

## HOUSE AMENDMENTS TO HOUSE BILL 4144

By COMMITTEE ON BUSINESS AND LABOR

February 13

1 On page 1 of the printed bill, delete lines 4 through 19 and delete pages 2 and 3 and insert:

### “CONSTRUCTION CONTRACTORS

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5 **“SECTION 1. Section 2 of this 2018 Act is added to and made a part of ORS chapter 701.**

6 **“SECTION 2. (1) Notwithstanding ORS 701.122 or 701.238, except as provided in subsection**  
7 **(3) of this section, if an individual has the equivalent of eight or more years of full-time work**  
8 **experience in the construction, alteration, repair, addition to or improvement of residential**  
9 **structures or small commercial structures and otherwise meets the qualifications for a li-**  
10 **cence with a residential general contractor or residential specialty contractor endorsement,**  
11 **the individual may obtain a license as a contractor with a residential general contractor or**  
12 **residential specialty contractor endorsement without:**

13 **“(a) Compliance with training requirements under ORS 701.122; or**

14 **“(b) Payment of any fee to the Construction Contractors Board for the license or**  
15 **endorsement.**

16 **“(2) For purposes of this section, work experience includes experience obtained in an**  
17 **apprenticeship approved under ORS 660.002 to 660.210. Work experience does not include ac-**  
18 **tivities performed on behalf of a licensee operating under an endorsement described in ORS**  
19 **701.021 (2)(d) to (i).**

20 **“(3) Subsection (1) of this section does not:**

21 **“(a) Exempt an individual from the testing requirement in ORS 701.122;**

22 **“(b) Exempt an individual from any fee payable to an entity other than the board;**

23 **“(c) Require issuance of a license to an applicant who is described under ORS 701.098,**  
24 **701.106 or 701.107 or who is an owner, officer or responsible managing individual described**  
25 **under ORS 701.102; or**

26 **“(d) Apply to the renewal of a license.**

27 **“(4) A license issued under this section does not authorize the licensee to offer con-**  
28 **struction contractor services other than through a sole proprietorship owned by the licensee.**

29 **“(5) In addition to any other authority of the board under this chapter, the board may**  
30 **adopt rules for carrying out this section, including but not limited to, rules for processing**  
31 **applications and verifying work experience.**

### “PLUMBING CONTRACTORS

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35 **“SECTION 3. Section 4 of this 2018 Act is added to and made a part of ORS 447.010 to**

1 447.156.

2 “SECTION 4. (1) Notwithstanding any State Plumbing Board rule adopted under ORS  
3 693.135, except as provided in subsection (2) of this section, an individual who obtains a con-  
4 struction contractor license under section 2 of this 2018 Act and otherwise qualifies for a  
5 plumbing contractor license may obtain a plumbing contractor license without paying a fee  
6 for the license.

7 “(2) This section does not:

8 “(a) Require issuance of a license to an applicant described under ORS 455.125, 455.127  
9 or 455.129; or

10 “(b) Apply to the renewal of a license.

11 “(3) A license issued under this section does not authorize the licensee to offer plumbing  
12 contractor services other than through a sole proprietorship owned by the licensee.

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14 “ELECTRICAL CONTRACTORS

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16 “SECTION 5. Section 6 of this 2018 Act is added to and made a part of ORS 479.510 to  
17 479.945.

18 “SECTION 6. (1) Notwithstanding ORS 479.840, except as provided in subsection (2) of this  
19 section, an individual who obtains a construction contractor license under section 2 of this  
20 2018 Act and otherwise qualifies for an electrical contractor license may obtain a new elec-  
21 trical contractor license without paying a fee for the license.

22 “(2) This section does not:

23 “(a) Require issuance of a license to an applicant described under ORS 455.125, 455.127  
24 or 455.129; or

25 “(b) Apply to the renewal of a license.

26 “(3) A license issued under this section does not authorize the licensee to offer electrical  
27 contractor services other than through a sole proprietorship owned by the licensee.

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29 “EMERGING SMALL BUSINESS LOANS

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31 “SECTION 7. (1) As used in this section:

32 “(a) ‘Low income household’ and ‘moderate income household’ have the meanings given  
33 those terms in ORS 456.270.

34 “(b) ‘Qualifying project’ means construction, alteration, repair or addition to or im-  
35 provement of dwelling units that may be purchased or rented, with or without government  
36 assistance, by a low income household or a moderate income household.

37 “(c) ‘Willamette Valley’ means Clackamas, Linn, Marion, Multnomah, Polk, Washington  
38 and Yamhill Counties and the portion of Benton and Lane Counties lying east of the summit  
39 of the Coast Range.

40 “(2) A construction contracting business owned and managed by an individual licensed  
41 under section 2 of this 2018 Act that does not otherwise qualify as an emerging small busi-  
42 ness under ORS 285B.740 to 285B.758 may qualify as an emerging small business for purposes  
43 of a loan under ORS 285B.740 to 285B.758 for capital investment purposes if, as a condition  
44 of receiving the loan, the individual agrees to:

45 “(a) Perform work on qualifying projects that equals at least 20 percent of the work of

1 the business, measured as required by the Oregon Business Development Department by  
2 rule; and

3 “(b) Operate the business solely in parts of this state located outside the Willamette  
4 Valley.

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6 “FINANCIAL SUPPORT FOR WORKFORCE DEVELOPMENT

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8 “SECTION 8. (1) As used in this section:

9 “(a) ‘Low income household’ and ‘moderate income household’ have the meanings given  
10 those terms in ORS 456.270.

11 “(b) ‘Qualifying project’ means construction, alteration, repair or addition to or im-  
12 provement of dwelling units that may be purchased or rented, with or without government  
13 assistance, by a low income household or a moderate income household.

14 “(c) ‘Willamette Valley’ means Clackamas, Linn, Marion, Multnomah, Polk, Washington  
15 and Yamhill Counties and the portion of Benton and Lane Counties lying east of the summit  
16 of the Coast Range.

17 “(2) A construction contracting business owned and managed by an individual licensed  
18 under section 2 of this 2018 Act that does not otherwise have the financial resources neces-  
19 sary to recruit, train or retain skilled workers may apply to the Higher Education Coordi-  
20 nating Commission for financial support. To the extent the commission deems practicable,  
21 the commission shall make financial support available from moneys received by the com-  
22 mission under the federal Workforce Innovation and Opportunity Act to assist local  
23 workforce investment by the business if, as a condition of receiving the financial support,  
24 the individual agrees to:

25 “(a) Perform work on qualifying projects that equals at least 20 percent of the work of  
26 the business, measured as required by the commission by rule;

27 “(b) Operate the business solely in parts of this state located outside the Willamette  
28 Valley;

29 “(c) Use the financial support for worker recruitment, training or retention; and

30 “(d) Meet any other requirements regarding worker recruitment, training or retention  
31 imposed by the commission.

32  
33 “REPORTS

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35 “SECTION 9. The Construction Contractors Board shall report to an interim committee  
36 of the Eightieth Legislative Assembly related to business regarding licensing under section  
37 2 of this 2018 Act. The report shall include, but need not be limited to, the number of licenses  
38 issued under section 2 of this 2018 Act and the number and types, if any, of complaints re-  
39 ceived by the board regarding licensees under section 2 of this 2018 Act. The board shall  
40 make the report to the interim committee in the manner provided by ORS 192.245 no later  
41 than October 1, 2020.

42 “SECTION 10. The Department of Consumer and Business Services shall report to an  
43 interim committee of the Eightieth Legislative Assembly related to business regarding li-  
44 censing under sections 4 and 6 of this 2018 Act. The report shall include, but need not be  
45 limited to, the number of licenses issued under sections 4 and 6 of this 2018 Act and the

1 number and types, if any, of complaints received by the department regarding licensees un-  
2 der sections 4 and 6 of this 2018 Act. The department shall make the report to the interim  
3 committee in the manner provided by ORS 192.245 no later than October 1, 2020.

4 “SECTION 11. The Oregon Business Development Department shall report to an interim  
5 committee of the Eightieth Legislative Assembly related to business regarding loans for  
6 capital investment purposes issued under section 7 of this 2018 Act. The report shall include,  
7 but need not be limited to, the number of loans approved under section 7 of this 2018 Act.  
8 The department shall make the report to the interim committee in the manner provided by  
9 ORS 192.245 no later than October 1, 2020.

10 “SECTION 12. The Higher Education Coordinating Commission shall report to an interim  
11 committee of the Eightieth Legislative Assembly related to business regarding the provision  
12 of financial support for workforce investment under section 8 of this 2018 Act. The report  
13 shall include, but need not be limited to, the number of grants approved for financial support  
14 under section 8 of this 2018 Act. The commission shall make the report to the interim com-  
15 mittee in the manner provided by ORS 192.245 no later than October 1, 2020.

16  
17 “REPEAL

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19 “SECTION 13. (1) Sections 2, 4, 6, 7 and 8 of this 2018 Act are repealed January 2, 2022.

20 “(2) The repeal of sections 2, 4 and 6 of this 2018 Act by this section does not affect the  
21 validity of any construction contractor, plumbing contractor or electrical contractor license  
22 issued or renewed prior to January 2, 2022.

23 “(3) The repeal of section 7 of this 2018 Act by this section does not cancel or alter the  
24 terms of any loan made by the Oregon Business Development Department prior to January  
25 2, 2022, or repeal any department rule pertaining to loans made by the department prior to  
26 January 2, 2022.

27 “(4) The repeal of section 8 of this 2018 Act by this section does not cancel or alter the  
28 terms of any financial support made available by the Higher Education Coordinating Com-  
29 mission prior to January 2, 2022, or repeal any commission rule pertaining to financial sup-  
30 port made available by the commission prior to January 2, 2022.

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32 “CAPTIONS

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34 “SECTION 14. The unit captions used in this 2018 Act are provided only for the conven-  
35 ience of the reader and do not become part of the statutory law of this state or express any  
36 legislative intent in the enactment of this 2018 Act.”.