

ARKANSAS SENATE
88th General Assembly - Regular Session, 2011
Amendment Form

Subtitle of Senate Bill No. 525

TO CREATE THE STATE BOARD OF COSMETOLOGY AND DECLARING AN
EMERGENCY.

Amendment No. 1 to Senate Bill No. 525

Amend Senate Bill No. 525 as originally introduced:

Page 3, line 18, delete "ten (10)" and substitute "eleven (11)"

AND

Page 3, delete lines 28 through 30 and substitute the following:

"(1)(A) Four (4) members shall be licensed cosmetologists actively engaged in practicing the art of cosmetology for at least five (5) years at the time of appointment.

(B) Two (2) of the four (4) members appointed under subdivision (c)(1) of this section shall be graduates of a public institution that operates a licensed program of cosmetology."

AND

Page 3, line 32, delete "Three (3)" and substitute "Two (2)"

AND

Page 3, delete line 33 and substitute the following:

"cosmetology;

"(4) Two (2) members shall be directors or licensed cosmetology instructors of public institutions that operate licensed programs of cosmetology;"

AND

Page 3, delete line 34 and substitute the following:

"(5) One (1) member shall be a licensed aesthetician; and"

AND

Page 3, line 35, delete "(d)" and substitute "(6)"



AND

Page 4, line 2, delete "(e)" and substitute "(d)"

AND

Page 4, line 7, delete "(f)" and substitute "(e)"

AND

Page 4, delete lines 10 through 12 and substitute the following:

"(f)(1)(A)(i) The Governor shall remove a member of the board for good cause.

(ii)(a) As used in this section, "good cause" means:

(1) Conduct constituting a criminal offense involving moral turpitude;

(2) Gross dereliction of duty;

(3) Gross abuse of authority; or

(4) The unexcused absence of a member of the board from three (3) successive regular meetings without attending any intermediary called special meetings."

AND

Page 5, line 2, delete "member" and substitute "member for good cause"

AND

Page 5, delete lines 30 through 33 and substitute the following:

"(B) The Governor shall have the burden of proof to show by clear and convincing evidence that good cause existed for removal of the member of the board."

AND

Page 5, delete lines 34 through 36 and substitute the following:

"(C)(i) If the court determines that good cause has been shown,"

AND

Page 6, delete lines 3 through 6 and substitute the following:

"(ii) If the court determines that good cause has not been shown by clear and convincing evidence, the court shall order the"

AND

Page 6, delete line 22 and substitute the following:

"board reinstated."

(g) Before entering upon the discharge of his or her duties, each member shall make and file with the Secretary of State the oath of office prescribed by Arkansas Constitution, Article 19, § 20."

AND

Page 6, delete lines 23 and 24

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator B. Sample
MBM/BGS - 03/22/11 02:01
MBM405

Secretary