



**TOBY CHAVEZ**  
President

**JOE FOLEY**  
Vice President  
200 S. Center St. Suite 100  
Reno, NV 89501  
(775) 237-8185

**ROYAL BYRON III**  
Board Member

**IHSAN AZZAM**  
Health Officer

**ANTINETTE MAESTAS**  
Secretary-Treasurer  
4710 E. Flamingo Rd.  
Las Vegas, NV 89121  
(702) 456-4769  
Fax (702) 456-1948

## **NEVADA STATE BARBER'S HEALTH and SANITATION BOARD**



### **Minutes – April 18, 2021 – Business Meeting**

Secretary/Treasurer Antinette Maestas Hathaway called the meeting to order on Sunday, April 18, 2021, the time was 1:00 P.M. at the Masterpiece Barber School, located at 3510 East Bonanza Road, Suite 150, Las Vegas, Nevada.

Ms. Maestas checked in on individuals on teleconference to make sure they could hear everyone. Mr. Lawrence Weekly and Mr. Beshoy Boghdadi were on teleconference and confirmed they could hear fine.

Ms. Maestas stated that she wanted to start the meeting with introduction of the new Board Members. Ms. Maestas stated that President Nancy Hathaway was no longer on the Board due to term limits and Mr. Johnnie Williams resigned from the Board. So therefore there are 2 new Board Members

Board members present were Mr. Ihsan Azzam, Mr. Royal Byron, Mr. Toby Chavez, Mr. Joe Foley and, Secretary/Treasurer Antinette Maestas.

No comment from the public.

The agenda was reviewed and approved as posted. Mr. Azzam made a motion to approve the agenda and Mr. Byron seconded. All was in favor.

Ms. Maestas called for election of officers nominations. There needs to be a President and a Vice President position filled. Mr. Azzam made a motion to nominate Mr. Toby Chavez for President and Mr. Joe Foley seconded the motion. Ms. Maestas called for discussion. Mr. Byron asked for clarity on how elections are held and to see if they are being held correctly. Mr. Byron was unclear if Mr. Azzam was a voting member of the Board. Ms. Maestas explained to Mr. Byron that Mr. Azzam was a voting board member and an appointed board member. Mr. Byron asked if we could hold elections the next Board meeting. He feels the board is rushing into electing officers. Mr. Byron stated that he asked Former Commissioner Lawrence Weekly to weigh in on this to make sure things were being done correctly. Ms. Maestas explained to Mr. Byron that NRS 643.030 Election of Officers, the Board must have a President and a Vice President. Ms. Maestas stated that per the Attorney, she would be allowed to start the meeting and have election of officers as the first item on the agenda after public comment and approval of the agenda. Ms. Maestas stated again that she was only allowed to start the meeting but she could not run the whole meeting. Mr. Byron asked if it was possible to ask for an opinion from Mr. Weekly. Mr. Byron asked Mr. Azzam if he knew the new board members. Mr. Azzam answered that the reason he did not pick Mr. Byron was because he owned a school and he felt that the new board members had

no interest in the schools. Ms. Maestas asked for any more discussion, hearing none Ms. Maestas stated the motion again made by Mr. Azzam and seconded by Mr. Foley, the nomination for President is Mr. Toby Chavez. A vote was taken. Mr. Byron voted no, Mr. Azzam, Mr. Foley, and Mr. Chavez voted yes. The motion carries for Mr. Toby Chavez as President.

The nominations were opened for Vice President. Mr. Azzam made a motion that Mr. Joe Foley be nominated for Vice President. Mr. Toby Chavez seconded the motion. Ms. Maestas called for discussion. Mr. Byron stated that there needs to be a special meeting to make sure this is being done fairly. Mr. Byron stated that you have the same person making nominations. Ms. Maestas asked for any more discussion, hearing none. A vote was taken. Mr. Byron voted no, Mr. Azzam, Mr. Foley, and Mr. Chavez voted yes. The motion carries for Mr. Joe Foley as Vice President.

Ms. Maestas turned the meeting over to Mr. Chavez. Mr. Chavez moved the agenda down to swearing in of officers.

Ms. Maestas swore everyone in that was present for hearings.

Mr. Azzam made a motion to dispense of the reading of the minutes for the January 17, 2021. Business Meeting since everyone had copies and they had been read. The motion included to accept the minutes as submitted. Mr. Foley seconded the motion and all was in favor.

Mr. Azzam made a motion to dispense of the reading of the 3rd quarter financial reports since everyone has had a chance to review it and accept the report as printed. Mr. Foley seconded the motion and all was in favor.

#### **Officers Report**

1. Mr. Chavez reported that he was pleased to serve the board. He has done all of his training, read through minutes and familiarized himself with the boards business.
2. Mr. Byron reports that he has no report.
3. Mr. Azzam reported that he has been working to up the numbers of individuals that are getting the vaccine for COVID. He reported that the state is at 31% fully vaccinated and 49% of individuals that have at least one vaccine.

#### **Old Business**

Ms. Maestas reported to the Board that the settlement agreement with the barber shop in the north that had been fined and had an injunction with has now paid their fine off in full.

Ms. Maestas reported that at the last meeting there was an item that was tabled. Mr. Gwen Braimoh asked the Board to grant a waiver for NRS 643.1775. At the last meeting the board tabled this item to be able to receive legal advice. Ms. Maestas reported that after speaking with the Attorney, a wavier cannot be issued because this is a NRS and the Board cannot grant waivers on NRS. She has a barber that has been an instructor for cosmetology several years. This individual has been licensed as a barber for about 1 year. She states that this law has not been changed for 25-30 years. Ms. Braimoh states that there are 3 schools in this state and if the individual cannot get into one of those schools then they have to go out of state. Ms. Braimoh states again she is trying to figure out how to get more instructors in this state. After much discussion, Ms. Braimoh is asking the board the board to allow this individual to attend school. Mr. Lawrence was on teleconference. He asked if he could weigh in on this. He stated

that he was there representing both Mr. Byron and Ms. Braimoh. Mr. Weekly stated that some direction needs to come from the Board Chairman. He continued with the election of officers, he stated that the board should go back to the Attorney because he feels that the way the election was handled could be challenged. Mr. Weekly stated this is not rocket science and the board needs to come up with something to help Ms. Braimoh. Ms. Braimoh keeps stating that things can just get changed through the Governor. Mr. Chavez states that the board could put a committee together to work on these changes. Ms. Braimoh states that this should be done on a case by case basis. Mr. Chavez states that if we do it for one we have to do it for all. Ms. Braimoh states that's not necessarily true. Mr. Weekly weighed in again and stated he wanted to go on the record to state that he feels that the laws need to be followed. He also stated that during the COVID shutdown, he worked with Ms. Maestas and she did a great job and was very professional on trying to get the barber industry opened back up.

Ms. Maestas stated that on the Update on request for offer to hold exams. The Art of barbering has made a offer to host the exams at their school. Ms. Maestas states that Mr. Byron has asked for guidelines to be set for hosting an examination. Ms. Maestas asked President Chavez if he wanted to ask the Board to put some guidelines together and email them to her she could have them all together so that the next meeting the Board could look at them and approve them. Mr. Chavez asked Mr. Ray Lewis about the noise level at the mall location. Mr. Azzam asked about the parking at the location. Mr. Lewis stated that there is ample parking. Mr. Chavez asked Mr. Lewis if the mall would be accessible early mornings. Mr. Lewis stated that that would not be a problem. Mr. Azzam asked what the benefit of holding an exam at a school would be. Mr. Lewis stated because they are a school and they are qualified. Mr. Foley agrees with setting guidelines for a school to be able to apply. After much discussion, Mr. Byron stated that the Board in the past has had the written exams at church. There were no guidelines then. Ms. Maestas stated that in the past before there were schools, written exams were held in a church because they needed a facility that. There was a time when they rented a community center to hold the written exam but when the board showed up with individuals there to test the Board could not get in. No one showed up to open the door. Something had to be done immediately. Ms. Maestas stated that the Masterpiece School has given the Board a key to the facility and there have not been any problems with getting in. Mr. Azzam suggested that the board put together a check list of what was required of a facility to be able to host an exam, send it to the Secretary for next meeting agenda. Mr. Chavez has stated that he would go to check The Art of Barbering School tomorrow.

### **New Business**

**Robert Gonzales** hearing – Mr. Gonzales came before the Board to be able to test in Nevada. The felony was assault with a deadly weapon and burglary. Mr. Gonzales was incarcerated for 5 months. He took a plea deal which was assault with a deadly weapon. Mr. Gonzales has done 960 hours of community service. Mr. Gonzales is a licensed barber in New Mexico but he does not have 1500 hours. He explained his crime he went into a convenience store and stole \$14 dollars of beer. He had a pocket knife in his pocket. Mr. Chavez made a motion to allow Mr. Gonzales to attend school and complete his hours so that he can test in Nevada. Mr. Azzam seconded the motion and all was in favor.

**Daniel Jacobson** – Mr. Jacobson came before the board to be able to attend barber school. In 2017 he was convicted of trafficking a controlled substance. He was incarcerated and released on December 2, 2019. He then did 8 months of house arrest. He was released from parole June of 2020. Mr. Byron made

a motion to allow Mr. Jacobson to attend barber school. Mr. Azzam seconded the motion and all was in favor.

**Robert Foster** hearing – Mr. Foster came before the board because he wants to attend Barber School. He has a felony on his record. In 2018 he received a charge for battery by strangulation. He was going through a bad relationship. He served 20 months and his parole is to expire May 2, 2021. Mr. Azzam made motion to allow Mr. Foster to attend barber school, Mr. Foley seconded the motion. All were in favor. Motion carried.

**James Cooper** – Mr. Cooper came before the Board because he wants to attend barber school. In 2016 he was charged with a domestic violence. He served 2 ½ years. He was released with no probation or no parole. He has worked as a teamster for 25 years. Mr. Byron made a motion to allow Mr. Cooper to attend barber school. Mr. Azzam seconded the motion and all was in favor.

**Tarus Stewart** – Mr. Stewart came before the Board because he wants to attend barber school. Mr. Stewart was charged with murder February 2000 and was released February 2013. He was a barber in prison. He is on parole for life. Mr. Byron made a motion that Mr. Stewart be allowed to attend barber school. Mr. Azzam seconded the motion and all was in favor.

**Anthony Gatan**– Mr. Gatan came before the Board because wants attend barber school. The felony was for home invasion. He went to prison in 2007 and was released in 2012. He has started multi businesses and bought a home since being released. Mr. Azzam made a motion to allow Mr. Gatan to attend barber school and Mr. Byron seconded the motion all was in favor.

**Melvin McCraney**– Mr. McCraney came before the Board because he wants to be reinstated for his instructor training. He states that he needs less than 200 hours to finish but he took a leave of absence and his time has expired to be done. He stated his son got in to trouble and he had some financial problems. After all of that he contacted COVID. Time got away from him. Mr. Azzam made a motion to allow Mr. McCraney to finish his training within 2 months which would be July 31, 2021. Mr. Foley seconded the motion and all was in favor.

**Beshoy Boghdadi**– Mr. Boghdadi teleconferenced before the Board because he wants to attend barber school. He was told the board had no paperwork for his case to look at. He stated he didn't know where to send it. Ms. Maestas reminded him of the letter his had signed for and the deadline and the date to submit were all on the letter. Mr. Boghdadi asked if he could reschedule the hearing again. He was given directions on how to reschedule.

**Gregory Fair** – Mr. Fair came before the Board to have his barber school approved. Ms. Maestas reminded the board that the location was approved at a prior meeting but since then Mr. Fair had to change locations. He was asked to bring his student had book for all the board members again. He turned in his financials, hand books, application. The name of the school is Northern Nevada Barber Academy located at 700 Greenbrae, Sparks, Nevada 89431. Mr. Fair has 2 instructors, himself and Ms. Saleemah Abare. Mr. Azzam made a motion to approve the location and the approval of the new school in Sparks, NV. The Northern Nevada Barber Academy is approved for the location of 700 Greenbrae, Sparks, Nevada and approved for opening after inspections are done.

**Alex Garcia** -Mr. Garcia came before the Board because he wants to attend barber school. In 2007 he was charged with murder in the second degree. He served 13 years and was released in 2019. He is on

parole for lifetime. Mr. Garcia states that he made a mistake and there is no excuse. He just wants to do the best he can do now. He is currently working. Mr. Chavez asked the board if any board members had questions. Mr. Foley asked if he had a letter from his parole office. Mr. Garcia stated that his parole officer told him she could not do that. Mr. Azzam made a motion to allow Mr. Garcia to attend barber school. Mr. Foley seconded the motion and all was in favor.

Luis Reyes, Trent Ingram, Stanton Bailey, Christopher Ceja, Jackie Coulston and Marcello DelCarlo NO SHOWED FOR HEARINGS.

AA – Ms. Maestas states that there has been a request from AA (Alcoholic Anonymous) to put a link on our website for AA. Mr. Chavez made a motion to not put the link on the website, Mr. Byron seconded the motion and all was in favor.

**Set Exam dates for remainder of 2021 -** President Chavez made a motion to set the exams for the remainder of 2021 as follows:

July 11, 2021 with a deadline of June 15, 2021  
August 8, 2021 with a deadline of July 15, 2021  
September 12, 2021 with a deadline of August 15, 2021  
October 17, 2021 with a deadline of September 15, 2021  
November 14, 2021 with a deadline of October 15, 2021  
December 12, 2021 with a deadline of November 15, 2021  
Mr. Byron seconded the motion and all was in favor.

**Set Meeting quarterly dates for remainder of 2021 -** Mr. Byron made a motion to set the dates for the remainder of 2021 as follows:

August 8, 2021 with a deadline of July 6, 2021.  
November 14, 2021 with a deadline of October 12, 2021.  
Mr. Foley seconded the motion. All was in favor. Under discussion Ms. Braimoh asked if we could schedule a committee meeting for June 13, 2021 for round table law review. Ms. Maestas stated that she could send invitations. Ms. Maestas asked who the board wanted to be invited. The board would like all the school owners to be invited, someone not a barber, a couple of barbers. Mr. Andres Dominguez as a barber.

**Royal Byron –** Mr. Byron wanted to make a presentation to the Board pertaining to NAC 643.030, NAC 643.150 and NRS 241.030.

Mr. Byron asked to present on NAC 643.030 but presented on NAC 643.060 foreign applicants. He would like to see the number of hours increase from 250 hours to 500 hours. Mr. Byron states that the language barrier is very troublesome to him and his instructors. Mr. Byron feels that the book work is the biggest problem. He does not feel that 250 hours are sufficient. He states that it's a lot of work for him as an instructor. Mr. Byron states that he has been requiring extra hours in his school. Mr. Chavez asked Ms. Maestas how many foreign applicants the board tests. Ms. Maestas states that she does not have an exact number but, she added that the majority of the foreign applicants pass the exam. Mr. Chavez asked if the applicant fails the exam, they would have to go back to school for a refresher course before taking the exam again. Ms. Braimoh asked if she could speak, she stated that the NAC states at least 250 hours of school is required and she feels that it is up to the school to determine if the applicant needs more time. Mr. Byron stated that the letter they get from the board, states they need 250 hours. Ms. Braimoh states that she does not feel that a law change is needed. She feels that after an evaluation

from the school, that should determine if additional hours are needed. She feels that it should be done on a case by case basis. Mr. Lewis feels it's a case by case situation. Ms. Braimoh states that maybe the letters sent by the board should state a minimum of 250 hours is required. After much discussion, Mr. Byron would like to see this NAC changed. Mr. Chavez states that Mr. Byron should bring this to the law review meeting. Mr. Byron states he is going to stand strong on this because he does not want to get burned out. Mr. Byron made a motion to table this until the committee meeting, Mr. Foley seconded the motion.

NAC 643.150 – Mr. Byron states that he has an outreach program to provide services for the homeless. He would like a temporary permit for students to be able to go to facilities to be able to perform services. Mr. Chavez asked if the student goes out to a shelter will an instructor go with the students, Mr. Byron stated yes. Mr. Byron only wants this permit for schools. Mr. Chavez states that what he has heard is that there are not enough instructors and now schools are pulling instructors to go out of the school. Mr. Byron states there should be guidelines for these outreach programs. There must be hot and cold running water, barber chair, etc. Ms. Maestas asked the board how they feel about NAC 643.770 Demonstrations. After being read, this pertains to demonstrations. Mr. Byron told the board he has gone out and took students to cut hair. Mr. Byron now states that he is asking for a permit to be able to go out and perform services. Mr. Byron states that he has turned away some of these requests because it's too much work. But, now after he is looking at it he wants to do it. Mr. Byron made a motion to table this until the Committee Meeting and Mr. Foley seconded the motion. All was in favor.

### **Public Comment**

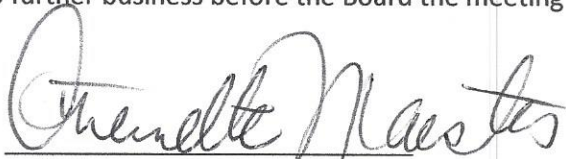
Ms. Braimoh thanked the Board for hearing her.

Mr. Byron asked the question on how the board verifies the financials of new school owners. Ms. Maestas stated that the board does not run credit checks. In the past, the board has asked for a financial statement and if everything seems to be in order, the board accepts it.

Mr. Azzam made a motion to adjourn the meeting, Mr. Byron seconded and all was in favor.

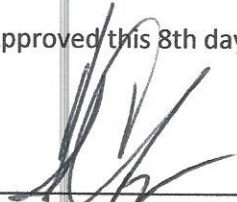
There being no further business before the Board the meeting was adjourned.

Submitted by:



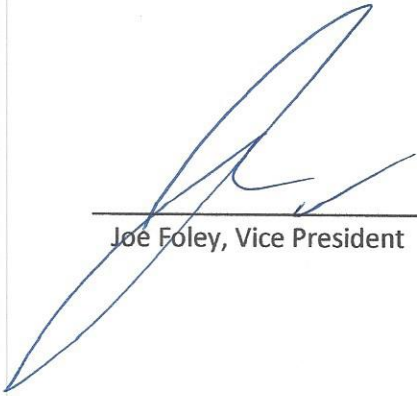
Antinette Maestas, Secretary/Treasurer

Approved this 8th day of August, 2021, by:



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Toby Chavez, President



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Joe Foley, Vice President



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Ihsan Azzam, Health Officer

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Royal Byron, Board Member

Royal Byron III, Nevada State Barbers Health and Sanitation Board Member

1401 N. Decatur Blvd.

STE 8 & 9

Las Vegas, Nevada 89108

Nevada State Barbers' Health and Sanitation Board,

**-TOPIC I-**

I, Royal Byron III, would like to bring up to discussion of **NAC 643.030 Qualifications of barbers licensed in foreign countries (NRS 643.050):**

**1. A Barber who is licensed in a foreign country and not in any state may qualify for examination for a license as an apprentice by meeting those requirements listed in NAC 643.101**

I would like to speak on increasing the hours and requirements needed to obtain a barbers license in the state of Nevada.

**-TOPIC II-**

Another issue that I would like to bring to discussion is **NAC 643.150 Temporary permits:**

**Temporary permits to practice barbering in this state will not be issued**

This being changed for allowing Barber School/ students to get a temporary permit would be beneficial for community service and the students to allow them further better themselves for NAC 643.660 so students could go to schools, nursing homes, etc.

This should only be only allowed if the schools have the proper guidelines and avenues to make this successful for the students and the community's safety.

I would like to bring these topics for motion before the board for vote and possible approval.

Board Member Royal Byron III

04/09/2021

