

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 HOUSE BILL 2898

By: Morrissette

4
5
6 AS INTRODUCED

7 An Act relating to professions and occupations;
8 amending 59 O.S. 2001, Sections 858-629, as amended
9 by Section 3, Chapter 449, O.S.L. 2002 and 858-631
10 (59 O.S. Supp. 2007, Section 858-629), which relate
11 to licensing of home inspectors; modifying hours
12 required for training and continuing education; and
13 providing an effective date.

14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15 SECTION 1. AMENDATORY 59 O.S. 2001, Section 858-629, as
16 amended by Section 3, Chapter 449, O.S.L. 2002 (59 O.S. Supp. 2007,
17 Section 858-629), is amended to read as follows:

18 Section 858-629. A. Any individual of good moral character
19 eighteen (18) years of age or older who has successfully completed
20 ~~fifty (50)~~ ninety (90) clock hours of home inspection training or
21 its equivalent as determined by the Committee of Home Inspector
22 Examiners may apply to take a home inspector examination.

23 Application shall be made on forms prescribed by the State

24 Department of Health, shall contain information as required by the

State Board of Health upon advisement of the Committee, and shall be

1 accompanied by evidence of successful completion of the required
2 training. Examinations may be held in vocational and technical
3 schools or in other locations as determined by rule.

4 B. If, from the application filed, answers to inquiries,
5 complaints, or information received, or investigation, it appears to
6 the Department that the applicant is not qualified, the Committee
7 shall deny approval of the application and shall give notice of that
8 fact to the applicant.

9 C. Upon approval of the application and the payment of the
10 applicant of an examination fee, the applicant shall be scheduled to
11 appear in person for an examination on the subjects prescribed by
12 the Committee.

13 D. If the Department determines that the applicant has
14 successfully passed the examination or an equivalent examination as
15 determined by the Committee, the Department shall, upon the payment
16 of the license fee and submission of other documents as required by
17 the Home Inspection Licensing Act or rules promulgated pursuant to
18 the Home Inspection Licensing Act, issue to the applicant a license
19 which shall authorize the applicant to perform home inspections.

20 E. The Department shall license without examination any person
21 who can demonstrate to the Committee that the person was actively
22 engaged in home inspection work on November 1, 2001, and had been
23 actively engaged in such work for at least six (6) months or any
24 person who can demonstrate that, prior to November 1, 2001, the

1 person successfully completed a home inspection course offered or
2 sanctioned by a home inspection foundation or a home inspection
3 association. Demonstration that the person has actively engaged in
4 home inspections prior to November 1, 2001, must include copies of
5 invoices for work done in the field for the six (6) months prior to
6 November 1, 2001, as well as at least three satisfactory references
7 from three customers served during the twelve (12) months prior to
8 November 1, 2001.

9 SECTION 2. AMENDATORY 59 O.S. 2001, Section 858-631, is
10 amended to read as follows:

11 Section 858-631. A. The license term for a home inspector
12 shall be one (1) year. The license shall expire twelve (12) months
13 from the date of issuance. The license fee and each renewal or
14 reactivation thereafter shall be payable in advance, which shall not
15 be refundable.

16 B. As a condition of license renewal or reactivation, each home
17 inspector shall submit to the Department evidence of having attended
18 ~~five (5)~~ ten (10) clock hours of continuing education within the
19 twelve (12) months immediately preceding the term for which the
20 license is to be issued. Except as otherwise provided for in this
21 section, the Department shall not issue a renewal license or
22 reactivate a license unless the continuing education requirement set
23 forth in this section is satisfied within the prescribed time
24 period.

1 C. Any licensee who fails to renew before the license
2 expiration date shall be required to submit to such additional
3 requirements or penalties, or both, as the Board may require
4 pursuant to rule.

5 D. The Department may place the license of a home inspector on
6 inactive status when the licensee gives sufficient reason; however,
7 such status shall not relieve the licensee from paying the required
8 fees. Continuing education shall not be required during the period
9 a license is on inactive status. Prior to the license being placed
10 on an active status, the licensee shall be required to complete the
11 ~~five-hour~~ ten-hour continuing education requirement. If the holder
12 of the inactive license has been in the military service during the
13 entire time of inactive license status, only ~~five (5)~~ ten (10) clock
14 hours of continuing education and the license fee shall be required
15 for the reactivation of the license.

16 SECTION 3. This act shall become effective November 1, 2008.

17
18 51-2-8973 LRB 12/27/07
19
20
21
22
23
24