

1 **SENATE FLOOR VERSION**

2 March 1, 2018

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL NO. 1475

6 By: Pugh

7 [labor - Occupational Licensing Review Act -
8 Occupational Licensing Advisory Commission -
9 codification - ~~effective date~~ -
10 ~~emergency~~]

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

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

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

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

20 There is hereby created the Occupational Licensing Advisory
21 Commission.

22 The Commission shall consist of twelve (12) members to be
23 appointed and serve as follows:
24

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

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

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

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

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

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

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

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

1 During membership on the Commission, no appointed member shall
2 serve on any board, agency, committee or commission that regulates
3 or governs the occupation or profession such member is appointed to
4 represent.

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

13 The Commissioner of Labor, or his or her designee, shall chair
14 each meeting. The Department of Labor shall provide staff and
15 administrative support to the Commission.

16 Seven members shall constitute a quorum for purposes of
17 conducting the business of the Commission. Meetings shall be called
18 by the chair and may be held by electronic media or in any location
19 deemed appropriate by the chair.

20 The purpose of the Commission is to conduct a review of each
21 occupational or professional licensing act in this state, not less
22 than once every four (4) years and make recommendations to the
23 Legislature. The first meeting of the Commission shall be held
24 before September 30, 2018, to develop a four-year schedule showing

1 when each licensing act will be reviewed. Any new licensing act or
2 new category of license enacted by the legislature for regulation by
3 an existing licensing board, agency or commission shall be added to
4 the four-year schedule and shall be initially reviewed within ninety
5 (90) days of enactment.

6 Annually the Commission shall hold at least one public meeting
7 to present its findings on any occupational or professional license
8 it has reviewed. At the public meeting, the Commission shall allow
9 public comments, make recommendations, and may vote whether to
10 recommend to the legislature that such license be maintained,
11 modified, or repealed. The results of any public meeting held for
12 the purpose of making legislative recommendations shall be provided
13 in a written report to the Governor, President Pro Tempore of the
14 Senate, and the Speaker of the House of Representatives prior to the
15 legislative deadline set for requesting legislation for the upcoming
16 legislative session. The report shall be made available on the
17 Department of Labor's website for public inspection. The Commission
18 may utilize, select and develop forms for the consistent standard
19 evaluation and review of occupational and professional licenses,
20 certifications, permits, registrations, endorsements, and any other
21 document which may be issued by a state regulatory authority, or
22 required by law or rule, before a person may lawfully engage in a
23 particular occupation, profession, trade or business.

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

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

5 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
6 March 1, 2018 - DO PASS AS AMENDED
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