

1 ENGROSSED SENATE  
2 BILL NO. 1475

By: Pugh of the Senate

3 and

4 Osburn (Mike) of the House  
5

6 An Act relating to labor; creating the Occupational  
7 Licensing Review Act; providing short title; creating  
8 the Occupational Licensing Advisory Commission;  
9 providing for membership appointment, terms, re-  
10 appointment, vacancy and removal; designating chair  
11 and staff support; setting quorum; stating purpose of  
12 Commission and first meeting; providing for review of  
13 new licenses within certain time; requiring annual  
14 public meeting; directing written report delivered to  
15 certain persons; authorizing Commission to develop  
16 certain forms for certain purpose; providing for  
17 codification; providing an effective date; and  
18 declaring an emergency.

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

20 SECTION 1. NEW LAW A new section of law to be codified  
21 in the Oklahoma Statutes as Section 800 of Title 40, unless there is  
22 created a duplication in numbering, reads as follows:

23 This act shall be known and may be cited as the "Occupational  
24 Licensing Review Act".

SECTION 2. NEW LAW A new section of law to be codified  
in the Oklahoma Statutes as Section 800.1 of Title 40, unless there  
is created a duplication in numbering, reads as follows:

1       There is hereby created the Occupational Licensing Advisory  
2 Commission.

3       The Commission shall consist of twelve (12) members to be  
4 appointed and serve as follows:

5       1. The Commissioner of Labor shall serve coterminous with his  
6 or her office;

7       2. Two members of the House of Representatives shall be  
8 appointed by the Majority Leader of the House of Representatives.  
9 Each member shall serve an initial term of three (3) years;

10       3. One member of the House of Representatives shall be  
11 appointed by the Minority Leader of the House of Representatives,  
12 who shall serve an initial term of two (2) years;

13       4. Two members of the Senate shall be appointed by the Majority  
14 Leader of the Senate. Each member shall serve an initial term of  
15 three (3) years;

16       5. One member of the Senate shall be appointed by the Minority  
17 Leader of the Senate, who shall serve an initial term of two (2)  
18 years;

19       6. The Chief Information Officer of the Office of Management  
20 and Enterprise Services shall serve coterminous with his or her  
21 position;

22       7. Three members shall be appointed by the Governor, who shall  
23 represent an occupation or profession licensed in the state, and who  
24 shall each serve an initial term of one year; and

1        8. One member shall be appointed by the Governor who shall  
2 represent a not-for-profit organization that advocates for low-  
3 income persons or disadvantaged persons, and who shall serve an  
4 initial term of one year.

5        During membership on the Commission, no appointed member shall  
6 serve on any board, agency, committee or commission that regulates  
7 or governs the occupation or profession such member is appointed to  
8 represent.

9        Members shall serve staggered three-year terms, except for the  
10 initial term of office. Upon the expiration of a member's term of  
11 office, such member may be reappointed. No member shall serve more  
12 than two consecutive full three-year terms. Any member vacancy  
13 shall be filled in the same manner by the appointing authority for  
14 the unexpired term. A member may be removed by either the  
15 appointing authority or a majority of the Commission members for  
16 failure to attend meetings or for cause.

17        The Commissioner of Labor, or his or her designee, shall chair  
18 each meeting. The Department of Labor shall provide staff and  
19 administrative support to the Commission.

20        Seven members shall constitute a quorum for purposes of  
21 conducting the business of the Commission. Meetings shall be called  
22 by the chair and may be held by electronic media or in any location  
23 deemed appropriate by the chair.

1       The purpose of the Commission is to conduct a review of each  
2 occupational or professional licensing act in this state, not less  
3 than once every four (4) years and make recommendations to the  
4 Legislature. The first meeting of the Commission shall be held  
5 before September 30, 2018, to develop a four-year schedule showing  
6 when each licensing act will be reviewed. Any new licensing act or  
7 new category of license enacted by the legislature for regulation by  
8 an existing licensing board, agency or commission shall be added to  
9 the four-year schedule and shall be initially reviewed within ninety  
10 (90) days of enactment.

11       Annually the Commission shall hold at least one public meeting  
12 to present its findings on any occupational or professional license  
13 it has reviewed. At the public meeting, the Commission shall allow  
14 public comments, make recommendations, and may vote whether to  
15 recommend to the legislature that such license be maintained,  
16 modified, or repealed. The results of any public meeting held for  
17 the purpose of making legislative recommendations shall be provided  
18 in a written report to the Governor, President Pro Tempore of the  
19 Senate, and the Speaker of the House of Representatives prior to the  
20 legislative deadline set for requesting legislation for the upcoming  
21 legislative session. The report shall be made available on the  
22 Department of Labor's website for public inspection. The Commission  
23 may utilize, select and develop forms for the consistent standard  
24 evaluation and review of occupational and professional licenses,

1 certifications, permits, registrations, endorsements, and any other  
2 document which may be issued by a state regulatory authority, or  
3 required by law or rule, before a person may lawfully engage in a  
4 particular occupation, profession, trade or business.

5 SECTION 3. This act shall become effective July 1, 2018.

6 SECTION 4. It being immediately necessary for the preservation  
7 of the public peace, health or safety, an emergency is hereby  
8 declared to exist, by reason whereof this resolution shall take  
9 effect and be in full force from and after its passage and approval.

10 Passed the Senate the 15th day of March, 2018.

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12 \_\_\_\_\_  
13 Presiding Officer of the Senate

14 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
15 2018.

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18 Presiding Officer of the House  
19 of Representatives  
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