

By: Representative Shanks

To: Business and Commerce

HOUSE BILL NO. 707

1 AN ACT TO AMEND SECTION 73-47-9, MISSISSIPPI CODE OF 1972, TO  
 2 REVISE THE MEMBERSHIP OF THE OCCUPATIONAL LICENSING REVIEW  
 3 COMMISSION TO REMOVE THE ATTORNEY GENERAL AND ADD THE LIEUTENANT  
 4 GOVERNOR, COMMISSIONER OF INSURANCE AND STATE TREASURER; TO  
 5 PROVIDE THAT A MAJORITY VOTE OF THE COMMISSION, AND NOT JUST THE  
 6 CHAIR, MAY CALL A MEETING; TO PROVIDE THAT AT THE REQUEST OF A  
 7 MEMBER OF THE COMMISSION, AND NOT JUST THE CHAIR, ANY DEPARTMENT,  
 8 DIVISION, BOARD, BUREAU, COMMISSION OR AGENCY OF THE STATE SHALL  
 9 PROVIDE ASSISTANCE AND DATA AS WILL ENABLE THE COMMISSION TO CARRY  
 10 OUT ITS DUTIES; TO PROVIDE THAT ALL PROPOSED SUBMISSIONS TO THE  
 11 COMMISSION SHALL BE ACTED ON BY THE COMMISSION WITHIN 150 CALENDAR  
 12 DAYS OF SUBMISSION; AND FOR RELATED PURPOSES.

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

14 **SECTION 1.** Section 73-47-9, Mississippi Code of 1972, is  
 15 amended as follows:

16 73-47-9. (1) There is hereby created the Occupational  
 17 Licensing Review Commission which shall be composed of the  
 18 Governor, the Lieutenant Governor, the Secretary of State, the  
 19 Commissioner of Insurance and the \* \* \* State Treasurer, or his or  
 20 her respective designee. The Governor shall be the Chairman of  
 21 the commission and the Secretary of State shall be the Secretary.  
 22 The commission shall meet quarterly and at such other times as  
 23 meetings may be called by \* \* \* majority vote. A majority of the



24 members shall constitute a quorum at any meeting. Any final  
25 action taken by the commission shall require the affirmative vote  
26 of a majority of the members. The Office of the Governor shall  
27 provide such support of the commission necessary to accomplish the  
28 purposes of this chapter, including, but not limited to, research  
29 and clerical assistance. Any department, division, board, bureau,  
30 commission or agency of the state shall provide, at the request  
31 of \* \* \* a member of the commission, such assistance and data as  
32 will enable the commission to carry out its duties.

33 (2) The commission shall be responsible for the active  
34 supervision of state executive branch occupational licensing  
35 boards controlled by active market participants to ensure  
36 compliance with state policy in the adoption of an occupational  
37 regulation promulgated by an occupational licensing board, to  
38 include existing occupational regulations promulgated by an  
39 occupational licensing board. The active supervision required  
40 under this chapter shall not extend to individual disciplinary  
41 actions taken or imposed by an occupational licensing board as to  
42 any active market participant subject to the jurisdiction of the  
43 occupational licensing board.

44 (3) An occupational licensing board must submit any proposed  
45 occupational regulation to the commission before the occupational  
46 licensing board may file the occupational regulation in the Office  
47 of the Secretary of State if the occupational regulation is  
48 required to be filed in the Office of the Secretary of State by



49 Chapter 43, Title 25, Mississippi Code of 1972, (Mississippi  
50 Administrative Procedures Law), or before the occupational  
51 regulation becomes effective if filing is not required.

52 (4) All proposed submissions to the commission shall be  
53 acted on by the commission within one hundred fifty (150) calendar  
54 days of submission.

55 ( \* \* \*5) The commission shall issue resolutions necessary  
56 to effectuate the provisions of this chapter, including the  
57 process, procedures and timelines that will govern any submission  
58 filed in accordance with the chapter. Nothing in this chapter  
59 shall be interpreted to subject the commission to any of the  
60 administrative procedures of Chapter 43, Title 25, Mississippi  
61 Code of 1972, (Mississippi Administrative Procedures Law).

62 **SECTION 2.** This act shall take effect and be in force from  
63 and after July 1, 2024.

