

MINUTES OF SPECIAL PUBLIC MEETING

This special meeting of the Occupational Licensing Advisory Commission scheduled to begin at 11:00a.m. on the 2nd day of May, 2019 was convened in accordance with the Oklahoma Open Meeting Act [25 O.S. § 301 et seq.]. Advance public notice was sent to the Secretary of State's Office by electronic transmission specifying the time and place of the meeting. Notice was prominently displayed at the Oklahoma State Capitol and <https://omes.ok.gov/boards-commissions/occupational-licensing-advisory-commission> on Monday, April 29th, 2019 which is least twenty-four hours prior to the meeting.

PUBLIC BODY: Occupational Licensing Advisory Commission

DATE: Thursday, May 2, 2019

ADDRESS: Oklahoma State Capitol, Room 511 A

CONTACT PERSON: Christian Foss TELEPHONE: 405-521-6102

Agenda Item 1:

Call to Order:

The start of the meeting was delayed until 11:35 a.m. Commissioner Leslie Osborn called the meeting to order.

Agenda Item 2:

Introduction of Commission Members

Each of the Committee members introduced themselves and stated if they were a member of the House or the Senate, what their position is and/or whom they represent.

Agenda Item 3:

Roll Call:

Committee members present at roll call: Oklahoma Department of Labor (ODOL) Commissioner Leslie Osborn, Senator Nathan Dahm, Senator Kay Floyd, Representative Mark McBride, Representative Mike Osburn, Matthew Burns, and Senator Adam Pugh

Absent: Representative Cyndi Munson, Bo Reese, Paul Campbell, Renee Porter, and Steven Shoemaker
A quorum was present.

Agenda Item 4:

Statement of Compliance with Open Meetings Act

The Statement of Compliance with the Open Meeting Act was ready by Ruth Neville.

Agenda Item 5:

Legislative Update

Christina Foss, Project Director, directed Committee attention to a handout. Mrs. Foss stated this document is the Executive Summary from the Committee's 2019 Report and Recommendations. Mrs. Foss said the Committee made eight (8) recommendations, four (4) of which have been addressed.

Mrs. Foss asked Senator Adam Pugh to address SB670 and to give a brief overview of the two (2) initiatives that match with some of the recommendations the Committee issued. Senator Pugh said SB 670 has been signed into law. Senator Pugh discussed the positive impact this bill will have on military personnel and military families allowing them to seamlessly integrate into the workforce. Senator Pugh said the bill included a truncated timeline for returning to work, reciprocity with other states, and addressed fees for military families. Senator Pugh thanked individuals and committees that helped make this bill possible. Senator Pugh said this bill protects our military personnel, is good for them and is good for the State.

Mrs. Foss briefly discussed other recommendations by the Commission specifically HB1373, SB 664 and HB 1094.

Representative Osburn discussed regulation of the automobile industry and the elimination of individual licensure for new or used car sales and manufactured home sales. Representative Osburn said a registry for sales persons had replaced licensure and move responsibility of fees from the individual to the dealership where the individual works. Representative Osburn also discussed other details of the bill.

Representative Mike Osburn discussed HB2477 and HS2478. Representative Osburn said HB2477 eliminated the need for a commission to revoke an individual's license if that individual had failed to pay their state income tax. Representative Osburn said HB 2478 had been sent to conference for some tweaking. Representative Osburn said this bill will eliminate a requirement for an individual to have paid state income tax before becoming eligible for some occupational licenses.

Agenda Item 6:

Occupational Licensing Directory Update

Commissioner Osborn said one of the largest tasks the Commission has undertaken was the establishment of a database that would provide information on every license, including where to go for the license, requirements for licensure, and how much it would cost. Commissioner Osborn said that database is now available on the ODOL website. Commissioner Osborn said there are two hundred twenty-four (224) true occupational licenses in the database. Commissioner Osborn explained how to use the website database. Commissioner Osborn said a paper copy of the information contained in the database is available as a handout.

Agenda Item 7:

Mandate to annually review twenty-five percent (25%) of the different types of occupational licenses issued in Oklahoma

Commissioner Osborn said there are several mandates the Commission needs to address, one (1) being that new licenses created will be reviewed by the Commission within ninety (90) days of enactment. Commissioner Osborn said we are watching to see if any new licenses that will need to go on the list. Commissioner Osborn said secondly, occupational licenses are to be reviewed once every four (4) years.

Commissioner Osborn said with two hundred twenty-four (224) licenses the Commission will need to review twenty-five percent (25%) or sixty-five (65) licenses per year. Commissioner Osborn said we expect to send out a list for review two (2) weeks before every Commission meeting.

Commissioner Osborn discussed other areas the Commission will examine and said she would like to propose looking at licenses that truly affect criminal justice reform. Commissioner Osborn said successful

Criminal Justice Reform will include a pathway to a changed life, which includes getting a job and having a productive life. Commissioner Osborn proposed action the Commission could potentially take to facilitate Criminal Justice Reform.

Commissioner Osborn said her proposal would be for information on the sixty-five (65) licenses to be reviewed to be sent out to Commission members in June. Commissioner Osborn said review of the list of licenses would take place during meeting dates of July 1st, August 5th, September 9th, October 7th. Commissioner Osborn said the Commission would then meet on November 4th regarding recommendations of the panel. Commissioner Osborn proposed a vote to look into the purview of criminal justice licensure this year.

Representative Mark McBride left the meeting at 12:06 p.m. A quorum was no longer present.

Senator Pugh said we have to have comprehensive overview of what criminal justice reform is in the sense of what the legislature is trying to accomplish so that everyone understands what we are trying to accomplish. Commissioner Osborn said it was never her intent for the Commission to take over Criminal Justice Reform for the State of Oklahoma. Commissioner Osborn said Criminal Justice Reform is a wheel with multiple spokes; that the Commission is only primarily looking at a small segment of the population looking to reenter the job market; that the vast majority of the task forces and groups referenced by Senator Pugh are not doing anything about licensure and we would be merely one tiny spoke doing our part of the job. Commissioner Osborn said if that is not amenable to Representative McBride or Representative Osburn we are happy to go in a different direction.

Commissioner Osborn asked ODOL General Counsel Don Schooler what direction the Commission could take in the meeting because a vote could not be taken without a quorum present. Mr. Schooler advised the remaining members may move on to other agenda items that do not require action or that would be considered business of the Commission. Mr. Schooler said the Commission would need to reconvene to take a vote on dates the Commission should meet.

Agenda Item 8:

Occupational License Review Plan

The Commission discussed how to identify which twenty-five percent (25%) of licenses should be reviewed first and which licenses will truly impact Justice Reform. Commissioner Osborn said recommendations for this year must be made by December.

Agenda Item 9:

License Review Process

No discussion.

Agenda Item 10:

Memorandum Regarding Federal Grant Prohibition on Lobbying – Occupational Licensing Advisory Commission

Commissioner Osborn directed Commission attention to a memo in the packet that talks about the purview of the Board. Commissioner Osborn said there were questions regarding if the Commission, as an advisory board or commission were authorized to lobby for or against bills. Commissioner Osborn said they did an exhaustive review with ODOL legal staff on what the prevue of the federal grant was.

Commissioner Osborn said the grant was very specific that we are not able to do that and violation of the terms of the grant could result in forfeiture and return of all grant monies, including those prior expended.

Commissioner Osborn said the role of this commission is to review, find information and eventually to make recommendations to the legislature.

Senator Kay Floyd requested that Commissioner Osborn provide a list of the twenty-five (25%) of licenses for her to review. Commissioner Osborn said she will provide the Commission's proposal and proposed meeting dates to the public.

Agenda Item 11:

Next Steps

No discussion.

Agenda Item 12:

Adjournment

Commissioner Osborn adjourned the meeting at 12:15 p.m.