ENGROSSED SENATE
BILL NO. 320

BY: HOOPER of the SENATE

and

ISAAC of the HOUSE

AN ACT RELATING TO PROFESSIONS AND OCCUPATIONS; AMENDING 59 O.S. 1981, SECTION 199.2, AS AMENDED BY SECTION 1, CHAPTER 77, O.S.L. 1985 (59 O.S. SUPP. 1990, SECTION 199.2), WHICH RELATES TO THE STATE BOARD OF COSMETOLOGY; RE-CREATING THE STATE BOARD OF COSMETOLOGY; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 59 O.S. 1981, Section 199.2, as amended by Section 1, Chapter 77, O.S.L. 1985 (59 O.S. Supp. 1990, Section 199.2), is amended to read as follows:

Section 199.2 There is hereby re-created, to continue until July 1, ~~1991~~ 1997, in accordance with the provisions of the Oklahoma Sunset Law, Section 3901 et seq. of Title 74 of the Oklahoma Statutes, a State Board of Cosmetology which shall be composed of nine (9) members to be appointed by the Governor, one member of which shall be appointed from each congressional district of the state, the additional members shall be appointed at large. The members of said Board shall be citizens of this state, at least twenty-five (25) years of age and shall be high school graduates. Six members of said Board shall have had at least five (5) years'

continuous practical experience in the practice of cosmetology in the State of Oklahoma, one member shall be a lay person, one member shall be an administrator of a licensed private school of cosmetology, and one member shall be an administrator of a public school licensed to teach cosmetology. No two members of said Board shall be graduates of the same beauty school, nor shall they be organizers of or promote the organization of any cosmetic, beauty, or hairdressers' association. Six members of the Board must be actively engaged in the profession of cosmetology while serving upon the Board; in the event any such member retires or ceases to practice his or her profession during his or her term of membership on the Board, such terms shall automatically cease.

On April 1, 1949, the Governor shall appoint two members of said Board for a term of one (1) year, two members for a term of two (2) years, two members for a term of three (3) years, and two members for a term of four (4) years, and thereafter each member shall be appointed for a term of four (4) years. The Governor shall appoint the one lay member to serve until April 1, 1986, and thereafter said member shall be appointed for a term of four (4) years. Each member shall serve until his or her successor is appointed and qualified or until such member becomes disqualified to serve under the provisions of this act. The members of said Board shall take the oath provided by law for public officials. Five members of the Board shall constitute a quorum for the transaction of business. The Governor may remove any member of the Board at any time at his discretion. Vacancies shall be filled by appointment by the Governor for the unexpired portion of the term. Said Board shall organize by electing from its membership a chairman and vice-chairman, each to serve for a period of one (1) year. The chairman or the vice-chairman presiding at the meeting of the Board shall not be entitled to vote upon any question except in the case of a tie vote.

Said members shall be paid their traveling expenses as provided by the State Travel Reimbursement Act, Section 500.1 et seq. of Title 74 of the Oklahoma Statutes. Within thirty (30) days after the end of each fiscal year, the Board shall make a full report to the Governor of all its receipts and expenditures, and also a full statement of its work during the year, together with such recommendations as it deems expedient.

The State Board of Cosmetology may expend funds for suitable office space for the transaction of its business and said Board shall adopt a common seal for the use of the executive secretary in authenticating the license, orders and records of said Board. The Board shall meet at its office for the transaction of such business as may come before it on the second Monday in January, April, June and September, and at such other times as it may deem advisable, subject, however, to the limitation contained in this section.

The State Board of Cosmetology which was in office on April 1, 1949, shall continue to function under existing law until a quorum of five members of the Board created hereby shall have been appointed and duly qualified.

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the Senate the 13th day of February, 1991.

President of the Senate

Passed the House of Representatives the ____ day of _____, 1991.

Speaker of the House of Representatives