

House Bill 2111

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Governor Theodore R. Kulongoski for Construction Contractors Board)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires that construction contracting business owner claiming status as responsible managing individual exercise management or supervisory authority over construction activities of business. Authorizes Construction Contractors Board to adopt rules defining management or supervisory authority over construction activities of business.

A BILL FOR AN ACT

1
2 Relating to construction contractors; amending ORS 701.078.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 701.078 is amended to read:

5 701.078. (1) As used in this section, "responsible managing individual" means an individual who:

6 (a)[(A)] Is an owner **or employee of the business**; [or]

7 [(B)] **(b)** [*Is an employee of a business, designated by the owner, who*] Exercises management or
8 supervisory authority, **as defined by the Construction Contractors Board by rule**, over the
9 construction activities of the business; and

10 [(b)] **(c)**(A) Has successfully completed the training and testing required for licensing under ORS
11 701.072 within a period identified by the [*Construction Contractors*] board by rule;

12 (B) Has demonstrated experience required by the board by rule; or

13 (C) Has complied with the licensing requirements of ORS 446.395.

14 (2) A business licensed under this chapter must at all times have at least one responsible man-
15 aging individual.

16 (3) Subsection (2) of this section does not apply to a licensed developer.
17

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.