

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 SENATE BILL 1868

By: Newberry

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5
6 AS INTRODUCED

7 An Act relating to the Roofing Contractor
8 Registration Act; amending 59 O.S. 2011, Section
9 1151.2, which relates to definitions; modifying
10 definition; providing certain exception to
11 definition; providing an effective date; and
12 declaring an emergency.

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

14 SECTION 1. AMENDATORY 59 O.S. 2011, Section 1151.2, is
15 amended to read as follows:

16 Section 1151.2. As used in the Roofing Contractor Registration
17 Act:

18 1. "Roofing contractor" means any person, including a
19 subcontractor and nonresident contractor, engaged in the business of
20 commercial or residential roofing services for a fee, or who offers
21 to engage in or solicits roofing-related services, including
22 construction, installation, renovation, repair, maintenance,
23 alteration, and waterproofing. Roofing contractor shall not mean:
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1 a. a person engaged in the demolition of a structure or
2 the cleanup of construction waste and debris that
3 contains roofing material ~~not~~,

4 b. a person working under the direct supervision of the
5 roofing contractor who is hired either as an employee,
6 day laborer, or contract laborer, or

7 c. a person working on his or her own property, whether
8 actually performing the work or using the assistance
9 or labor of family members, relatives, neighbors or
10 employees;

11 2. "Nonresident contractor" means any contractor who has not
12 established and maintained a place of business as a roofing
13 contractor in this state within the preceding year, or who claims
14 residency in another state, or who has not submitted an income tax
15 return as a resident of this state within the preceding year;

16 3. "Person" means any individual, firm, partnership,
17 association, corporation, limited liability company, or other group
18 or combination thereof acting as a unit, unless the intent to give a
19 more limited meaning is disclosed clearly by ~~this act~~ the Roofing
20 Contractor Registration Act;

21 4. "Public contract" means a contract with the State of
22 Oklahoma, its political subdivisions, or any board, commission, or
23 department thereof, or with any board of county commissioners, or
24 with any city council, school board, or with any state or municipal

1 agency, or with any other public board, body, commission, or agency
2 authorized to award contracts for the construction or reconstruction
3 of public work and includes subcontracts undertaken to perform works
4 covered by the original contract or any part thereof; and

5 5. "Registrar" means the Construction Industries Board or any
6 person designated by the Board to administer the provisions of ~~this~~
7 ~~act~~ the Roofing Contractor Registration Act.

8 SECTION 2. This act shall become effective July 1, 2012.

9 SECTION 3. It being immediately necessary for the preservation
10 of the public peace, health and safety, an emergency is hereby
11 declared to exist, by reason whereof this act shall take effect and
12 be in full force from and after its passage and approval.

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