

COMPLIANCE DIVISION REPORT

Barber Advisory Board Meeting

February 24, 2014

Public Outreach

- Elizabeth Perez and Mary Sampson represented TDLR at the Texas Industrial Vocational Association (TIVA) Midwinter Conference on January 15-16, 2014 by staffing a booth at the Omni Austin Southpark.
- Elizabeth Perez, Don Dudley, Tanya Gauthreaux, Ron Foster, and Sharesa Alexander attended the Texas Community College Teachers Association for a question and answer session on February 7th in San Antonio.
- Upcoming Trade Shows:
 - No shows scheduled for our participation at this time.

Compliance Efforts

- Elizabeth continues to assist Field Operations staff with questions that arise during inspections as well as industry inquiries and emails.

Personnel Matters

- We want take this opportunity to highlight the fact that the Barber Program Specialist posting will not require that the successful candidate be based out of our Austin Headquarters. The successful candidate filling the position may be allowed to work from Austin headquarters OR from one of our regional offices in the Dallas/Fort Worth and Houston areas.

Barber Advisory Board
Education and Examination Division
Staff Report
February 24, 2014

- PSI conducted their annual Rater Training in Austin (Jan 24-27). The purpose of the training is review the rating process, Demonstration on proper technique, Exam polices, candidate check-in procedures and any new standards that have been implemented.
- PSI will be implementing a new photo background when taking pictures during candidate check-in. This background will help standardize the photographs across examination sites.
- TDLR met with the Barber SMEs to modify the administration of the Instructor practical examination process. Currently candidates are assigned the demonstration topics to assess their teaching skills prior to examination. As of February 1, 2014 candidates will be able to choose their demonstration topic from a list of topics in the CIB. This change brings the barber instructor examination closer in line with the cosmetology instructor practical.

Barber Schools and Students

2	ACRES HOME COLLEGE OF BARBER DESIGN	HOUSTON TX 77088
3	ADVANCED BARBER COLLEGE HAIR DESIGNS INC	WESLACO TX 78596
5	BUCKNER BARBER SCHOOL INC	DALLAS TX 75217
9	DALLAS BARBER & STYLIST COLLEGE	DALLAS TX 75243
10	EL PIPO BARBER COLLEGE	EL PASO TX 79903
11	FRAZIER'S BARBER COLLEGE	HOUSTON TX 77021
12	GRAHAM'S BARBER COLLEGE	DALLAS TX 75215-1701
13	HAIR EXPRESSIONS BARBER SCHOOL LLC	CORPUS CHRISTI TX 78416
14	JAY'S TECHNICAL INSTITUTE	HOUSTON TX 77071
15	JAYS TECHNICAL INSTITUTE INC	BEAUMONT TX 77703
17	LUBBOCK HAIR ACADEMY	LUBBOCK TX 79410
18	MID CITIES BARBER COLLEGE	GRAND PRAIRIE TX 75051
19	MODERN BARBER COLLEGE	HOUSTON TX 77002
21	OG'S SCHOOL OF HAIR DESIGN	KILLEEN TX 76541
22	ROFFLER SCHOOL OF HAIR DESIGN	AUSTIN TX 78756
23	HEALTHY HAIR ACADEMY	DALLAS TX 75227
24	R S INSTITUTE	HOUSTON TX 77023
25	SOUTH TEXAS BARBER COLLEGE	CORPUS CHRISTI TX 78415
29	TEXAS BARBER COLLEGES & HAIRSTYLING SCHO	HOUSTON TX 77063
30	TEXAS BARBER COLLEGES & HAIRSTYLING SCHO	HOUSTON TX 77009
31	TREND BARBER COLLEGE	HOUSTON TX 77071
32	WILLIAMS BARBER COLLEGE	FORT WORTH TX 76104
101	TEXAS BARBER COLLEGES & HAIRSTYLING SCHO	DALLAS TX 75241
103	TREND BARBER COLLEGE INC	HOUSTON TX 77090
104	MESA BARBER SCHOOL	HOUSTON TX 77028-2006
106	DALLAS BARBER & STYLISTS COLLEGE #2	DALLAS TX 75237
107	TEXAS BARBER COLLEGES & HAIRSTYLING SCHO	DALLAS TX 75228
109	EAST TEXAS BARBER SCHOOL	TYLER TX 75702-7110
110	HEALTHY HAIR ACADEMY 2	DALLAS TX 75216
111	BARBER INSTITUTE OF TEXAS LLC	LONGVIEW TX 75602
113	CUTT MASTER BARBER COLLEGE	EL PASO TX 79930
115	K & G 5 STAR BARBER COLLEGE	TEXAS CITY TX 77591
116	SOUTHEAST BARBER COLLEGE	FORT WORTH TX 76105
118	GLORIA'S BARBER COLLEGE	SAN ANTONIO TX 78238
119	ALAMO CITY BARBER COLLEGE	SAN ANTONIO TX 78250
120	PREPARING PEOPLE BARBER STYLING COLLEGE	DALLAS TX 75215
121	ACAPULCO BARBER SCHOOL	SAN ANTONIO TX 78207
122	FRANKLIN BARBER SCHOOL	HOUSTON TX 77084
124	MEI BARBER SCHOOL	DONNA TX 78537
125	MISSION BARBER COLLEGE	MC ALLEN TX 78504
126	MASTER BARBERS INSTITUTE	DALLAS TX 75208
127	SOL BARBER ACADEMY #2	DALLAS TX 75208
128	MEI BARBER SCHOOL	BROWNSVILLE TX 78520
129	NEECE'S BARBER COLLEGE	ABILENE TX 79602
130	DALLAS BARBER AND STYLIST COLLEGE	ARLINGTON TX 76018
131	KALIBUR BARBER COLLEGE	GRAND PRAIRIE TX 75052
132	METRO BARBER SCHOOL INC	HARLINGEN TX 78550
133	KINGS-KUTS BARBER & HAIRSTYLING COLLEG	DALLAS TX 75243
134	MYSTROS BARBER ACADEMY	HOUSTON TX 77090
135	MJ'S BARBER ACADEMY	DALLAS TX 75224
136	SOUTH POST OAK BARBER COLLEGE	HOUSTON TX 77045
137	CUTT MASTER BARBER COLLEGE	EL PASO TX 79936
138	R & E BARBER SCHOOL	BAYTOWN TX 77520
139	BARBER'S INC TRADE SCHOOL	BEAUMONT TX 77701
140	WILLIAMS BARBER COLLEGE	SAN ANTONIO 78220

As of February 1, 2014 there were 2,041 barber students enrolled at 55 private barber schools.

Barber Examinations

FY 2012	Pass	Fail	Total	Rate	No Show
Barber Written	1,058	1,002	2,060	51.36%	201
Barber Practical	960	62	1,022	93.93%	190
Barber Manicurist Written	2	1	3	66.67%	0
Barber Manicurist Practical	2	1	3	66.67%	1
Barber Technician Written	2	1	3	66.67%	0
Barber Technician Practical	2	0	2	100.00%	0
Barber Technician/Manicurist Written	0	0	0	0.00%	0
Barber Technician/Manicurist Practical	0	0	0	0.00%	0
Barber Technician/Hairweaving Written	0	0	0	0.00%	0
Barber Technician/Hairweaving Practical	0	0	0	0.00%	0
Subtotal	2,035	1,071	3,106	65.52%	392
Barber Instructor Written	26	51	77	33.77%	3
Barber Instructor Practical	17	8	25	68.00%	0
Subtotal	43	59	102	42.16%	3
Total	2,078	1,130	3,208	64.78%	395

FY 2013	Pass	Fail	Total	Rate	No Show
Barber Written	1,054	1,026	2,080	50.67%	184
Barber Practical	881	30	911	96.71%	157
Barber Manicurist Written	4	5	9	44.44%	1
Barber Manicurist Practical	4	0	4	100.00%	0
Barber Technician Written	0	0	0	0.00%	0
Barber Technician Practical	0	0	0	0.00%	0
Barber Hairweaving Written	2	1	3	66.67%	0
Barber Hairweaving Practical	3	0	3	100.00%	1
Barber Technician/Manicurist Written	0	0	0	0.00%	0
Barber Technician/Manicurist Practical	0	0	0	0.00%	0
Barber Technician/Hairweaving Written	2	2	4	50.00%	0
Barber Technician/Hairweaving Practical	0	0	0	0.00%	0
Subtotal	1,950	1,064	3,014	64.70%	343
Barber Instructor Written	37	55	92	40.22%	8
Barber Instructor Practical	39	9	48	81.25%	5
Subtotal	76	64	140	54.29%	13

Total	2,026	1,128	3,154	64.24%	356
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First Quarter	Pass	Fail	Total	Rate	No show
Barber Written	257	228	485	52.99%	55
Barber Practical	238	14	252	94.44%	35
Barber Manicurist Written	0	2	2	0.00%	1
Barber Manicurist Practical	0	0	0	0.00%	0
Barber Technician Written	0	0	0	0.00%	0
Barber Technician Practical	0	0	0	0.00%	0
Barber Hairweaving Written	0	1	1	0.00%	0
Barber Hairweaving Practical	0	0	0	0.00%	0
Barber Technician/Manicurist Written	0	0	0	0.00%	0
Barber Technician/Manicurist Practical	0	0	0	0.00%	0
Barber Technician/Hairweaving Written	0	0	0	0.00%	0
Barber Technician/Hairweaving Practical	1	0	1	100.00%	0
Subtotal	496	245	741	66.94%	91
Barber Instructor Written	11	26	37	29.73%	2
Barber Instructor Practical	6	0	6	100.00%	2
Subtotal	17	26	43	39.53%	4
Total	513	271	784	65.43%	95

BARBERING ADVISORY BOARD

Enforcement Division Staff Report February 24, 2014

- On November 7, an agreed order was entered against Trend Barber College, Inc. assessing an administrative penalty of \$2,500 for allowing students who did not have a permit to attend the school; and employing an individual to instruct barbering at the school without a barber instructor license.
- On December 20, an agreed order was entered against Alfred Lewis and Armond Lewis d/b/a Kuttin Up assessing an administrative penalty of \$2,150 for failing to clean and disinfect implements and tools with a hospital-grade EPA-registered disinfectant solution after each client; failing to store in a clean, dry, debris-free environment, separate from soiled implements and materials, all cleaned and disinfected implements and materials when not in use; failing to empty all trash containers; and failing to post the most recent inspection report.
- On January 9, a default order was entered against Vernon O. Miller d/b/a Swagger Tapers and Fades assessing an administrative penalty of \$2,000 and revoking his Barber Shop license for failing to comply with an order previously issued by the Executive Director; and performing barbering without the required license.
- On January 19, an agreed order was entered against Uriel Acevedo d/b/a Boyo's Barber Shop assessing an administrative penalty of \$1,750 for failing to apply for a new establishment license after relocating; leasing space in a barber shop to an individual who engaged in the practice of barbering but had not obtained a barber license; and failing to keep floors, walls, ceilings, shelves, furniture, furnishings, and fixtures clean and in good repair.

Key Statistics for Fiscal Year 2014

Shown below are key statistics for the Barbering program and for all TDLR programs combined through December 31, 2013.

<u>Statistic</u>	<u>BAR</u>	<u>TDLR</u>
• Number of cases opened:	239	4,132
• Number of cases resolved:	202	3,160
• Number of Agreed Orders:	53	707
• Total amount of penalties assessed:	\$44,250	\$1,273,985
• Total amount of penalties collected:	\$22,065	\$582,403

**Field Operations Division Report
Barber Advisory Board Meeting
February 24, 2014**

Ten Most Common Violations for the Barber Program

- 1. Failure to display and attach a photograph license** - Tex. Occupations Code. Sections 1601.451. Each licensee shall display the original certificate or license and an attached photograph of the certificate or license holder in a conspicuous place adjacent to or near the certificate or license holder's work chair in the shop in which the certificate or license holder is working.
- 2. Failure to display sanitation rules** - Tex. Occupations Code. Sections. 1601.452. Each barbershop or specialty shop shall post in the shop a copy of the commission's sanitation rules.
- 3. Establishments not clean and not in good repair** - 16 Tex. Admin Code Ch. 82.114(a). Establishments shall be kept clean and in good repair.
- 4. Failure to prepare fresh disinfectant daily or more often if solution becomes diluted or soiled** – 16 Tex. Admin. Code Ch. 82.101(a)(3). Disinfectants in which implements are to be immersed shall be prepared fresh daily or more often if solution becomes diluted or soiled.
- 5. Location of Practice** - Tex. Occupations Code. Section 1601.453 A person licensed by the department may practice barbering only at a location for which the department has issued a barbershop permit, specialty shop permit, or barber school permit under Chapter 1601 or a permit issued under Chapter 1603.
- 6. Failure to store clean and disinfected implements and materials in a clean, dry, debris-free environment** - 16 Tex. Admin. Code. Ch. 82.102(f). All clean and disinfected implements and materials when not in use shall be stored in a clean, dry, debris-free environment including but not limited to drawers, cases, tool belts, rolling trays, or hung from hooks. They must be stored separate from soiled implements and materials. Ultraviolet electrical sanitizers are permissible for use as a dry storage container. Non-barber related supplies must be stored in separate drawers or locations.
- 7. Shop failed to post the most recent inspection report in public view** - 16 Admin. Code Ch. 82.71(k). A barber establishment shall display in the establishment, in a conspicuous place clearly visible to the public, a copy of the establishment's most recent inspection report issued by the department.
- 8. Failure to display a sign containing the word "Barber" on shop's exterior** - 16 Tex. Admin. Code Ch. 82.71(e). Barbershops shall display on the exterior of the building

or premises a sign containing the words "Barber Shop" or "Barber Salon" or any phrase containing the word "Barber".

9. Failure to keep products labeled - 16 Tex. Admin. Code Ch. 82.102(n). Each barber establishment shall keep all products used in the conduct of their business properly labeled in compliance with OSHA requirements.

10. Expired Individual License or Unlicensed Individual – Tex. Occupations Code. Section 1601.251(a). - Individual should renew if still eligible. Keep address current with TDLR; renewals are mailed to last address on file. **Individuals can renew online.** If individual has never had a license, they should apply for a license if eligible. Licensing forms, requirements, and additional information can be found at <http://www.tdlr.texas.gov/barbers/barberforms.htm>

Division Projects

Update on New Technology - Route Optimization

We are finalizing the timeline for the route optimization program with Mobicorp. We expect an implementation team that includes Marco Rodriguez, Ramon Rodriguez, David Montgomery, Soyica White, and Shawn O'Neal to act as team leaders to represent all TDLR inspectors through this process.

Update on New Technology - Einspection

The company developing our online inspection program, Brazos, demonstrated an early version of the program to TDLR staff on January 7, 2014. Jennifer Harless, Juliane Crocker, and Morgan Okeefe are performing the initial test of the tablets. Very soon inspectors will begin field testing the program and tablets. We are also working with Enforcement to identify the appropriate evidence prompts for each violation.

Division Personnel Update

Field Manager Camtu Tran transferred from the Central Region in Austin to the South Region and is now based in Houston.

Barber Inspection Statistics

	Barber Establishments		Dual Establishments		Barber Schools		Barber Booth Renters		Dual Booth Renters		Barber Program Totals	
	FY 2014	FY 2013	FY 2014	FY 2013	FY 2014	FY 2013	FY 2014	FY 2013	FY 2014	FY 2013	FY 2014	FY 2013
SEPT	199	126	135	50	5	3	91	40	182	89	612	308
OCT	224	168	128	91	9	6	93	85	181	82	635	432
NOV	108	150	86	78	9	5	40	78	139	107	382	418
QTR 1	531	444	349	219	23	14	224	203	502	278	1629	1158
DEC	95	108	88	64	12	10	43	43	207	134	445	359
JAN	114	228	103	146	10	4	35	89	144	229	406	696
FEB	0	181	0	88	0	10	0	103	0	128	0	510
QTR 2	209	517	191	298	22	24	78	235	351	491	851	1565
MAR		161		91		6		72		321	0	651
APR		236		134		9		133		154	0	666
MAY		215		112		6		76		120	0	529
QTR 3		612		337		21		281		595	0	1846
JUNE		231		111		8		99		145	0	594
JUL		209		119		13		83		142	0	566
AUG		177		87		6		69		151	0	490
QTR 4		617		317		27		251		438	0	1650
Year to Date/ Year End	740	2190	540	1171	45	86	302	970	853	1802	2480	6219

Barber Advisory Board
Licensing Statistics
Fiscal Years 2012 to 2014

	New Licenses Issued	Percent New Licenses Issued Online	Renewal Licenses Issued	Percent Renewals Issued Online	FY 2014 TOTAL POPULATION	FY 2013 TOTAL POPULATION	FY 2012 TOTAL POPULATION
Class A Barber	263	N/A	1884	68.1%	14,595	14,428	14,114
Manicurist	0	N/A	51	62.7%	332	338	345
Technician	0	N/A	2	50.0%	16	15	19
Technician/Manicurist	0	N/A	N/A	N/A	0	0	0
Technician/Hair Weaving	1	N/A	N/A	N/A	2	1	0
Class A Barber Instructor	8	N/A	61	49.2%	237	224	190
Manicure Instructor	0	N/A	N/A	N/A	0	0	0
Technician Instructor	0	N/A	N/A	N/A	0	0	0
Hair Weaving Instructor	0	N/A	N/A	N/A	0	0	0
Hair Weaving Specialist	1	N/A	1	0.0%	8	7	5
Hair Braiding Specialist	43	N/A	23	43.5%	331	287	220
Barber Student	1068	95.9%	N/A	N/A	2,006	2,091	2,209
Booth Rentals	239	36.8%	424	56.1%	0	5,329	5,069
Barber Shops	131	82.4%	409	46.0%	3,902	4,016	4,198
Manicurist Shops	1	100.0%	12	33.3%	63	70	77
Dual Shop	281	88.3%	205	96.6%	2,706	2,260	2,226
Weaving Shop	3	100.0%	0	0.0%	6	4	3
Braiding Shop	2	100.0%	0	0.0%	12	9	10
Mobile Salon	2	N/A	0	0.0%	3	2	2
Private Barber School	3	N/A	14	N/A	55	53	43
Vocational Barber School	0	N/A	N/A	N/A	0	0	0
Junior College Barber School	0	N/A	N/A	N/A	0	0	1
TOTAL INDIVIDUALS	1384	74.0%	2022	67.1%	18,198	18,027	17,408
TOTAL FACILITIES	381	70.9%	859	50.1%	4,041	9,483	9,403
TOTAL BARBER LICENSEE POPULATION					22,239	27,510	26,811