

**REVENUE: No revenue impact**

**FISCAL: Minimal fiscal impact, no statement issued**

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**Action:** Do Pass as Amended and be Printed Engrossed

**Vote:** 4 – 0 - 1

**Yeas:** George L., Monnes Anderson, Starr, Metsger

**Nays:** 0

**Exc.:** Deckert

**Prepared By:** Janet Adkins, Administrator

**Meeting Dates:** 5/8, 5/17

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**WHAT THE MEASURE DOES:** Corrects certain terminology in landscape contracting statutes. Provides that a landscaping business owner who is a licensed landscape contractor need not employ a landscape contractor to oversee landscaping operations. Requires a nonrefundable payment of the landscape contractor license application fee. Eliminates requirement that the landscape contractor examination fee be nonrefundable. Authorizes administrator of the Landscape Contractors Board to appoint advisory and technical committees to assist the board.

**ISSUES DISCUSSED:**

- Distinctions in statute between “landscape contractors,” “landscape businesses,” and other job classifications within the landscaping industry

**EFFECT OF COMMITTEE AMENDMENT:** Resolves conflict with House Bill 2076.

**BACKGROUND:** House Bill 2075-A changes incorrect terminology in ORS 671.555, which deals with the investigation of a person engaged in a landscaping business. The term “landscape contractor” is incorrectly used in the statute, since a “landscape contractor” is an individual who by definition (ORS 671.520) cannot contract for work. The correct term is “landscape business,” which is the entity that submits bids for contract work and/or offers services as a landscape contractor.

ORS 671.555 also states that a landscaping business must employ an individual landscape contractor before the landscaping business can be formed. However, many landscaping business entities do not have employees and are owned and operated by an individual landscape contractor. House Bill 2075-A corrects this reference by clarifying that a business owner can be the supervising licensed landscape contractor for the business.

House Bill 2075-A also allows the Landscape Contractors Board to establish continuing or temporary committees as deemed necessary to carry out the functions of the board.