

1 ENGROSSED SENATE AMENDMENT
TO

2 ENGROSSED HOUSE
BILL NO. 1628

By: Sneed of the House

3
4 and

Coleman of the Senate
5
6

7 An Act relating to professions and occupations;
8 amending 59 O.S. 2021, Section 1151.2a, which relates
9 to the Construction Industries Board; authorizing the
10 Construction Industries Board to administer and
11 enforce residential roofer endorsement provisions;
12 amending 59 O.S. 2021, Section 1151.5, which relates
13 to roofing contractor registration; modifying various
14 requirements to obtain a roofing contractor license;
15 amending 59 O.S. 2021, Section 1151.8, which relates
16 to registration fees; modifying registration fees;
17 establishing the residential roofer endorsement
18 examination; providing for codification; and
19 providing an effective date.

20 AMENDMENT NO. 1. Page 1, strike the title, enacting clause and
21 entire bill and insert

22 "An Act relating to Roofing Contractor Registration
23 Act; amending 59 O.S. 2021, Sections 1151.2a, 1151.5,
24 and 1151.10, which relate to administration and
enforcement, application and denial for registration,
and issuance or denial of registration or
endorsement; authorizing the Construction Industries
Board to administer and enforce residential roofer
endorsement provisions; modifying requirements to
obtain certain license; establishing certain time
frame for issuance of certain residential
registration; providing certain expiration date for
certain registration; establishing certain
requirements for issuance of certain residential
roofer endorsement; establishing certain endorsement
application for certain residential roofing

1 contractor; updating statutory language; updating
2 statutory references; providing for codification; and
3 providing an effective date.

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

5 SECTION 1. AMENDATORY 59 O.S. 2021, Section 1151.2a, is
6 amended to read as follows:

7 Section 1151.2a. A. The Construction Industries Board is
8 authorized to administer and enforce the Roofing Contractor
9 Registration Act.

10 B. 1. The Construction Industries Board is authorized to
11 administer and enforce the commercial roofer endorsement provisions
12 of the Roofing Contractor Registration Act.

13 2. The Construction Industries Board shall have the authority
14 to administer and enforce the provisions of the commercial roofer
15 endorsement provisions of the Roofing Contractor Registration Act,
16 including the authority to:

- 17 a. establish the examination and continuing education
18 requirements and procedures for endorsements of
19 persons desiring or intending to engage in the
20 business or trade of a commercial roofing contractor
21 with the advice and input from the Committee of
22 Roofing Examiners using assistance from a third-party
23 vendor as necessary and appropriate,
24

- 1 b. establish and enforce the minimum standards of
2 commercial roofer endorsements in this state and rules
3 promulgated pursuant to the commercial roofer
4 endorsement provisions of the Roofing Contractor
5 Registration Act with the advice and input from the
6 Committee of Roofing Examiners,
7 c. promulgate, prescribe, amend, and repeal rules
8 necessary to implement the provisions of the
9 commercial roofer endorsement of the Roofing
10 Contractor Registration Act with the advice and input
11 from the Committee of Roofing Examiners,
12 d. issue, renew, suspend, revoke, modify, or deny
13 endorsements to engage in commercial roofing
14 contractor work pursuant to the Roofing Contractor
15 Registration Act,
16 e. conduct investigations for the purpose of inspecting
17 commercial roofer endorsements for compliance with the
18 commercial roofer endorsement provisions of the
19 Roofing Contractor Registration Act, and of the rules
20 of the Board promulgated pursuant thereto, into the
21 qualifications of applicants and allegations of
22 violations,
23 f. establish and levy administrative fines against any
24 person who violates any of the provisions of the

1 commercial roofer endorsement standards of the Roofing
2 Contractor Registration Act or any rule promulgated
3 pursuant thereto, not to exceed five percent (5%) of
4 the commercial job. For any residential job, on a
5 first violation, the Board may ~~issue a warning~~ levy an
6 administrative fine not to exceed Five Hundred Dollars
7 (\$500.00); on any second violation, ~~levy and an~~ an
8 administrative fine not to exceed ~~Five Hundred Dollars~~
9 ~~(\$500.00)~~ One Thousand Dollars (\$1,000.00); on a third
10 violation, levy an administrative fine not to exceed
11 Three Thousand Five Hundred Dollars (\$3,500.00); and
12 for any subsequent violation, revoke the registration
13 and commercial roofer endorsement,

14 g. initiate disciplinary proceedings and provide hearings
15 on any person who violates any of the provisions of
16 the commercial roofer endorsement standards of the
17 Roofing Contractor Registration Act or any rule
18 promulgated pursuant thereto,

19 h. request prosecution of and initiate injunctive
20 proceedings against any person who violates any of the
21 provisions of the commercial roofers endorsement in
22 the Roofing Contractor Registration Act or any rule
23 promulgated pursuant to the commercial roofer
24

1 endorsement of the Roofing Contractor Registration
2 Act, and

- 3 i. exercise all incidental powers as necessary and proper
4 to implement and enforce the provisions of the
5 commercial roofer endorsement of the Roofing
6 Contractor Registration Act and the rules promulgated
7 pursuant thereto.

8 C. 1. The Construction Industries Board shall administer and
9 enforce the residential roofer endorsement provisions of the Roofing
10 Contractor Registration Act.

11 2. The Construction Industries Board shall administer and
12 enforce the provisions of the residential roofer endorsement
13 provisions of the Roofing Contractor Registration Act, including:

14 a. establish the examination and continuing education
15 requirements and procedures for endorsements of
16 persons desiring or intending to engage in the
17 business or trade of a residential roofing contractor
18 with the advice and input from the Committee of
19 Roofing Examiners using assistance from a third-party
20 vendor as necessary and appropriate,

21 b. establish and enforce the minimum standards of
22 residential roofer endorsements in this state and
23 rules promulgated pursuant to the residential roofer
24 endorsement provisions of the Roofing Contractor

1 Registration Act with the advice and input from the
2 Committee of Roofing Examiners,

3 c. promulgate, prescribe, amend, and repeal rules
4 necessary to implement the provisions of the
5 residential roofer endorsement of the Roofing
6 Contractor Registration Act with the advice and input
7 from the Committee of Roofing Examiners,

8 d. issue, renew, suspend, revoke, modify, or deny
9 endorsements to engage in residential roofing
10 contractor work pursuant to the Roofing Contractor
11 Registration Act,

12 e. conduct investigations for the purpose of inspecting
13 residential roofer endorsements for compliance with
14 the residential roofer endorsement provisions of the
15 Roofing Contractor Registration Act, and of the rules
16 of the Board promulgated pursuant thereto, into the
17 qualifications of applicants and allegations of
18 violations,

19 f. establish and levy administrative fines against any
20 person who violates any of the provisions of the
21 residential roofer endorsement standards of the
22 Roofing Contractor Registration Act or any rule
23 promulgated pursuant thereto. For any residential
24 job, on a first violation, the Board may levy an

1 administrative fine not to exceed Five Hundred Dollars
2 (\$500.00); on any second violation, levy an
3 administrative fine not to exceed One Thousand Dollars
4 (\$1,000.00); on a third violation, levy an
5 administrative fine not to exceed Three Thousand Five
6 Hundred Dollars (\$3,500.00); and for any subsequent
7 violation, revoke the registration and residential
8 roofer endorsement,

9 g. initiate disciplinary proceedings and provide hearings
10 on any person who violates any of the provisions of
11 the residential roofer endorsement standards of the
12 Roofing Contractor Registration Act or any rule
13 promulgated pursuant thereto,

14 h. request prosecution of and initiate injunctive
15 proceedings against any person who violates any of the
16 provisions of the residential roofers endorsement in
17 the Roofing Contractor Registration Act or any rule
18 promulgated pursuant to the residential roofer
19 endorsement of the Roofing Contractor Registration
20 Act, and

21 i. exercise all incidental powers as necessary and proper
22 to implement and enforce the provisions of the
23 residential roofer endorsement of the Roofing
24

1 Contractor Registration Act and the rules promulgated
2 pursuant thereto.

3 SECTION 2. AMENDATORY 59 O.S. 2021, Section 1151.5, is
4 amended to read as follows:

5 Section 1151.5. A. Applications for registration shall be made
6 to the Construction Industries Board in writing on forms approved
7 and provided by the Board and shall be accompanied by the proper
8 fee.

9 B. An applicant or qualifying party whose registration is
10 denied, or the person has a conviction, or pled guilty or nolo
11 contendere to a misdemeanor, or otherwise fails to meet the
12 requirements of application, may obtain a hearing before the
13 Committee of Roofing Examiners in order to provide information in
14 support of the application requirements and any other information
15 showing the applicant's ability and willingness to comply with the
16 requirements of the Roofing Contractor Registration Act, and to
17 protect the public health, safety and welfare.

18 C. To obtain a roofing contractor registration under the
19 Roofing Contractor Registration Act, a qualifying party who is
20 eighteen (18) years of age or older shall submit, on forms the
21 registrar prescribes:

22 1. An application under oath containing a statement:

23 a. of the qualifying party's experience and
24 qualifications as a roofing contractor, if any,

- 1 b. that the qualifying party desires the issuance of a
2 roofing contractor registration certificate,
3 c. that the qualifying party has read the Roofing
4 Contractor Registration Act and will comply with the
5 provisions of the Roofing Contractor Registration Act
6 and rules,
7 d. that the qualifying party will comply with state laws
8 and local ordinances relating to standards and
9 permits,
10 e. that the qualifying party has or has not been
11 registered or licensed as a roofing contractor in
12 another state and whether any disciplinary action has
13 been taken against such registration or license and
14 whether it is currently in good standing, and
15 f. that the nonresident qualifying party appoints the
16 Secretary of State as legal service agent for all
17 lawful process to be served upon the applicant for
18 work performed in this state or as otherwise provided
19 in the Roofing Contractor Registration Act;

20 2. The qualifying party's name, physical address and proof
21 thereof, business name, telephone number, address and place of
22 incorporation, if different, information on any other person who
23 will be authorized to act as the business entity, and the
24 applicant's ~~phone~~ telephone number, if different;

1 3. The entity's federal tax ID number, or the employer's or
2 owner's or qualifying party's ~~social security~~ Social Security
3 number, and the employer's account number assigned by the Oklahoma
4 Employment Security Commission. The ~~social security~~ Social Security
5 number information shall remain with the registrar as confidential
6 and privileged except for necessary disclosures to state agencies to
7 verify compliance with requirements with this act, or upon request
8 by law enforcement; and

9 4. A copy of the roofing contractor's certificate of liability
10 insurance shall be filed with the application and shall be not less
11 than Five Hundred Thousand Dollars (\$500,000.00) for residential
12 roofing contractor work and shall not be less than One Million
13 Dollars (\$1,000,000.00) for commercial roofing contractor work.
14 Additionally, the Construction Industries Board shall be listed as a
15 certificate holder. Any insurance company issuing a liability
16 policy to a roofing contractor pursuant to the provisions of the
17 Roofing Contractor Registration Act shall be required to notify the
18 Construction Industries Board in the event such liability policy is
19 ~~cancelled~~ canceled for any reason or lapses for nonpayment of
20 premiums. All registrations granted under the Roofing Contractor
21 Registration Act shall be suspended on the date of the policy
22 cancellation. The registrar must receive proof of insurance prior
23 to restoring the registration.

24

1 In addition, the roofing contractor shall submit proof that the
2 contractor has secured workers' compensation coverage satisfactory
3 under the Workers' Compensation Act, or an affidavit of exemption or
4 self-insurance as authorized pursuant to the Workers' Compensation
5 Act. If the registrar deems it appropriate or necessary, the
6 registrar may also require other information to be included on the
7 application form to assist the registrar in registering the person
8 as a contractor.

9 D. The qualifying party applying for a commercial roofer
10 endorsement must provide information on the legal entity, including,
11 but not limited to, the articles, organizational agreements or
12 documents establishing the legal entity, including a list of the
13 officers, members, managers, partners, or other managing agents of
14 the legal entity. The qualifying party shall also provide a
15 certificate of good standing or a trade name report from the Office
16 of the Secretary of State.

17 E. The registrar shall refuse to register any person if the
18 registrar determines:

19 1. The application contains false, misleading, or incomplete
20 information;

21 2. The applicant fails to provide a certificate of good
22 standing or a trade name report from the Office of the Secretary of
23 State;

24

1 3. The applicant, qualifying party, or any member of the legal
2 entity fails or refuses to provide any information requested by the
3 registrar;

4 4. The applicant fails or refuses to pay the required fees;

5 5. The applicant, qualifying party, or owner or officer or
6 managing member of the legal entity is ineligible for registration
7 due to a suspended or revoked registration in this state;

8 6. The nonresident applicant has a revoked or suspended
9 registration or license required by law for roofing contractors in
10 another state; or

11 7. The applicant, qualifying party, or legal entity has failed
12 or refuses to submit any taxes due in this state.

13 F. The registrar shall notify the applicant in writing if the
14 registrar denies a registration or renewal certificate, and shall
15 provide the applicant an opportunity to respond to or cure any
16 defect in the written application or renewal for a period of ten
17 (10) days from the date of the written notification. An applicant
18 aggrieved by a decision of the registrar denying a registration or
19 renewal may appeal the decision as provided in the Roofing
20 Contractor Registration Act, the Construction Industries Board Act,
21 or the Administrative Procedures Act, or the applicant may reapply
22 after a ninety-day waiting period, if otherwise eligible under the
23 provisions of the Roofing Contractor Registration Act. The
24 application and renewal fees shall not be refundable.

1 G. The registrar shall classify as not in good standing the
2 registration of any roofing contractor who fails to:

- 3 1. Maintain liability insurance coverage;
- 4 2. Maintain workers' compensation coverage satisfactory under
5 the Workers' Compensation Act, or provide an affidavit of exemption
6 or self-insurance as authorized pursuant to the Workers'
7 Compensation Act;
- 8 3. File, renew, or properly amend any fictitious name
9 certificate;
- 10 4. Maintain an active status of a corporation or registration
11 as a foreign corporation, a limited liability company or
12 registration as a foreign limited liability company, a limited
13 liability partnership registration or foreign limited liability
14 partnership registration, or a limited partnership certificate or
15 limited partnership or foreign limited partnership certificate of
16 authority, with the Office of the Secretary of State;
- 17 5. File or renew a trade name registration;
- 18 6. Maintain or renew a roofing contractor registration as
19 provided in the Roofing Contractor Registration Act;
- 20 7. Notify the registrar of a change in name, address, legal
21 business entity, qualifying party, legal service agent, or
22 adjudication by a court of competent jurisdiction for any act or
23 omission specified in subsection A of Section 1151.14 of this title
24 or a violation of the Roofing Contractor Registration Act;

1 8. Maintain a registration as required by law in another state
2 while registered in this state as a nonresident roofing contractor;
3 or

4 9. File and pay all taxes of the qualifying party and legal
5 entity when due in this state.

6 H. The registrar shall send a written notice to the qualifying
7 party when his or her registration is not in good standing.

8 I. Any roofing contractor who has been notified by the
9 registrar that his or her registration is not in good standing shall
10 cease soliciting or entering new roofing services and projects as of
11 the date of such notification; however, the roofing contractor shall
12 be allowed to complete roofing projects where actual physical work
13 has begun prior to the date of issuance of the notice that his or
14 her registration is not in good standing. The roofing contractor
15 must disclose the change in standing to any homeowner or other
16 person who has an interest in any job covered under the Roofing
17 Contractor Registration Act. Upon notice of a change in standing,
18 the homeowner shall have the option to cancel the contract. The
19 roofing contractor will be owed the actual cost incurred for
20 materials and the market value of labor already incurred on the job.
21 The roofing contractor must obtain an updated authorization from the
22 homeowner and other parties of interest if there is an agreement to
23 continue the job as originally negotiated. If the roofing
24 contractor fails to correct the deficiency specified in the notice

1 by evidence satisfactory to the registrar within thirty (30) days of
2 the date of the notice, or if the roofing contractor solicits or
3 enters into new roofing services contracts or projects while the
4 roofing contractor's registration is not in good standing, or while
5 such registration is suspended or revoked, the roofing contractor
6 shall be in violation of the provisions of the Roofing Contractor
7 Registration Act.

8 J. Any registration that remains not in good standing for a
9 sixty-day period shall be suspended on the sixtieth day from the
10 date of issuance of the notice to the roofing contractor that his or
11 her registration is not in good standing. Any registration that
12 remains not in good standing, and is suspended for such cause, shall
13 be revoked on the ninetieth day from the date of issuance of the
14 notice to the roofing contractor that his or her registration is not
15 in good standing. The registrar shall notify the roofing contractor
16 upon suspension or revocation of his or her registration for failure
17 to comply in bringing such registration into good standing as
18 required by law. The roofing contractor may reinstate his or her
19 registration to good standing by paying the required fees provided
20 in Section 1151.12 of this title and complying with all other
21 requirements for issuance of a registration in good standing.

22 K. Any registrant, qualifying party, or roofing company owner
23 aggrieved by the decision of the registrar to suspend or revoke a
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1 registration pursuant to this section may appeal such decision as
2 provided in this act or the Administrative Procedures Act.

3 SECTION 3. AMENDATORY 59 O.S. 2021, Section 1151.10, is
4 amended to read as follows:

5 Section 1151.10. A. Within twenty-five (25) calendar days from
6 the date of application, the registrar shall either issue or deny
7 the roofing contractor registration. No registration shall be
8 issued to a qualifying party until the registrar receives all
9 documentation and fees necessary to obtain a registration
10 certificate in good standing. The registration certificate issued
11 on an original application entitles the person to act as a roofing
12 contractor within this state, subject to the limitations of the
13 Roofing Contractor Registration Act. Until January 1, 2015, all
14 registrations shall expire on June 30 of each year and may be
15 renewed from year to year. Beginning no later than January 1, 2015,
16 all registrations issued shall be renewed based on staggered
17 expiration dates of the last day of the birth month of the
18 qualifying party so that all registrations and endorsements shall
19 expire on the last day in the birth month of the qualifying party.
20 The Construction Industries Board is authorized to prorate
21 registration and renewal fees, as described by rule, so that
22 beginning January 1, 2015, or thirty (30) days after rules have been
23 approved, fees for renewals previously due by June 30, 2015, are
24 prorated and converted to be due the last day of the birth month of

1 the qualifying party by shortening or lengthening the next renewal
2 date by up to six (6) months. Beginning ~~the effective date of this~~
3 ~~act~~ November 1, 2014, new initial registrations and endorsements
4 will be issued for up to eighteen (18) months and due for renewal
5 the last day of the birth month of the qualifying party. After
6 initial proration or conversion to birth month, no subsequent
7 registration or endorsement shall be issued for longer than one (1)
8 year and all endorsements shall expire on the last day in the birth
9 month of the qualifying party. The Construction Industries Board
10 shall implement rules for the scheduling of expiration and renewal
11 of registrations and endorsements, including the prorating of fees
12 and the identification and information of the qualifying party. The
13 commercial or residential roofer endorsement shall expire on the
14 expiration date of the supporting registration.

15 B. An applicant or qualifying party whose registration or
16 endorsement is refused or denied by the registrar may obtain a
17 hearing before the Committee of Roofing Examiners with written
18 notice to the registrar of the grounds for appeal and identification
19 of evidence to be presented in support of the application
20 requirements and any other information showing the applicant's
21 ability and willingness to comply with the requirements of the act,
22 and to protect the public health, safety and welfare. Such appeals
23 to the Committee of Roofing Examiners shall be made by the
24 qualifying party in writing to the registrar within fourteen (14)

1 days from the date of the written notification of denial or refusal
2 to register or endorse.

3 C. The Construction Industries Board shall issue a commercial
4 or residential roofer endorsement to any person who:

5 1. Has been certified by the Committee of Roofing Examiners as
6 having successfully passed the appropriate examination; and

7 2. Has paid the application and endorsement fee and has
8 otherwise complied with all of the provisions of the commercial or
9 residential roofer endorsement of the Roofing Contractor

10 Registration Act. The endorsement fee is hereby established as up
11 to Two Hundred Dollars (\$200.00). Renewal of a commercial or
12 residential roofer endorsement shall be One Hundred Dollars
13 (\$100.00).

14 Endorsements renewed more than thirty (30) days following the
15 date of expiration may only be renewed upon application and payment
16 of the required fees and payment of late renewal fee in the amount
17 of One Hundred Dollars (\$100.00).

18 No endorsement shall be renewed unless the licensee has
19 completed the required hours of continuing education recommended by
20 the Committee and set forth by rule.

21 No late fee shall be charged to renew a registration or
22 endorsement which expired while the applicant was in active military
23 service, if application for renewal is made within one (1) year of
24 discharge from active duty status.

1 SECTION 4. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 1151.25a of Title 59, unless
3 there is created a duplication in numbering, reads as follows:

4 A. Except as otherwise provided in the Roofing Contractor
5 Registration Act, on and after the effective date of this act, every
6 roofing contractor, except for those defined in subsection G of this
7 section, offering to engage in or engaging in performing residential
8 roofing contractor work in this state shall be required to receive a
9 residential roofing endorsement. To receive a residential roofing
10 endorsement, the roofing contractor shall be required to take and
11 successfully pass a residential roofing examination approved under
12 the provisions of this act with a minimum score of seventy percent
13 (70%), and be in compliance with all other provisions of this act
14 and rules before acting or being endorsed as a residential roofing
15 contractor. For applicants who have been registered and in good
16 standing with the Construction Industries Board on the effective
17 date of this act, there shall be a twelve-month grandfathering-in
18 period from the effective date of this act to either pass the exam
19 or complete an additional ten (10) hours of continuing education
20 credits approved in advance by the Committee of Roofing Examiners to
21 be granted a residential roofer endorsement. Any applicant who has
22 been registered, is in good standing with the Board, and possesses a
23 current commercial roofer endorsement on the effective date of this
24 act shall be exempt from the residential roofing examination and

1 additional ten (10) hours of continuing education credits required
2 to receive a residential roofing endorsement.

3 B. Examinations for a residential roofer endorsement shall be
4 uniform and practical in nature and sufficiently strict to test the
5 qualifications and fitness of the applicants for endorsement.

6 Examinations shall be in whole or in part in writing. Examinations
7 shall be offered at least monthly; dates, times, and locations shall
8 be determined by the registrar or third-party vendor with approval
9 of the registrar.

10 C. Any applicant initially failing to pass the examination
11 shall not be permitted to take another examination for a period of
12 thirty (30) days. Any applicant subsequently failing to pass the
13 examination shall not be permitted to take another examination for a
14 period of ninety (90) days. However, in a declared state of
15 emergency, the examination shall be available as often as possible
16 as determined by the registrar.

17 D. No residential roofer endorsement shall be renewed unless
18 the qualifying party has completed the required hours of continuing
19 education pursuant to subsection A of this section.

20 E. For all new applicants not registered and in good standing
21 with the Construction Industries Board prior to the effective date
22 of this act, the Construction Industries Board shall issue a
23 residential roofer endorsement to qualifying applicants no sooner
24 than thirty (30) days from the date of successful completion of the

1 exam. New applicants shall not be allowed to sell, offer, bid,
2 inspect, or perform any residential roofing contractor work in this
3 state until a residential roofer endorsement is issued.

4 F. For all applicants registered and in good standing with the
5 Construction Industries Board prior to the effective date of this
6 act:

7 1. The residential roofer endorsement shall be issued
8 immediately upon compliance with the provisions of this section; and

9 2. Applicants shall be allowed to continue residential roofing
10 contractor work at all times during the residential roofer
11 endorsement application process.

12 G. The residential roofing endorsement shall not apply to
13 roofing labor contractors who:

14 1. Only provide roofing construction labor services;

15 2. Are working directly for a registered roofing contractor
16 that possesses a residential roofing endorsement; and

17 3. Are not providing any materials.

18 SECTION 5. This act shall become effective July 1, 2026.”
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1 ENGROSSED HOUSE
2 BILL NO. 1628

By: Sneed of the House

and

Coleman of the Senate

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4
5
6 An Act relating to professions and occupations;
7 amending 59 O.S. 2021, Section 1151.2a, which relates
8 to the Construction Industries Board; authorizing the
9 Construction Industries Board to administer and
10 enforce residential roofer endorsement provisions;
11 amending 59 O.S. 2021, Section 1151.5, which relates
12 to roofing contractor registration; modifying various
13 requirements to obtain a roofing contractor license;
14 amending 59 O.S. 2021, Section 1151.8, which relates
15 to registration fees; modifying registration fees;
16 establishing the residential roofer endorsement
17 examination; providing for codification; and
18 providing an effective date.

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

20 SECTION 6. AMENDATORY 59 O.S. 2021, Section 1151.2a, is
21 amended to read as follows:

22 Section 1151.2a. A. The Construction Industries Board is
23 authorized to administer and enforce the Roofing Contractor
24 Registration Act.

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of the Roofing Contractor Registration Act.

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18 c. promulgate, prescribe, amend, and repeal rules
19 necessary to implement the provisions of the
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6 Roofing Contractor Registration Act, and of the rules
7 of the Board promulgated pursuant thereto, into the
8 qualifications of applicants and allegations of
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11 person who violates any of the provisions of the
12 commercial roofer endorsement standards of the Roofing
13 Contractor Registration Act or any rule promulgated
14 pursuant thereto, not to exceed five percent (5%) of
15 the commercial job. For any residential job on a
16 first violation the Board may issue a warning; on any
17 second violation levy and administrative fine not to
18 exceed Five Hundred Dollars (\$500.00); on a third
19 violation, levy an administrative fine not to exceed
20 Three Thousand Five Hundred Dollars (\$3,500.00); and
21 for any subsequent violation, revoke the registration
22 and commercial roofer endorsement,

23 g. initiate disciplinary proceedings and provide hearings
24 on any person who violates any of the provisions of

1 the commercial roofer endorsement standards of the
2 Roofing Contractor Registration Act or any rule
3 promulgated pursuant thereto,

4 h. request prosecution of and initiate injunctive
5 proceedings against any person who violates any of the
6 provisions of the commercial roofers endorsement in
7 the Roofing Contractor Registration Act or any rule
8 promulgated pursuant to the commercial roofer
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11 Committee of Roofing Examiners,

12 c. promulgate, prescribe, amend, and repeal rules
13 necessary to implement the provisions of the
14 residential roofer endorsement of the Roofing
15 Contractor Registration Act with the advice and input
16 from the Committee of Roofing Examiners,

17 d. issue, renew, suspend, revoke, modify, or deny
18 endorsements to engage in residential roofing
19 contractor work pursuant to the Roofing Contractor
20 Registration Act,

21 e. conduct investigations for the purpose of inspecting
22 residential roofer endorsements for compliance with
23 the residential roofer endorsement provisions of the
24 Roofing Contractor Registration Act, and of the rules

1 of the Board promulgated pursuant thereto, into the
2 qualifications of applicants and allegations of
3 violations,

4 f. establish and levy administrative fines against any
5 person who violates any of the provisions of the
6 residential roofer endorsement standards of the
7 Roofing Contractor Registration Act or any rule
8 promulgated pursuant thereto. For any residential
9 job, on a first violation, the Board may issue a
10 warning or levy an administrative fine not to exceed
11 Five Hundred Dollars (\$500.00); on any second
12 violation, levy an administrative fine not to exceed
13 One Thousand Dollars (\$1,000.00); on a third
14 violation, levy an administrative fine not to exceed
15 Three Thousand Five Hundred Dollars (\$3,500.00); and
16 for any subsequent violation, revoke the registration
17 and residential roofer endorsement,

18 g. initiate disciplinary proceedings and provide hearings
19 on any person who violates any of the provisions of
20 the residential roofer endorsement standards of the
21 Roofing Contractor Registration Act or any rule
22 promulgated pursuant thereto,

23 h. request prosecution of and initiate injunctive
24 proceedings against any person who violates any of the

1 provisions of the residential roofers endorsement in
2 the Roofing Contractor Registration Act or any rule
3 promulgated pursuant to the residential roofer
4 endorsement of the Roofing Contractor Registration
5 Act, and

6 i. exercise all incidental powers as necessary and proper
7 to implement and enforce the provisions of the
8 residential roofer endorsement of the Roofing
9 Contractor Registration Act and the rules promulgated
10 pursuant thereto.

11 SECTION 7. AMENDATORY 59 O.S. 2021, Section 1151.5, is
12 amended to read as follows:

13 Section 1151.5. A. Applications for registration shall be made
14 to the Construction Industries Board in writing on forms approved
15 and provided by the Board and shall be accompanied by the proper
16 fee.

17 B. An applicant or qualifying party whose registration is
18 denied, or the person has a conviction, or pled guilty or nolo
19 contendere to a misdemeanor, or otherwise fails to meet the
20 requirements of application, may obtain a hearing before the
21 Committee of Roofing Examiners in order to provide information in
22 support of the application requirements and any other information
23 showing the applicant's ability and willingness to comply with the
24

1 requirements of the Roofing Contractor Registration Act, and to
2 protect the public health, safety and welfare.

3 C. To obtain a roofing contractor registration under the
4 Roofing Contractor Registration Act, a qualifying party who is
5 eighteen (18) years of age or older shall submit, on forms the
6 registrar prescribes:

- 7 1. An application under oath containing a statement:
 - 8 a. of the qualifying party's experience and
9 qualifications as a roofing contractor, if any,
 - 10 b. that the qualifying party desires the issuance of a
11 roofing contractor registration certificate,
 - 12 c. that the qualifying party has read the Roofing
13 Contractor Registration Act and will comply with the
14 provisions of the Roofing Contractor Registration Act
15 and rules,
 - 16 d. that the qualifying party will comply with state laws
17 and local ordinances relating to standards and
18 permits,
 - 19 e. that the qualifying party has or has not been
20 registered or licensed as a roofing contractor in
21 another state and whether any disciplinary action has
22 been taken against such registration or license and
23 whether it is currently in good standing, and
24

1 f. that the nonresident qualifying party appoints the
2 Secretary of State as legal service agent for all
3 lawful process to be served upon the applicant for
4 work performed in this state or as otherwise provided
5 in the Roofing Contractor Registration Act;

6 2. The qualifying party's name, physical address and proof
7 thereof, business name, telephone number, address and place of
8 incorporation, if different, information on any other person who
9 will be authorized to act as the business entity, and the
10 applicant's ~~phone~~ telephone number, if different;

11 3. The entity's federal tax ID number, or the employer's or
12 owner's or qualifying party's ~~social security~~ Social Security
13 number, and the employer's account number assigned by the Oklahoma
14 Employment Security Commission. The ~~social security~~ Social Security
15 number information shall remain with the registrar as confidential
16 and privileged except for necessary disclosures to state agencies to
17 verify compliance with requirements with this act, or upon request
18 by law enforcement; and

19 4. A copy of the roofing contractor's certificate of liability
20 insurance shall be filed with the application and shall be not less
21 than Five Hundred Thousand Dollars (\$500,000.00) for residential
22 roofing contractor work and shall not be less than One Million
23 Dollars (\$1,000,000.00) for commercial roofing contractor work.
24 Additionally, the Construction Industries Board must be listed as a

1 certificate holder. Any insurance company issuing a liability
2 policy to a roofing contractor pursuant to the provisions of the
3 Roofing Contractor Registration Act shall be required to notify the
4 Construction Industries Board in the event such liability policy is
5 cancelled for any reason or lapses for nonpayment of premiums. All
6 registrations granted under the Roofing Contractor Registration Act
7 shall be suspended on the date of the policy cancellation. The
8 registrar must receive proof of insurance prior to restoring the
9 registration.

10 In addition, the roofing contractor shall submit proof that the
11 contractor has secured workers' compensation coverage satisfactory
12 under the Workers' Compensation Act, or an affidavit of exemption or
13 self-insurance as authorized pursuant to the Workers' Compensation
14 Act. If the registrar deems it appropriate or necessary, the
15 registrar may also require other information to be included on the
16 application form to assist the registrar in registering the person
17 as a contractor.

18 D. The qualifying party applying for a commercial roofer
19 endorsement must provide information on the legal entity, including
20 but not limited to the articles, organizational agreements or
21 documents establishing the legal entity, including a list of the
22 officers, members, managers, partners, or other managing agents of
23 the legal entity. The qualifying party shall also provide a
24

1 certificate of good standing or a trade name report from the Office
2 of the Secretary of State.

3 E. The registrar shall refuse to register any person if the
4 registrar determines:

5 1. The application contains false, misleading, or incomplete
6 information;

7 2. The applicant fails to provide a certificate of good
8 standing or a trade name report from the Office of the Secretary of
9 State;

10 3. The applicant, qualifying party, or any member of the legal
11 entity fails or refuses to provide any information requested by the
12 registrar;

13 4. The applicant fails or refuses to pay the required fees;

14 5. The applicant, qualifying party, or owner or officer or
15 managing member of the legal entity is ineligible for registration
16 due to a suspended or revoked registration in this state;

17 6. The nonresident applicant has a revoked or suspended
18 registration or license required by law for roofing contractors in
19 another state; or

20 7. The applicant, qualifying party, or legal entity has failed
21 or refuses to submit any taxes due in this state.

22 F. The registrar shall notify the applicant in writing if the
23 registrar denies a registration or renewal certificate, and shall
24 provide the applicant an opportunity to respond to or cure any

1 defect in the written application or renewal for a period of ten
2 (10) days from the date of the written notification. An applicant
3 aggrieved by a decision of the registrar denying a registration or
4 renewal may appeal the decision as provided in the Roofing
5 Contractor Registration Act, the Construction Industries Board Act,
6 or the Administrative Procedures Act, or the applicant may reapply
7 after a ninety-day waiting period, if otherwise eligible under the
8 provisions of the Roofing Contractor Registration Act. The
9 application and renewal fees shall not be refundable.

10 G. The registrar shall classify as not in good standing the
11 registration of any roofing contractor who fails to:

12 1. Maintain liability insurance coverage;

13 2. Maintain workers' compensation coverage satisfactory under
14 the Workers' Compensation Act, or provide an affidavit of exemption
15 or self-insurance as authorized pursuant to the Workers'
16 Compensation Act;

17 3. File, renew, or properly amend any fictitious name
18 certificate;

19 4. Maintain an active status of a corporation or registration
20 as a foreign corporation, a limited liability company or
21 registration as a foreign limited liability company, a limited
22 liability partnership registration or foreign limited liability
23 partnership registration, or a limited partnership certificate or
24

1 limited partnership or foreign limited partnership certificate of
2 authority, with the Office of the Secretary of State;

3 5. File or renew a trade name registration;

4 6. Maintain or renew a roofing contractor registration as
5 provided in the Roofing Contractor Registration Act;

6 7. Notify the registrar of a change in name, address, legal
7 business entity, qualifying party, legal service agent, or
8 adjudication by a court of competent jurisdiction for any act or
9 omission specified in subsection A of Section 1151.14 of this title
10 or a violation of the Roofing Contractor Registration Act;

11 8. Maintain a registration as required by law in another state
12 while registered in this state as a nonresident roofing contractor;
13 or

14 9. File and pay all taxes of the qualifying party and legal
15 entity when due in this state.

16 H. The registrar shall send a written notice to the qualifying
17 party when his or her registration is not in good standing.

18 I. Any roofing contractor who has been notified by the
19 registrar that his or her registration is not in good standing shall
20 cease soliciting or entering new roofing services and projects as of
21 the date of such notification; however, the roofing contractor shall
22 be allowed to complete roofing projects where actual physical work
23 has begun prior to the date of issuance of the notice that his or
24 her registration is not in good standing. The roofing contractor

1 must disclose the change in standing to any homeowner or other
2 person who has an interest in any job covered under the Roofing
3 Contractor Registration Act. Upon notice of a change in standing,
4 the homeowner shall have the option to cancel the contract. The
5 roofing contractor will be owed the actual cost incurred for
6 materials and the market value of labor already incurred on the job.
7 The roofing contractor must obtain an updated authorization from the
8 homeowner and other parties of interest if there is an agreement to
9 continue the job as originally negotiated. If the roofing
10 contractor fails to correct the deficiency specified in the notice
11 by evidence satisfactory to the registrar within thirty (30) days of
12 the date of the notice, or if the roofing contractor solicits or
13 enters into new roofing services contracts or projects while the
14 roofing contractor's registration is not in good standing, or while
15 such registration is suspended or revoked, the roofing contractor
16 shall be in violation of the provisions of the Roofing Contractor
17 Registration Act.

18 J. Any registration that remains not in good standing for a
19 sixty-day period shall be suspended on the sixtieth day from the
20 date of issuance of the notice to the roofing contractor that his or
21 her registration is not in good standing. Any registration that
22 remains not in good standing, and is suspended for such cause, shall
23 be revoked on the ninetieth day from the date of issuance of the
24 notice to the roofing contractor that his or her registration is not

1 in good standing. The registrar shall notify the roofing contractor
2 upon suspension or revocation of his or her registration for failure
3 to comply in bringing such registration into good standing as
4 required by law. The roofing contractor may reinstate his or her
5 registration to good standing by paying the required fees provided
6 in Section 1151.12 of this title and complying with all other
7 requirements for issuance of a registration in good standing.

8 K. Any registrant, qualifying party, or roofing company owner
9 aggrieved by the decision of the registrar to suspend or revoke a
10 registration pursuant to this section may appeal such decision as
11 provided in this act or the Administrative Procedures Act.

12 SECTION 8. AMENDATORY 59 O.S. 2021, Section 1151.8, is
13 amended to read as follows:

14 Section 1151.8. A. At the time of making application for a
15 roofing contractor registration certificate pursuant to the Roofing
16 Contractor Registration Act, the applicant shall pay to the
17 registrar a fee of ~~Seventy-five Dollars (\$75.00)~~ Five Hundred
18 Dollars (\$500.00) for the ~~annual~~ initial registration certificate.

19 B. All monies collected by the registrar for roofing contractor
20 registration applications, renewals and other fee assessments shall
21 be deposited by the registrar and credited to the Roofing Contractor
22 Registration Revolving Fund and such funds shall be used by the
23 registrar to implement and administer the provisions of the Roofing
24 Contractor Registration Act.

1 C. The fee to be submitted with an application for a roofing
2 contractor registration may be prorated as set by the provisions of
3 the Roofing Contractor Registration Act or rules. Unless prorated
4 at the time of initial registration, fees for initial registration
5 shall be paid in the amount stated in subsection A of this section
6 and such registration certificates shall expire each year on the
7 last day of the birth month of the qualifying party. Renewals will
8 be prorated as provided in Section 1151.3 of this title.

9 D. A renewal fee for a roofing contractor registration shall be
10 ~~Seventy-five Dollars (\$75.00)~~ Two Hundred Fifty Dollars (\$250.00)
11 for the annual renewal registration certificate.

12 E. A lapsed or expired roofing contractor registration longer
13 than sixty (60) days shall result in a five-hundred-dollar
14 reinstatement fee.

15 SECTION 9. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 1151.25a of Title 59, unless
17 there is created a duplication in numbering, reads as follows:

18 A. Except as otherwise provided in the Roofing Contractor
19 Registration Act, on and after July 1, 2026, every roofing
20 contractor, except for those defined in subsection G of this
21 section, offering to engage in or engaging in performing residential
22 roofing contractor work in this state shall be required to receive a
23 residential roofing endorsement. To receive a residential roofing
24 endorsement the roofing contractor shall be required to take and

1 successfully pass a residential roofing examination approved under
2 the provisions of this act with a minimum score of seventy percent
3 (70%), and be in compliance with all other provisions of the act and
4 rules thereof before acting or being endorsed as a residential
5 roofing contractor. For applicants who have been registered and in
6 good standing with the Construction Industries Board before July 1,
7 2026, there will be a twelve-month grandfathering-in period from
8 July 1, 2026, to either pass the exam or complete an additional ten
9 (10) hours of continuing education credits to be granted a
10 residential roofer endorsement.

11 B. Examinations for a residential roofer endorsement shall be
12 uniform and practical in nature and sufficiently strict to test the
13 qualifications and fitness of the applicants for endorsement.
14 Examinations shall be in whole or in part in writing. Examinations
15 shall be offered at least monthly; dates, times, and locations are
16 to be determined by the registrar or third-party vendor with
17 approval of the registrar.

18 C. Any applicant initially failing to pass the examination
19 shall not be permitted to take another examination for a period of
20 thirty (30) days. Any applicant subsequently failing to pass the
21 examination shall not be permitted to take another examination for a
22 period of ninety (90) days. However, in a declared state of
23 emergency, the examination shall be available as often as possible
24 as determined by the registrar.

1 D. No residential roofer endorsement shall be renewed unless
2 the qualifying party has completed the required hours of continuing
3 education, as determined and approved by the Committee of Roofing
4 Examiners and the Construction Industries Board.

5 E. For all new applicants not registered and in good standing
6 with the Construction Industries Board prior to July 1, 2026, the
7 Construction Industries Board will issue a residential roofer
8 endorsement to qualifying applicants no sooner than thirty (30) days
9 from the date of successful completion of the exam. New applicants
10 shall not be allowed to sell, offer, bid, inspect or perform any
11 residential roofing contractor work in this state until a
12 residential roofer endorsement is issued.

13 F. For all applicants registered and in good standing with the
14 Construction Industries Board prior to July 1, 2026:

15 1. The residential roofer endorsement shall be issued
16 immediately upon compliance with the provisions of this section; and

17 2. Shall be allowed to continue residential roofing contractor
18 work at all times during the residential roofer endorsement
19 application process.

20 G. The residential roofing endorsement shall not apply to
21 roofing labor contractors who meet the following requirements:

22 1. The roofing labor contractor only provides roofing
23 construction labor services;

24

1 2. The roofing labor contractor is working directly for a
2 registered roofing contractor that possesses a residential roofing
3 endorsement; and

4 3. The roofing labor contractor is not providing any materials.

5 SECTION 10. This act shall become effective July 1, 2026.

6 Passed the House of Representatives the 24th day of March, 2025.

7

8

Presiding Officer of the House
of Representatives

9

10

11 Passed the Senate the _____ day of _____, 2025.

12

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Presiding Officer of the Senate

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