

1 ENGROSSED SENATE  
2 BILL NO. 1068

By: Newberry of the Senate

3 and

4 McBride of the House

5  
6 [ general contractors - setting date - Construction  
7 Industries Board - - exempting certain types of work  
8 - codification - effective date -  
9 emergency ]

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

11 SECTION 1. NEW LAW A new section of law to be codified  
12 in the Oklahoma Statutes as Section 1160 of Title 59, unless there  
13 is created a duplication in numbering, reads as follows:

14 Beginning on and after July 1, 2014, every person acting in the  
15 capacity of a general contractor, whether a resident or nonresident  
16 of this state, including all primary, subcontractor and independent  
17 contractors on any commercial construction project as defined in  
18 this section, shall be required to be licensed, bonded, insured,  
19 experienced, qualified and successfully examined in this state prior  
20 to soliciting, offering, contracting for, entering into any  
21 agreement, or engaging or performing such construction work in this  
22 state.

23 The Construction Industries Board shall not later than November  
24 1, 2013, define, evaluate, determine and recommend what license

1 terms, conditions, fees, bond amounts, insurance amounts,  
2 experience, qualifications, and examinations must be successfully  
3 completed for a general contractor to act under this provision and  
4 be licensed in this state. The Construction Industries Board shall  
5 present its determinations and recommendations to the Legislature in  
6 a written report to be filed with the President Pro Tempore of the  
7 Senate and the Speaker of the House of Representatives, together  
8 with all proposed costs of administering general contractor  
9 licensing and all proposed requirements for staffing, enforcement  
10 and financial support, by November 1, 2013.

11 For purposes of this section, the term "commercial construction  
12 project" means any land development, construction, installation,  
13 renovation, repair, remodel, maintenance, alteration or demolition  
14 of a public building or structure, or any land, building or  
15 structure where the general public is permitted to enter upon for  
16 any purpose or to use the developed space for any designated  
17 purposes, including but not limited to: apartment buildings, units,  
18 tennis courts, pools, clubhouses or related complexes or structures;  
19 residential buildings, complexes or developments of more than four  
20 housing units capable of providing living space for four or more  
21 separate families or individuals; jail and prison housing,  
22 buildings, complexes and any restrictive, special-needs or medical  
23 facility for use by detainees or inmates; office space, buildings,  
24 structures, developments or complexes; churches, campsites, retreat

1 centers, places of worship or structures related to churches or  
2 places of worship; recreational, athletic or sports centers,  
3 buildings, gymnasiums, arenas, pools, running tracks, horse tracks,  
4 casinos, clubs, or related structures; restaurants, bars, dance  
5 studios, and movie theaters; automotive, truck, power sports,  
6 agricultural machines, and trailer sales offices, lots and/or  
7 services and repair facilities; industrial-use buildings, units,  
8 warehouses, manufacturing structures, or storage units; parking lots  
9 and garages; retail and wholesale shopping centers, malls, strip  
10 developments, buildings or space; professional-use buildings,  
11 hospitals, clinics, offices and related special equipment-use  
12 facilities; banks; and development of any land that is zoned  
13 commercial, retail, industrial, manufacturing, or for any other  
14 public use or purpose. This definition shall not apply to a  
15 residential home builder, remodeler, renovator or handyman whose  
16 primary construction projects are related to single residential  
17 homes, duplexes, three- or four-plexes; one-car to four-car garages  
18 and carports; patio rooms, sun rooms and additions to a residential  
19 home; gazeboes; storage sheds; and residential structures and  
20 concrete work.

21 SECTION 2. This act shall become effective July 1, 2013.

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

3 Passed the Senate the 4th day of March, 2013.

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Presiding Officer of the Senate

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7 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
8 2013.

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Presiding Officer of the House  
of Representatives

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