

**MINUTES OF PUBLIC HEARING
Cosmetology Commission
Microsoft Teams**

The Cosmetology Commission opened the public administrative rules hearing at 12:30 pm CDT on October 12, 2021, via Microsoft Teams. A quorum was participating.

The purpose of the meeting was to conduct a public hearing on the following proposed rules of the Cosmetology Commission. §§ 20:42:04:04.03, 20:42:07:06, 20:42:07:06.01, 20:42:07:06.02, 20:42:07:07, 20:42:07:07.01, 20:42:08:07, 20:42:08:08, 20:42:08:09, 20:42:08:10, and chapter 20:42:10.

Hearing officer: Tami Stokes

Roll call by President Tami Stokes with the following members of the commission in attendance:

Renee Graf, Vice President
Annette Petersen, Secretary-Treasurer
Debbie Pageler
Zoe Hiller

Others in attendance:

Bradi Stampe, Executive Director, Cosmetology Commission
Graham Oey, Senior Staff Attorney, Dept of Labor & Regulation
Lin Thompson, South Dakota licensed Barber
Donnie Valderrama, South Dakota Barber College
Angel Sheddan, South Dakota licensed Barber
Justin Loesch, South Dakota licensed Barber

Written testimony: No written testimony received.

Oral testimony:

Attorney Graham Oey briefed the commission on the rule package and LRC style and form revisions. Oey proposed alternative language to Code Counsel's recommendations regarding the first subdivision in §§ 20:42:07:06, 20:42:07:06.01, and 20:42:07:06.02.

Lin Thompson, barber, opponent, South Dakota, voiced concerns pertaining to 20:42:08 on qualified providers and education. Not specifically stated by primarily §§ 20:42:04:04.03 and 20:42:08:10.

Donnie Valderrama, SD Barber College, opponent, South Dakota, spoke on his concerns on health and safety consequences of the change to shaving, lowering the barrier for licensure, deregulation, and dismantling the industry. Not specifically stated by primarily §§ 20:42:04:04.03 and 20:42:08:10.

Angel Sheddan, barber, opponent, South Dakota, was worried that 16 hours of education wouldn't be adequate to perform straight shaving. Not specifically stated by primarily §§ 20:42:04:04.03 and 20:42:08:10.

Justin Loesch, barber, opponent, South Dakota, was in agreement with Valderrama. He also questioned what blades would be allowable to licensees under this change. Not specifically stated by primarily §§ 20:42:04:04.03 and 20:42:08:10.

Testimony ended and commission discussion was held. Based on comments from opponent testimony, Petersen suggested the verbiage of 20:42:08:10 be updated. During discussion the commission changed 20:24:04:04.03 and 20:42:08:10 to specify a prohibition against “straight razors” and specify the services that need training to be performed with an unguarded blade.

Graf made a motion to approve the new amendments and verbiage to 20:24:04:04.03 and 20:42:08:10. Hiller seconded the motion. **Motion Passed.**

Pageler made a motion to approve the proposed rule changes. Petersen seconded the motion. **Motion Passed.**

Adjournment: 1:56 pm.

Respectfully Submitted,

Bradi Stampe
Executive Director
SD Cosmetology Commission