

1 **SENATE FLOOR VERSION**

February 8, 2018

2 **AS AMENDED**

3 SENATE BILL NO. 1557

By: Brecheen

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7 **[roofing registration - metal structures - effective**
8 **date]**
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10 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

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

14 Section 1151.9. A. Any administrative or governing body with
15 authority to enter into public contracts shall require individual
16 roofing contractor registration for purposes of such persons
17 submitting or entering into any bid or contract involving roofing
18 contractor work.

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

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

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

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

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

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

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

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

23 8. Prime contractors, general contractors, property managers
24 and project managers who bid on construction trade work in areas

1 additional to roofing contractor work, and subcontract the roofing
2 contractor work as long as they subcontract the roofing work to a
3 currently registered roofing contractor who is in good standing; if
4 the bid is solely for roofing contractor work, then a registration
5 is required;

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

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

1 the owners of the property within one (1) year after substantial
2 completion of the structure when the structure can be occupied and
3 used as intended but punch list items may remain, is presumptive
4 evidence that the construction was undertaken with the intent of
5 sale or rent; or

6 11. Any person who assembles and installs new prefabricated,
7 manufactured and engineer-designed metal structures or metal
8 buildings.

9 SECTION 2. This act shall become effective November 1, 2018.

10 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS, COMMERCE AND TOURISM
11 February 8, 2018 - DO PASS AS AMENDED
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