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



### **Minutes – August 6, 2023 – Regular Business Meeting**

President Toby Chavez called the meeting to order on Sunday, August 6, 2023, 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. At this time there was no one checking in.

Board members present were President Toby Chavez, Vice President Joseph Foley, Mr. Royal Byron, Mr. Ihsan Azzam, Secretary/Treasurer Antinette Maestas.

Deputy Attorney General Chricy Harris was present.

Public comment – There was one individual that did not state their name. They are on the agenda for a hearing and were told we would talk about their case at their time.

Secretary Maestas stated that there was a mistake on the agenda. Number 35 should read number 25 and number 36 should read number 26. Mr. Foley made a motion to approve the agenda and Mr. Azzam seconded. All in were in favor. Motion passed.

Mr. Foley made a motion to approve the minutes for the May 7, 2023 meetings. Mr. Azzam seconded the motion. Motion passed

Mr. Foley made a motion to approve the financial report of the 3rd quarter report 2023/2024. Mr. Azzam seconded the motion and motion passed

#### **Officers Report**

No reports.

#### **Old Business**

a. Mr. Foley states he has been in contact with IT website designer. Mr. Foley made a motion to table the website design until a later date. Mr. Azzam seconded the motion and motion passed

b. Mr. Foley made a motion to table the testing in Reno until a later date. Mr. Azzam seconded the motion and motion passed.

c. Ms. Maestas states that SB386 passed in the Legislation Session earlier this year and it is in full effect as of July 1, 2023.

### **New Business**

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

**Kierra Watson** hearing – Ms. Watson came before the Board to be able to attend Barber School. She received a felony charge on September 25, 2022 for Grand Larceny. She did not have paperwork with her at this time. She asked if she could go print her paperwork. Mr. Chavez stated that she could go print the paperwork and be back before the meeting ends. Ms. Watson came back to the meeting with her paperwork. She served 9 days and house arrest and now on probation. She has never been in any trouble now. She states this is a case of wrong place at wrong time. She was a dealer on the strip before this happened. Mr. Byron made a motion to allow Ms. Watson to attend barber school. Mr. Foley seconded the motion. Motion passed.

**Efrain Armas** – Mr. Armas came before the Board to be able to be allowed to attend Barber School. He has a felony on his record. The felony was in 2017 for attempted sexual assault. He served 4 years and 5 months in prison. He was 27 years old when it happened. He is working at Tuscany Grill in Henderson. He has a honorable discharge in April 2022. He has to register and check in with sexual registry. Mr. Azzam made a motion to allow Mr. Armas to attend barber school, Mr. Chavez seconded the motion. The vote was 3 yes votes and 1 no vote. Motion passed

**Zachary Avila** – Mr. Avila came before the Board to be allowed to attend barber school. The felony was received in 2019 for possession of firearms. He has been released and discharged in 2021 and has been working since released. He was released on good behavior. Mr. Foley made a motion to allow Mr. Avila to attend barber school and Mr. Azzam seconded the motion. Motion Passed

**Devon Marion** – Mr. Marion came before the Board to be allowed to attend barber school. The first felony happened in 2011 for robbery he was released from prison 2015. The second felony happened 2017 and he was released March 2023. He finished the hope for prisoners program while incarcerated. He is on parole for 2 years. He has been working as a cook for about 1 month now. Mr. Byron made a motion to allow Mr. Marion to attend barber school and Mr. Foley seconded the motion. Motion passed.

**Aldo Leal** – Mr. Leal came before the Board to be allowed to transfer his 236 hours of schooling to another school. He started Masterpiece barber school in 2019 he withdrew because of working schedule. He then started school at Art of Barbers. In July 2022 he withdrew himself because of work related issues. He wants to go back to school at another school. He wants to transfer his 236 hours. The 236 hours have not been released from the Art of Barbers. He owes the school money and they have not released the hours. DAG Harris asked if he was withdrawn or if he withdrew himself. He said he withdrew himself. DAG Harris stated that the contract said he still owed \$7500.00 but the Board has set precedence on not getting involved with the contract end of this. Mr. Byron stated that he disagrees with this. He stated the AG was being bias. DAG Harris states that this is her advice. Mr. Foley states that he has an issue with the time that has lapsed. This has been over 1 year. Since the law says you must be done within 1 year. After much discussion, Mr. Azzam made a motion to allow a transfer of 236 hours to another school of his choosing. There was no second on the motion. Motion fails. Mr. Foley made a

motion to deny his hours being transferred due to the length of time. Mr. Chavez seconded the motion. There were 2 yes votes and 1 no vote, Mr. Byron is conflicted out. Motion passed. DAG Harris confirmed that this is an appropriate vote. Mr. Azzam states that he does not think it's fair to not transfer his hours. Mr. Foley states that because of the NRS that is written that you must finish within a year of starting school or go back to school for a 250 hour refresher course. It does not make sense because he only has 236 hours.

**Edgar Ortiz**— Mr. Ortiz came before the Board because he is appealing his practical exam results and wants to retake the exam and not have to go back to school. Mr. Chavez stated that the examination was gone over on the last hearing. Mr. Foley stated that failing is part of the examination. Mr. Foley stands by his score. Mr. Chavez states that these are entry level skills that you should know to pass the exam and this was not demonstrated, and he is standing by his score. Mr. Byron stated that he was disturbed by him being told it's ok to fail. Mr. Byron made a motion for Mr. Ortiz to be allowed to retake the examination without going back to school. Mr. Azzam seconded the motion. A vote was taken it was 2 yes votes to 2 no votes. Motion failed.

**Jose Antonio Morel Perez** — Mr. Morel Perez came before the Board and does not speak English and did not bring a translator with him. DAG Harris recommended that the Board table this item agenda and let him bring a translator with him. Mr. Foley states that by looking at this he would have to do a 250 hours refresher course because of the time expired. Mr. Byron asks why he did not apply for Endorsement. He was told he is not licensed anywhere and the law states that if he does not have a license after a year of graduating he must go back to school for a 250 hour refresher course. The law is NAC 643.120. Mr. Foley states that he is not comfortable making him wait. Mr. Dylan Segoviano came forward and said he could translate for him and he agreed to it. Mr. Foley made a motion to deny Mr. Perez his request to take the examination. Mr. Chavez seconded the motion. Motion Passed. DAG Harris recommended going line by line to be translated. Because of the time that has passed he would need to go to a 250 hour refresher course. Mr. Perez asked he had an exam scheduled last year and did not take the exam. Mr. Foley stated that 1 year ago he was within his time frame but a year has passed since then and he is out of the time frame. DAG Harris asked Mr. Segoviano to raise his right hand and swear that the translation was true and correct. Mr. Chavez asked Mr. Perez if he totally understands everything and he answered yes.

**Romero Arteaga**— Mr. Arteaga started school on 4/13/22 and as of 4/8/23 he had 1141.47 hours. He had numerous medical issues. He had proof of his medical records. After much discussion he has about 353 hours left to finish the program. Mr. Foley asked him if he knew where his services were. He said approximately about 400 haircuts left. Mr. Foley made a motion to allow him a 6 month extension, Mr. Azzam seconded the motion. Motion passed

**Dylan Nunez** — Mr. Nunez stated he received a letter from the Board with a citation. He stated he was practicing cutting hair in his garage. Ms. Maestas states that she was the one that issued the citation. Ms. Maestas states the case of the citation. She received a complaint that he was cutting hair and cut a client with a razor. Ms. Maestas had a link to his Instagram and asked if that was his Instagram and he confirmed. He is advertising as a barber. Mr. Nunez states that he did not know that it was a law to not being able to cut hair without a license. Mr. Byron states that he should not have been written a citation. Mr. Byron made a motion to cease and desist. DAG Harris asked for clarity because he is asking for a dismissal or reduction of his fine. Mr. Byron stands with his cease and desist motion. There was no second on the floor. Motion fails. Mr. Foley made a motion to uphold the fine, that one day he will be licensed and he will appreciate this. Mr. Chavez seconded the motion. The vote was 2 yes and 2 no votes. Motion failed. Mr. Azzam made a motion to reduce the fine to \$500. There was no 2<sup>nd</sup>. Motion

failed. Mr. Foley asked for discussion, he states that he feels if they reduce the fine for him they will have to reduce it for everyone. Mr. Byron states he still has a say so and this is not right. Mr. Foley made a motion to uphold the citation. There was no second. Motion failed. Mr. Foley asked DAG Harris what now. Her advice was there could a change in someone's mind. Mr. Nunez states that he respects the Board's decision. Mr. Foley made a motion to uphold the fine. Mr. Azzam seconded the motion. The vote was 3 yes and 1 no votes. Motion passed. He was told to check with the Board's office to set up a payment plan. He said his name was different. Ms. Maestas explained that the complaint named him as Dylan Nunez but he confirmed that his last name is Segoviano.

**Darius Knight** - Mr. Darius Knight signed on to teleconference. Mr. Knight states that he is trying to obtain his shop license and barber license. Ms. Maestas states she received a complaint that Mr. Knight had opened a barber shop in Pahrump and is operating in that barber shop. Ms. Maestas followed up on the complaint and went to Pahrump on March 1, 2022. He was not there that day but she found the shop was set up and he is advertising as a barber shop. A citation was issued. He did receive the citation via certified mail. He never came forward to do anything with this citation. Ms. Maestas received a second complaint and went out to Pahrump on June 14, 2022. He was not there again and Ms. Maestas issued a second citation for advertising as a barber. There are photos of him advertising both on the building along with business cards and on line. He has a booking site set up on line. The June 14, 2022 citation was returned for being unclaimed. After Ms. Maestas spoke to him on the phone, he did send in a shop application but because of the citations pending, she told him he would need to take care of the citations first. Mr. Foley asked what fees are due. Ms. Maestas states the total due is \$2500.00. Mr. Knight states that he called the barber board and was told they had nothing to do with Pahrump. Mr. Knight then stated that when Ms. Maestas explained this case he understands that she was talking about the business license, not the shop license. Mr. Knight states that he had a barber stop by and talk to him and was told he could work under Mr. Knight and he would have to track his hours with his New York license. Mr. Knight stated that he thought the individual had already talked to the Board so he thought he was ok. Mr. Knight states that because it was different county the Board didn't have anything to do with licensing. Mr. Knight states that it was a misunderstanding on his part. Mr. Foley asked him if he had ever worked in a barbershop in Nevada. He stated that shop was licensed. Ms. Maestas states that he applied for his Pahrump business license in 2021. Mr. Foley made a motion to uphold the fines for Mr. Knight. Mr. Azzam seconded the motion. Motion passed. Mr. Chavez explained to Mr. Knight that once the fines are paid he will be in good standings. Once this is done he will need to get with the secretary and schedule an inspection for the shop.


**Election of Delegates to attend NABBA Conference** – Ms. Maestas states the Annual Conference for NABBA is to be held September 17-21 ,2023 in Harrisburg, Pennsylvania. Mr. Foley states he is not available to attend. Mr. Foley made a motion to select Mr. Chavez and Ms. Maestas to attend as delegates, Mr. Azzam seconded the motion. Mr. Byron spoke and said he planned on attending and Mr. Foley stated at this time he was not in good standings with the Board. Motion passed. Mr. Foley made a motion to deny agenda items 13, 14, 16, and 23 due to the individuals not being present. Mr. Azzam seconded the motion. Motion passed.

### **Public Comment**

Ms. Andeen Rose spoke and told the Board she wants to petition the Board for the November meeting she just wants to make sure she is doing this correctly. DAG Harris told her she can contact the Boards secretary for the procedure on petitioning the Board.


Mr. Foley made a motion to adjourn the meeting, Mr. Azzam seconded and all was in favor. The time was 3:02 P.M.


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

Submitted by: 

Antinette Maestas, Secretary/Treasurer

Approved this 5<sup>th</sup> day of November, 2023, by:

  
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Toby Chavez, President

  
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Joseph Foley, Vice President

  
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Ihsan Azzam, Health Officer

  
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Royal Byron, Board Member