

**Department of Financial and Professional Regulation  
Division of Professional Regulation  
Barber, Cosmetology, Esthetics, and Nail Technology Board**

Meeting Date: April 26, 2010  
Meeting Location: Springfield office, Room 376  
Meeting Convened: 10:15 a.m.  
Meeting Adjourned: 2:11 p.m.

Members Present: James, J. Sampognaro, Chairman  
Blanche Parker, Vice-Chairman  
Nancy Cordray, Member  
Jean Harrity, Member  
Gail Lorenzini, Member  
Lela Frances Roberts, Member  
Wanda S. Zachary, Member

Members Absent: Leroy Cain, Member

Staff Present: Mark Thompson, Legal Counsel  
Joe Darnell, Investigations  
Todd Robertson, Board Liaison

Chairman Time: Mr. Sampognaro introduced Jean Harrity as a new member of the Board. Ms. Harrity gave background on herself to members of the Board.

It was announced that Joan Seil resigned from the Board effective April 7, 2010.

Closed Session: Motion was made, seconded (Parker/Roberts) to close the session pursuant to Section 2(c)(15) of the Open Meetings Act.

*Roll Call*

Mr. Sampognaro  
Ms. Parker  
Ms. Cordray  
Ms. Harrity  
Ms. Lorenzini  
Ms. Roberts  
Ms. Zachary

Motion carried. Session closed at 10:23 a.m.

Closed Session: *Deliberation*

Issues Barber and Beauty Salon	Case No. 200611142
Kingdom Kutz	Case No. 200909216
Premier Kutz	Case No. 200906802

Open Session: The session opened by voice vote at 10:36 a.m.

Recommendation: Board made recommendations to the Director for the following:

*Deliberation*

Issues Barber and Beauty Salon Case No. 200611142

Motion was made, seconded (Cordray/Zachary) to recommend that salon registration 189-004224 be Revoked and that respondent be ordered to pay a fine of \$2,000 within 60 days of the Director's order. Motion carried.

Kingdom Kutz Case No. 200909216

Motion was made, seconded (Cordray/Parker) to recommend that respondent be required to pay a civil penalty of \$5,000 within 60 days of the Director's order. Motion carried.

Premier Kutz Case No. 200906802

Motion was made, seconded (Cordray/Parker) to recommend that respondent be required to pay a civil penalty of \$5,000 within 60 days of the Director's order. Motion carried.

Rules Discussion

Mr. Darnell addressed the Board about requirements he has found to be absent in the Act and Rules for barbers and barber schools. Mr. Darnell explained that the Act does not have language regarding periodic review of barber schools, enrollment agreements, refunds, notice of accreditation problems, and grounds for disciplinary action. He informed the Board that these sections are in the Act for cosmetology, esthetics and nail technology schools but not for barber schools.

Mr. Darnell provided draft language for Section 1175.305, 1175.310, 1175.320, and 1175.325 of the Rules.

Mr. Robertson stated that the Sunset Act provides for the repeal of the Barber, Cosmetology, Esthetics and Nail Technology (BCENT) Act on January 1, 2016 and that the Department may want to take a look at the changes noted by Mr. Darnell prior to that time. Otherwise, the changes would be addressed during Sunset.

Mr. Thompson provided information on HB 5783. This bill would create new license categories for hair braiders, braiding teachers and braiding schools. However, cosmetologists would still be allowed to braid hair with a cosmetologist license.

The Board reviewed and made comments on proposed changes to Part 1175 for the following: Section 1175.100, 1175.200, 1175.205, 1175.220, 1175.230, 1175.235, 1175.400, 1175.405, 1175.415, 1175.420, 1175.430, 1175.435, 1175.500, 1175.700, 1175.705, 1175.715, 1175.720, 1175.735, 1175.805, 1175.1001, 1175.1005, 1175.1015, 1175.1020, 1175.1030, 1175.1035, 1175.1115, and 175.1200 for technical clean-up; Section 1175.510, 1175.815, and 1175.1115 for school refunds based on Public Act 96-0506; and Section 1175.115, 1175.330, and 1175.1300 based on need for comprehensive revision.

Board members discussed the absence of language regarding chemical peels and microdermabrasion in Section 1175.115. Mr. Thompson advised both items would require further research and that the Department would welcome any comments or input from Board members regarding the matter. Board members should submit the information in writing to Mr. Robertson.

Board members discussed whether eyebrow tinting was allowed under current Illinois law. It was noted that this practice was not permitted under the BCENT Act and there are no color additives approved by FDA for permanent dyeing or tinting of eyelashes and eyebrows.

Board members discussed whether schools should be allowed to provide online/distance learning for a portion of the required curriculum. Board members also discussed whether Rules language should be removed or revised regarding certain Esthetics equipment and Nail Technology equipment that may be obsolete in the industry today. Both issues would require a Rules change and were not being considered in the current Rules amendment. Further consideration of these matters was postponed until a later Board meeting.

Board members who wish to provide written suggestions regarding rules language will submit the information in writing to Mr. Robertson.

Board Review: *Continuing Education Sponsor*

Board recommended that (1) application be deferred (Action Sheet 100934).

Board recommended that (9) applications be approved (Action Sheets 100935-100943).

*Waiver of CE Requirement*

Board recommended that (1) request be approved (Action Sheet 100944).

*Variance Request*

Board recommended that (3) requests be approved (Action Sheets 100945-100947).

Signatures: Board affixed their signatures to Action Sheets 100934-100947.

Adjournment: Meeting adjourned at 2:11 p.m.