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NEVADA STATE BARBER'S HEALTH and SANITATION BOARD



Minutes – November 13, 2022 – Business Meeting

President Toby Chavez called the meeting to order on Sunday, November 13, 2022, 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 everyone could hear fine. Mr. Joseph Foley, Mr. Benedict Kargbo and Mr. Kejuan Gaddis were checked in.

Board members present were President Toby Chavez, Mr. Royal Byron, Mr. Ihsan Azzam and, Secretary/Treasurer Antinette Maestas. DAG Chricy Harris was present.

Ms. Maestas asked everyone to please mute their phones.

Public comment was heard from Mr. George Mena he was inquiring on how often revisions are done to the NRS. He is concerned that there is a board member who owns a school and can benefit from some of these laws. He feels that with the Board member owning a school is a conflict of interest. Mr. Mena stated that NRS 643.1761 is what he is concerned about.

Mr. Byron spoke on public comment he said that there was some Q and A that have not been answered. Pertaining to NRS 643.050. He was advised by DAG Harris if he had concerns about certain status he would need to be specific on the statute and she would look into it.

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

Mr. Azzam made a motion to accept the minutes for the August 7, 2022 meeting, Mr. Foley seconded the motion. Motion Passed.

DAG Harris suggested for the Disciplinary hearing minutes that Mr. Foley and Mr. Byron abstain from voting on them.

Mr. Chavez states that they would take a break so that everyone could read and look over the minutes of the disciplinary hearings.

The Board reconvened at 3:32 PM after reviewing the minutes.

Mr. Chavez made a motion to accept the minutes for the August 22, 2022 teleconference meeting. Mr. Azzam seconded the motion. Motion Passed

Mr. Azzam made a motion to accept the minutes from the August 15, 2022, August 29, 2022, September 2, 2022, and the September 12, 2022 Disciplinary Hearings. Mr. Chavez seconded the motion. Motion Passed.

Mr. Azzam made a motion to accept the financial report for the 1st quarter. Mr. Chavez seconded the motion. Motion Passed.

Officers Report

Mr. Chavez reported on the NABBA Conference.

Mr. Foley was teleconferenced today because he tested positive for Covid.

Old Business

- a. Mr. Chavez reported that he attend the NABBA conference and learned a lot. He was informed of the contract licensing and we need to keep our eyes and ears open on this. He was able to attend an evening event which was nice to meet people from different boards. Ms. Maestas stated that she felt it was a very good conference.
- b. Ms. Maestas updated the board on the progress of the bi annual audit and she should have everything back by next week.

New Business

Ms. Maestas was asked by President Chavez to please swear in anyone scheduled for a hearing today. All individuals were sworn in.

Ms. Gwen Braimoh – Mr. Braimoh came before the Board to discuss NRS 643.176. She states being a school owner over the past years there has been only a hand full of students that failed the exam. She feels this is an outdated law. She would like the support of the board to modify the particular law. Some students have test anxiety. She would like to work with the Board to see if they could agree on a number of times the student could take the exam without going back to school. Ms. Maestas asked her to repeat the NRS she is talking about. She states that it is NRS 643.1761. DAG Harris suggests that the Board come up with a time frame of taking the exam without going back to school. It was asked if a letter could be sent to the applicants telling them what they missed. Ms. Maestas stated that any individual that asks for their results gets a detailed letter telling them what area they failed in. Ms. Braimoh asked if she could get the Boards support and she could get someone to carry it to legislature. Ms. Maestas stated that for the record the NRS is NRS 643.110. Mr. Azzam stated he supported this change, Mr. Chavez stated he would stay neutral. Mr. Foley agrees that this is a law that needs to be looked at. Mr. Foley states he is not comfortable for Mr. Braimoh taking the reins on this and he feels this should be an agenda item to have a proper discussion on it. Mr. Foley feels that working together on it is the best solution. Ms. Braimoh was told that she would need to petition the Board again so that this would be on the next agenda.

Ms. Gwen Braimoh – Ms. Braimoh also wanted to talk to the Board about getting floor plans approved for her school. She states that this is for the same location as the school is already at. She wants to add 19 more stations. Mr. Chavez asked her how many instructors she had she stated 3. She has 2 licensed instructors at this time. Ms. Braimoh showed the Board the new floor plans. All Cosmetology stations will be taken out of the school and it will be strictly barbers. Mr. Azzam made a motion to accept the floor plans and Mr. Chavez seconded the motion all were in favor.

Victor Guerrero – Mr. Guerrero came before the board to be able to attend barber school as a student instructor. The Board denied him last meeting because of not having 3 years experience as a barber. Mr. Chavez asked him when he was licensed as a barber. Mr. Guerrero stated he was licensed in April 2022. Mr. Chavez states he has to go with the law that states 3 years experience. He asked the board to grandfather him in so he can attend school as a student instructor. Ms. Braimoh states that the board has the authority to make exceptions on a case by case basis. DAG Harris was asked if the board has the authority to make exceptions on this. DAG Harris states there is no language to allow this Board to make those decisions. Ms. Braimoh asked if this could be on the next agenda, she was told she would need to petition the board. Mr. Azzam made a motion to deny Mr. Guerrero's request, Mr. Chavez seconded the motion and all was in favor.

Benedict Kargbo – Mr. Kargbo came before the board via teleconference because he wants to attend Barber School. He has a felony on his record. He was charged with possession of drugs. He has a couple of felonies all drug related. He was in prison for about 15 years. He has done drug programs. He has been working with many programs. He works at Northern Nevada Hopes. He states he is on no probation at this time. He has his release paperwork. Mr. Azzam made a motion to allow Mr. Kargbo to attend school providing he agrees to random drug testing, Mr. Byron seconded the motion all was in favor.

Zachary Avila – Mr. Avila came before the Board because he wants to go to school and has a felony on his record. When he was asked for paperwork he said he could get it for us. He would come back when he got it. He was told to check the Boards website next week to check for the next hearing date. Mr. Azzam made a motion to deny Mr. Avila and allow him to come back with paperwork. Mr. Byron seconded the motion and all was in favor.

Tautalatasi Fualau – Mr. Fualau came before the Board because he has a felony on his record and wants to attend Barber School. He was charged with a felony in 2014 for burglary with the use of a deadly weapon. He did 7 years in prison and was released in April 2021. He is not working at the time. Mr. Azzam made a motion to allow Mr. Fualau to attend barber school and Mr. Byron seconded the motion all was in favor.

Kejuan Gaddis – Mr. Gaddis came before the Board via teleconference he has a felony on his record and wants to go to barber school. He received a felony in 2012 for a theft charge and because it was over \$500 it was a felony. He did 60 days in jail with 3 years probation. He is done with everything. He has been in the Carpenters union for about 6 years and working. The victim of this felony wrote Mr. Gaddis a character witness letter. Mr. Azzam made a motion for Mr. Gaddis to attend barber school and Mr. Byron seconded the motion. All were in favor motion passed.

Mr. Clemmie Bledsoe Jr. – Mr. Bledsoe came before the Board because he wants to go to barber school and has a felony on his record. In 2009 he was charged with a larceny felony. He was sentenced to 1

year probation, and during that time he violated his probation so he got sentenced to 1 ½ years in prison. He was released in 2011. He is not on parole or probation. Mr. Azzam made a motion to allow Mr. Bledsoe to attend barber school, Mr. Byron seconded the motion and all was in favor. Motion passed.

Logan Cosio – Mr. Cosio came before the Board via teleconference because he is over his time limit for finishing barber school. Mr. Cosio states he has not finished school because he was in the hospital and bed rest for over a month. Ms. Maestas states that he started school on 9/22/21 and as of September 15, 2022 he has 1029.5 hours. Mr. Chavez asked Mr. Cosio if he could supply the board with proof of medical leave, he stated he would email the documents to the board office. Mr. Azzam made a motion to allow Mr. Cosio to continue his schooling providing he supplies the board with the medical documents. Mr. Byron seconded the motion and all was in favor. Motion passed.

Oscar Velazquez- Mr. Velazquez came before the Board via teleconference. Mr. Velazquez states that he wants to save his barber school hours of 179. He was in barber school and changed to Cosmetology school. He is already in Cosmetology school. He has 336 hours in Cosmetology. After much discussion, there are no statues for banking hours and he would be over the 1 year mark of finishing school within the 1 year time period. Mr. Byron made a motion to deny banking the 179 hours of barber school, Mr. Chavez seconded the motion. All were in favor. Motions passed hours were denied.

Gregory Murray – Mr. Murray came before the Board because he wants to get licensed by endorsement. He has a felony on his record. He has been licensed in Illinois for over 10 years. He was charged with a domestic violence in 2001. He served 1 year in prison and 1 year on parole. He is not working at this time. Mr. Azzam made a motion that he is approved for license by endorsement providing he turns in his release paperwork to the board. Mr. Chavez seconded the motion all were in favor. Motion passed. Mr. Byron states for the record he would like to give the Secretary/Treasurer to accept the paperwork and approve the paperwork from Mr. Murray.

Karl Cage – Mr. Cage came before the Board because he would like to see his hours released from school for his instructor training. He was instructed he was told he had to have a hearing to be allowed to pay for his school. Mr. Cage was withdrawn from school on 1/21/20 as of October 2019 he has 548.5 hours he states he has 3 different contracts. Ms. Maestas gave a reading of his records from the school. He started instructor training on 3/1/2019, the school withdrew him 8/27/19 with 303.5 hours. The Board showed at that time 317 hours. On 9/24/2019 he was reinstated, on 10/19/19 the school withdrew him with 548.5 hours. On 1/31/2022 the school withdrew him. The Board's records show he has 548.5 hours as of 11/2019. Mr. Cage states he has video on his phone of him being there and Ms. Maestas states there was no time in October. Mr. Foley asked what school he was attending and Mr. Cage stated Nevada's Barber School. Mr. Cage states he should be done with his hours but he had disagreements with Mr. B. Mr. Chavez asked DAG Harris for legal advice on this matter. DAG Harris states that she feels Mr. Byron abstain from the vote since he is the owner of the school that is involved in this matter. She states that the Board does not oversee contracts, the deficiency in hours was not properly noticed, and the board does have authority to release hours. She states that the with the withdraw letters that is a broken contract. Mr. Cage states that he should be done with school and Ms. Maestas states that according to time cards she shows 548.5 hours. Mr. Byron states that Mr. Cage has been on the agenda to petition the Board 2 times. Ms. Maestas states she does not know this information off hand but she could research it. Mr. Foley states that he does not feel that Mr. Byron should be allowed on this other than his hours. Mr. Cage states again he was never informed that he

was withdrawn from school. Mr. Cage was asked why it took him so long to come before the Board. He states that because of Covid he was not working and didn't have the money to pay off the school. DAG Harris was trying to give the Board legal advice and Mr. Byron became very unruly. Mr. Chavez asked Mr. Byron to please allow Ms. Harris finish speaking. DAG Harris states that right now the Board should only be concerned with releasing of hours. If Mr. Cage wants to petition the Board for more hours he would need to petition the Board again. Mr. Byron started arguing again and Mr. Chavez states again we are only talking about Mr. Cage's hours. After hearing both sides. Mr. Chavez asked Mr. Foley what his thought were on releasing the hours. Mr. Foley has concerns with the 2 years of waiting. But, he also has concerns with the legitimacy of the schools record keeping. Mr. Chavez agreed with him. Mr. Azzam states the school's record keeping has been proven not to be accurate. Mr. Azzam spoke on the pandemic was different times. Mr. Foley agrees with Mr. Azzam but he has concerns with the 2 year time frame. Mr. Foley agreed with Mr. Azzam that if he did the hours, the Board should release the hours. DAG Harris suggests because of the current situation it is best that only the 2 board members present should vote. Mr. Azzam made a motion to release the 548.5 hours to Mr. Cage. Mr. Chavez seconded the motion. Motion Passed. Mr. Cage asked the board how he pays the balance due to the school. Mr. Chavez states that the Board has no authority over the contract so he needs to work that out with the school. Mr. Byron started arguing with DAG Harris about the statues.

Schedule of 2023 Examinations – Mr. Chavez read the dates as follows: January 8, 2023, February 5, 2023, March 5, 2023, April 2, 2023, May 7, 2023, June 4, 2023, July 9, 2023, August 6, 2023, September 10, 2023, October 1, 2023, November 5, 2023, and December 3, 2023 are the test dates. Mr. Chavez asked if there were any problems with those dates and no one had problems with those dates. Mr. Azzam made a motion to accept the 2023 examination schedule. Mr. Chavez seconded the motion and all was in favor. Motion Passed.

Schedule of 2023 Meeting Dates – Mr. Chavez read the dates as follow: February 5, 2023, May 7, 2023, August 6, 2023, and November 5, 2023. Mr. Chavez asked if anyone had problems with those dates no one had problems. Mr. Azzam made a motion to accept the meeting dates schedule. Mr. Chavez seconded the motion and all was in favor. Motion Passed.

Mr. Azzam made a motion to schedule a Public Hearing for NAC changes on January 8, 2023, at 1:00 PM Mr. Chavez seconded the motion. Motion Passed.

Ms. Maestas states that this has become a problem with students clocking in and out. She wants clarity on students that clock in and do not clock out what does the board want her to do. Her job is to verify hours only not decide how many hours the student was there. Mr. Foley states that this should not be her problem the school should not be turning in these time sheets in like this. Mr. Byron states that he wants to know when this came in to play of verifying hours. Mr. Foley states he wants to stick to the agenda items. Mr. Byron started yelling and became very unruly. Mr. Byron states he wants clarity on NAC 643.660. Mr. Chavez stated he was sticking to this agenda item which is clocking in and out of students. DAG Harris intervened because Mr. Byron got so unruly. He would not let DAG Harris speak. DAG Harris stated that Ms. Maestas wants clarity on this and the Board needs to come up with clarity. DAG Harris states that every school in this State is required to submit adequate hours. Mr. Byron continues to yell about NAC 643.660 and Mr. Chavez keeps reminding him that we are working on clocking in and out of hours. Mr. Azzam made a motion to rely on the hours reflected on the schools records with the understanding that a student has the right to appeal on any discrepancies. Mr. Foley seconded the motion. Motion passed.

Ms. Maestas states that there have been issues with schools turning in the applications. Ms. Maestas states that she feels that the schools should be responsible for turning in the student applications once completed. After much discussion the board feels that is the schools responsibility to turn in the paperwork. Mr. Azzam made a motion to have the schools turn in applications 100% completed to the Boards office. Mr. Foley seconded the motion. Mr. Byron was not in favor. Motion passed.


Ms. Maestas states that there have been issues with schools turning in student applications after students start school. Mr. Byron became very unruly and would not let Ms. Maestas finish speaking. Mr. Chavez told him again to let Ms. Maestas finish talking. DAG Harris states that the student should not be receiving education until they have a student license according to statue. DAG Harris's recommendation is to follow current statues. After much discussion, Ms. Maestas suggests that she send a letter to the school telling them that the student application must be turned in before the student starts school and if there still continues to be problems, she will put this item on another agenda. Mr. Azzam made a motion for Ms. Maestas to send out a letter to all schools stating that all student application must be turned in prior to the students starting school. Mr. Chavez seconded the motion. Motion passed.

Public Comment

Mr. Byron states he wants clarity on NAC 643.660. He wants an answer to his question. He wants to know when his disciplinary hearing final paperwork will be done.

Mr. Foley made a motion to adjourn the meeting, Mr. Azzam seconded and all was in favor. The time was 4:43 P.M.

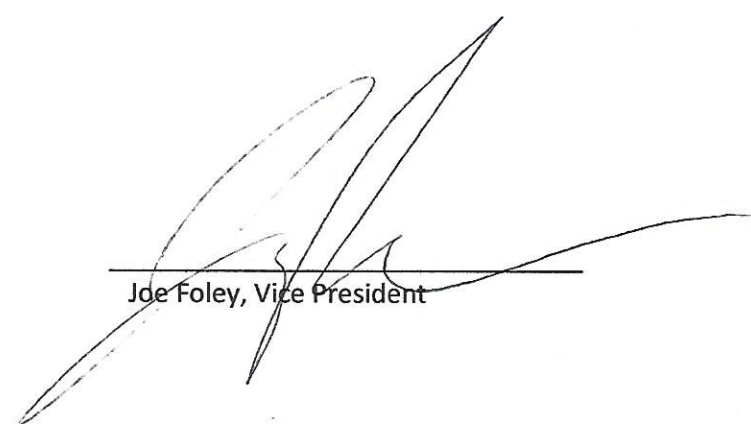
There being no further business before the Board the meeting was adjourned.

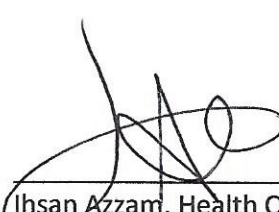
Submitted by: 


Antinette Maestas, Secretary/Treasurer

Approved this 5th day of February, 2023, by:


Toby Chavez, President


Joe Foley, Vice President


Ihsan Azzam, Health Officer


Royal Byron, Board Member