

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2894 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by
inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Zack Taylor

Reading Clerk

STATE OF OKLAHOMA

2nd Session of the 56th Legislature (2018)

PROPOSED COMMITTEE
SUBSTITUTE
FOR
HOUSE BILL NO. 2894

By: Taylor

PROPOSED COMMITTEE SUBSTITUTE

An Act relating to professions and occupations;
requiring revision of licensing restriction rules;
placing limitation on disqualification; providing
exception; requiring compliance within certain date;
providing for petition to challenge disqualification;
providing for fee; directing certain entities to
promulgate rules; defining terms; providing for
codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 7001 of Title 59, unless there
is created a duplication in numbering, reads as follows:

A. All licensing authorities shall revise their existing
licensing requirement rules to explicitly list the specific criminal
records that would disqualify an applicant from receiving a license
or certification. Licensing authorities shall not use nonspecific
terms including, but not limited to, "moral turpitude" and "good

1 character" or consider arrests that are not followed by a valid
2 conviction.

3 B. Licensing authorities shall only list disqualifying criminal
4 records that are specific and directly related to the duties and
5 responsibilities for the licensed occupation.

6 C. If an individual has a valid criminal conviction for a crime
7 that would disqualify the individual from receiving a license, the
8 disqualification shall not last longer than five (5) years from the
9 date of conviction, provided that the conviction is not for a crime
10 that is violent or sexual in nature and the individual has not been
11 convicted of any other crime during the five-year disqualification
12 period.

13 D. All licensing authorities shall meet the requirements listed
14 in this section within one hundred twenty (120) days after the
15 effective date of this act.

16 E. An individual with a criminal record may petition a
17 licensing authority at any time for a determination of whether the
18 individual's criminal record will disqualify the individual from
19 obtaining a license. This petition shall include details on the
20 individual's criminal record. The licensing authority shall inform
21 the individual of his or her standing within sixty (60) days of
22 receiving the petition from the applicant. The licensing authority
23 may charge a fee not to exceed Ninety-five Dollars (\$95.00) for each
24 petition.

1 F. All licensing authorities shall promulgate rules to
2 implement the provisions of this section.

3 G. As used in this section:

4 1. "Licensing authority" means every administrative body, state
5 agency director or official with authority over any occupational or
6 professional license or certification, and each of the respective
7 examining and licensing boards; and

8 2. "Criminal record" means any type of felony conviction or
9 misdemeanor conviction.

10 SECTION 2. This act shall become effective November 1, 2018.

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12 56-2-9871 LRB 02/26/18
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