

1 **SENATE FLOOR VERSION**

2 February 7, 2024

3 SENATE BILL NO. 1233

By: Bergstrom of the Senate

4 and

5 Kendrix of the House

6  
7  
8 An Act relating to professions and occupations;  
9 amending 59 O.S. 2021, Section 199.2, which relates  
10 to the State Board of Cosmetology and Barbering;  
extending sunset date; providing an effective date;  
and declaring an emergency.

11  
12  
13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. AMENDATORY 59 O.S. 2021, Section 199.2, is  
15 amended to read as follows:

16 Section 199.2. A. 1. There is hereby re-created, to continue  
17 until ~~July 1, 2024~~ July 1, 2027, in accordance with the provisions  
18 of the Oklahoma Sunset Law, a State Board of Cosmetology and  
19 Barbering which shall be composed of eleven (11) members to be  
20 appointed by the Governor and to serve at the pleasure of the  
21 Governor.

22 2. One member shall be appointed from each congressional  
23 district and the additional members shall be appointed ~~at-large~~ at  
24 large. However, when congressional districts are redrawn, each

1 member appointed prior to July 1 of the year in which such  
2 modification becomes effective shall complete the current term of  
3 office and appointments made after July 1 of the year in which such  
4 modification becomes effective shall be based on the redrawn  
5 districts. Appointments made after July 1 of the year in which such  
6 modification becomes effective shall be from any redrawn districts  
7 which are not represented by a board member until such time as each  
8 of the modified congressional districts are represented by a board  
9 member. One member shall be a barber appointed ~~at-large~~ at large.

10 3. At the time of appointment, the members shall be citizens of  
11 this state, at least twenty-five (25) years of age, and shall be  
12 high school graduates. Six members shall, at the time of  
13 appointment, have had at least five (5) years' continuous practical  
14 experience in the practice of cosmetology in this state; one member  
15 shall be appointed at large and, at the time of the appointment,  
16 have had at least five (5) years' continuous practical experience in  
17 the practice of barbering in this state; one member shall be a lay  
18 person; one member shall be an administrator of a licensed private  
19 cosmetology school; one member shall be an administrator of a  
20 licensed barber school; and one member shall be an administrator of  
21 a public school licensed to teach cosmetology or barbering.

22 4. No two members shall be graduates of the same cosmetology  
23 school, nor shall they be organizers of or promote the organization  
24 of any cosmetic, beauty, or hairdressers' association. Each of the

1 eight cosmetology appointees shall continue to be actively engaged  
2 in the profession of cosmetology while serving. No two members  
3 engaged in the profession of barbering shall be organizers of or  
4 promote the organization of any barbering association. Each of the  
5 two barbering appointees shall continue to be actively engaged in  
6 the profession of barbering while serving.

7 5. If any member retires or ceases to practice his or her  
8 profession during the term of membership on the Board, such terms  
9 shall automatically cease and the Governor shall appoint a like-  
10 qualified person to fulfill the remainder of the term.

11 B. The terms of office for Board members shall be four (4)  
12 years ending June 30.

13 C. Each member shall serve until a successor is appointed and  
14 qualified.

15 D. Six members of the Board shall constitute a quorum for the  
16 transaction of business.

17 E. The Governor may remove any member of the Board at any time  
18 at the Governor's discretion. Vacancies shall be filled by  
19 appointment by the Governor for the unexpired portion of the term.

20 F. The Board shall organize by electing from its membership a  
21 chair and vice-chair, each to serve for a period of one (1) year.  
22 The presiding officer shall not be entitled to vote upon any  
23 question except in the case of a tie vote.

24

1 Members shall be reimbursed for their actual and necessary  
2 traveling expenses as provided by the State Travel Reimbursement  
3 Act.

4 G. Within thirty (30) days after the end of each fiscal year,  
5 the Board shall make a full report to the Governor of all its  
6 receipts and expenditures, and also a full statement of its work  
7 during the year, together with such recommendations as the Board  
8 deems expedient.

9 H. The Board may expend funds for suitable office space for the  
10 transaction of its business. The Board shall adopt a common seal  
11 for the use of the executive director in authenticating Board  
12 documents.

13 I. The Board shall meet at its office for the transaction of  
14 such business as may come before it on the second Monday in January,  
15 March, May, July, September, and November and at such other times as  
16 it may deem advisable.

17 SECTION 2. This act shall become effective July 1, 2024.

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

22 COMMITTEE REPORT BY: COMMITTEE ON ADMINISTRATIVE RULES  
23 February 7, 2024 - DO PASS  
24