

BOARD OF ELECTROLYSIS EXAMINERS

DATE: January 17, 2008

TIME: 10:00 a.m. C.S.T

LOCATION: 227 French Landing Drive
Heritage Place, Metro Center
Ground Floor, Poplar Conference Room
Nashville, TN 37243

MEMBERS PRESENT: Eldon Pippin, Electrologist, Chair
Dorothy Goode, Electrologist
Richard Collier, Educator
John Frist, Jr., Physician

MEMBERS ABSENT: Kara Covington, Secretary

STAFF PRESENT: Marva Swann, Unit Director
Bonnie Ferrell, Board Administrator
Mona N. Jean-Baptiste, Advisory Attorney
Matthew J. Scanlan, Deputy General Counsel
Juanita Stone, Investigations

GUEST: Carole Warren, Board Consultant
Andrea Ross, Tennessee Electrologists Association
Deborah Ball, Electrologist Instructor

Court Reporter: Elizabeth Miller, Cannon and Stacy

With a quorum being present Mr. Pippin called the meeting to order at 10:25 a.m.

Ms. Swann introduced Mr. Matthew Scanlan, Deputy General Counsel and Ms. Mona Jean-Baptist, Board Attorney to the Board members.

Mr. Scanlan explained the new attorney policy. Ms. Jean-Baptiste is now the advisory attorney as well as the litigating attorney for the Board..

Conflict Of Interest

Ms. Jean-Baptiste reviewed the Conflict of Interest Policy with the Board and reminded them of their responsibilities. She requested all members to sign the Policy Acknowledgement Statement provided to them by Ms. Bonnie Ferrell.

Office of General Counsel Report

Ms. Jean-Baptiste informed the Board that as of December 31, 2007, Amendments to Rule 0540-1-.06 and Rule 0540-3-.06 were ready to be sent to the Office of the Attorney General for review and final approval, pending the Board Chair's signature.

Ms. Jean-Baptiste then informed the Board that there were no pending litigation matters at this time.

Recommendations of Task Force by Richard Collier

Mr. Collier stated that by raising the fees they are helping to offset their deficit. He asked Ms. Jean-Baptiste what steps were necessary for the Board to become a Registry. Ms. Jean-Baptiste said she would research if becoming a Registry would take Legislative action. If Electrology goes under another Board as a Registry it would be responsible to the overseeing Board. The Board's recommendations will be taken to the Assistant Commissioner.

Ms. Goode stated that there was a Bill coming before the legislature for the Electrology Board to continue until 2011.

Mr. Collier suggested that there were barriers for persons coming into the field. The barriers were identified by the findings from the task force presented at the October 11, 2007 meeting. Mr. Collier stated that the standard of education required to become licensed needed to be lowered.

Ms. Ball, school owner and instructor spoke of the current curriculum requirements.

Mr. Collier stated that some required classes do not improve competency and the Board should revise the school curriculum.

Ms. Jean-Baptiste said she would do the promulgation of Rules to change the education requirements in Rule 0540-1-/04 (3) and present them to the Board at their next meeting for approval.

Ms. Goode asked if the administrative staff would check on Board members that do not come to the Board meetings. Ms. Swann explained that the governor appoints all Board members but she would contact all absent Board members as to their intentions.

Practical Examination

Mr. Collier stated that we have guidelines for verifying competency during the practical examination. He made a motion that the Board use a check sheet when they are proctoring the practical examination to ensure competency. Ms. Goode seconded the motion and the motion carried.

Disciplinary/Investigative Reports

Ms. Stone informed the Board that there were no disciplinary actions as of this date. She stated that there was one (1) open case in investigations at this time and that it has been open since February, 2007.

She requested that a Board member review the case after the meeting. There are no licensees being monitored at this time.

Minutes

A motion was made by Mr. Collier and seconded by Dr. Frist, Jr to approve the October 11, 2007 minutes. The motion carried.

Financial Report:

The Board was presented with the latest financial report. Ms. Title could not be present to review the report with the Board. Ms. Ferrell will invite Ms. Title to the next meeting. The latest report shows that the Board has reduced its deficit by two thousand dollars (\$2000.00).

Administrator's Report:

Ms. Ferrell informed the Board that there were fifty- five (55) active licenses as of December 14, 2007 and the administrations performance measures were well below the goal. Ms. Ferrell informed the Board effective October 1, 2007 the reimbursement rate increased to \$.46 per mile.

Correspondence

Ms. Mary Evangelista, Director of the Electrology Institute of New England sent a letter informing the Board that she had been contacted by several electrologists in Tennessee regarding a proposed change in the verbiage for the definition of electrology in the Tennessee law. The change would state that electrology is permanent hair reduction instead of permanent hair removal. She stated that changing definitions would not be in the public interest and would like the Board to consider this matter.

Adjournment

With there being no further business, a motion was made by Mr. Collier and seconded by Mr. Pippin, to adjourn the meeting at 12:40 a.m. The motion carried.

These minutes were ratified at the July 24, 2008 Board meeting.