

**A-Engrossed**  
**Senate Bill 935**

Ordered by the House May 22  
Including House Amendments dated May 22

Sponsored by Senator HEARD, Representative HERNANDEZ

**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 modified landscape construction professional license.  
Takes effect on 91st day following adjournment sine die.

**A BILL FOR AN ACT**

1  
2 Relating to landscape construction; creating new provisions; amending ORS 671.560; and prescribing  
3 an effective date.

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

5 **SECTION 1. Section 2 of this 2019 Act is added to and made a part of ORS 671.510 to**  
6 **671.760.**

7 **SECTION 2. (1) Notwithstanding ORS 671.570 and except as provided in this subsection**  
8 **and ORS 671.610 and 671.997, the State Landscape Contractors Board shall issue a modified**  
9 **landscape construction professional license to a person who pays a nonrefundable application**  
10 **fee and a license fee established by the board under ORS 671.650. The board may not issue**  
11 **a license under this section to a person licensed as a general contractor under ORS chapter**  
12 **701.**

13 **(2)(a) Notwithstanding the definition of "landscape construction professional" in ORS**  
14 **671.520, a modified landscape construction professional license does not authorize the holder**  
15 **to plan, install, maintain or repair a deck or arbor that is attached to a dwelling.**

16 **(b) In addition to the exclusion in paragraph (a) of this subsection, the board may adopt**  
17 **rules to limit or restrict the landscape work performed by modified landscape construction**  
18 **professionals.**

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

20 **671.560. (1) Except as provided in ORS 671.571 and 671.590 and section 2 of this 2019 Act, the**  
21 **State Landscape Contractors Board shall issue a landscape construction professional license to an**  
22 **applicant who satisfies the requirements of ORS 671.570.**

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

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

27 **(4)(a) The board may issue a limited or specialty license if the applicant is required to have a**  
28 **landscape construction professional license or landscape contracting business license but is not**

**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 qualified or required to be licensed for all phases of landscape work.

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

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

7 **SECTION 4. This 2019 Act takes effect on the 91st day after the date on which the 2019**  
8 **regular session of the Eightieth Legislative Assembly adjourns sine die.**

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