

**BILL SUMMARY**  
2nd Session of the 53rd Legislature

<b>Bill No.:</b>	<b>SB 1868</b>
<b>Version:</b>	<b>Engrossed</b>
<b>Request Number:</b>	
<b>Author:</b>	<b>Newell</b>
<b>Date:</b>	<b>3/28/2012</b>
<b>Impact:</b>	<b>\$0 state cost</b>

**Research Analysis**

SB 1868 requires commercial roofing contractors operating in the state, including non-residents, to take and pass a commercial roofing examination every three years in order to act as a contractor and to register or renew their registration. 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. The Construction Industries Board registrar must offer the exam at least monthly.

Failure to comply with the exam requirements will be considered a violation of the act and subject to penalty or registration revocation. In a state of emergency, the Governor may direct the registrar to waive the exam requirement for nonresident commercial roofing contractors when a clear need exists for commercial roofing services. Nonresident contractors will be required to register in the state and substantiate their experience.

It 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 every 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 a lay member. 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.

The measure 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**

Engrossed SB 1868 provides for commercial roofing examinations through the Construction Industries Board. The exam fees of \$200 will be placed into a revolving fund and testing and salary expenses for newly-hired testers will be paid for from the fund and therefore there is no state fiscal impact to the measure.

Prepared By: Mark Nichols

**Other Considerations**

None