



Arizona State Board of Barbers
1400 West Washington, Suite 220
Phoenix, Arizona 85007
(602) 542-4498

**AGENDA OF REGULAR MEETING
OF THE ARIZONA BOARD OF BARBERS**

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Arizona Board Of Barbers (Board) and to the general public that the Board will hold a regular meeting open to the public on:

Monday, September 25, 2017 at 9:30 a.m.
1400 West Washington
Conference Room B-2
Phoenix, Arizona 85007

Title 2 of the Americans with Disability Act (ADA) prohibits the Board from discriminating on the basis of disability in its public meetings. Persons with a disability may request a reasonable accommodation by calling Mary Jane Jones at the Board office at 602-542-4498, or the TDD number at 800-367-8939. Requests should be made as early as possible to allow time to arrange the accommodation.

During the course of the meeting, the Board, upon a majority vote of a quorum of the members, may hold an executive session for the purposes of obtaining legal advice from the Board's attorney on any matter listed on the agenda pursuant to A.R.S. § 38-431.03 (A) (3). The executive session will be held immediately after the vote and will not be open to the public.

The agenda is subject to change up to 24 hours prior to the meeting. The Board Chairperson reserves the right to change the order of the items on the agenda, except for matters set for a specific time.

Please be aware that the Board may take action on any item listed on the agenda. Please note that any recommendations listed on the agenda are merely suggested Board actions. These recommendations do not become final until adopted by the Board. The Board has the authority to accept, reject, or modify any recommendations listed on the agenda.

AGENDA

The Agenda for the meeting is as follows:

1. **Call to Order**
2. **Roll Call**
3. **Declaration of Conflicts of Interest Recusal -- A.R.S. § 38-503**
4. **Review, Discussion and Approval of Board Meeting Minutes**

- a. Discussion and approval of the Open Session Minutes from the July 31, 2017 Board Meeting

5. Call to the Public

The Board may make an open call to the public during the meeting, subject to reasonable time, place, and manner restrictions, to allow individuals to address the Board on any issue within its jurisdiction. Those wishing to address the Board should fill out a speaker request form. Pursuant to A.R.S. § 38-431.01 (H), members of the Board are not allowed to discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. However, the Board may ask staff to review a matter or may ask that a matter be placed on a future agenda.

6. Review, Discussion and Possible Action on Formal Hearings.

Upon a majority vote of a quorum of the members, the Board may hold an executive session pursuant to A.R.S. § 38-431.03(A)(2), for the purposes of discussion or consideration of records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law.

None

7. Review, Discussion and Possible Action on Informal Interviews.

Upon a majority vote of a quorum of the members, the Board may hold an executive session pursuant to A.R.S. § 38-431.03(A)(2), for the purposes of discussion or consideration of records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law.

None

- 8. Consent Agenda for the Review, Discussion and Possible Action on Investigative Reports: Cases recommended for disciplinary consent agreements. The Consent Agenda items may be considered for approval as a single action unless a Board member or any other interested party wishes to remove an item for discussion. If the Board moves to offer a consent agreement to any or all of the following cases, each consent agreement that is accepted is to be returned within 21 days of receipt and the civil penalty is to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled.**

- A. Case No.: 2018-021 Inspection Report No. 31772 on 8/1/17
 Licensee: Fitzroy Briscoe License No. 1576-E
- Possible Violation(s): lapsed shop license, 3 employees with lapsed license, 1 inadequate dip sanitizer
 Noted By Joyce Voss
- | | | | | |
|------------------------|--------|-----------------|-------|--------------------------|
| Violations by Licensee | 1576-E | Fitzroy Briscoe | \$250 | lapsed license |
| | none | unknown | \$500 | unlicensed barber |
| | 5765 | Sergio Velasco | \$160 | lapsed license |
| | 5452 | Jason Folland | \$160 | lapsed license |
| | 2715 | Julio Acota | \$160 | lapsed license |
| | 1110 | Aarahmi Hardy | \$50 | inadequate dip sanitizer |
- Staff Recommends Consent Agreement for Establishment License 1347-E with a \$250 civil penalty for a lapsed shop license, a \$1,000 civil penalty for two unlicensed barbers, a \$480 civil penalty for 3 employees with a lapsed license and a \$50 civil penalty for an inadequate dip sanitizer for a total \$1,280 civil penalty.
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- B. Case No.: 2018-022 Inspection Report No. 31961 on 8/3/17
 Licensee: Daniel R Hernandez License No. 0063-E
- Possible Violation(s): Lapsed shop license, employee's license not posted, working with an unposted license and an unlicensed barber
 Noted by Joyce Voss
- | | | | | |
|------------------------|--------|------------------|-------|-----------------------------|
| Violations by Licensee | 0063-E | Daniel Hernandez | \$250 | no shop license |
| | 0063-E | Daniel Hernandez | \$100 | employee license not posted |
| | 0063-E | Ignacio Moreno | \$500 | unlicensed barber |
| | 5650 | Daniel Hernandez | \$100 | barber license not posted |
| | 5650 | Daniel Hernandez | \$50 | unsanitary tool drawer |
- Staff Recommends Consent Agreement for Establishment License 0063-E with a \$250 civil penalty for no shop license, a \$100 civil penalty for allowing an employee to work with an unposted license, a \$500 civil penalty for an unlicensed barbe, a \$100 civil penalty for working with an ununposted license and a \$50 civil penalty for working with an unsanitary tool drawer for a total civil penalty of \$1,000.
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- C. Case No.: 2018-23 Inspection Report No. 31967 on 8/16/17
 Licensee: Herman Hill License No. 1100-E
- Possible Violation(s): employee working with a lapsed license; barber working with lapsed license
 Noted by Joyce Voss
- | | | | | |
|------------------------|--------|-------------|-------|-------------------------------|
| Violations by Licensee | 1100-E | Herman Hill | \$100 | employee with lapsed license |
| | 4249 | Herman Hill | \$160 | working with a lapsed License |
- Staff Recommends Consent Agreement for Establishment License 1100-E with a \$100 civil penalty for allowing an employee to work with an unposted license and a \$160 civil penalty for working with a lapsed license for a total \$260 civil penalty.
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- D. Case No.: 2018-24 Inspection Report No. 31968 on 8/16/17
 Licensee: Dante Schettino License No. 0365-E
- Possible Violation(s): employee with dirty neck duster, employee working with a lapsed license, 2 unlicensed barbers

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Noted by Joyce Voss employee working with lapsed license, employee working with dirty neck duster, employee with inadequate dip sanitizer

Violations by Licensee	0365-E	Dante Schettino	\$100	employee working with dirty neck duster
	0365-E	Dante Schettino	\$100	employee with a lapsed license
	0365-E	Dante Schettino	\$500	unlicensed barber
	0365-E	Dante Schettino	\$500	second unlicensed barber
	6369	Lamar Ester	\$160	working with a lapsed license
	6369	Lamar Ester	\$100	working with a dirty neck duster
	6469	Lamar Ester	\$50	working with inadequate dip sanitizer
	None	Charles Pugh		unlicensed barber
	None	Omar Moore		unlicensed barber

Staff Recommends Consent Agreement for Establishment License 1347-E with a \$100 civil penalty for allowing an employee to work with a dirty neck duster, a \$100 civil penalty for allowing employee to work with a lapsed license, \$1,000 civil penalty for two unlicensed barbers , a \$160 civil penalty for employee working with a lapsed license, a \$100 civil penalty for an employee working with a dirty neck duster and a \$50 civil penalty for employee working with inadequate dip sanitized for a total civil penalty of \$1,510.

E Case No.: 2018-025 Inspection Report No. 31989 on 8/23/17
 Licensee: Daniel R Hernandez License No. 0063-E

Possible Violation(s): No hot or cold running water, allowing employee to work with unposted license,
 Noted by Joyce Voss employee working with unposted license

Violations by Licensee	0063-E	Daniel Hernandez	\$250	no shop license
	0063-E	Daniel Hernandez	\$100	barber license not posted
	5650	Daniel Hernandez	\$100	barber license not posted

Staff Recommends Consent Agreement for Establishment License No. 0063-E with a \$250 civil penalty for shop having no shop license, a \$100 civil penalty for allowing employee to work with unposted license, and a \$100 civil penalty for employee working with unposted license for a total civil penalty of \$450.

F Case No.: 2018-026 Inspection Report No. 31994 on 8/23/17
 Licensee: Mario Dudley License No. 5985

Possible Violation(s): operating an unlicensed shop, employee working with lapsed license, employee working with unposted license, practicing in an unlicensed shop, practicing with a lapsed license, practicing with an unposted license

Violations by Licensee	5985	Mario Dudley	\$250	operating an unlicensed shop
	5985	Mario Dudley	\$100	employee with lapsed license
	5985	Mario Dudley	\$100	employee with unposted license
	5985	Mario Dudley	\$250	working in unlicensed shop
	5985	Mario Dudley	\$160	working with lapsed barber license
	5985	Mario Dudley	\$100	working with barber license unposted

Staff Recommends Consent Agreement for Barber License 5985 with a \$250 civil penalty for operating an unlicensed barber shop, a \$100 civil penalty for allowing an employee to work with a lapsed license, a \$100 civil penalty for allowing an employee to work with an unposted license, a \$250 civil penalty for working in an unlicensed shop, a \$160 civil penalty for working with a lapsed license and a \$100 civil penalty for working without posted a license for a total civil penalty of \$960.

G Case No.: 2018-027 Inspection Report No. 31996 on 8/23/17
 Licensee: Jeffrey Mayo Gaston License No. 1307-E

Possible Violation(s): shop license lapsed and two employees with inadequate tool drawers
 Noted By Joyce Voss

Violations by Licensee	1307-E	Jeffrey Mayo-Gaston	\$250	lapsed shop license
	5563	Jeffrey Mayo-Gaston	\$50	no tool drawer
	133	Kelli Harmann	\$50	unsanitary tool drawer

Staff Recommends Consent Agreement for Establishment License No. 1307-E with a \$250 civil penalty for a lapsed shop license and \$100 civil penalty for two employees with inadequate tool drawers for a total civil penalty of \$350.

H Case No.: 2018-028 Inspection Report No. 32100 on 8/30/17
 Licensee: Claudia DePuentes License No. 0867-E

Possible Violation(s): unlicensed barber
 Noted By Joyce Voss

Violations by Licensee	0867-E-E	Claudia DePuentes	\$500	unlicensed barber
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Staff Recommends Consent Agreement For Establishment License No. 0867-E for civil penalty of \$500.

9. Report from the Assistant Attorney General – the Board may review and discuss the listed items:

10. Report from the Executive Director – the Board may review and discuss the listed items:

- a. Update on Deloitte and e-licensing
- b. Update on 1740 move
- c. Implementation of HB2372/A.R.S. § 41-1080.01 waver beginning August 8, 2017
- d. Report on the annual conference of the National Association of Barber Boards of America

11. Discussion of items to be placed on a future meeting agenda.

12. Discussion of Future Meeting Dates – November , 2017

13. Motion to Adjourn

14. POSTED: September 19, 2017