

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action:	Do Pass
Vote:	6 - 0 - 1
Yeas:	Berger, Edwards C., Esquivel, Holvey, Rosenbaum, Schaufler
Nays:	0
Exc.:	Smith P.
Prepared By:	Theresa Van Winkle, Administrator
Meeting Dates:	5/4

WHAT THE MEASURE DOES: Requires an applicant for the initial issuance or the renewal of a landscape contractor or landscape business license to notify the State Landscape Contractors Board of any unpaid court judgment, arbitration award, or administrative agency final order that requires the applicant to pay damages arising out of the performance of, or contract for, landscaping work. Makes the failure to notify the board as required a grounds for suspension, revocation, or refusal to renew a license. Subjects licensees who fail to provide this notice to civil penalties that apply to other violations of licensing law. Applies only to judgments, awards, or final orders issued on or after the effective date of January 2, 2008.

ISSUES DISCUSSED:

- Provisions of the measure

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: Under current law, the Landscape Contractors Board and the public have no way of knowing whether a particular landscape contractor has been required to pay court-ordered or other damages to any party arising from previous landscaping work unless it was an order of the board itself. Courts are not required to notify the board and records searches are not likely to uncover information from every possible jurisdiction. Another licensing board, the Construction Contractors Board has experienced problems with contractors continuing to be licensed in good standing and continuing to perform work for consumers while having multiple unpaid awards against them in Oregon or other states.