

Senate Bill 93

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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**.

Disqualifies construction contractors, owners and officers from obtaining new contractor license for one year following revocation of license. Specifies that mandatory license revocation for habitual violator of workers' compensation laws is permanent revocation.

A BILL FOR AN ACT

1
2 Relating to construction contractors; creating new provisions; and amending ORS 701.992.

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

4 **SECTION 1. Section 2 of this 2007 Act is added to and made a part of ORS chapter 701.**

5 **SECTION 2. (1) As used in this section, "owner" has the meaning given that term in ORS**
6 **701.077.**

7 **(2) If the Construction Contractors Board revokes a contractor license:**

8 **(a) The contractor is not eligible for the issuance of any original license under this**
9 **chapter until one year after the effective date of the revocation.**

10 **(b) An owner or officer of the contractor is not eligible for the issuance of any original**
11 **license under this chapter until one year after the effective date of the revocation.**

12 **(3) Subsection (2) of this section does not restore license eligibility to a contractor, owner**
13 **or officer whose license has been permanently revoked.**

14 **SECTION 3. ORS 701.992 is amended to read:**

15 701.992. (1) *[Except as provided in subsections (4) and (5) of this section, any person who violates*
16 *any provision of this chapter or any rule adopted by the Construction Contractors Board shall forfeit*
17 *and pay into the General Fund of the State Treasury a civil penalty in an amount determined by the*
18 *board of not more than \$5,000 for each offense.]* **The Construction Contractors Board may assess**
19 **a civil penalty against a person for violating a provision of this chapter or a board rule. Ex-**
20 **cept as provided in subsections (4) and (5) of this section, the civil penalty may not exceed**
21 **\$5,000 for each offense.**

22 **(2) Civil penalties under this section shall be imposed as provided in ORS 183.745.**

23 **(3) The provisions of this section are in addition to and not in lieu of any other penalty or**
24 **sanction provided by law.**

25 **(4) The board shall impose sanctions for violation of ORS 701.135 (1)(g) on both the person to**
26 **whom the contract is awarded and the person who awards the contract as follows:**

27 **(a) A penalty not less than \$500 nor more than \$1,000 for the first offense;**

28 **(b) A penalty not less than \$1,000 nor more than \$2,000 for the second offense;**

29 **(c) Suspension of the person's license for six months for a third offense;**

30 **(d) Suspension of the person's license for three years for a fourth offense; and**

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.

- 1 (e) **Permanent** revocation of the person's license for a fifth offense.
2 (5) The board may impose a civil penalty not to exceed \$100 for each violation of ORS 87.007
3 (3).
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