

CONSTRUCTION CONTRACTORS BOARD

INDEPENDENT CONTRACTOR CERTIFICATION

All Construction Contractors Board (CCB) applicants must certify that its business activities will be performed in compliance with Oregon’s independent contractor law by checking boxes 1-4 and signing this form.

At all times while conducting business as a CCB licensee:

(Check Appropriate Box Below)

YES	NO	
1. <input type="checkbox"/>	<input type="checkbox"/>	The applicant will be free from direction and control over the means and manner of providing the services, subject only to the right of the person for whom the services are provided to specify the desired results:
2. <input type="checkbox"/>	<input type="checkbox"/>	<p>The applicant will be customarily engaged in an independently established business by: (Check <u>three of the following five</u> to qualify)</p> <p>a. <input type="checkbox"/> Maintaining a business location that is separate from the business or work location for whom the services are provided; or that is in a portion of the applicant’s residence and that portion is used primarily for the business.</p> <p>b. <input type="checkbox"/> Bearing the risk of loss related to the business or provision of services as shown by factors such as:</p> <ul style="list-style-type: none"> ▪ The applicant enters into fixed-price contracts. ▪ The applicant is required to correct defective work. ▪ The applicant warrants the services provided or the applicant negotiates indemnification agreements or purchases liability insurance performance bonds or errors and omissions insurance. <p>c. <input type="checkbox"/> Providing contract services for two or more different persons within a 12 month period, or the applicant routinely engages in business advertising, solicitation or other marketing efforts reasonably calculated to obtain new contracts to provide similar services.</p> <p>d. <input type="checkbox"/> Making significant investment in the business, through means such as:</p> <ul style="list-style-type: none"> ▪ Purchasing tools or equipment necessary to provide the services. ▪ Paying for the premises or the facilities where the services are provided; or ▪ Paying for the licenses, certificates, or specialized training required to provide the services. <p>e. <input type="checkbox"/> Having the authority to hire other persons to provide or to assist in providing the services and has the authority to fire those persons. (Note: Contractors hiring employees must be licensed under the non-exempt class of independent contractor and carry proper workers’ compensation insurance to protect subject workers.)</p>
3. <input type="checkbox"/>	<input type="checkbox"/>	The applicant will maintain an active license with the CCB in accordance with ORS chapter 701 while performing construction services.
4. <input type="checkbox"/>	<input type="checkbox"/>	The applicant is responsible for obtaining other licenses or certificates necessary to provide the construction services.

Businesses that cannot check the “yes” box in the four statements above (1-4) cannot obtain a license with the CCB.

I have read the following statements. I certify all are true with my signature and the date below.

1. I hereby certify that the business will operate as an independent contractor as stated above.
2. I understand that if I sign below as an owner, partner, corporate officer, LLC member or trustee, that I will be held liable as such.

(Signature of sole proprietor, partner, corporate officer, LLC member or trustee)

(Printed name of sole proprietor, partner, corporate officer, LLC member or trustee)

(Date)