

Spalding said some states allow services with written permission in a limited capacity. Chair Trieu asked how the scope of permission is defined by the states that allow services with written permission and Dr. Spalding said it was defined in statutes.

8. Reports

8.1. Staff Reports

8.1.1. Complaint Case Counts

Staff will provide data on the status of current and closed complaint cases.

Ms. Baur presented a new report on the data for the current and closed complaint cases for quarter one of 2023.

8.1.2. Licensee Counts

Staff will provide data on the current licensees by age, status, and county.

Ms. Baur reported on the data for the current licensees.

Chair Trieu asked Ms. Baur to share with members of the public the reason why meetings without a quorum cannot act on the agenda items. Ms. Baur stated the Open Public Meeting Act requires a majority of the Board (quorum) to be present in order to discuss, decide or vote on any topics. If there is not a quorum, there is not adequate representation for all industries to be heard.

8.1.3. Legislation Update

8.1.3.1. House Bill 1017 Passed the Legislature

This bill allows cosmetology related applicants to register for or take their exams before completing the required courses if they are within 100 hours. However, their course instruction must still be completed before licensure.

Ms. Baur shared information on this year's House Bill 1017.

8.1.3.2. House Bill 1930 (2022) is Expiring

This was a temporary benefit, meant to assist those affected by COVID-19 closures, for expired licensees to renew their license without penalty. It is set to expire 6/30/2023.

Ms. Baur provided an update on 2022 House Bill 1930.

8.1.4. Review Master Action Items

Staff will provide a review of current and ongoing action items.

Ms. Baur reported on the current Master Esthetician issue and stated that it is outside the scope of the Board. Any interested individual that has current issues with Master Esthetician licensure is encouraged to reach out to their legislative representatives to seek change.

Ms. Baur said the Board was working with the Department of Licensing (DOL) staff to add the option of listing endorsements on licenses.

9. Public Comments

The public may address the Board on matters within the Board's jurisdiction, either verbally during the meeting or by submitting written comments. The Board is limited to directing staff to study the matter further or requesting that the matter be rescheduled for discussion and consideration at a later time.

Members of the public who address the Board verbally are limited to one three-minute comment. In lieu of a verbal comment, individuals may submit their comment in writing at least two days prior to the meeting by emailing DOLBoards@dol.wa.gov. Written comments are limited to no more than 500 words and will be read by staff during this portion of the meeting.

A written public comment was submitted by Kelly Molinari and read by Ms. Schaefer. Ms. Molinari suggested a reduced license renewal fee for retired cosmetologists to maintain licensure without operating. She would like to maintain the privilege of shopping wholesale but finds the licensing fee is too expensive with her senior budget.

Chair Trieu asked the Board Staff to add Ms. Molinari's issue to the agenda for the next meeting.

Maryann Brathwaite addressed the Board and thanked them for the support with the passing of House Bill 1017 and feels like it is great lawmaking. She would also like to thank DOL for working out the delays and issues with scheduling exams for students. She extended an invitation to a conference at Northwest College on May 18 and 19.

10. Conclusion

10.1. Announcements

Staff and Board Members will provide information, updates, and news impacting the industry. This will be informational only; no discussion or action will be taken.

10.2. Requests for Agenda Items

Board Members will request staff to add items to the next meeting agenda, or master action item list, based on public comments and other discussion from this meeting.

Ms. Schaefer reviewed agenda items captured during this meeting:

- Revisit the subcommittee membership to See if Board Members absent from this meeting would like to participate.
- Reduced license renewal fee for retired cosmetologists.

10.3. Review Action Items from This Meeting

Staff will review the new action items from this meeting.

Ms. Schaefer listed the new action items from this meeting:

- Education Subcommittee to research pathways for Medical Nail Technician.
- Education Subcommittee to strategize outreach to public members regarding House Bill 1017.

11. Adjournment

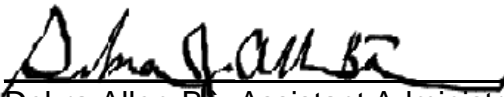
Chair Trieu adjourned the meeting at **11:11 AM**.


Next Board Meeting:

July 27, 2023

10:00 AM

Virtual via Microsoft Teams

Submitted by:  7/27/2023
 Debra Allen-Ba, Assistant Administrator Date

Approved by:  7/27/2023
 Frank Trieu, Chair Date