

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE BARBERING AND COSMETOLOGY EXAMINING BOARD

IN THE MATTER OF :
DISCIPLINARY PROCEEDINGS AGAINST : FINAL DECISION AND ORDER
:
LAURA M. HANSEN, : LS0902027BAC
RESPONDENT :

Division of Enforcement Case File # 06 BAC 109

The parties to this action for the purpose of Wis. Stats. § 227.53 are:

Laura M. Hansen
725 Willmor Street
Racine, WI 53402

Barbering and Cosmetology Examining Board
P.O. Box 8935
Madison, WI 53707-8935

Department of Regulation and Licensing
Division of Enforcement
P.O. Box 8935
Madison, WI 53708-8935

PROCEDURAL HISTORY

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Respondent Laura M. Hansen is licensed in the State of Wisconsin as a Barbering or Cosmetology Manager, license # 81-31113. This license was first granted to her on 05/16/2006 and is current through 03/31/2009. The most recent address on file with the Department of Regulation and Licensing for Ms. Hansen is 725 Willmor St., Racine, WI 53402.

2. In September 2006, a complaint was received by the Department alleging that Ms. Hansen was renting a chair at Racine Hair Designers Inc., doing business as Images, without having separate manager license and separate establishment license.

3. Racine Hair Designers, Inc. is licensed in the State of Wisconsin as a barbering and cosmetology establishment, license # 80-26047. This license was first granted to it on 11/01/1996 and is current through 03/31/2009. The most recent address on file with the Department of Regulation and Licensing for Racine Hair Designers, Inc. is 5429 Spring Street, Racine, WI 53406.

4. Pursuant to Wis. Admin. Code § BC 3.02(2), the owner of a barbering and cosmetology establishment may lease a chair to a licensed individual as long as there is a written lease agreement and the lessee holds a manager's license and

an establishment license. This rule has been in effect since October 1, 2003, with a 1-year grace period for getting into compliance for any person renting a chair prior to the October 1, 2003 effective date.

5. Wis. Admin. Code § BC 3.02(2) requires, in part, that “the lessee of a chair or booth shall be responsible for ensuring that the leased chair or booth operates in compliance with ch. 454, Stats., and the rules of the board.”

6. Investigation revealed that Ms. Hansen rented a chair from the owner of Racine Hair Designers, Inc. for about a year beginning in November 2005.

7. During the period Ms. Hansen rented a chair from the owner of Racine Hair Designers, Inc., Ms. Hansen never held the required separate establishment license for a chair rental.

8. During the period Ms. Hansen rented a chair from the owner of Racine Hair Designers, Inc., Ms. Hansen worked for about 6 months without the required separate manager’s license for a chair rental.

CONCLUSIONS OF LAW

1. The Wisconsin Barbering and Cosmetology Examining Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 454.15, and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

2. Respondent Laura M. Hansen has violated Wis. Admin. Code §§ BC 2.04(1) and BC 3.02(2)(b) by renting a chair from the owner of Racine Hair Designers, Inc. without having the required separate manager’s license and separate establishment license for her chair rental. As a result, Ms. Hansen is subject to discipline pursuant to Wis. Stat. § 454.15(2)(i).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. Laura M. Hansen, (license # 81-31113) is hereby REPRIMANDED.

IT IS FURTHER ORDERED that:

2. Respondent Laura M. Hansen shall pay a FORFEITURE in the amount of ONE THOUSAND DOLLARS (\$1,000.00) within 90 days of the date of this Order and shall pay COSTS in the amount of FIVE HUNDRED SIXTY-FIVE DOLLARS (\$565.00) within 90 days of the date of this Order.

3. Payment shall be made by **certified check or money order**, payable to the Wisconsin Department of Regulation and Licensing and sent to:

Department Monitor
Division of Enforcement
Department of Regulation and Licensing
P.O. Box 8935, Madison, WI 53708-8935
Telephone (608) 267-3817, Fax (608) 266-2264

4. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent’s license. The Board in its discretion may, in the alternative, impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event Respondent fails to timely submit any payment as ordered, then the Respondent’s license (# 81-31113) SHALL BE SUSPENDED without further notice or hearing until Respondent has complied with the terms of this Order.

5. This Order is effective on the date of its signing.

IT IS FURTHER ORDERED that file 06 BAC 109 is hereby closed.

Dated this 2nd day of February, 2009

WISCONSIN BARBERING AND COSMETOLOGY EXAMINING BOARD

By: Jeannie M. Bush