

2 ESHB 1505 - S AMD

3 By Senators Hargrove and Moore

4 ADOPTED 4/17/93

5 On page 7, after line 16, insert the following:

6 "NEW SECTION. **Sec. 12.** A new section is added to chapter 18.27  
7 RCW to read as follows:

8 (1) By July 1, 1994, the department shall develop and implement a  
9 voluntary certificate of competency program for general and specialty  
10 contractors registered under this chapter.

11 (2) The department shall prepare appropriate examinations for  
12 general and specialty contractors' certificates of competency to be  
13 administered to eligible applicants. The examination must be  
14 constructed to determine:

15 (a) Whether the applicant possesses varied general knowledge of the  
16 technical information and practical procedures identified with the  
17 construction trade; and

18 (b) Whether the applicant is familiar with the applicable building  
19 codes, statutory requirements, and administrative rules pertaining to  
20 the construction trade.

21 (3)(a) An applicant for a contractor certificate of competency  
22 shall submit the required fee and, except as otherwise provided in  
23 subsection (4) of this section, an application to take the competency  
24 examination on the form and in the manner prescribed by the department.  
25 The applicant must be a registered contractor, and, except as otherwise  
26 provided in subsection (4) of this section, must provide written  
27 evidence that he or she has completed a course of study in the  
28 construction trade for general or specialty contractors, as  
29 appropriate, at a school or training program approved by the  
30 department. If the director determines that the applicant is eligible  
31 to take the examination, the director shall notify the applicant of the  
32 time and place of the examination. The director shall establish  
33 reasonable rules for the conduct of examinations.

34 (b) The department shall certify the results of the examination and  
35 shall notify the applicant in writing whether he or she has passed or  
36 failed. An applicant who has failed the examination may retake the

1 examination, on the terms and after a period of time determined by the  
2 department by rule. The number of times that an applicant may take the  
3 examination may not be limited.

4 (4) The department shall issue a certificate of competency to an  
5 applicant who has passed the examination and has paid all appropriate  
6 fees, or to a registered contractor engaged in a bona fide contracting  
7 business with at least two years of experience, who has paid all  
8 appropriate fees. The certificate must bear the date of issuance, and  
9 must expire on the birthdate of the holder immediately following the  
10 date of issuance. The certificate is renewable every other year, upon  
11 application and payment of a fee, on or before the holder's birthdate.  
12 A doubled fee shall be charged for failure to renew the certificate by  
13 the renewal date. A holder shall retake the examination and pay the  
14 examination fee if he or she does not renew the certificate within  
15 ninety days of the renewal date in order to renew the certificate.

16 (5) The department shall establish certification fees that cover  
17 the full cost of processing applications for certification, developing  
18 and administering the examination, and issuing and renewing  
19 certification.

20 (6) The holder of a certificate of competency may verbally  
21 represent that he or she holds a certificate of competency and may  
22 include the information that he or she holds the certificate in  
23 documents, including but not limited to advertising, contracts,  
24 business cards, and signs. A making of a claim by a contractor that he  
25 or she holds a certificate of competency when such a certificate has  
26 not been lawfully issued to the contractor or is not in force under  
27 this chapter is an infraction and the contractor is subject to having  
28 his or her registration suspended for up to two years.

29 NEW SECTION. **Sec. 13.** A new section is added to chapter 18.27 RCW  
30 to read as follows:

31 (1) There is created a state advisory committee of construction  
32 contractors, comprised of seven members appointed by the director. One  
33 member shall be from each of the following construction  
34 classifications: (a) Commercial/retail construction; (b) highway/  
35 industrial construction; (c) municipal/utility construction; (d) marine  
36 construction; (e) residential single-family construction; and (f)  
37 residential multifamily construction. The seventh member shall be a

1 representative of the general public who is familiar with the business  
2 and trade of construction.

3 (2) The initial terms of the members of the advisory committee  
4 shall be as follows: For the members representing commercial/retail  
5 and marine construction, one year; for the members representing  
6 highway/industrial, residential single-family construction, and the  
7 general public, two years; and for the members representing municipal/  
8 utility and residential multifamily construction, three years. The  
9 regular term of the members of the advisory committee shall be three  
10 years. The director shall appoint or reappoint committee members to  
11 fill vacancies created by the completion of terms. In the case of a  
12 vacancy on the committee for any other reason, the director shall  
13 appoint a successor from the same construction classification to serve  
14 out the term of the person whose position has become vacant.

15 (3) It shall be the purpose and function of the committee to advise  
16 the department on all matters pertaining to the development,  
17 implementation, and enforcement of the voluntary certificate of  
18 competency program for general and specialty contractors registered  
19 under this chapter.

20 (4) Each member of the committee shall be reimbursed for travel  
21 expenses and paid special per diem rates in accordance with RCW  
22 43.03.050 and 43.03.060 for each day such member is engaged in bona  
23 fide business of the advisory committee.

24 NEW SECTION. **Sec. 14.** Sections 12 and 13 of this act shall take  
25 effect January 1, 1994.

26 NEW SECTION. **Sec. 15.** The director of the department of labor and  
27 industries may take such steps as are necessary to ensure that sections  
28 12 and 13 of this act are implemented on their effective date."

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31 ADOPTED 4/17/93

32 On page 1, line 3 of the title, after "18.27.320;" strike "creating  
33 a new section; and prescribing penalties" and insert "adding new

1 sections to chapter 18.27 RCW; creating new sections; prescribing  
2 penalties; and providing an effective date"

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