

BILL SUMMARY
2nd Session of the 53rd Legislature

Bill No.:	SB 1868
Version:	CCR A
Request Number:	
Author:	Newell
Date:	5/21/2012
Impact:	\$0 state cost

Research Analysis

SB 1868 requires commercial roofing contractors, including nonresidents, soliciting or performing roofing services in the state to take and pass a commercial roofing examination in order to be registered as a commercial roofing contractor. Once the applicant passes the exam or is allowed an exemption, the registrar will issue a three-year commercial roofer endorsement on the roofing contractor registration. The fee is \$100. To renew after three years, the measure requires the contractor to attend an approved continuing education course and pay a \$50 endorsement renewal fee. The measure provides for an application for exemption for owners and employees of businesses that have been in the state for more than five years.

In a state of emergency, the measure authorizes the registrar to permit nonresident contractors to operate under a temporary license valid for six months. Nonresident contractors will be required to pass the exam within 30 days of entering the state and also must substantiate prior experience.

The exam fee will be \$150 for the portion covering professional competencies, skills and best practices and \$50 for the portion on Oklahoma law and construction codes. Applicants may retake the exam if they do not pass the first time but not more than twice in one year, and they must wait at least 30 days between repeat testing except as allowed during a state of emergency. The Construction Industries Board registrar must offer the exam at least monthly.

The measure also creates the Roofing Examination and Review Board to develop the exam and scoring mechanism. The board will commence its work within 30 days of the last member's appointment and terminate 30 days after the first exam date. The Governor is required to reconstitute the board ever third year before Sept. 1. If the Legislature makes significant legislative changes to the act or the construction codes are amended, the Governor may reconstitute the board earlier. Membership will include a licensed architect, a licensed engineer, a general contractor, two commercial roofing contractors, an employee of the Construction and Property Division of the Oklahoma State Department of Central Services and an attorney. The Governor must select the architect, engineer and contractor members from a list of three eligible individuals submitted by a state organization representing them. Members may be reappointed without limit.

It requires the registrar to pay travel reimbursement for members and employ at least one person to conduct the exams, score them and notify examinees of the results. It also requires the registrar to develop an application form and procedures for test taking and retaking in addition to maintaining records on each registered contractor for the roofing contractor registration database.

The measure amends the definition of *roofing contractor* within the Roofing Contractor Registration Act by clarifying that a roofing contractor does not mean those home or farm owners working on their own property even if they do not perform the work themselves and use

the labor of family, neighbors or employees. It defines a *commercial roofing contractor* to mean any person who acts as a roofing contractor and engages in services on commercial, industrial or public buildings or structures.

Prepared By: Robin McAlister

Fiscal Analysis

CCR A for SB 1868 creates the Roofing Examination and Review Board under the purview of the Construction Industries Board. The purpose of the RERB is to create commercial roofing examinations. The fees provided for in the measure will be placed into a revolving fund and will be used to design the test and salary expenses for newly-hired testers will be paid for by the CIB from the fund and therefore there is no state fiscal impact to the measure.

Prepared By: Mark Nichols

Other Considerations

None