

1 STATE OF OKLAHOMA

2 2nd Session of the 59th Legislature (2024)

3 COMMITTEE SUBSTITUTE  
4 FOR ENGROSSED  
5 HOUSE BILL NO. 3158

By: Roberts, West (Tammy),  
Wolfley, Pittman, and Stark  
of the House

6 and

7 Rader of the Senate

8  
9  
10 COMMITTEE SUBSTITUTE

11 [ cosmetology and barbering - license - tax-exempt  
12 school - correctional facility - application -  
13 display - identification - items during instruction -  
14 disruptions - rules - codification - effective date ]

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

16 SECTION 1. NEW LAW A new section of law to be codified  
17 in the Oklahoma Statutes as Section 199.19 of Title 59, unless there  
18 is created a duplication in numbering, reads as follows:

19 A. The State Board of Cosmetology and Barbering shall issue a  
20 license to any nonprofit 501(c)(3) tax-exempt school located within  
21 a correctional facility in this state that proposes to provide  
22 cosmetology or barbering training courses designed to qualify  
23 persons for licensure to practice cosmetology or barbering.

1 B. 1. Any nonprofit 501(c)(3) tax-exempt school seeking to  
2 operate within a correctional facility shall submit an application  
3 to the Board with the following:

4 a. whether the school intends to operate as a secondary  
5 or postsecondary establishment,

6 b. the names, addresses, and contact information of the:

7 (1) Director of Corrections,

8 (2) Chief Administrator of Classification and  
9 Programs of the Department of Corrections,

10 (3) Department of Corrections' administrator of  
11 programs,

12 (4) warden of the correctional facility where the  
13 school is to be located, and

14 (5) instructors for the proposed program,

15 c. a notarized affidavit stating the source of sufficient  
16 bond coverage and that the building where the school  
17 is proposed to be conducted is owned by the Department  
18 of Corrections,

19 d. the contact information of the correctional facility,  
20 and

21 e. a brief description of the proposed education areas  
22 within the correctional facility location, other  
23 training sections located within the correctional  
24 facility, and parking areas.

1           2. An applicant shall obtain a memorandum of understanding from  
2 the Department stating that the Department shall allow the applicant  
3 use of the designated area for one (1) year, or a sum of twelve-  
4 month increments, that shall be used for the proposed school to  
5 operate.

6           3. Nonprofit 501(c)(3) tax-exempt schools within a correctional  
7 facility shall not charge tuition. Education shall be provided free  
8 of cost to all students enrolled in the programs. All supplies  
9 shall either be purchased from funds obtained through grants or by  
10 private donations made to the organization. The Board shall not  
11 require a financial statement to be furnished by the school.

12           4. All licenses, work permits, registration receipts, student  
13 permits, and all other information required by the Board shall be  
14 posted conspicuously.

15           5. Licensed instructors shall adhere to all Department  
16 requirements necessary for visitation within the correctional  
17 facility.

18           C. The Board shall permit an applicant's inmate identification  
19 badge as his or her identification for purposes of enrollment. A  
20 student enrolled to take classes from a nonprofit 501(c)(3) tax-  
21 exempt school within a correctional facility shall automatically be  
22 considered a low-income individual. Proof of incarceration, or a  
23 consolidated record card, shall be sufficient for the applicant to  
24

1 be qualified for a one-time, one-year waiver of all fees associated  
2 with licensure, certification, or renewal.

3 SECTION 2. NEW LAW A new section of law to be codified  
4 in the Oklahoma Statutes as Section 199.20 of Title 59, unless there  
5 is created a duplication in numbering, reads as follows:

6 A. Any nonprofit 501(c)(3) tax-exempt school located within a  
7 correctional facility licensed by the State Board of Cosmetology and  
8 Barbering to provide cosmetology or barbering training courses  
9 designed to qualify persons for licensure to practice cosmetology or  
10 barbering shall adhere to the following:

11 1. Schools located within a correctional facility shall not  
12 provide:

- 13 a. individual student lockers, vending machines, or  
14 cosmetic or wig displays,
- 15 b. a private facial and skin care room. All facial and  
16 skin care education shall take place where everyone  
17 may be seen,
- 18 c. a break area. Restrooms shall be gender-specific to  
19 the institution housing the programs,
- 20 d. a drinking fountain or water cooler,
- 21 e. hand sanitizer; provided, that dry sanitizer may be  
22 permitted provided it is located in a dispensary area.  
23 Individual containers are not permitted per Department  
24 of Corrections policy, or

1 f. individual containers for soiled items. The soiled  
2 items shall be cleaned and disinfected immediately  
3 after service is completed; and

4 2. Schools located within a correctional facility shall:

- 5 a. hold all supplies required by the school. Supplies  
6 shall be checked out and checked in by students and  
7 master instructors, except for metal implements, which  
8 shall be held in a secured area and checked out and  
9 checked in by a designated clerk,
- 10 b. only be required to have one facial chair,
- 11 c. provide the facial supply cabinet located inside the  
12 dispensary area,
- 13 d. provide a container to store hair pins and clips that  
14 shall be located in the dispensary area. Students  
15 shall check out and check in these items as needed,
- 16 e. provide a secure location for all metal implements,  
17 which shall include, but not be limited to, shears,  
18 thinning shears, razors, nail clippers, nail and  
19 cuticle trimmers, and metal cuticle pushers. A log  
20 shall be available to document the administration of  
21 all tools and implements by a designated clerk, and
- 22 f. store all supplies, other than instructional books, in  
23 the dispensary area, or, as required by this section,  
24 in a secure area.

1        If an inspector by the Board provides evidence of the need for  
2 additional equipment not specified in this section for the  
3 appropriate and safe instruction of the enrolled students, the  
4 school located within a correctional facility shall provide the  
5 additional equipment.

6        B. In the event of a lockdown at a correctional facility where  
7 a school is housed, the school shall remain closed until the  
8 lockdown is lifted. School may resume upon confirmation of the  
9 ended lockdown. Students may only be exempt from the weekly time  
10 requirements due to lockdown or outside medical appointments;  
11 provided, that the Department of Corrections has found reasonable  
12 cause to make such exception.

13        C. Nothing in this section shall allow schools providing  
14 instruction within the correctional facilities to operate  
15 inconsistently with Department rules.

16        SECTION 3. This act shall become effective November 1, 2024.

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18        59-2-3676            MR            4/5/2024 5:03:05 PM

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