



## NORTH DAKOTA STATE BOARD OF COSMETOLOGY

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The North Dakota State Board of Cosmetology held a special meeting on Monday, November 2nd, 2020 at 9:00 a.m. at the board office, 4719 Shelburne Street, Suite 1, Bismarck, N.D.

Members Present:

Miranda Stanley via GoTo Meeting  
Tenalee Tangen  
Rebecca Wood

Tenalee called the meeting to order at 9:08am

Legislative discussion about the rules that will need updating

Tenalee discusses research and findings about definitions of booth rental and how we should update the "booth rental" verbiage to better encompass what this definition should mean. We discuss breaking down the definition in 43-11-01 number 2. Or definition of 32-03-01-04 We need to decide what we will call an open rental space versus a suite (enclosed with a door) space.

Discussion with Allison to determine how we can better define "booth space". We come to an agreement that the owner of the salon must ensure all booths must have a license separate from the salon license. Allison states that we are legally able to define any "booth renter" as someone is set up as an independent contractor. If you decide to be an independent contractor in an open concept salon (no enclosed door to separate your space), you are required to have a booth license, and you are responsible for the commons areas of the entire salon.

Maureen Simmons Esthetics instructor license : We determine that according to 43-11-01 9, the definition of an instructor is required to be a licensed cosmetologist. The difference for Maureen is that she was once licensed as an instructor and therefore falls under 43-11-29 for a license renewal. Allison discusses the options to offer a settlement

to grant a restricted license based on the difference of current law compared to past law. In the settlement offer, the board decides to require her to stay within her scope of practice. Rebecca makes a motion to have Allison send a letter to Maureen offering a settlement for a restricted instructor's license based on 43-11-01 sub 8 and 43-11-27 , and require her to take the law exam, practical exam and instructors exam. Miranda seconds the motion. Motion carries

Rebecca makes a motion to adjourn the meeting 11:32am. Miranda seconds the motion. Motion carries

Minutes submitted by Rebecca Wood