

A-Engrossed
House Bill 3337

Ordered by the House April 24
Including House Amendments dated April 24

Sponsored by Representatives HEARD, BYNUM, WITT; Representatives BARKER, CLEM, DOHERTY, EVANS, FAHEY, GOMBERG, GORSEK, HELM, HERNANDEZ, MCLAIN, MEEK, NOBLE, NOSSE, REARDON, RESCHKE, SOLLMAN

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.

Creates limited landscape construction professional license. Specifies scope of work that holder of limited license may perform.

A BILL FOR AN ACT

1
2 Relating to landscape construction; creating new provisions; and amending ORS 671.560.

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

4 **SECTION 1. Section 2 of this 2017 Act is added to and made a part of ORS 671.510 to**
5 **671.760.**

6 **SECTION 2. (1) Notwithstanding ORS 671.570, except as provided in this subsection and**
7 **ORS 671.610 and 671.997, the State Landscape Contractors Board shall issue a limited land-**
8 **scape construction professional license to a person who pays a nonrefundable application fee**
9 **and license fee established by the board under ORS 671.650.**

10 **(2) The holder of a limited landscape construction professional license may, as the owner**
11 **of a licensed landscape contracting business, perform work as a landscape construction pro-**
12 **fessional on landscape jobs where the amount to be charged by the landscape contracting**
13 **business for the landscape job does not, within any 12-month period, exceed \$8,000. The**
14 **landscape contracting business must disclose the \$8,000 annual limit on the amount the**
15 **business may charge in all contracts regarding landscape work by the limited landscape**
16 **construction professional and on any business cards used in regard to the owner as a land-**
17 **scape construction professional.**

18 **(3) The board may not issue a license under this section to a person licensed under ORS**
19 **chapter 701. Notwithstanding ORS 671.520, a limited landscape construction professional may**
20 **not plan, install, maintain or repair a deck or arbor that is attached to a dwelling.**

21 **(4) Subject to the limitations established under subsections (2) and (3) of this section, a**
22 **licensed limited landscape construction professional is, for all purposes, a landscape con-**
23 **struction professional licensed under ORS 671.560. Notwithstanding ORS 671.560 (4), and**
24 **subject to ORS 671.615 and subsections (2) and (3) of this section, a licensed limited landscape**
25 **construction professional may perform all phases of landscape construction work.**

26 **SECTION 3. ORS 671.560 is amended to read:**

27 **671.560. (1) Except as provided in ORS 671.571 and 671.590 and section 2 of this 2017 Act, the**

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 State Landscape Contractors Board shall issue a landscape construction professional license to an
2 applicant who satisfies the requirements of ORS 671.570.

3 (2) The board shall issue a landscape contracting business license to an applicant who satisfies
4 the requirements of the board.

5 (3) An applicant for a license under this section shall apply to the board upon a form furnished
6 by the board and give such information as the board considers necessary.

7 (4)(a) The board may issue a limited or specialty license if the applicant is required to have a
8 landscape construction professional license or landscape contracting business license but is not
9 qualified or required to be licensed for all phases of landscape work.

10 (b) The board may adopt rules to limit or restrict the landscape work performed by probationary
11 landscape construction professionals.

12 (5) A landscape contracting business that qualifies for the exemption described in ORS 571.045
13 shall indicate on its license application or license renewal application under this section the reasons
14 the business qualifies for the exemption.

15 **SECTION 4. The State Landscape Contractors Board shall establish application and li-**
16 **cence fees under ORS 671.650 and take any other actions necessary to make issuance of the**
17 **limited landscape construction professional license described in section 2 of this 2017 Act**
18 **available beginning no later than 90 days after the effective date of this 2017 Act.**

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