



Underground & Above Board

Spring 2018, Issue 89

Landscape Contractors Board

Yard Debris Quarantine—Japanese Beetle

Guest Article from Oregon Department of Agriculture

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As part of the Oregon Department of Agriculture’s Japanese beetle eradication program, an area of Washington County is currently under a yard debris quarantine. Residential yard debris including grass clippings, plants with soil, and sod must be contained and delivered to a proper location. Compost and transfer facilities ARE NOT ALLOWED to accept yard debris from the quarantine area in order to prevent the spread of Japanese beetle. If possible, keep yard debris at the property or use a standard curbside yard debris bin. The Oregon Department of Agriculture is asking all residents, landscapers, and waste managers that work in the yard debris quarantine area to follow these steps in order to comply with the quarantine to prevent the spread of both Japanese beetle adults and larvae. If yard debris must be removed from the property, bag and cover the load and take it directly to **Northwest Landscape Services, 1800 NW Cornelius Pass Rd, Hillsboro, OR** (503)486-5154. Winter Hours of Operation: Monday - Friday: 7 am to 4:30 pm, Saturday by appointment; Closed Sunday. More information about the yard debris quarantine including maps can be found at www.japanesebeetlepx.info/prevention.

The Oregon Department of Agriculture is currently moving along with their proposed Japanese beetle eradication program in Washington County and preparing for treatment operations this Spring. The expected five-year project aims to eradicate the state’s largest ever Japanese beetle infestation. Last

year, more than 23,000 beetles were trapped in the Cedar Mill area and extended into Bethany and Oak Hills neighborhoods. Treatment in year one was not designed to impact last year’s generation of beetles, but will affect their offspring that emerge as adults this year. ODA is proposing to roughly double the size of the 2018 treatment area with applications starting sometime in April and finishing by the end of May.

The method of treatment does not include a spray or aerial application. A granular application of the reduced-risk insecticide Acelepryn will once again be spread on all the grass and ornamental planting beds of all residential and commercial properties within the treatment area. Vegetable gardens and other edible plantings will not be treated. The timing is designed to target the most vulnerable life stage of the Japanese beetle, which is the newly hatched grub that emerges in July.

Once again, each property owner in the treatment area must give permission for ODA to enter property. ODA is providing consent forms and asking them to be returned as soon as possible. Nearly 35% of residents in the area had responded to requests for permission by early February. They are hoping for close to 100% by the time treatment begins in April. ODA may request administrative warrants from the Washington County circuit court to be able to treat properties where there has been no response following repeated attempts in the forms of letters, post-cards and door-hanger notices.

LCB BOARD MEMBERS

Christine Hollenbeck, Chair, Portland
Molly McDowell Dunston, Vice Chair, Bend
William Bumgardner, Medford
Kevin Bailey, Tualatin
Jeff Cope, Corvallis
Vacant, Industry Member Position
Vacant, Public Member Position

LCB Staff & Board Meeting Dates

Elizabeth Boxall Administrator x 224	Michael Hintz Investigator x 222
Kim Gladwill-Rowley Program Manager x 223	Athena Warren Office Assistant x 226
Jerri Jones Licensing Specialist x 221	(503) 967-6291

Upcoming LCB Board Meetings

Mar 16, 2018 (Keizer)
 May 18, 2018 (Keizer)

All State agency meetings:
<http://www.oregon.gov/transparency/PublicMeetingNotices.shtml>

Practical Skills Testing 2018

What is Practical Skills Testing?

Did you know the LCB now offers a practical skills test in lieu of the traditional written test? If you are partially licensed, this is an option to upgrade to include Planting or Irrigation. This is a “hands-on” test which provides an alternative way to become licensed.

What license phases are available?

At this time, only limited phase licenses may be obtained through this option: Planting and Irrigation plus Backflow licenses. The backflow section remains a written exam and must be taken through the current written exam provider (PSI).

What’s required for licensure? In addition to “hands-on” testing, a portion of the test process will include a smaller written exam for each license

phase. Attending a four hour business course is also available in lieu of the full laws, rules and business practice written exam.

When and Where?

The Practical Skills Test will be held on July 28, 2018 at Clackamas Community College. The Oregon Landscape Contractors Association (OLCA) has offered leverage of the current Landscape Industry Certified Technician Exterior (LICT-E), formerly and more commonly known as the CLT, to serve as a portion of the testing process.

Business Course – what are my options?

An applicant that passes at least one phase of the practical skills portion

may choose to take an approved business course in lieu of the traditional written Laws, Rules & Business Practices exam.

How Do I Register?

A registration form is available on our website at www.oregon.gov/lcb and should be submitted to the LCB office. Spaces are limited so if you’re interested, please register soon!

The **deadline to register is June 15, 2018.**

For more FAQ’s please visit our website: www.oregon.gov/lcb or call us at (503) 967-6291.

Did you know? You can earn continuing education hours by taking/re-taking sections of the LCB exam!

For several other pre-approved courses go to: http://www.oregon.gov/lcb/pages/continuing_education.aspx

DBAs and Entity Changes

Adding an assumed business name or changing your business name or entity?

Adding an assumed business name requires you to complete and submit the “Name Change Form” which is



available on the LCB website on the forms page here: <http://www.oregon.gov/LCB/Pages/forms.aspx>.

Be sure to include: license number, current business name, new business name or assumed name, registry number and submission of bond ride. We’ll also need a current certificate of insurance showing the current business name and all assumed business names.

There is no fee for these changes.

Change in ownership, except corporations, requires the submission of a new business license application.

Social Media Advertising

Listing services on social media (e.g.; Facebook, Instagram) for your landscape contracting business is considered advertising and requires your LCB 4-digit license number.

Please call the LCB for information regarding changes to your license.

(503) 967-6291 ext. 221.

Welcome New LCB Licensees (Nov 2017 - Feb 2018)



New Landscape Construction Professionals

JONATHAN	AVILA-VASQUEZ	ERNEST	KEBBE
RENA	BELLIKA	ANDREW	LESTER
CHRISTOPHER	BERRY	JOSHUA	LOY
MICHAEL	CARLSON	ADAN	MARTINEZ
LINDA	CISNEROS	RYAN	MCGALIS
MARIA	CISNEROS SALGADO	DAVID	MONTES-CASTILLO
DARWIN	CLOUD	SARA	NOLTE
MISAEAL	CORREA	STEVEN	OSSANA
JONATHAN	DEMPSTER	REBECCA	PIERCE
ABEL	DIAZ	SVEN	RODNE
ADRIANA	FIGUEROA	JOSE	SANCHEZ
TREVOR	GRAY	DOUGLAS	SLAUGHTER
JEREMY	HUHTALA	JESSE	SMITH

New Landscape Contracting Businesses

- A & E LANDSCAPE & IRRIGATION LLC
- A BRIGHTER GREEN LLC
- ABELSLANDSCAPE ENVIRONMENT LLC
- ABIQUA IRRIGATION AND BACKFLOW LLC
- BELLA TERRA LLC
- BRIDGETOWN CONSTRUCTION AND LANDSCAPING, LLC
- CISNEROS YARD SERVICE INC
- CORNELL FARM INC
- CUCHIARA'S LANDSCAPE MANAGEMENT, INC
- EAGLE CREST LANDSCAPE MANAGEMENT LLC
- EMRICH LLC
- FARMINGTON GARDENS, INC
- GRAY LANDSCAPES LLC
- GREEN BY NATURE LLC
- GREGORY ORD
- HABITAT RESTORATION NW LLC
- HALCO CONTRACTING, LLC
- HAMMER LAWN & LAND CARE LLC
- HIGHLANDSCAPE LLC
- J MCKAY LLC
- J. MOORE IRRIGATION AND BACKFLOW LLC
- JASON ANDERSON
- KAYLA BYRNE
- LEONARD OLIVA
- MISAEAL CORREA
- NORTHWEST TURF & TREE LLC
- OREGON GARDENS LANDSCAPING LLC
- OSWEGO LAND MANAGEMENT LLC
- PAUL LINDSLEY
- ROSE CITY LANDSCAPE MAINTENANCE LLC
- TRENT FARRER CONSTRUCTION LLC



Interested in becoming a board member?

Information on how to apply:
[http://www.oregon.gov/gov/admin/Pages/How To Applly.aspx](http://www.oregon.gov/gov/admin/Pages/How_To_Applly.aspx)

Or call Elizabeth at
 (503) 967-6291 ext. 224

So Long, John Gawlista!

After six (6) years of board service, John Gawlista finished his final term as board member for the LCB.

John has been the owner of Professional Grounds Management since 1994 when he began the company in Hillsboro. His company provides a full range of landscaping services.

John has a vast history of industry leadership and governance experience. He has been an active Oregon Landscape Contrac-

tors Association (OCLA) member since 1999. John served as the LCB Chair from Oct 2013—Jan 2015. John also served as the legislative committee chair for OLCA from 2007 through 2011. He was also actively involved in the Oregon Contractors Workers Compensation Trust where he served as a Director for over five years and served one year as President of the trust.

John's contributions to the board and industry are appreciated by many.



The LCB Board and staff thank John for his service! So long for now, John Gawlista.

Rule Changes

Since November 2017, the board has adopted seven rules which accomplish the following:

Continuing Education

- Changes post-approval of qualified CEH courses from 180 days to the individual’s reporting period (a 2-year period).

Definitions

- Amends the definition of “Landscape Edging”: concrete, metal, plastic, wood or other material that is used to separate different elements of a landscape from each other.
- Amends the definition of “Defective Work”: at least three administrative orders or court orders or combination based on a claim filed with the board within a five-year period that include

work found to be negligent or improper.

Exams

- Extends passing exam scores from a 2-year period to the second December 31st following passing of that exam section.
- Amends the practical skills registration deadline. Allows late registrations only if the registration can be approved by the agency by July 1st and allows the board to retain a \$50 processing fee if the registration fees are refunded.
- Allows an applicant to pass the practical skills modules and the full written exam instead of the practical skills written module to take the business class in lieu of the Laws, Rules & Business Practices written exam section.

Office Closures

May 28, 2018
July 4, 2018

Claims

- Allows additional claim items to be added to a claim through the mediation process or on-site meeting, whichever is latest.

Questions about rule changes?
Call Kim at (503) 967-6291 ext. 223 or
email: lcb.info@oregon.gov.

Upgrade Your License!

Now is a great time to complete testing of additional sections. Call us for more information (503) 967-6291.

Reporting Unlicensed Work

Spring hasn’t officially started yet and we are already hearing how busy the landscape industry is going to be again this upcoming season. This is exciting news, but this also means a likelihood of increased unlicensed work going on throughout the state. We strive to help protect consumers from harm that can be done from unlicensed work and

can use your continued help!

The LCB has a staff investigator and approximately 20 contract investigators throughout Oregon who can be dispatched where needed to help address unlicensed work.

If you suspect unlicensed work is being performed, please call or text our Investigator, Michael Hintz, with as much information as possible.

Providing the following information gives us a good start to the investigation:

1. Vehicle plate numbers.
2. Location where the work is being performed.
3. Description of the type of work (if known).



Even if we can’t dispatch to the job site immediately, we can still take enforcement action. We respond to ALL reports. Reporting by phone can be done anonymously.

For quickest response, call
Michael’s cell phone (541) 508-9563
(weekends too!).

Is Your Bond Sufficient?

\$3,000 for jobs under \$10k
\$10,000 for jobs < \$10k and > \$25k
\$15,000 for jobs < \$25k and > \$50k
\$20,000 for jobs over \$50k

Reminder! LCB *current* address and phone number are required on all contracts. We are seeing some contracts with old information. Make sure yours is up to date!

LCB Enforcement Stats 11/1/2017 to 2/28/2018 (Go to www.oregon.gov/lcb for complete version)

County	Violation Type	Final Action
BENTON	advertising without a license	Civil Penalty/Stipulated Order
CLACKAMAS	advertising without a license x 2	Civil Penalty/Stipulated Order
	operating as a landscape contracting business without a license - 2nd offense	Civil Penalty/Stipulated Order
	performing landscaping work without a written contract	Civil Penalty/Stipulated Order
CLATSOP	operating as a landscape contracting business without a license	Civil Penalty/Stipulated Order
COLUMBIA	operating as a landscape contracting business without a license and a claim has been filed for damages arising out of that work	Civil Penalty
COOS	operating as a landscape contracting business without a license - 2nd offense	Civil Penalty/Stipulated Order
	advertising without a license	Letter of Concern
DESCHUTES	advertising without a license	Civil Penalty
	operating as a landscape contracting business without a license	Civil Penalty
	failure to comply with minimum standards for contracts - subsequent offense	Civil Penalty/Stipulated Order
	operating as a landscape contracting business without a license x 2	Civil Penalty/Stipulated Order
JACKSON	advertising without a license x 5	Civil Penalty/Stipulated Order
	operating as a landscape contracting business without a license and a claim has been filed for damages arising out of that work	Civil Penalty/Stipulated Order
JEFFERSON	advertising without a license x 2	Civil Penalty
	operating as a landscape contracting business without a license and a claim has been filed for damages arising out of that work, advertising without a license - 2nd offense	Civil Penalty/Stipulated Order
JOSEPHINE	advertising without a license	Letter of Concern
KLAMATH	operating as a landscape contracting business without a license	Civil Penalty
LANE	advertising without a license x 3	Civil Penalty/Stipulated Order
	advertising without a license - 2nd offense	Civil Penalty/Stipulated Order
	failure to obtain required bond amount	Civil Penalty/Stipulated Order
	failure to use the landscape contracting business license number in an advertisement x 2	Letter of Concern
LINN	failure to use the landscape contracting business license number in an advertisement	Letter of Concern
MARION	advertising without a license x 4	Civil Penalty/Stipulated Order
	operating as a landscape contracting business without a license x 3	Civil Penalty/Stipulated Order
	advertising without a license - 2nd offense	Civil Penalty/Stipulated Order
	failure to use the landscape contracting business license number in an advertisement	Letter of Concern
MULTNOMAH	advertising without a license x 3	Civil Penalty
OUT OF STATE	advertising without a license, operating as a landscape contracting business without a license	Civil Penalty/Stipulated Order
	operating as a landscape contracting business without a license	Civil Penalty/Stipulated Order
POLK	advertising without a license	Civil Penalty/Stipulated Order
TILLAMOOK	operating as a landscape contracting business without a license - 2nd offense	Civil Penalty/Stipulated Order
	operating as a landscape contracting business without a license	Civil Penalty/Stipulated Order
	failure to use the landscape contracting business license number in an advertisement	Letter of Concern
WASHINGTON	advertising without a license, operating as a landscape contracting business without a license	Civil Penalty
	operating as a landscape contracting business w/out a license and a claim has been filed for damages arising out of that work, advertising w/out a license - 2nd offense	Civil Penalty
	advertising without a license x 4	Civil Penalty/Stipulated Order
	advertising without a license	Letter of Concern
YAMHILL	advertising without a license x 2	Civil Penalty/Stipulated Order

Potential Advertising Without a License? Send a picture or link to lcb.info@oregon.gov or text 541-508-9563.

Receiving a
paper copy?
We need your email address!

2111 Front Street NE
Suite 2-101
Salem, OR 97301

Phone: (503) 967-6291
Fax: (503) 967-6298
E-mail: lcb.info@oregon.gov

We're on the web!
www.oregon.gov/lcb



DON'T FORGET! You need to report an address change to the LCB within 30 days of a move.
Feel free to mail, email or fax us your new address information. Or change you address online at: www.oregon.gov/lcb

Continuing Education Reminder

Continuing education hours (CEH) are required to be reported every two-years and reporting is based on your landscape construction professional (individual) license number –even numbered licenses report in even numbered years, odd numbered licenses report in odd numbered years. Sixteen (16) CEH is required if you've been licensed less than six (6) years. Eight CEH is required if you've been licensed more than 6 years.

Ways to earn CEH:

- 1) Attend pre-approved online or in person programs—see the listings on the continuing education page of the LCB website: http://www.oregon.gov/lcb/pages/continuing_education.aspx.
- 2) Attend other programs that fit the CEH subject rules and have them individually approved for you within your reporting period.
- 3) Volunteer for a non-profit or government agency and submit the volunteer/teaching form showing the last time you spent time on the project was within your reporting period. Up to 4 hours of your requirement can be earned by volunteering.
- 4) Teach or present on landscape related topics if you have at least 5 years' landscape related experience. Submit the volunteer/teaching form showing you taught/presented within your reporting period. For every hour of presenting time, you can earn 2 hours of prep time if you haven't claimed prep time in the past for the same course.
- 5) Attend a LCB Board Meeting.

Completion certificates are not required to be submitted with your renewal form, but you need to maintain in the event you are included in a random monthly audit performed. Questions about continuing education can be directed to Elizabeth at (503) 967-6291 ext. 224.

New eBook Available! Get your Landscape Construction Book, Custom 3rd Edition by David Sauter in electronic format now!

Call (503) 967-6291 ext. 221 for more information.