



Arizona State
Board of Cosmetology

Kim Scoplitte, Executive Director

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ARIZONA STATE BOARD OF COSMETOLOGY

**Teleconference Rules Committee Meeting Minutes
July 25, 2019**

TIME: 2:15 p.m.

PLACE: 1740 W. Adams Phoenix, AZ 85007

I. CALL TO ORDER AND ROLL CALL

Brandy Wells, Public Member
Gary Begley, School Owner
Jenna Bentley, Public Member

Also in Attendance: Kim Scoplitte, Executive Director
Theresa Bunch, Deputy Director
Irma Telles, Investigative Supervisor
Mona Baskin, Assistant Attorney General

II. COMMITTEE BUSINESS: The Board may vote to go into executive session to obtain legal advice pursuant to A.R.S. § 38-431.03 (A) (3).

A. Review, Discussion and Approval of Committee Meeting Minutes from July 8, 2019.

MOTION by Brandy Wells to approve the July 8, 2019, minutes as written. **MOTION SECONDED** by Jenna Bentley.

Roll Call:

Vote	Gary Begley	Thomas Rough	Brandy Wells	Jenna Bentley	Amber Cepkauskas
Aye	x		x	x	
Nay					
Recused					
Abstained					
Absent					

MOTION CARRIED.

B. Discussion, Consideration and Possible Approval of Substantive Policy Statement Regarding SB1401.

MOTION by Jenna Bentley to approve the Substantive policy Statement for A.R.S. 32-506 (14) regarding SB1401 and to bring to the full Board for approval. **MOTION SECONDED** by Gary Begley.

Roll Call:

Vote	Gary Begley	Thomas Rough	Brandy Wells	Jenna Bentley	Amber Cepkauskas
Aye	x		x	x	
Nay					
Recused					
Abstained					
Absent					

MOTION CARRIED.

C. Discussion, Consideration on Setting of the next Rules Committee Meeting Date.

MOTION by Gary Begley to set the next Rules Committee meeting date for September 20, 2019 at 10:30. **MOTION SECONDED** by Jenna Bentley.

Roll Call:

Vote	Gary Begley	Thomas Rough	Brandy Wells	Jenna Bentley	Amber Cepkauskas
Aye	x		x	x	
Nay					
Recused					
Abstained					
Absent					

MOTION CARRIED.

III. ADJOURN

MOTION BY Gary Begley to adjourn the meeting at 2:30 p.m. **MOTION SECONDED** by Jenna Bentley

Roll Call:

Vote	Gary Begley	Thomas Rough	Brandy Wells	Jenna Bentley	Amber Cepkauskas
Aye	x		x	x	
Nay					
Recused					
Abstained					
Absent					

MOTION CARRIED.

In accordance with Title II of the Americans with Disabilities Act, the Cosmetology Board does not discriminate on the basis of disabilities in its programs, services or activities. Individuals who need reasonable accommodation to participate or who need information in an alternative format may contact Mimi Ahmetovic the ADA Coordinator at (480) 825-7002.

Arizona State Board of Cosmetology
Substantive Policy Statement
Arizona Revised Statute § 32-506 (14) Non-applicability of chapter
Provides Exemption of Individuals who Blow Dry Hair in a place of business
Effective August 27, 2019

This Substantive Policy Statement is advisory only. A Substantive Policy Statement does not include internal procedural documents that only affect the internal procedures of the agency and does not impose additional requirements or penalties on the regulated parties or include confidential information or rules made in accordance with the Arizona Administrative procedures Act. If you believe that this Substantive Police Statement does impose additional requirements or penalties on regulated parties you may petition the agency under Arizona Revised Statutes § 41-1033 for a review of the statement.

Senate Bill 1401, from the Arizona Fifty-Fourth Legislature First Regular Session, amended A.R.S. § 32-506 to include the following provision for non-applicability of the Cosmetology Board statutes and rules. This substantive policy clarifies the exemption.

A.R.S. § 32-506 (14), provides as follows:

Persons who dry, style, arrange, dress, curl, hot iron or shampoo and condition hair. If the service does not include applying reactive chemicals to permanently straighten, curl or alter the structure of the hair and if the person takes and completes a class relating to sanitation, infection protection and law review that is provided by the Board or its designee. This paragraph does not apply if a person is engaging in the practice of Aesthetics or Cosmetology. A person who is exempt pursuant to this paragraph shall post a sign in a conspicuous location in the person's place of business notifying the public that the person's services are not regulated by the Board.

In order to qualify for the exemption individuals are required to do the following:

- Take and complete a class relating to sanitation, infection protection and law review that is provided by the Board or its designee pursuant to A.R.S. § 32-506 (14).
- Individuals are required to post out services in a conspicuous location in the person's place of business notifying the public that the person's services are not regulated by the Board. A.R.S. § 32-506 (14) and A.A.C. R4-10-111 (F).

The Board currently offers a class for a \$25.00 fee entitled "Infection Protection/Law Review" that is a requirement for reciprocity licensure pursuant to A.R.S. § 32-513 (3). Attendance and completion of the Board's "Infection Protection/Law Review" class will satisfy the class requirement for individuals seeking to qualify for the exemption in A.R.S. § 32-506 (14). Additionally, individuals seeking to qualify for the exemption are required to post a sign in a conspicuous location in the person's place of business notifying the public that the person's services are not regulated by the Board. The unregulated services contained in A.R.S. § 32-506 (14) are also unregulated services that a salon shall prominently post a notice of pursuant to A.A.C. R4-10-111 (E).

