

REVENUE:

FISCAL:

SUBSEQUENT REFERRAL TO:

Action:

Vote:

Yeas:

Nays:

Exc.:

Prepared By: James LaBar, Administrator

Meeting Dates: 3/11, 4/15

WHAT THE MEASURE DOES: Enables the Oregon Landscape Contractors Board (OLCB) to assess contested case proceedings costs to person requesting claim against OLCB up to \$5,000 in claims hearing costs. Clarifies that OLCB licensees may install artificial turf except for large sports fields. Allows consumers to file claims with the OLCB if the business is licensed with OLCB and Construction Contractors Board. Permits OLCB licensed business to subcontract work related to landscaping jobs to general or specialty contractor licensed by Construction Contractors Board. Clarifies that OLCB licensed businesses can plan irrigation systems without installation. Increases the insurance requirement from \$100,000 to \$500,000 and adds new \$20,000 bond for landscaping jobs of \$50,000 or more. Changes time available for OLCB business licensees from 10 to 30 days to provide notice of address change. Allows landscaping work under \$2,000 to be performed without written contract. Modifies OLCB's continuing education program. Adds bond coverage for OLCB licensed businesses who do tree work. Provides OLCB the discretion on whether to assess penalties for law violations and authority to issue stop work orders.

ISSUES DISCUSSED:

EFFECT OF COMMITTEE AMENDMENT:

(-1 amendment) Clarifies that maintenance work, which is unregulated, stays that way but that OLCB licensees have the right to repair what they can install, including landscaping work as well as artificial turf. Allows OLCB licensed businesses to plan irrigation systems without installing them. Moves the continuing education changes to rule making, other than the 6 hours per 2 years. Clarifies when the new bond limit is effective for both existing licensed businesses and applicants. Clarifies that landscaping work performed without a written contract would be covered by the OLCB licensed business' bond.

(-4 amendment) Clarifying technical modifications based on stakeholder group consensus, including modifying ORS 671.520 (1)(c) in section 7 so that it reads "Install, maintain or repair ornamental water features and landscape drainage systems;"

BACKGROUND: After the 2013 legislative session, Senator Thomsen convened a work group to explore issues with the agency and its laws and rules. Stakeholders involved in the work group were: Oregon Landscape Contractors Association (OLCA), Southern Oregon Landscape Association (SOLA), Oregon water purveyors, the Oregon League of Cities, Oregon Landscape Association, the CCB, several self-representing licensees and the agency's staff and representatives.

After nearly two years of meetings, the group came to consensus on the following issues that are included in Senate Bill 580.

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This summary has not been adopted or officially endorsed by action of the committee.