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## STATE OF OKLAHOMA



### BOARD OF COSMETOLOGY AND BARBERING

#### MEMEBERS

Heather Sinclair, Chair  
Krissy Miller, Vice-chair  
Machele Callicoat  
Kyle Jarnagin  
Ericka Jackson  
Christie Luther  
Annie Jo Gilbert  
Joel Rogers  
Carla Dame  
Carla Wilkins

#### MINUTES OF THE MEETING May 19, 2025

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#### 1. Call to Order

Chair Heather Sinclair called the meeting of the State Board of Cosmetology and Barbering to order at 10:04 a.m. on Monday, May 19, 2025. The meeting was held at the State Cosmetology Board Office in Suite 18.

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#### BOARD MEMBERS PRESENT

- Heather Sinclair
- Krissy Miller
- Kyle Jarnagin
- Carla Wilkins
- Machele Callicoat
- Ericka Jackson
- Christie Luther
- Carla Dame

## BOARD MEMBERS ABSENT

- Annie Jo Gilbert
- Joel Rogers

## AGENCY MEMBERS PRESENT

- MiMi Casebolt, Interim Executive Director
- Matt Burton, Principal Assistant

## LEGAL COUNSEL PRESENT

- Kylie Cooper, Assistant Attorney General
- Maria Maule, Chief Assistant Attorney General

## 2. Quorum

A quorum was confirmed, and the meeting proceeded according to the agenda. This special meeting of the Oklahoma Cosmetology and Barbering Board has been convened in accordance with the Oklahoma Open Meeting Act.

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## 3. Approval of Previous Board Minutes, May 12, 2025

**Overview:** The minutes were reviewed, and no changes or corrections were proposed.

- **Motion:** To approve May 12, 2025, meeting minutes.
    - **Moved by:** Miller
    - **Seconded by:** Luther
    - **Vote:**
      - Miller: Yes
      - Callicoa: Yes
      - Jarnagin: Yes
      - Jackson: Yes
      - Luther: Yes
      - Dame: Yes
      - Wilkins: Yes
  - **Outcome:** Motion passed.
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## 4. Case No. 2025-001 – Complaint Against Allan Guenther

**Overview:** The Board held individual proceedings regarding a complaint against Alan Guenther, Massage Therapist License No. 173112. A motion was approved authorizing CAAG Maule to open the record, lead discussion on the proposed consent order, and provide legal guidance. The hearing was formally called to order, confirming a quorum and board jurisdiction. A roll call confirmed that no board members had conflicts of interest. Prosecutor Kylie Cooper stated that the parties had agreed to a consent order, in lieu of a hearing, involving charges of violating Board Rule 2091 I—performing breast massage without written consent. Mr. Guenther and counsel were not present.

- **Proposed Consent Order:**

The proposed consent order included: two years of probation, a chaperone requirement for female clients, a \$1,000 fine, \$500 in costs, and 12 hours of continuing education in ethics, client boundaries, and consent. The Board entered executive session to deliberate.

- **1<sup>st</sup> Motion:** To authorize CAAG Maul to open the record, lead the discussion on the terms of the consent order, and answer the Board's questions on legal matters.

- **Moved by:** Callicoat
- **Seconded by:** Jarnagin
- **Vote:**

Miller: Yes

Callicoat: Yes

Jarnagin: Yes

Jackson: Yes

Luther: Yes

Dame: Yes

Wilkins: Yes

- **Outcome:** Motion passed; a roll call was conducted to confirm that no board member had a conflict of interest, with each member responding “no” indicating no conflict.

- **Determination Roll Call:**

Sinclair: No

Miller: No

Callicoat: No

Jarnagin: No

Jackson: No

Luther: No

Dame: No

Wilkins: No

- **Outcome of Determination Roll Call:** All Board members answered in the negative.
  
- **2<sup>nd</sup> Motion:** To enter executive session.
  - **Moved by:** Calliccoat
  - **Seconded by:** Jarnagin
  - **Vote:**
    - Miller: Yes
    - Calliccoat: Yes
    - Jarnagin: Yes
    - Jackson: Yes
    - Luther: Yes
    - Dame: Yes
    - Wilkins: Yes
  
- **Outcome:** Motion passed, following legal counsel's advice to avoid any appearance of bias or partiality.
  
- **3<sup>rd</sup> Motion:** To exit executive session.
  - **Moved by:** Jarnagin
  - **Seconded by:** Miller
  - **Vote:**
    - Miller: Yes
    - Calliccoat: Yes
    - Jarnagin: Yes
    - Jackson: Yes
    - Luther: Yes
    - Dame: Yes
    - Wilkins: Yes
  
- **Outcome:** Motion passed; no votes or straw polls were taken during executive session, and the Board only discussed agenda item #4 during executive session.
  
- **4<sup>th</sup> Motion:** To re-enter open session.
  - **Moved by:** Luther
  - **Seconded by:** Jackson
  - **Vote:**
    - Miller: Yes
    - Calliccoat: Yes
    - Jarnagin: Yes
    - Jackson: Yes
    - Luther: Yes
    - Dame: Yes
    - Wilkins: Yes
  
- **Outcome:** Motion passed.

- **5<sup>th</sup> Motion:** To reject the consent order and instruct the Interim Executive Director to set the matter for hearing regarding OSBCB case number 2025-001 with Allan M. Guenther.
    - **Moved by:** Calliccoat
    - **Seconded by:** Miller
    - **Vote:**
      - Miller: Yes
      - Calliccoat: Yes
      - Jarnagin: Yes
      - Jackson: Yes
      - Luther: Yes
      - Dame: Yes
      - Wilkins: Yes
  - **Outcome:** Motion passed.
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## 5. Thentia Contract for State Fiscal Year 2026

**Overview:** Chair Sinclair moved this item on the agenda from #5 to #4, opting to discuss it second. Recommendations were presented by CAAG Maule regarding the agency's legislative status, as the Oklahoma State Board of Cosmetology and Barbering is currently set to sunset on July 1, 2025, pending legislative override. Due to this uncertainty, the Board voted to table the Thentia contract.

- **Conclusion:** The Board did not engage in discussion on this topic, following legal counsel's advice to table the item until more information is available regarding the agency's future.
  - **Motion:** No motion was made.
  - **Outcome:** No action was taken after discussion.
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## 6. Attorney General Contract for State Fiscal Year 2026

**Overview:** Chair Sinclair moved this item on the agenda from #6 to #3, opting to discuss it first. A motion was made to proceed with the same contract as presented; however, recommendations were presented by CAAG Maule regarding the agency's legislative status, as the Oklahoma State Board of Cosmetology and Barbering is currently set to sunset on July 1, 2025, pending legislative override. Due to this uncertainty, the Board voted to table the Attorney General contract. CAAG

Maule confirmed that conversations with OMES have taken place, and a list of outstanding contracts has been requested. The Board acknowledged that the legislature must act by the last Friday in May—or before sine die adjournment—to ensure the agency’s continuation.

- **Conclusion:** The Board did not engage in discussion on this topic, following legal counsel’s advice to table the item until more information is available regarding the agency’s future.
  
  - **1<sup>st</sup> Motion:** To move forward with the same contract as presented by the Attorney General’s Office for the upcoming year.
    - **Moved by:** Calliccoat
    - **Seconded by:**
    - **Vote:**
      - Miller:
      - Calliccoat:
      - Jarnagin:
      - Jackson:
      - Luther:
      - Dame:
      - Wilkins:
  
  - **Outcome:** The motion failed due to the lack of a second; no vote was taken.
  
  - **2<sup>nd</sup> Motion:** To table the contract with the Attorney General’s Office, as recommended by legal counsel.
    - **Moved by:** Calliccoat
    - **Seconded by:** Jarnagin
    - **Vote:**
      - Miller: No
      - Calliccoat: Yes
      - Jarnagin: Yes
      - Jackson: Yes
      - Luther: Yes
      - Dame: Yes
      - Wilkins: Yes
  
  - **Outcome:** Motion passed.
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## 7. Veto of HB 1030 – Sunset Extension for Board of Cosmetology

**Overview:** The Board discussed the serious implications of Governor Stitt’s veto of House Bill 1030, which would have extended the Oklahoma State Board of Cosmetology and Barbering’s

authority beyond July 1, 2025. If the veto stands, the agency faces abolishment, placing public health, industry standards, and nearly 77,000 licensees at risk.

- **Legislative and Administrative Context:**

An override of the veto requires a two-thirds majority in both legislative chambers before the last Friday in May. Despite this late stage of session, some optimism remains, as several lawmakers and stakeholders have expressed interest in helping pursue an override. Meanwhile, OMES has offered assistance with a Reduction in Force (RIF) plan in the event of agency closure, which must be approved and ready by May 22, and would provide employees with 30-day notice and potentially severance benefits. Member Callicot commented and asked for clarification and CAAG Maule explained.

- **Concerns About Transition and Public Messaging:**

A Service Oklahoma link implying transition has caused concern and confusion, especially since no formal legislation currently transfers the agency's functions. The Board acknowledged the need to better prepare staff and communicate transparently with licensees. Additionally, House Bill 2728—currently awaiting the Governor's signature—would authorize OMES to assume limited oversight but does not formally relocate the agency. The Governor's transparency regarding these unfolding events was called into question. Vice Chair Miller, Member Callicot, and Chair Sinclair commented and asked for clarification. CAAG Maule and AAG Cooper explained. Member Luther and Chair Sinclair elaborated.

- **Impact on Licensing and Public Safety:**

If the agency sunsets, licenses will remain valid only until their expiration dates. No renewals or new licenses would be issued after July 1, leading to an unregulated industry. The Board emphasized that no other U.S. state operates without cosmetology regulation, raising significant public safety concerns. Chair Sinclair, Member Callicot, Member Luther, and Member Jackson requested clarification and CAAG Maule explained.

- **External Support and Advocacy Efforts:**

Organizations such as NIC and NABBA are preparing letters of support for legislative leaders, highlighting the national implications of Oklahoma potentially becoming the only state without a regulatory body for cosmetology and barbering. Chair Sinclair and Member Callicot commented.

- **Conclusion:** Chair Sinclair, Member Callicot, Vice Chair Miller, and Member Luther stressed the urgency of the situation, the necessity for licensees to contact legislators, and the importance of a legislative override or special session to ensure continued regulation and agency operation. Without such action, the agency will be dismantled, and Oklahoma would face a regulatory void.

- **Motion:** No motion was made.

- **Outcome:** No action was taken after discussion.

## ADJOURNMENT

- **Time:** 10:39 a.m.

**Outcome:** Meeting adjourned.

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*End of Board Meeting Minutes for May 19, 2025.*