

BILL SUMMARY
2nd Session of the 52nd Legislature

Bill No.:	SB 2180
Version:	Committee Substitute
Author:	Rep. Jordan/ Sen. Newberry
Date:	4/12/2010
Impact:	CIB: Budget Neutral

Bill Summary

Research Analyst: Arnella Karges

The Committee Substitute for SB2180 creates the “Roofing Contractor Registration Act,” which includes the following provisions:

- Definitions for the act;
- Prohibits a person from engaging in the business of or acting in the capacity of a roofing contractor without valid registration;
- Designates the Construction Industries Board (CIB) as registrar and authorizes the Board to employ necessary assistance, procure supplies and equipment, and promulgate rules to implement the act;
- Provides requirements for roofing contractor applicants and grounds for disqualification, including carrying liability insurance of at least \$500,000 and workers’ compensation coverage;
- Requires the CIB to determine within 25 days of receiving an application for a roofing contractor registration certificate that it will be approved and to notify the applicant in writing if the application is deficient or refused;
- Requires the CIB to notify the contractors if they have allegedly violated the act and prohibit the contractors from entering new projects;
- Authorizes registered roofing contractors to engage in roofing business in Oklahoma under certain limitations, including paying state taxes;
- Creates an initial roofing contractor certificate registration and renewal fee, set at \$300 annually;
- Provides exemptions for the act, including an owner of personal property or federal, state, or other government employees;
- Provides procedure for renewal of a roofing contractor registration certificate;
- Requires the CIB to maintain records for public inspection;
- Provides for a complaint procedure, authorizing the Attorney General or District Attorney to bring action against the registered roofing contractor or others not properly certified acting in violation of the act;
- Provides for nonresident contractors to appoint the Secretary of State as the applicants agent for any lawful process in actions against a nonresident contractor;
- Requires roofing contractors to submit registration certificate number when applying for any building permit in Oklahoma;
- Requires roofing contractors to display their registration number on commercial vehicles, business cards, correspondence, and contracts; and
- Creates the “Roofing Contractor Registration Revolving Fund” for the Construction Industries Board.

The measure is in addition to, and not in lieu of, any required licensure of persons for certain professions and trades in Oklahoma.

The Title and Enacting Clause are stricken on the Committee Substitute for SB2180.

Fiscal Summary

Fiscal Analyst: John McPhetridge

SB 2180 in its current form, creates the “Roofing Contractor Registration Act” and provides for it to be administered by the Construction Industries Board (CIB). The Act provides for the registration and regulation of roofing contractors, and authorizes CIB to establish application fees renewal fees, and reinstatement fees not to exceed \$300, as well as, permit fees, name and address change fees not to exceed \$25, late renewal fees not to exceed \$100, and certified copy fees not to exceed \$10. Fee revenue shall be deposited in a revolving fund created by the Act and used to implement and administer the Act. The act also authorizes CIB to assess administrative fines up to \$2,500 for violations of the Act.

Fiscal Analysis

SB 2180 in its current form, authorizes the CIB to establish certain fees to support the implementation of the Act and the regulation provided for in the Act. CIB estimates less than 235 entities would be subject to regulation under the act, and the costs associated with the Act can adequately be offset by the authorized fees provided for in the Act, making it budget neutral.

Long Term Fiscal Considerations

None

Fiscal Analysis Reviewed By:

Janice Buchanan

House Fiscal Director