

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 58th Legislature (2022)

4 COMMITTEE SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 1725

By: Pugh of the Senate

and

Osburn of the House

8
9
10 COMMITTEE SUBSTITUTE

11 An Act relating to the Occupational Licensing Review
12 Act; amending 40 O.S. 2021, Section 800.1, which
13 relates to the Occupational Licensing Advisory
14 Commission; providing termination date; providing an
15 effective date; and declaring an emergency.

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

17 SECTION 1. AMENDATORY 40 O.S. 2021, Section 800.1, is
18 amended to read as follows:

19 Section 800.1 There is hereby created the Occupational
20 Licensing Advisory Commission.

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

23 1. The Commissioner of Labor shall serve coterminous with his
24 or her office;

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

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

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

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

13 6. The Chief Information Officer of the Office of Management
14 and Enterprise Services shall serve coterminous with his or her
15 position;

16 7. Three members shall be appointed by the Governor, who shall
17 represent an occupation or profession licensed in the state, and who
18 shall each serve an initial term of one year. One appointee shall
19 be a member of the medical community, which may include but is not
20 limited to a licensed physician, pharmacist or psychologist. One
21 appointee shall be a member of a trade profession, which may include
22 but is not limited to a licensed alarm or locksmith professional or
23 electrician. One appointee shall be a member of the business
24

1 community, which may include but is not limited to a licensed public
2 accountant or member of the real estate industry; and

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

7 The Commission shall be subject to the Oklahoma Open Meeting Act
8 and the Oklahoma Open Records Act.

9 During membership on the Commission, no appointed member shall
10 serve on any board, agency, committee or commission that regulates
11 or governs the occupation or profession such member is appointed to
12 represent.

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

21 The Commissioner of Labor, or his or her designee, shall chair
22 each meeting. The Department of Labor shall provide staff and
23 administrative support to the Commission.

1 Seven members shall constitute a quorum for purposes of
2 conducting the business of the Commission. Meetings shall be called
3 by the chair and may be held by electronic media or in any location
4 deemed appropriate by the chair.

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

15 Annually the Commission shall hold at least one public meeting
16 to present its findings on any occupational or professional license
17 it has reviewed. At the public meeting, the Commission shall allow
18 public comments, make recommendations, and may vote whether to
19 recommend to the Legislature that such license be maintained,
20 modified, or repealed. The results of any public meeting held for
21 the purpose of making legislative recommendations shall be provided
22 in a written report to the Governor, President Pro Tempore of the
23 Senate, and the Speaker of the House of Representatives prior to the
24 legislative deadline set for requesting legislation for the upcoming

1 legislative session. The report shall be made available on the
2 Department of Labor's website for public inspection.

3 9. The provisions of this section shall cease to have the force
4 and effect of law and the Commission shall be dissolved by operation
5 of law on December 31, 2022.

6 SECTION 2. This act shall become effective July 1, 2022.

7 SECTION 3. It being immediately necessary for the preservation
8 of the public peace, health or safety, an emergency is hereby
9 declared to exist, by reason whereof this act shall take effect and
10 be in full force from and after its passage and approval.

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12 COMMITTEE REPORT BY: COMMITTEE ON RULES, dated 04/13/2022 - DO PASS,
13 As Amended.
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