

1 ENGROSSED HOUSE AMENDMENT

TO

2 ENGROSSED SENATE BILL NO. 1538

By: Fry of the Senate

3 and

4 Teague of the House

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8 An Act relating to the Oklahoma Inspectors Act;
9 amending 59 O.S. 2011, Section 1038, as amended by
10 Section 3, Chapter 346, O.S.L. 2017 (59 O.S. Supp.
11 2017, Section 1038), which relates to licenses;
12 changing license expiration; deleting language;
13 amending 59 O.S. 2011, Section 1041, as amended by
14 Section 4, Chapter 346, O.S.L. 2017 (59 O.S. Supp.
15 2017, Section 1041), which relates to exemption of
16 certain municipalities; modifying language; and
17 providing an effective date.

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15 AMENDMENT NO. 1. Replace the title, enacting clause and entire bill
16 and insert

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18 "[Oklahoma Inspectors Act - license expiration -
19 municipalities - building and construction
20 inspector - effective date]

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

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1 SECTION 1. AMENDATORY 59 O.S. 2011, Section 1038, as
2 amended by Section 3, Chapter 346, O.S.L. 2017 (59 O.S. Supp. 2017,
3 Section 1038), is amended to read as follows:

4 Section 1038. A. Other than two-year provisional licenses, no
5 license shall be issued for longer than one (1) year and all
6 licenses shall expire on the last day in the birth date month of the
7 licensee. ~~The Construction Industries Board shall establish by rule~~
8 ~~a method for prorating license fees to coincide with the birth date~~
9 ~~of the licensee.~~

10 B. An application for the renewal of a license which is
11 received more than thirty (30) days following the date of expiration
12 and which is accompanied by a fee established pursuant to Section
13 1000.5 of this title, and proof of current continuing education
14 requirements, may be accepted and the license reissued without
15 examination.

16 C. The fee for late renewal and the continuing education
17 requirements shall not be required of any holder of a license which
18 expires while such holder is in military service, if application for
19 renewal is made within one (1) year following the service discharge
20 of such person.

21 D. If the licensed building and construction inspector is not
22 employed at the time of renewal, the license may be renewed if the
23 applicant is otherwise compliant with the requirements of the
24 Oklahoma Inspectors Act including meeting continuing education

1 requirements; however, the renewal application must reflect the
2 change in employment along with a request to renew as inactive
3 status. An inactive license status may be changed to active status
4 upon notification of employment to the Construction Industries
5 Board.

6 SECTION 2. AMENDATORY 59 O.S. 2011, Section 1041, as
7 amended by Section 4, Chapter 346, O.S.L. 2017 (59 O.S. Supp. 2017,
8 Section 1041), is amended to read as follows:

9 Section 1041. Any municipality or other governmental entity
10 which employs any person as a building and construction inspector
11 for functions normally performed by a building and construction
12 inspector shall notify the Construction Industries Board of the
13 employment.

14 Any municipality or other political subdivision of the state
15 with a population of ten thousand (10,000) or less according to the
16 most current census published by the ~~Oklahoma Employment Security~~
17 ~~Board~~ United States Census Bureau shall be exempt from the
18 provisions of the Oklahoma Inspectors Act, unless such municipality
19 or other political subdivision of the state employs the services of
20 a circuit rider inspector or an authorized agent.

21 SECTION 3. This act shall become effective November 1, 2018."
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1 ENGROSSED SENATE
2 BILL NO. 1538

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7 An Act relating to the Oklahoma Inspectors Act;
8 amending 59 O.S. 2011, Section 1038, as amended by
9 Section 3, Chapter 346, O.S.L. 2017 (59 O.S. Supp.
10 2017, Section 1038), which relates to licenses;
11 changing license expiration; deleting language;
12 amending 59 O.S. 2011, Section 1041, as amended by
13 Section 4, Chapter 346, O.S.L. 2017 (59 O.S. Supp.
14 2017, Section 1041), which relates to exemption of
15 certain municipalities; modifying language; and
16 providing an effective date.

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

18 SECTION 4. AMENDATORY 59 O.S. 2011, Section 1038, as
19 amended by Section 3, Chapter 346, O.S.L. 2017 (59 O.S. Supp. 2017,
20 Section 1038), is amended to read as follows:

21 Section 1038. A. Other than two-year provisional licenses, no
22 license shall be issued for longer than one (1) year and all
23 licenses shall expire on the last day in the birth date month of the
24 licensee. ~~The Construction Industries Board shall establish by rule
a method for prorating license fees to coincide with the birth date
of the licensee.~~

1 B. An application for the renewal of a license which is
2 received more than thirty (30) days following the date of expiration
3 and which is accompanied by a fee established pursuant to Section
4 1000.5 of this title, and proof of current continuing education
5 requirements, may be accepted and the license reissued without
6 examination.

7 C. The fee for late renewal and the continuing education
8 requirements shall not be required of any holder of a license which
9 expires while such holder is in military service, if application for
10 renewal is made within one (1) year following the service discharge
11 of such person.

12 D. If the licensed building and construction inspector is not
13 employed at the time of renewal, the license may be renewed if the
14 applicant is otherwise compliant with the requirements of the
15 Oklahoma Inspectors Act including meeting continuing education
16 requirements; however, the renewal application must reflect the
17 change in employment along with a request to renew as inactive
18 status. An inactive license status may be changed to active status
19 upon notification of employment to the Construction Industries
20 Board.

21 SECTION 5. AMENDATORY 59 O.S. 2011, Section 1041, as
22 amended by Section 4, Chapter 346, O.S.L. 2017 (59 O.S. Supp. 2017,
23 Section 1041), is amended to read as follows:

24

1 Section 1041. Any municipality or other governmental entity
2 which employs any person as a building and construction inspector
3 for functions normally performed by a building and construction
4 inspector shall notify the Construction Industries Board of the
5 employment.

6 Any municipality or other political subdivision of the state
7 with a population of ten thousand (10,000) or less according to the
8 most current census published by the ~~Oklahoma Employment Security~~
9 ~~Board~~ United States Census Bureau shall be exempt from the
10 provisions of the Oklahoma Inspectors Act, unless such municipality
11 or other political subdivision of the state employs the services of
12 a circuit rider inspector or an authorized agent.

13 SECTION 6. This act shall become effective November 1, 2018.

14 Passed the Senate the 7th day of March, 2018.

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16 _____
17 Presiding Officer of the Senate

18 Passed the House of Representatives the ____ day of _____,
19 2018.

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22 Presiding Officer of the House
23 of Representatives
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