

STATE OF CONNECTICUT  
DEPARTMENT OF HEALTH SERVICES  
BUREAU OF HEALTH SYSTEM REGULATIONS  
DIVISION OF MEDICAL QUALITY ASSURANCE

In re: Veronica Hart, H.C.  
License No. 350401

Petition No. 890404-20-003

MEMORANDUM OF DECISION

The Connecticut Board of Examiners for Barbers, Hairdressers and Cosmeticians was presented with a Statement of Charges by the Department of Health Services, dated November 1, 1989, brought against Veronica Hart (Respondent) and an Amended Statement of Charges dated April 19, 1990. Prior to the issuance of the Amended Statement of Charges, the Respondent moved to have the Board dismiss the complaint on the ground that the Notice of Hearing was insufficient, and that the "use and abuse" clause of Connecticut General Statutes §20-263 was unconstitutional. The Department filed an Objection to the Motion to Dismiss. The Amended Statement of Charges alleged, inter alia, that between 1984 and 1988 the Respondent abused or used excessively alcohol, cocaine, and/or cannabis, and that this conduct violated Connecticut General Statutes §20-263.

A Notice of Hearing dated February 23, 1990, was issued to the Respondent. Attached to the Notice was a copy of the Department's Statement of Charges. A hearing was scheduled for April 23, 1990 which was subsequently continued to June 25, 1990, at the Respondent's request.

A hearing was held by the Board on June 25, 1990, at which time the Respondent appeared with her attorney. The Board denied the Respondent's Motion to Dismiss because: 1) it determined that the Amended Statement of Charges was sufficiently definite and detailed as required by Connecticut General Statutes §4-177, and because: 2) it was not qualified to determine the constitutionality of Connecticut General Statutes §20-263. Documents and testimony were accepted into evidence from the Department of Health Services and the Respondent.

Prior to the initiation of the instant charges, the Respondent was given the opportunity to show compliance with all lawful requirements for the retention of her license pursuant to Connecticut General Statutes §4-182(c).

#### FINDINGS OF FACT

1. Respondent Veronica Hart is presently the holder of Connecticut hairdresser and cosmetician License No. 35040, which was issued on June 1, 1988.
2. Based upon unrebutted evidence of admissions made by Veronica Hart it is found that between 1984 and 1988, the Respondent abused or used to excess alcohol, cocaine and/or cannabis.

CONCLUSIONS OF LAW

The Board finds that Veronica Hart's abuse or use to excess of alcohol, cocaine and/or cannabis is in violation of §20-263 of the Connecticut General Statutes.

ORDER

Pursuant to its authority under §19a-17 of the Connecticut General Statutes, the Board of Examiners for Barbers, Hairdressers and Cosmeticians hereby orders the following:

The Respondent shall be placed on probation for THREE YEARS and as conditions of probation shall:

1. Provide written notification to the Board upon returning to work.
2. Arrange for her employer (manager) to submit quarterly reports to the Department of Health Services regarding her professional conduct, her absenteeism and whether there is any drug or alcohol abuse.
3. Arrange and submit to a drug screen at least once every six months or upon the Board's request.

4. Appear before the Board every six months or on request.

Probation shall be effective upon her release from  
incarceration.

10-22-1990  
DATE

Ralph Cobuzzi  
by: Ralph Cobuzzi, Chairman  
CT Examining Board for Barbers,  
Hairdressers & Cosmeticians

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