

Secretary of State
NOTICE OF PROPOSED RULEMAKING HEARING*

A Statement of Need and Fiscal Impact accompanies this form.

Construction Contractors Board (Agency and Division)		OAR 812 (Administrative Rules Chapter Number)
Catherine Dixon (Rules Coordinator)	700 Summer Street NE Suite 300, Salem OR 97310 (Address)	378-4621 ext. 4077 (Telephone)

RULE CAPTION

Housekeeping, fees for duplicate licenses and record changes, independent contractor status changes, and license/certification cards
Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

April 26, 2011 Hearing Date	11:00 a.m. Time	West Salem Roth's IGA, Santiam Rm., 1130 Wallace Rd., Salem, OR Location	Rob Hernandez Hearings Officer
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Auxiliary aids for persons with disabilities are available upon advance request.

RULEMAKING ACTION

Secure approval of new rule numbers (Adopted or Renumbered rules) with the Administrative Rules Unit prior to filing.

ADOPT:

812-003-0321	812-007-0032	812-008-0077	812-030-0223
812-007-0031	812-008-0065	812-025-0032	812-030-0235

AMEND:

812-001-0200	812-002-0700	812-003-0320
812-002-0640	812-003-0310	812-008-0209

REPEAL:

RENUMBER:

AMEND & RENUMBER:

Stat. Auth.: ORS 87.093, 670.310, 701.235, 701.238, 701.325, 701.330, 701.350, 701.355, 701.530

Other Auth.:

Stats. Implemented: ORS 87.007, 87.058, 87.093, 192.440(4)(a), 279C.460, 646.605, 670.310, 701, 701.035, 701.056, 701.063, 701.068, 701.073, 701.088, 701.105, 701.117, 701.119, 701.131, 701.235, 701.238, 701.325, 701.330, 701.350, 701.355, 701.485, 701.515, 701.530

RULE SUMMARY

- 812-001-0200 is amended to reference a revised form of notice. Key revisions are in the section "A license requires the contractor to maintain a surety bond and liability insurance." The revised notice advises that the surety bond is not intended as a safety net for consumer damages. Consumers with large projects may wish to look into performance bonds.
- 812-002-0640 is amended because language is no longer necessary due to another rule amendment (812-003-0290) February 2011.
- 812-002-0700 is amended to correct the statute reference.
- 812-003-0310 is amended adds a \$10 fee to replace a license and pocket card.
- 812-003-0320 is amended to allow contractors to electronically change independent contractor class without charge and rewrites for clarity. CCB will still charge contractors \$20 to submit a paper change form.
- 812-007-0031, 812-008-0077, 812-025-0032, 812-030-0223 are adopted to establish a \$10 fee to replace a license and pocket card.
- 812-003-0321 is adopted to recognize that the exempt-nonexempt status of a contractor may change from time to time. The rule requires the licensed contractor to notify CCB within 30 days of the change.

- 812-007-0032 is adopted to require LBP licensees to notify the Board of any mailing or e-mail address change. Notification needs to occur within 10 days of the change. There is no charge for making the change to the Board's records.
- 812-008-0209 is amended to comply with ORS 105.838(1) that becomes effective 4/1/11; which requires before a person can sell a home, the home must be equipped with one or more properly functioning carbon monoxide detectors.
- 812-008-0065 is adopted to require certified home inspectors to notify the board of any mailing or e-mail address change. Notification needs to occur within 10 days of the change. There is no charge for making the change to the board's records.
- 812-030-0235 is adopted to require certified locksmiths to notify the board of any mailing or e-mail address change. Notification needs to occur within 10 days of the change. There is no charge for making the change to the board's records.

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing the negative economic impact of the rule on business.

April 26, 2011, Close of Hearing

Last Day for Public Comment (Last day to submit written comments to the Rules Coordinator)

	Catherine Dixon	March 7, 2011
Signature	Printed name	Date

*Hearing Notices published in the Oregon Bulletin must be submitted by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a weekend or legal holiday, upon which the deadline is 5:00 pm the preceding workday. ARC 920-2005

NOTE: In order to save postage and printing costs in these difficult times, CCB is only providing a copy of the notice. To view the language of each individual rule change, please go to our web site at http://www.oregon.gov/CCB/Laws_Rules.shtml#Administrative_Rule_Notices. If you don't have web access, contact Rules Coordinator Cathy Dixon at (503) 378-4621 ext. 4077 for assistance in receiving a copy.

Secretary of State
STATEMENT OF NEED AND FISCAL IMPACT
A Notice of Proposed Rulemaking Hearing or a Notice of Proposed Rulemaking accompanies this form.

Construction Contractors Board
Agency and Division

OAR 812
Administrative Rules Chapter Number

Housekeeping, fees for duplicate licenses and record changes, independent contractor status changes, and license/certification cards

Rule Caption: (Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.)

In the Matter of: Amendments to OAR 812

Statutory Authority: ORS 87.093, 670.310, 701.235, 701.238, 701.325, 701.330, 701.350, 701.355, 701.530

Other Authority:

Stats. Implemented: ORS 87.007, 87.058, 87.093, 192.440(4)(a), 279C.460, 646.605, 670.310, 701, 701.035, 701.056, 701.063, 701.068, 701.073, 701.088, 701.105, 701.117, 701.119, 701.131, 701.235, 701.238, 701.325, 701.330, 701.350, 701.355, 701.485, 701.515, 701.530

Need for the Rule(s): (Explain how the rule is intended to meet the need).

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- 812-007-0032 is adopted to require LBP licensees to notify the Board of any mailing or e-mail address change. Notification needs to occur within 10 days of the change. There is no charge for making the change to the Board's records.
- 812-008-0209 is amended to comply with ORS 105.838(1) that becomes effective 4/1/11; which requires before a person can sell a home, the home must be equipped with one or more properly functioning carbon monoxide detectors.
- 812-008-0065 is adopted to require certified home inspectors to notify the board of any mailing or e-mail address change. Notification needs to occur within 10 days of the change. There is no charge for making the change to the board's records.
- 812-030-0235 is adopted to require certified locksmiths to notify the board of any mailing or e-mail address change. Notification needs to occur within 10 days of the change. There is no charge for making the change to the board's records.

Documents Relied Upon, and where they are available: ORS 701 and OAR 812. Documents are on the agency website at www.oregon.gov/ccb or a paper copy is available upon request.

Fiscal and Economic Impact:

The rule changes have no known fiscal or economic impact on state agencies, units of local government or the public. The rule changes do not increase the reporting, recordkeeping or other administrative activities for businesses except OAR 812-003-0310, 812-007-0031, 812-008-0077, 812-025-0032, and 812-030-0223 that establish a \$10 fee to replace a license and pocket card; OAR 812-003-0320 waives a \$20 fee if the contractor makes record changes online. The rule changes will not increase costs of compliance for businesses. The rule changes will not increase the cost of a new single-family dwelling.

Statement of Cost of Compliance:

1. Impact on state agencies, units of local government and the public (ORS 183.335(2)(b)(E)):
The rule changes have no known fiscal impact on state agencies, units of local government or the public.

2. Cost of compliance effect on small business (ORS 183.336):

- a. Estimate the number of small businesses and types of business and industries with small businesses subject to the rule:
Theses rule amendments do not have an impact on small businesses except OAR 812-003-0310, 812-007-0031, 812-008-0077, 812-025-0032, and 812-030-0223 that establish a \$10 fee to replace a license and pocket card; OAR 812-003-0320 waives a \$20 fee if the contractor makes record changes online.
- b. Projected reporting, recordkeeping and other administrative activities required for compliance, including costs of professional services:
Theses rule amendments do not impact reporting, recordkeeping or other administrative activities required for compliance except OAR 812-003-0310, 812-007-0031, 812-008-0077, 812-025-0032, and 812-030-0223 that establish a \$10 fee to replace a license and pocket card; OAR 812-003-0320 waives a \$20 fee if the contractor makes record changes online.
- c. Equipment, supplies, labor and increased administration required for compliance:
No impact.

How were small businesses involved in the development of this rule?

The agency works with its Board to develop administrative rules. Six of the current nine Board members are business owners.

Administrative Rule Advisory Committee consulted? No

If not, why?: The agency uses its Board which is made up of six contractors; one elected public official, and two public members who review and approve agency's administrative rules. Some of the Board members are members of industry associations who discuss proposed rules with their associations.

	Catherine Dixon	March 7, 2011
Authorized Signer	Printed Name	Date
Administrative Rules Unit, Archives Division, Secretary of State, 800 Summer Street NE, Salem, Oregon 97310.		ARC 925-2007

HOUSING COST IMPACT STATEMENT

FOR ESTIMATING THE EFFECT OF A PROPOSED RULE OR ORDINANCE ON THE COST OF DEVELOPING
A *TYPICAL 1,200 SQ FT DETACHED SINGLE FAMILY DWELLING ON A 6,000 SQ FT PARCEL OF LAND.
(ORS 183.534)

FOR ADMINISTRATIVE RULES

AGENCY NAME: Construction Contractors Board
ADDRESS: 700 Summer St. NE Ste 300
CITY/STATE: Salem OR 97309
PHONE: (503) 378-4621

PERMANENT:
TEMPORARY:

HEARING DATE: April 26, 2011
EFFECTIVE DATE:

BELOW PLEASE PROVIDE A DESCRIPTION OF THE ESTIMATED SAVINGS OR ADDITIONAL COSTS THAT WILL RESULT FROM THIS PROPOSED CHANGE.

PROVIDE A BRIEF EXPLANATION OF HOW THE COST OR SAVINGS ESTIMATE WAS DETERMINED.
IDENTIFY HOW CHANGE IMPACTS COSTS IN CATEGORIES SPECIFIED

Description of proposed change: (Please attach any draft or permanent rule or ordinance)

- 812-001-0200 is amended to reference a revised form of notice. Key revisions are in the section “A license requires the contractor to maintain a surety bond and liability insurance.” The revised notice advises that the surety bond is not intended as a safety net for consumer damages. Consumers with large projects may wish to look into performance bonds.
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- 812-007-0031, 812-008-0077, 812-025-0032, 812-030-0223 are adopted to establish a \$10 fee to replace a license and pocket card.
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- 812-007-0032 is adopted to require LBP licensees to notify the Board of any mailing or e-mail address change. Notification needs to occur within 10 days of the change. There is no charge for making the change to the Board’s records.
- 812-008-0209 is amended to comply with ORS 105.838(1) that becomes effective 4/1/11; which requires before a person can sell a home, the home must be equipped with one or more properly functioning carbon monoxide detectors.
- 812-008-0065 is adopted to require certified home inspectors to notify the board of any mailing or e-mail address change. Notification needs to occur within 10 days of the change. There is no charge for making the change to the board’s records.
- 812-030-0235 is adopted to require certified locksmiths to notify the board of any mailing or e-mail address change. Notification needs to occur within 10 days of the change. There is no charge for making the change to the board’s records.

Description of the need for, and objectives of the rule:

- 812-001-0200 is amended to reference a revised form of notice. Key revisions are in the section “A license requires the contractor to maintain a surety bond and liability insurance.” The revised notice advises that the surety bond is not intended as a safety net for consumer damages. Consumers with large projects may wish to look into performance bonds.
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List of rules adopted or amended:

Adopt:

812-003-0321	812-007-0032	812-008-0077	812-030-0223
812-007-0031	812-008-0065	812-025-0032	812-030-0235

Amend:

812-001-0200	812-002-0700	812-003-0320
812-002-0640	812-003-0310	812-008-0209

Materials and labor costs increase or savings:

The rule amendments have no known impact on materials and labor costs.

Estimated administrative construction or other costs increase or savings:

The rule amendments have no measurable impact on administrative construction or other cost increases or savings except OAR 812-003-0310, 812-007-0031, 812-008-0077, 812-025-0032, and 812-030-0223 that establish a \$10 fee to replace a license and pocket card; OAR 812-003-0320 waives a \$20 fee if the contractor makes record changes online.

Land costs increase or savings:

The rule amendments have no measurable impact on the cost of new home or a building lot.

Other costs increase or savings:

The proposed rules have no known fiscal impact on state agencies, units of local government or the public except OAR 812-003-0310, 812-007-0031, 812-008-0077, 812-025-0032, and 812-030-0223 that establish a \$10 fee to replace a license and pocket card; OAR 812-003-0320 waives a \$20 fee if the contractor makes record changes online.

*Typical-Single story 3 bedrooms, 1 ½ bathrooms, attached garage (calculated separately) on land with good soil conditions with no unusual geological hazards.

PREPARERS NAME: Catherine Dixon

EMAIL ADDRESS: catherine.a.dixon@state.or.us

Proposed Rules for April 26, 2011 Rulemaking Hearing

Proposed Rule	Explanation
<p>812-001-0200 Consumer Notices Adoption</p> <p>(1) In order to comply with the requirement to adopt an information notice to owner under ORS 87.093, the Construction Contractors Board adopts the form entitled “Information Notice to Owner About Construction Liens,” as revised January 1, 2010. This form may be obtained from the agency.</p> <p>(2) In order to comply with the requirement to adopt a consumer notice form under ORS 701.330(1), the board adopts the form “Consumer Protection Notice” as revised [February 20, 2009] April 26, 2011.</p> <p>(3) In order to comply with the requirement to adopt an “Information Notice to Property Owners About Construction Responsibilities” form under ORS 701.325(3), the board adopts the form “Information Notice to Property Owners About Construction Responsibilities” as revised September 23, 2008.</p> <p>(4) In order to comply with the requirement to adopt a notice of procedure form under ORS 701.330(2), the board adopts the form “Notice of Procedure” dated December 4, 2007.</p> <p>(5) The board adopts the form “Notice of Compliance with Homebuyer Protection Act” (HPA) as revised December 1, 2010.</p> <p>(6) The board adopts the form “Model Features for Accessible Homes” dated December 4, 2007.</p> <p>(7) The board adopts the form “Home Inspection Consumer Notice” dated October 27, 2009.</p> <p>Stat. Auth.: ORS 87.093, 670.310, 701.235, 701.325, 701.330 & 701.530 Stats. Implemented: ORS 87.007, 87.093, 701.235, 701.325, 701.330 & 701.530 (4/81, 11/81, 1/82, 3/82, 6/82, 1/83, 1/83, 3/83, 3/83, 10/83, 2/87, 7/87, 1/89, 11/89, 5/92, 7/92, 8/92, 3/99, 9/99, temp. 5/00, 8/00, 6/02, 12/02, temp. 3/03, 6/03, 12/03, temp. 12/03, 2/04, 5/04, temp. 6/04, 8/04, 12/05, temp. 1/06, 3/06, 6/07, 12/07, temp. 1/08, 4/08, 9/08, temp. 2/09, 5/09, 11/09 (eff. 1/1/10), 2/10, temp. 12/10) (Amended and renumbered from 812-001-0020, 12/05)</p>	<p>Amend - The amendment references a revised form of notice. Key revisions are in the section “A license requires the contractor to maintain a surety bond and liability insurance.” The revised notice advises that the surety bond is not intended as a safety net for consumer damages. Consumers with large projects may wish to look into performance bonds. (GF)</p>
<p>812-002-0640 Renewal</p> <p>“Renewal” (of license) as used in ORS 701.063, 701.068, and 701.131 includes but is not limited to the act of submitting a replacement bond, a bond rider, or letter of credit or cash deposit, a certificate of insurance, a fee, the renewal form, any employer account numbers, and any prerequisite education. [A renewed license is effective from the last date on which the contractor was licensed, either because the renewal application was submitted and approved prior to the expiration date or because the Board, in accordance with ORS 701.063 and OAR 812-003-0290(3)(b), designated the last date on which the contractor was licensed as the effective date of licensure where a lapse in licensure occurred.]</p> <p>Stat. Auth.: ORS 670.310 & 701.235 Stats. Implemented: ORS 670.310, 701.056, 701.063, 701.068, 701.073, 701.088, 701.105, 701.131 & 701.238 (4/98, 9/98, 6/00, 6/03, 12/05, 12/07, 6/08)</p>	<p>Amend – language is no longer necessary due to rule amendments February 28, 2011. (KP)</p>
<p>812-002-0700 Structure</p> <p>“Structure” means that which is built or constructed, an edifice or building of any kind, or any piece of work artificially built up or composed of parts joined together in some definite manner, or an improvement attached to real estate or any part thereof as described in ORS [701.005(3)] 701.005(5).</p> <p>Stat. Auth.: ORS 670.310 & 701.235 Stats. Implemented: ORS 87.058, 279C.460, 646.605 & 701 (4/98, 12/05)</p>	<p>Amended to correct the statute reference. (CD)</p>

<p>812-003-0310 License Cards</p> <p>(1) The agency shall issue a license and pocket card effective on the date on which the license becomes effective under OAR 812-003-0270 or 812-003-0290.</p> <p>(2) A license and pocket card is valid for the term for which it is issued only if all of the following conditions are met throughout the license period:</p> <p>(a) The surety bond, letter of credit or cash deposit remains in effect and undiminished by payment of Construction Contractors Board final orders.</p> <p>(b) The insurance required by ORS 701.073 remains in effect.</p> <p>(c) If the licensee is a sole proprietorship, the sole proprietorship survives.</p> <p>(d) If the licensee is a partnership or limited liability partnership, the composition of the partnership remains unchanged, by death or otherwise.</p> <p>(e) If the licensee is a corporation, trust, or limited liability company, the corporation, trust or limited liability company survives and complies with all applicable laws governing corporations, trusts or limited liability companies.</p> <p>(3) If the licensee's bond is cancelled, the license will lapse 30 days from the date the cancellation is received by the agency.</p> <p>(4) If a license becomes invalid, the agency may require the return of the license and pocket card.</p> <p><u>(5) There is no charge for the original license and pocket card issued by the agency.</u></p> <p><u>(6) There is a \$10 fee to replace a license and pocket card.</u></p> <p>Stat. Auth.: ORS 670.310 & 701.235 Stats. Implemented: ORS 701.063 & 701.088 (12/04, 12/07, 6/08)</p>	<p>Amend - the agency has historically charged contractors \$10.00 to issue a duplicate license and pocket card (one document). However, it lacked specific authority to do so. This rule adds that authority. (KP)</p>
<p>812-003-0320 Record Changes</p> <p>[(1) Except as provided in section (4) of this rule, requests for record changes that require a new license card shall be accompanied by a \$20 fee.]</p> <p>[(2)] <u>(1)</u> Every licensed entity that changes its name, including any assumed business name under which it may operate, must notify the agency within 30 days of assuming, filing or registering the new name. This section also applies to sole proprietors that change their surname.</p> <p>[(3)] <u>(2)</u> Except as provided in OAR 812-003-0190, requests for business name amendments of a partnership, joint venture, corporation, limited liability company or limited liability partnership shall be accompanied by a rider from the surety and a new Certificate of Insurance to reflect the amended name.</p> <p>[(4) No charge will be made for an address change on the record.]</p> <p>[(5)] <u>(3)</u> With the exception of record changes due to agency error, a record change request shall be submitted in writing or, if the agency permits, electronically.</p> <p><u>(4) Except as provided in sections (5) and (6) of this rule, requests for record changes that require a new license card shall be accompanied by a \$20 fee.</u></p> <p><u>(5) No charge will be made for an address change.</u></p> <p><u>(6) No charge will be made for changing independent contractor license class under ORS 701.035 if the licensed entity makes the change electronically.</u></p> <p>Stat. Auth.: ORS 670.310, 701.235 & 701.238 Stats. Implemented: ORS 701.056, 701.068, 701.088 & 701.238 (6/76, 7/76, 11/77, 1/78, 5/78, 5/80, 6/80, 10/80, 11/80, 1/83, 3/83, 10/83, 3/84, 5/84, 1/89, 11/89, 9/99, 6/00, 8/00, 12/04, 6/08, 5/09) (Amended and renumbered from 812-003-0005, 12/04)</p>	<p>Amend - to allow contractor to electronically change independent contractor class without charge. CCB will still charge contractors \$20 to submit a paper change form. Rewrites rule for clarity. (KP)</p>
<p><u>812-003-0321</u> <u>Notification of Change of Independent Contractor Status</u></p> <p><u>(1) When a contractor's license status changes from nonexempt to exempt or from exempt to nonexempt, the contractor must notify the board. The contractor must file a Notification of Changed Contractor License Status within 30 days of the effective date of</u></p>	<p>Adopt - this rule recognizes that the exempt-nonexempt status of a contractor may change from time to time. The rule requires the licensed contractor to notify</p>

<p><u>the change.</u> <u>(2) There is no charge to file the Notification under this rule.</u> <u>Stat. Auth.: ORS 670.310 & 701.235</u> <u>Stats. Implemented: ORS 701.035</u></p>	<p>CCB within 30 days of the change. (KP)</p>
<p><u>812-007-0031</u> <u>License Cards</u> <u>(1) The agency shall issue a license and pocket card effective on the date on which the license becomes effective under OAR 812-007-0120, 812-007-0130, 812-007-0220, 812-007-0230, 812-007-0320 or 812-007-0330.</u> <u>(2) A license and pocket card is valid for the term for which it is issued.</u> <u>(3) If a license becomes invalid, the agency may require the return of the license and pocket card.</u> <u>(4) There is no charge for the original license and pocket card issued by the agency.</u> <u>(5) There is a \$10 fee to replace a license and pocket card.</u> <u>Stat. Auth.: ORS 670.310 & 701.235</u> <u>Stats. Implemented: ORS 192.440(4)(a), 701.063, 701.238</u></p>	<p>Adopt - Lead-Based Paint Licenses. The agency's practice is to issue a document that contains a license and pocket card. The documents are valid for the term of the license. The new rule codifies this practice and creates authority to charge for a duplicate license and pocket card. (KP)</p>
<p><u>812-007-0032</u> <u>Mailing and E-mail Address Changes</u> <u>(1) Individuals licensed to engage in LBP activities, contractors licensed to engage in LBP activities and certified LBP renovation contractors shall notify the board of any change in mailing or e-mail addresses while licensed and for one year following the license expiration date. Such persons must notify the board within 10 days after changing an address.</u> <u>(2) No charge will be made for a mailing or e-mail address change to the board's records.</u> <u>Stat. Auth.: ORS 670.310 & 701.235</u> <u>Stats. Implemented: ORS 701.117 & 701.515</u></p>	<p>Adopt - requires LBP licensees to notify the board of any mailing or e-mail address change. Notification needs to occur within 10 days of the change. There is no charge for making the change to the board's records. (KD)</p>
<p><u>812-008-0065</u> <u>Mailing and E-mail Address Changes</u> <u>(1) Certified home inspectors shall notify the board of any change in mailing or e-mail addresses while certified and for one year following the certification expiration date. Such persons must notify the board within 10 days after changing an address.</u> <u>(2) No charge will be made for a mailing or e-mail address change to the board's records.</u> <u>Stat. Auth.: ORS 670.310 & 701.235</u> <u>Stats. Implemented: ORS 701.117 & 701.350</u></p>	<p>Adopt - requires certified home inspectors to notify the board of any mailing or e-mail address change. Notification needs to occur within 10 days of the change. There is no charge for making the change to the board's records.</p>
<p><u>812-008-0077</u> <u>Certification Cards</u> <u>(1) The agency shall issue a certification and pocket card effective on the date on which the certification becomes effective under OAR 812-008-0060 or 812-008-0076.</u> <u>(2) A certification and pocket card is valid for the term for which it is issued.</u> <u>(3) If a certification becomes invalid, the agency may require the return of the certification and pocket card.</u> <u>(4) There is no charge for the original certification and pocket card issued by the agency.</u> <u>(5) There is a \$10 fee to replace a certification and pocket card.</u> <u>Stat. Auth.: ORS 670.310 & 701.235</u> <u>Stats. Implemented: ORS 192.440(4)(a), 701.063, 701.238</u></p>	<p>Adopt: Home Inspector Certification. The agency's practice is to issue a document that contains a certification and pocket card. The documents are valid for the term of the certification. The new rule codifies this practice and creates authority to charge for a duplicate certification and pocket card. (KP)</p>
<p><u>812-008-0209</u> <u>Electrical</u> <u>(1) The Oregon certified home inspector shall observe:</u></p>	<p>Amend - the 2009 Oregon legislature adopted a new law requiring that before a person</p>

<p>(a) Service entrance conductors;</p> <p>(b) Service equipment, grounding equipment, main overcurrent device, and distribution panels;</p> <p>(c) Amperage and voltage ratings of the service;</p> <p>(d) Branch circuit conductors, their overcurrent devices, and the compatibility of their amperages and voltages;</p> <p>(e) The operation of a representative number of installed ceiling fans, lighting fixtures, switches, and receptacles located inside the house, garage, and on the dwelling's exterior walls;</p> <p>(f) The polarity and grounding of all receptacles within six feet of interior plumbing fixtures, and all receptacles in the garage or carport, and on the exterior of inspected structures;</p> <p>(g) The operation of ground fault or arc fault circuit interrupters; and</p> <p>(h) Smoke alarms[-] and</p> <p><u>(i) Carbon monoxide detectors.</u></p> <p>(2) The Oregon certified home inspector shall describe:</p> <p>(a) Service amperage and voltage;</p> <p>(b) Service entry conductor materials; and</p> <p>(c) Service type as being overhead or underground;</p> <p>(3) The Oregon certified home inspector shall report:</p> <p>(a) Any observed 110 volt aluminum branch circuit wiring; and</p> <p>(b) The presence or absence of smoke alarms, and operate their test function, if accessible, except when detectors are part of a central security system.</p> <p>(4) The Oregon certified home inspector is not required to:</p> <p>(a) Insert any tool, probe, or testing device inside the panels;</p> <p>(b) Test or operate any overcurrent device or safety device in the electrical service panel or elsewhere that may adversely affect the personal property of the resident;</p> <p>(c) Dismantle any electrical device or control other than to remove the covers of the main or auxiliary distribution panels;</p> <p>(d) Observe:</p> <p>(A) Low-voltage systems except to report the presence of solenoid-type lighting systems;</p> <p>(B) Security system devices[;] or heat detectors[-, or carbon monoxide detectors];</p> <p>(C) Telephone, security, TV, intercoms, lightning arrestors or other ancillary wiring that is not a part of the primary electrical distribution system; or</p> <p>(D) Built-in vacuum equipment.</p> <p>Stat. Auth.: ORS 670.310, 701.235, 701.350 & 701.355</p> <p>Stats. Implemented: ORS 105.838(1), 701.350 & 701.355</p> <p>(2/98, 10/98, 2/00, 6/00, 8/00, 9/01, 6/02, 8/05)</p> <p>(Amended and renumbered from 812-008-0080(8), 8/05)</p>	<p>can sell a home, the home must be equipped with one or more properly functioning carbon monoxide detectors. ORS 105.838(1). The new law takes effect April 1, 2011. Or Laws 2009, ch. 591, §§ 16(1), 17(1).</p> <p>CCB's rules regarding home inspections do not require inspection of carbon monoxide detectors. In fact, they specifically exclude such a requirement. Because of the new law, it makes sense to require, as part of the home inspection, inspection of carbon monoxide detectors. This would treat carbon monoxide detectors like smoke detectors. (KD)</p>
<p><u>812-025-0032</u></p> <p><u>Certification Cards</u></p> <p><u>(1) The agency shall issue a certification and pocket card effective on the date on which the certification becomes effective under OAR 812-025-0025 or 812-025-0030.</u></p> <p><u>(2) A certification and pocket card is valid for the term for which it is issued.</u></p> <p><u>(3) If a certification becomes invalid, the agency may require the return of the certification and pocket card.</u></p> <p><u>(4) There is no charge for the original certification and pocket card issued by the agency.</u></p> <p><u>(5) There is a \$10 fee to replace a certification and pocket card.</u></p> <p><u>Stat. Auth.: ORS 670.310 & 701.235</u></p> <p><u>Stats. Implemented: ORS 192.440(4)(a), 701.063, 701.119 & 701.238.</u></p>	<p>Adopt: EEAST Certification:</p> <p>The agency's practice is to issue a document that contains a certification and pocket card. The documents are valid for the term of the certification. The new rule codifies this practice and creates authority to charge for a duplicate certification and pocket card. (KP)</p>
<p><u>812-030-0223</u></p> <p><u>Certificate Cards</u></p> <p><u>(1) The agency shall issue a certificate and pocket card effective on the date on which the certificate becomes effective under OAR 812-030-0210 or 812-030-0220.</u></p>	<p>Adopt: Locksmith Certificate:</p> <p>The agency's practice is to issue a document that contains a certificate and pocket card.</p>

<p><u>(2) A certificate and pocket card is valid for the term for which it is issued.</u> <u>(3) If a certificate becomes invalid, the agency may require the return of the certificate and pocket card.</u> <u>(4) There is no charge for the original certificate and pocket card issued by the agency.</u> <u>(5) There is a \$10 fee to replace a certificate and pocket card.</u> <u>Stat. Auth.: ORS 670.310 & 701.235</u> <u>Stats. Implemented: ORS 192.440(4)(a), 701.063, 701.238 & 701.485</u></p>	<p>The documents are valid for the term of the certificate. The new rule codifies this practice and creates authority to charge for a duplicate certificate and pocket card. (KP)</p>
<p><u>812-030-0235</u> <u>Mailing and E-mail Address Changes</u> <u>(1) Certified locksmiths shall notify the board of any change in mailing or e-mail addresses while certified and for one year following the certification expiration date. Such persons must notify the board within 10 days after changing an address.</u> <u>(2) No charge will be made for a mailing or e-mail address change to the board's records.</u> <u>Stat. Auth.: ORS 670.310 & 701.235</u> <u>Stats. Implemented: ORS 701.117 & 701.485</u></p>	<p>Adopt - requires certified locksmiths to notify the board of any mailing or e-mail address change. Notification needs to occur within 10 days of the change. There is no charge for making the change to the board's records. (KD)</p>