



## MEMORANDUM

**TO:** Charley Yaniko, Ohio State Cosmetology and Barber Board

**FROM:** Emily Kaylor, Director of Regulatory Policy

**DATE:** November 13, 2018

**RE:** CSI Self-referral – Disciplinary Process for Unlicensed Practice (Barbering)

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On behalf of Lt. Governor Mary Taylor, and pursuant to the authority granted to the Common Sense Initiative (CSI) Office under Ohio Revised Code (ORC) § 107.56, this memo represents CSI's comments to the State Cosmetology and Barber Board regarding the CSI Self-referral – *Disciplinary Process for Unlicensed Practice (Barbering)*.

### **Determination**

The self-referral entitled "*Disciplinary Process for Unlicensed Practice (Barbering)*" received on October 4, 2018 outlines a system of consequences that includes disciplinary action for violations of the Ohio Revised Code. The action deals with the system of enforcement and complies with the requirements of ORC § 4709.02(A), 4709.14(B), 4709.99 and 4709.05(H), thus, the process supports the execution of clearly articulated state policy and is not merely a pretext because the Board has not exceeded its legislative authority.

Because of the aforementioned reasons, the CSI Office finds that the process provides adequate safeguards and state supervision under Ohio law.