

2021 -- S 0268 SUBSTITUTE A

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LC001589/SUB A
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2021

A N A C T

RELATING TO BUSINESS AND PROFESSIONS -- ROOFING CONTRACTORS

Introduced By: Senators Sosnowski, Lombardo, Picard, Seveney, and Gallo

Date Introduced: February 10, 2021

Referred To: Senate Labor

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 5-73-3 of the General Laws in Chapter 5-73 entitled "Roofing
2 Contractors" is hereby amended to read as follows:

3 **5-73-3. Registration and licensing of roofing contractors.**

4 (a) All roofing contractors, in addition to the requirements of chapter 65 of this title entitled
5 "Contractor's Registration and Licensing Board," if applicable, prior to conducting roofing business
6 in the state of Rhode Island, shall first submit an application to and be licensed by the contractors'
7 registration and licensing board on the form or forms that the board requires. The application shall
8 include the following information:

9 (1) The name of the applicant;

10 (2) The business address of the applicant;

11 (3) The mailing address of the applicant;

12 (4) The telephone number of the applicant;

13 (5) The name of the party or officer who shall be responsible for all roofing activities
14 conducted in the state of Rhode Island;

15 (6) Any registration number and/or other license numbers issued by the state, or any city
16 or town; and

17 (7) A statement of the skills, training, and experience of the applicant sufficient to ensure
18 public safety, health, and welfare.

19 (b) Licensing requirements shall not apply to roofing contractors applying shingles only.

1 (c) To be eligible for licensure as a roofing contractor, an applicant shall also fulfill the
2 following requirements:

3 ~~(1) Be of good moral character;~~

4 ~~(2)~~(1) Pass an examination approved or administered by the contractors' registration and
5 licensing board or has previously been registered as a commercial roofer in good standing and has
6 met all the requirements of the rules and regulations established by the board;

7 ~~(3)~~(2) Be in good standing with the contractors' registration and licensing board;

8 ~~(4)~~(3) All field personnel of the roofing contractor must have a current certificate of
9 completion of the ten-hours (10) OSHA safety course or equivalent thereof as determined by the
10 contractors' registration and licensing board;

11 ~~(5)~~(4) Take ~~ten (10)~~ twelve (12) hours continuing roofing education per ~~year~~ two (2) year
12 licensing cycle as set forth and recognized by the contractors' registration and licensing board; and

13 ~~(6) Be bonded in the aggregate amount of the total dollar value of any contract entered into~~
14 ~~to perform roofing work; single project in the amount of one hundred thousand dollars (\$100,000)~~
15 ~~minimum; and~~

16 ~~(7)~~(5) Provide the board with an insurance certificate in the amount of two million dollars
17 (\$2,000,000) ~~one million five hundred thousand dollars (\$1,500,000)~~ per occurrence pursuant to
18 the established rules and regulations, with the board as the holder, from the date of issuance,
19 continuously.

20 (d)(1) The contractors' registration and licensing board is authorized to adopt rules and
21 regulations pursuant to the administrative procedures act, chapter 35 of title 42, necessary to
22 effectuate the purposes of this chapter.

23 (2) Rules and regulations shall provide a fine schedule that will establish grounds for
24 discipline for licensee holders or nonlicensed contractors.

25 (3) Fines shall be structured not to exceed five thousand dollars (\$5,000) per day, per
26 offense for conduct injurious to the welfare of the public as well as those required pursuant to § 5-
27 65-10.

28 (e) Any person applying for a license or registration and making any material misstatement
29 as to his or her experience or other qualifications, or any person, firm, or corporation subscribing
30 to or vouching for any misstatement shall be subject to the discipline and penalties provided in §
31 5-65-10.

32 (f) No corporation, firm, association, or partnership shall engage in the business of
33 commercial roofing or represent itself as a commercial roofing contractor unless a licensed
34 commercial roofer as provided in this chapter is continuously engaged in the supervision of its

1 commercial roofing work, provided that the commercial roofer is a general partner or an officer
2 and shareholder in the firm or corporation. If the license holder dies or otherwise becomes
3 incapacitated, the corporation, firm, or association shall be allowed to continue to operate until the
4 next examination shall be given or such times as the board shall see fit. In no event shall the
5 corporation, firm, association, or partnership continue to operate longer than twelve (12) months
6 or in accordance with the board's established rules and regulations without satisfying the license
7 requirements of this chapter. Those roofers who have been registered with the board on July 1,
8 ~~2003~~ [2015](#), and remain in good standing, shall be exempt from the testing requirements set forth in
9 this chapter.

10 (g) Complaints filed with the board shall be heard only in regard to those issues so
11 established in the rules and regulations.

12 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

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RELATING TO BUSINESS AND PROFESSIONS -- ROOFING CONTRACTORS

1 This act would amend the registration and licensure requirements of roofing contractors by
2 modifying the requirement of ten (10) hours of continuing education per year to twelve (12) hours
3 of continuing education every two (2) years. This act further increases the requirement of an
4 insurance certificate from one million five hundred thousand dollars (\$1,500,000) to the amount of
5 two million dollars (\$2,000,000). This act also deletes the requirement that the applicant be of good
6 moral character.

7 This act would take effect upon passage.

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