

**PROPOSED AMENDMENTS TO  
HOUSE BILL 2619**

1 On page 1 of the printed bill, line 4, delete “3” and insert “4”.

2 On page 2, delete line 24.

3 After line 26, insert:

4 “(d) Licensed by the board as a landscape contracting business; or

5 “(e) Licensed by the Construction Contractors Board as a construction  
6 contractor.”.

7 In line 30, delete “3” and insert “4”.

8 On page 3, line 10, delete “or”.

9 In line 12, delete the period and insert “; or

10 “(h) The business or the owner or operator of the business is not in  
11 compliance with ORS 670.600 or subsection (1) or (8) of this section or with  
12 an applicable provision of ORS 279.835 to 279.855 or ORS chapter 279A, 279B,  
13 279C, 316, 571, 656 or 657.”.

14 Delete line 20 and insert:

15 “(e) Is not in compliance with an applicable provision of law described in  
16 subsection (9)(h) of this section.”.

17 On page 4, after line 6, insert:

18 **“SECTION 4. (1) A landscape maintenance business may not file a  
19 lien, file a claim with the State Landscape Contractors Board or bring  
20 or maintain in any court of this state a suit or action for compen-  
21 sation for the performance of any work or for the breach of any con-  
22 tract for work that is subject to sections 1 to 4 of this 2013 Act:**

1       **“(a) If the landscape maintenance business was not registered under**  
2 **section 2 of this 2013 Act at the time of bidding for or entering into**  
3 **the contract for the work and continuously while performing the**  
4 **work;**

5       **“(b) If the information provided for the landscape maintenance**  
6 **business under section 2 of this 2013 Act is materially inaccurate; or**

7       **“(c) If the landscape maintenance business is being operated in vi-**  
8 **olation of ORS 656.029 or 670.600 or has subject workers and is not in**  
9 **compliance with ORS 656.017.**

10       **“(2) If the court determines that the landscape maintenance busi-**  
11 **ness was not aware of the requirement that the business be registered,**  
12 **a court may choose not to apply subsection (1)(a) of this section if the**  
13 **court finds that to do so would result in a substantial injustice to the**  
14 **unregistered landscape maintenance business.”.**

15       In line 7, delete “4” and insert “5”.

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