

**SENATE MINORITY REPORT  
AMENDMENTS TO  
SENATE BILL 612**

May 3

President Courtney:

A minority of your Committee on General Government, Consumer and Small Business Protection, to whom was referred Senate Bill 612, having had the same under consideration, respectfully reports it back with the recommendation that it do pass with the following amendments:

1 On page 1 of the printed bill, line 2, after “contractors” insert a period and delete the rest of  
2 the line and lines 3 through 5.

3 Delete lines 7 through 27 and delete pages 2 through 18 and insert:

4 **“SECTION 1. (1) A business may not hire a construction labor contractor or execute a  
5 construction labor contract unless the business is registered with the Corporation Division  
6 of the office of Secretary of State.**

7 **“(2)(a) The Secretary of State may impose a civil penalty in an amount not to exceed  
8 \$5,000 for each violation of subsection (1) of this section.**

9 **“(b) A civil penalty may not be imposed under this subsection until the business incurring  
10 the civil penalty has been given notice in writing from the Secretary of State specifying the  
11 violation. The notice under this paragraph is in addition to the notice required under ORS  
12 183.745 and shall be served in the same manner as the notice required under ORS 183.745.**

13 **“(c) After initial notice as provided in paragraph (b) of this subsection, a civil penalty  
14 may be imposed in the manner provided in ORS 183.745.**

15 **“(d) The Secretary of State may delegate to a hearing officer appointed by the Secretary  
16 of State, upon such conditions as deemed necessary, all or part of the authority to conduct  
17 hearings required under ORS 183.745.**

18 **“(3) Notwithstanding ORS 180.070 (3), expenses incurred by the Secretary of State or  
19 Attorney General under this subsection shall be paid from the Operating Account under ORS  
20 56.041.**

21 **“(4) Notwithstanding ORS 56.041, all civil penalties and costs recovered under this section  
22 shall be paid to the Secretary of State and shall be deposited in the General Fund available  
23 for general governmental expenses.”.**

24 /s/ Brian Boquist  
25 Senator

26 /s/ Larry George  
27 Senator

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