

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 CONFERENCE COMMITTEE SUBSTITUTE

4 FOR ENGROSSED

SENATE BILL 306

By: Leftwich of the Senate

5 and

6 Jordan of the House

7  
8 CONFERENCE COMMITTEE SUBSTITUTE

9 An Act relating to cities and towns; requiring  
10 verification that certain contractors have certain  
11 insurance or exemption verification documentation;  
12 providing exemption; providing for certain fee;  
13 exempting entities from certain liability; providing  
14 for codification; and providing an effective date.

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

16 SECTION 1. NEW LAW A new section of law to be codified  
17 in the Oklahoma Statutes as Section 43-109.2 of Title 11, unless  
18 there is created a duplication in numbering, reads as follows:

19 A. Any entity that issues building permits shall, before  
20 issuance of a residential building permit, obtain a certificate of  
21 insurance from the appropriate insurer that the contractor has  
22 general liability insurance in an amount required by other  
23 construction trade contractors licensed by the Construction  
24 Industries Board and that the contractor has workers' compensation  
insurance or a workers' compensation exemption verification  
document. A residential building permit shall be defined for this

1 section as any building permit for a single-family or a duplex  
2 residential structure and shall include construction of a new  
3 structure, remodel of an existing structure, and the addition to an  
4 existing structure. Not included under the definition of a  
5 residential building permit are a single-family or a duplex carport,  
6 patio cover, storage building, accessory building, pool, or fence.

7 B. This provision shall not apply to a person or persons  
8 performing the construction or remodeling to his, her, or their own  
9 existing single-family or duplex structure on their own property,  
10 unless the modifications are being performed by and the permit  
11 acquired by a general contractor or subcontractor, in which case the  
12 general contractor or subcontractor shall meet the requirements set  
13 forth in this section.

14 C. If the entity should require a contractor to register in  
15 order to monitor insurance verifications, the registration fee shall  
16 not exceed the fee assessed by the entity for other construction  
17 trade contractors licensed by the Construction Industries Board.

18 D. The entity shall not be liable if the documentation provided  
19 is false or if the general liability insurance or workers  
20 compensation insurance lapses after the building permit is issued.

21 SECTION 2. This act shall become effective November 1, 2009.

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23 52-1-1943

JT

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