

**PROPOSED AMENDMENTS TO  
A-ENGROSSED SENATE BILL 783**

1 On page 1 of the printed A-engrossed bill, line 2, after the second semi-  
2 colon delete the rest of the line and line 3 and insert “repealing ORS 701.123,  
3 701.126 and 701.127; and declaring an emergency.”.

4 Delete lines 5 through 24 and delete pages 2 and 3 and insert:

5 **“SECTION 1. Sections 2 to 5 of this 2013 Act are added to and made**  
6 **a part of ORS chapter 701.**

7 **“SECTION 2. (1) The Construction Contractors Board shall adopt**  
8 **rules establishing a continuing education system for residential con-**  
9 **tractors licensed by the board. The rules shall include, but need not**  
10 **be limited to, minimum standards to be met:**

11 **“(a) By approved providers of continuing education; and**

12 **“(b) By courses that the board approves as continuing education.**

13 **“(2) In establishing the continuing education system, the board may**  
14 **give consideration to any continuing education program adopted by**  
15 **national construction licensing trade associations.**

16 **“SECTION 3. (1) The Construction Contractors Board may enter**  
17 **into agreements with approved continuing education providers for the**  
18 **providers to offer education developed by the board under section 4**  
19 **(1)(b) of this 2013 Act. The agreements may provide for the board to**  
20 **collect payment from the providers for the use of the education ma-**  
21 **terials developed by the board.**

22 **“(2) In determining whether to approve an entity as a provider of**

1 continuing education that is required under section 4 (1)(c) of this 2013  
2 Act, the board shall consider:

3 “(a) Instructor qualifications; and

4 “(b) Attendance verification procedures.

5 “(3) In determining whether to approve a course as continuing ed-  
6 ucation described in section 4 (1)(c) of this 2013 Act, the board shall  
7 consider the course content.

8 “(4) In determining any process for approving an entity as a pro-  
9 vider of continuing education that is not required under section 4 (1)  
10 of this 2013 Act, the board may consider attendance verification pro-  
11 cedures.

12 “(5) The board may determine the number of continuing education  
13 hours to be credited to a continuing education course or to a special-  
14 ized education program described in section 5 of this 2013 Act.

15 “(6) The board may establish reasonable fees for approvals of enti-  
16 ties as continuing education providers, approvals of continuing edu-  
17 cation courses and approvals of specialized education programs  
18 described in section 5 of this 2013 Act and reasonable fees for any  
19 continuing education courses offered by the board. The board may  
20 charge an approved provider a reasonable fee for each attendee com-  
21 pleting course hours in approved continuing education to cover board  
22 costs associated with administering the residential contractor contin-  
23 uing education system.

24 “SECTION 4. (1)(a) Except as provided in subsections (2) and (6) of  
25 this section and section 5 of this 2013 Act, to qualify for the renewal  
26 of a residential contractor license the licensee must complete eight  
27 hours of continuing education during the two-year licensing period  
28 preceding the renewal.

29 “(b) Three of the hours required under paragraph (a) of this sub-  
30 section must be education regarding laws, regulations and business

1 **practices. The Construction Contractors Board shall develop materials**  
2 **for the education. The education must be offered by the board or by**  
3 **an approved continuing education provider acting under an agreement**  
4 **with the board.**

5 **“(c) Five of the hours required under paragraph (a) of this sub-**  
6 **section must be education from approved providers and be courses the**  
7 **board has approved as continuing education regarding one or more of**  
8 **the following:**

9 **“(A) Construction business practices.**

10 **“(B) Marketing.**

11 **“(C) Customer service.**

12 **“(D) Accounting.**

13 **“(E) Business law.**

14 **“(F) Bidding.**

15 **“(G) Building codes.**

16 **“(H) Safety.**

17 **“(I) Energy efficiency.**

18 **“(J) Trade specific subjects, such as roofing, excavation or exterior**  
19 **shell construction.**

20 **“(K) Other subjects that the board determines by rule to be appro-**  
21 **priate.**

22 **“(2)(a) In addition to completing the continuing education required**  
23 **under subsection (1) of this section, to qualify for the renewal of a**  
24 **residential contractor license the licensee must complete an additional**  
25 **eight hours of continuing education during the two-year licensing pe-**  
26 **riod preceding the renewal if the residential contractor was not li-**  
27 **censed by the board as a residential contractor during any part of the**  
28 **six-year period immediately preceding the renewal.**

29 **“(b) Continuing education that is required of a residential contrac-**  
30 **tor under paragraph (a) of this subsection must be offered by an ap-**

1 proved continuing education provider or the board. The education may  
2 be in any subject described in subsection (1) of this section related to  
3 construction or the business of the residential contractor.

4 “(3) A residential contractor applying for the renewal of a license  
5 shall certify the number of continuing education hours completed by  
6 the contractor during the two-year period immediately preceding the  
7 renewal. The board may require verification of certified continuing  
8 education hours described in subsection (1)(c) of this section.

9 “(4) Notwithstanding subsections (1) to (3) of this section, the board  
10 may adopt rules to adjust the period allowed for the completion of  
11 continuing education when the renewing residential contractor holds  
12 a lapsed license described under ORS 701.063 (4).

13 “(5) Subsections (1) to (4) of this section do not apply to a residen-  
14 tial contractor endorsed only as a residential developer.

15 “(6) The board may exempt residential contractors from continuing  
16 education requirements under this section. The board may create ex-  
17 emptions under this subsection by rule or may grant an exemption on  
18 a case-by-case basis.

19 **“SECTION 5.** The Construction Contractors Board may allow a  
20 residential contractor to participate in a specialized education program  
21 under ORS 701.120 in lieu of completing continuing education described  
22 in section 4 (1)(c) of this 2013 Act. The board may establish a minimum  
23 number of specialized education program hours or courses that the  
24 residential contractor must complete during a two-year period to sub-  
25 stitute for all or part of the required continuing education hours. If  
26 the specialized education program provides training in one- and two-  
27 family dwelling construction, the board may approve the specialized  
28 education program as a substitute for continuing education only if the  
29 program meets the program criteria described in ORS 455.805 (3) and  
30 Department of Consumer and Business Services rules adopted under

1 **ORS 455.810.**

2 **“SECTION 6. ORS 701.123, 701.126 and 701.127 are repealed January**  
3 **1, 2014.**

4 **“SECTION 7. (1) Sections 2 to 5 of this 2013 Act become operative**  
5 **January 1, 2014. The Construction Contractors Board may take any**  
6 **actions prior to January 1, 2014, that the board deems necessary or**  
7 **expedient to provide for the administration and enforcement of**  
8 **sections 2 to 5 of this 2013 Act on or after January 1, 2014.**

9 **“(2) Notwithstanding subsection (1) of this section, sections 2 to 5**  
10 **of this 2013 Act and the repeal of ORS 701.123, 701.126 and 701.127 by**  
11 **section 6 of this 2013 Act, the board may adopt rules to allow full or**  
12 **partial continuing education credit for continuing education courses**  
13 **or specialized education program coursework completed prior to Jan-**  
14 **uary 1, 2015, regardless of whether a course or program coursework**  
15 **meets minimum standards adopted by the board under section 2 of this**  
16 **2013 Act.**

17 **“SECTION 8. This 2013 Act being necessary for the immediate**  
18 **preservation of the public peace, health and safety, an emergency is**  
19 **declared to exist, and this 2013 Act takes effect on its passage.”.**

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