

By: Representative Zuber

To: Accountability,
Efficiency, Transparency

HOUSE BILL NO. 161

1 AN ACT TO AMEND SECTION 73-5-1, MISSISSIPPI CODE OF 1972, TO
2 REMOVE THE PROHIBITION AGAINST MEMBERS OF THE STATE BOARD OF
3 BARBER EXAMINERS HOLDING AN ELECTED OFFICE; AND FOR RELATED
4 PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** Section 73-5-1, Mississippi Code of 1972, is
7 amended as follows:

8 73-5-1. The State Board of Barber Examiners is continued and
9 reconstituted as follows: The Board of Barber Examiners shall
10 consist of five (5) members, to be appointed by the Governor, with
11 the advice and consent of the Senate, one (1) member to be
12 appointed from each of the congressional districts as existing on
13 January 1, 1991. Each member shall be a practical barber and a
14 qualified elector of this state. He shall have been engaged in
15 the practice of barbering in the State of Mississippi for at least
16 five (5) years immediately before the time of his appointment and
17 shall be a person of good moral character. From and after July 1,
18 1983, the appointments to the board shall be made in the manner
19 hereinafter provided, and the present members of the State Board



20 of Barber Examiners whose terms have not expired by July 1, 1983,
21 shall continue to serve until their successors have been appointed
22 and qualified. The Governor shall appoint, with the advice and
23 consent of the Senate, five (5) members from the congressional
24 districts as follows: The member from the First Congressional
25 District shall be appointed for a term of two (2) years to
26 commence on July 1, 1983; the member from the Second Congressional
27 District shall be appointed for a term of four (4) years to
28 commence on July 1, 1984; the member from the Third Congressional
29 District shall be appointed for a term of two (2) years to
30 commence on July 1, 1983; the member from the Fourth Congressional
31 District shall be appointed for a term of four (4) years to
32 commence on July 1, 1984; and the member from the Fifth
33 Congressional District shall be appointed for a term of one (1)
34 year to commence on July 1, 1983. The members of the board as
35 constituted on July 1, 2002, whose terms have not expired shall
36 serve the balance of their terms, after which time the membership
37 of the board shall be appointed as follows: There shall be
38 appointed one (1) member of the board from each of the four (4)
39 Mississippi congressional districts as they currently exist, and
40 one (1) from the state at large, and the Governor shall make
41 appointments from the congressional district having the smallest
42 number of board members until the membership includes one (1)
43 member from each district as required. From and after July 1,
44 2002, no member of the board who is connected in any way with any



45 barbering school shall participate in the administration of
46 examinations of barber applicants. From and after July 1, 2004,
47 no member of the board shall be connected in any way with any
48 school in which barbering is taught.

49 All members of the board shall be appointed by the Governor,
50 with the advice and consent of the Senate, for terms of four (4)
51 years each from the expiration date of the previous term, until
52 their successors have been appointed and qualified. * * *

53 Appointments made to fill a vacancy of a term shall be made by the
54 Governor within sixty (60) days after the vacancy occurs.

55 The Governor may remove any one or more members of the board
56 for just cause. Members appointed to fill vacancies caused by
57 death, resignation or removal of any member or members shall serve
58 only for the unexpired term of their predecessors. Any member who
59 does not attend two (2) consecutive meetings of the board for
60 reasons other than illness of the member shall be subject to
61 removal by the Governor. The president of the board shall notify
62 the Governor in writing when any such member has failed to attend
63 two (2) consecutive regular meetings.

64 **SECTION 2.** This act shall take effect and be in force from
65 and after July 1, 2022.

