

SB 228 STAFF MEASURE SUMMARY
Senate Committee On Labor and Business

Carrier: Sen. Bonham

Action Date: 02/02/23
Action: Do pass.
Vote: 5-0-0-0
Yeas: 5 - Bonham, Hansell, Jama, Patterson, Taylor
Fiscal: No fiscal impact
Revenue: No revenue impact
Prepared By: Whitney Perez, LPRO Analyst
Meeting Dates: 1/26, 2/2

WHAT THE MEASURE DOES:

Expands Construction Contractors Board (Board) rulemaking authority when necessary to interpret, harmonize, streamline, adjust, or promote consistent application of work, license, or endorsement requirements. Expands Board rulemaking authority to identify exceptional circumstances for considering certain complaints that the Board would otherwise deny. Allows Board to condition a license if a licensee or application violates certain regulations. Adds violation of settlement agreement as grounds for Board action against a licensee or applicant. Makes technical and conforming amendments. Allows Board to take disciplinary action against licensee or applicant that was previously subject to revocation or suspension of a license, or subject to a civil or criminal penalty, and the revocation, suspension, or penalty was related to the licensee's or applicant's construction work. Operative January 1, 2024. Takes effect on 91st day following adjournment sine die.

ISSUES DISCUSSED:

- Explanation of when Construction Contractors Board services are available
- Possible consequence(s) for contractor working without license
- Intent of rulemaking authority to facilitate modernization effort

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

The Construction Contractors Board (Board) consists of nine members, appointed by the Governor and confirmed by the Senate. The Board investigates and enforces construction contractor regulations and licensing requirements.

Oregon law governs when the Board may take disciplinary action against a construction contractor licensee or applicant and when the Board may investigate complaints. Senate Bill 228 expands Board rulemaking authority to accept jurisdiction over complaints in exceptional circumstances. Senate Bill 228 also expands the circumstances under which the Board may take disciplinary action against a construction contractor licensee or applicant for violation of Oregon's construction contractor regulations.