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AS AMENDED

By: Jech

[roofing - exceptions - certain metal structures]

SECTION 1. AMENDATORY 59 O.S. 2011, Section 1151.9, as amended by Section 7, Chapter 270, O.S.L. 2014 (59 O.S. Supp. 2017, Section 1151.9), is amended to read as follows:

B. The Roofing Contractor Registration Act does not apply to:

1. An actual owner of residential or farm property who physically performs, or has family member, employee or employees who perform with or without remuneration, roofing services including, construction, installation, renovation, repair, maintenance, alteration, waterproofing, or removal of materials or structures on property owned by such person;

1 2. Any authorized employee, representative or representatives
2 of the United States Government, the State of Oklahoma, or any
3 county, municipality, or other political subdivision of this state;

4 3. Any person who furnishes any fabricated or finished product,
5 material, or article of merchandise which is not incorporated into
6 or attached to real property by such person so as to become affixed
7 thereto;

8 4. Any person including churches or other charitable entities
9 that provide roof repairs or replacements at no charge using
10 volunteer labor;

11 5. Any employee of a registrant who does not hold himself or
12 herself out for hire, advertise, or engage in contracting, except as
13 an employee of a registrant;

14 6. Licensed engineers, licensed architects, licensed HVAC and
15 any other person licensed by the jurisdiction, operating under the
16 purview and within the scope of their respective license;

17 7. A person who only furnishes roofing materials, roofing
18 supplies or equipment and does not, nor do the person's employees,
19 install or fabricate them into or consume them in the performance of
20 the work of the roofing contractor;

21 8. Prime contractors, general contractors, property managers
22 and project managers who bid on construction trade work in areas
23 additional to roofing contractor work, and subcontract the roofing
24 contractor work as long as they subcontract the roofing work to a

1 currently registered roofing contractor who is in good standing; if
2 the bid is solely for roofing contractor work, then a registration
3 is required;

4 9. Owners of commercial properties including residential rental
5 properties consisting of four dwelling units or less, when acting as
6 their own roofing contractor and providing all material supervision
7 themselves, lessees of residential properties with the consent of
8 the owner, who, whether themselves or with their own employees,
9 perform roofing construction in or upon the properties, all
10 installing roofing materials according to the International Building
11 Code, as adopted by the Oklahoma Uniform Building Code Commission,
12 or the manufacturer's installation instructions; ~~or~~

13 10. Owners of property when acting as their own roofing
14 contractor, providing all material supervision themselves, and
15 installing roofing materials according to the International
16 Residential Code, as adopted by the Oklahoma Uniform Building Code
17 Commission, or the manufacturer's installation instructions when
18 building or improving a single-family dwelling residence on such
19 property for the occupancy of such owners and not intended for sale
20 or rent. In any action brought under the Roofing Contractor
21 Registration Act, proof of the sale or offering for sale of such
22 structure or the renting or offering to rent of such structure by
23 the owners of the property within one (1) year after substantial
24 completion of the structure when the structure can be occupied and

1 used as intended but punch list items may remain, is presumptive
2 evidence that the construction was undertaken with the intent of
3 sale or rent; or

4 11. Commercial business entities and their employees whose
5 primary business and purpose is the construction, assembly and
6 installation of prefabricated, manufactured and engineer-designed
7 metal structures or metal buildings, including additions and repairs
8 to such structures or buildings.

9 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS, COMMERCE AND TOURISM
10 March 1, 2018 - DO PASS AS AMENDED
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