

EHB 1540

THE STATE SENATE
Monday, March 24, 2003

ENGROSSED

House Bill No. 1540

ENGROSSED HOUSE BILL NO. 1540 - By: SWEEDEN of the House and GUMM of the Senate.

An Act relating to sunset; amending 59 O.S. 2001, Section 199.2, as amended by Section 7, Chapter 375, O.S.L. 2002 (59 O.S. Supp. 2002, Section 199.2), which relates to the State Board of Cosmetology; re-creating the Board; and modifying termination date.

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

SECTION 1. AMENDATORY 59 O.S. 2001, Section 199.2, as amended by Section 7, Chapter 375, O.S.L. 2002 (59 O.S. Supp. 2002, Section 199.2), is amended to read as follows:

Section 199.2 A. 1. There is hereby re-created, to continue until July 1, ~~2003~~ 2009, in accordance with the provisions of the Oklahoma Sunset Law, a State Board of Cosmetology which shall be composed of nine (9) members to be appointed by the Governor and to serve at the pleasure of the Governor.

2. One member shall be appointed from each congressional district and the additional members shall be appointed at large. However, when congressional districts are redrawn each member appointed prior to July 1 of the year in which such modification becomes effective shall complete the current term of office and appointments made after July 1 of the year in which such

1 modification becomes effective shall be based on the redrawn
2 districts. Appointments made after July 1 of the year in which such
3 modification becomes effective shall be from any redrawn districts
4 which are not represented by a board member until such time as each
5 of the modified congressional districts are represented by a board
6 member.

7 3. At the time of appointment, the members shall be citizens of
8 this state, at least twenty-five (25) years of age, and shall be
9 high school graduates. Six members shall, at the time of
10 appointment, have had at least five (5) years' continuous practical
11 experience in the practice of cosmetology in this state, one member
12 shall be a lay person, one member shall be an administrator of a
13 licensed private cosmetology school, and one member shall be an
14 administrator of a public school licensed to teach cosmetology.

15 4. No two members shall be graduates of the same cosmetology
16 school, nor shall they be organizers of or promote the organization
17 of any cosmetic, beauty, or hairdressers' association. Each of the
18 six cosmetology appointees shall continue to be actively engaged in
19 the profession of cosmetology while serving.

20 5. If any member retires or ceases to practice his or her
21 profession during the term of membership on the Board, such terms
22 shall automatically cease and the Governor shall appoint a like-
23 qualified person to fulfill the remainder of the term.

1 B. The terms of office for Board members shall be four (4)
2 years ending June 30.

3 C. Each member shall serve until a successor is appointed and
4 qualified.

5 D. Five members of the Board shall constitute a quorum for the
6 transaction of business.

7 E. The Governor may remove any member of the Board at any time
8 at the Governor's discretion. Vacancies shall be filled by
9 appointment by the Governor for the unexpired portion of the term.

10 F. The Board shall organize by electing from its membership a
11 chair and vice-chair, each to serve for a period of one (1) year.
12 The presiding officer shall not be entitled to vote upon any
13 question except in the case of a tie vote.

14 Members shall be reimbursed for their actual and necessary
15 traveling expenses as provided by the State Travel Reimbursement
16 Act.

17 G. Within thirty (30) days after the end of each fiscal year,
18 the Board shall make a full report to the Governor of all its
19 receipts and expenditures, and also a full statement of its work
20 during the year, together with such recommendations as the Board
21 deems expedient.

22 H. The Board may expend funds for suitable office space for the
23 transaction of its business. The Board shall adopt a common seal

1 for the use of the executive director in authenticating Board
2 documents.

3 I. The Board shall meet at its office for the transaction of
4 such business as may come before it on the second Monday in January,
5 March, May, July, September, and November and at such other times as
6 it may deem advisable.

7 COMMITTEE REPORT BY: COMMITTEE ON SUNSET REVIEW, dated 3-20-03 - DO
8 PASS.