

House Bill 2572

Sponsored by Representative HOLVEY (at the request of Commissioner of the Bureau of Labor and Industries Brad Avakian) (Pre-session filed.)

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**.

Allows Commissioner of Bureau of Labor and Industries to issue multiyear license to qualifying labor contractor.

A BILL FOR AN ACT

1
2 Relating to labor contractor licenses; creating new provisions; and amending ORS 658.413 and
3 658.435.

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

5 **SECTION 1.** ORS 658.413 is amended to read:

6 658.413. (1) The Commissioner of the Bureau of Labor and Industries shall establish by rule a
7 fee schedule for issuing and renewing licenses and indorsements under ORS 658.405 to 658.503 and
8 658.705 to 658.850. The fees shall be in amounts reasonably necessary to provide sufficient funds to
9 administer ORS 658.405 to 658.503 and 658.705 to 658.850. **Annual** fees may not exceed the following
10 amounts:

11 (a) \$150 for a farm labor contractor license.

12 (b) \$150 for a farm labor contractor license with employee indorsement.

13 (c) \$350 for a farm labor contractor license with forestation or reforestation indorsement.

14 (d) \$350 for a farm labor contractor license with forestation or reforestation indorsement subject
15 to ORS 658.418.

16 (e) \$350 for a farm labor contractor license with employee and forestation or reforestation in-
17 dorsements.

18 (f) \$50 for a farmworker camp indorsement, paid in addition to one of the fees set out in para-
19 graphs (a) to (e) of this subsection.

20 (2) An applicant for a license or indorsement, or for the renewal of a license or indorsement,
21 shall pay the fee or fees established by the commissioner under subsection (1) of this section.

22 (3) Fees may not be refunded or prorated.

23 (4) All fees received pursuant to this section shall be credited to the Bureau of Labor and In-
24 dustries Account and are continuously appropriated to the Bureau of Labor and Industries to be
25 used only for the administration of ORS 658.405 to 658.503 and 658.705 to 658.850.

26 **SECTION 2.** ORS 658.435 is amended to read:

27 658.435. (1) **Except as provided in subsection (3) of this section**, each labor contractor license
28 shall expire one year following the date of its issuance unless sooner revoked by the Commissioner
29 of the Bureau of Labor and Industries.

30 (2) Applications for renewal of the license shall be made 30 days prior to the expiration date
31 by payment of the fee established under ORS 658.413, but the commissioner may require any person

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 seeking renewal to file a new application under ORS 658.415 (1) and (2) and may conduct a new in-
2 vestigation of the applicant's character, competence and reliability, and of any other matter relating
3 to the manner by which the applicant proposes to conduct and has conducted operations as a labor
4 contractor.

5 **(3) If the commissioner finds that an applicant has operated as an Oregon licensed labor**
6 **contractor without an employee indorsement for at least two years in compliance with ORS**
7 **658.405 to 658.503 and with any other laws pertaining to the conduct of labor contractors, and**
8 **that no valid claims for unpaid wages have been made against the applicant, at the request**
9 **of the applicant the commissioner may renew the license for a term of two or four years.**
10 **The fee for a license renewed for two or four years is the annual fee established for the li-**
11 **cence under ORS 658.413 multiplied by the number of years in the renewal term.**
12 **Notwithstanding any other provision of ORS 658.405 to 658.503, the fee described in this sub-**
13 **section must accompany an application for renewal under this subsection.**

14 **SECTION 3. The amendments to ORS 658.413 and 658.435 by sections 1 and 2 of this 2017**
15 **Act apply to licenses for which the Bureau of Labor and Industries receives a renewal ap-**
16 **plication on or after the effective date of this 2017 Act.**