



NOTICE OF PROPOSED RULEMAKING
INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 808
LANDSCAPE CONTRACTORS BOARD

FILED

05/20/2025 1:54 PM
ARCHIVES DIVISION
SECRETARY OF STATE

FILING CAPTION: Aligns CEH requirement for reinstatement of a license with the renewal requirement.

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 06/21/2025 5:00 PM

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

A public rulemaking hearing may be requested in writing by 10 or more people, or by a group with 10 or more members, within 21 days following the publication of the Notice of Proposed Rulemaking in the Oregon Bulletin or 28 days from the date the Notice was sent to people on the agency mailing list, whichever is later. If sufficient hearing requests are received, the notice of the date and time of the rulemaking hearing must be published in the Oregon Bulletin at least 14 days before the hearing.

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NEED FOR THE RULE(S)

Aligns CEH requirement for reinstatement of an expired or inactive license with the current renewal requirement.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE

ORS 671 and Oregon Administrative Rules Chapter 808. They are available on the Board's website at www.oregon.gov/lcb.

STATEMENT IDENTIFYING HOW ADOPTION OF RULE(S) WILL AFFECT RACIAL EQUITY IN THIS STATE

The adoption of these rules will not affect racial equity in this state.

FISCAL AND ECONOMIC IMPACT:

There is no fiscal or economic impact.

COST OF COMPLIANCE:

(1) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s). (2) Effect on Small Businesses: (a) Estimate the number and type of small businesses subject to the rule(s); (b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s); (c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).

No other state agencies will be affected. The estimated number of small businesses that may be affected are around 1700, but the effect will be less continuing education hours required; there is no reporting activities or costs to comply with this rule.

DESCRIBE HOW SMALL BUSINESSES WERE INVOLVED IN THE DEVELOPMENT OF THESE RULE(S):

Several Board members are small business owners.

WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? NO IF NOT, WHY NOT?

The Board acts as it's own advisory committee

AMEND: 808-040-0080

RULE SUMMARY: Aligns CEH requirement for reinstatement of an expired or inactive license with the current renewal requirement.

CHANGES TO RULE:

808-040-0080

CEH Requirement for Reinstatement to Active Status ¶

- (1) ~~Except as provided for in subsection (2) of this section a~~Any licensee that reinstates an inactive or expired landscape construction professional license to active status must:¶
- ~~(a) Comply with OAR 808-003-0255;¶~~
- ~~(b) More than 14 days after the expiration of the license must:¶~~
- ~~(a) Comply with OAR 808-003-0255;¶~~
- ~~(b) Complete the CEH required in OAR 808-040-0020 and submit documentation as per the audit requirements of OAR 808-040-0060 for the 16 required CEH obtained within the two years immediately preceding the renewal~~instatement date of the landscape construction professional license; and¶
- ~~(c) Meet the CEH requirement for each subsequent renewal period.¶~~
- ~~(2) Any licensee that reinstates an expired landscape construction professional license to active status more than 14 days after the expiration of the license and the license was subject to audit prior to its expiration, the licensee must submit documentation as per the audit requirement of OAR 808-040-0060.¶~~
- ~~(3) Upon honorable discharge to convert a license from inactive military status to active status, the servicemember must submit a written request within 60 days from the date of discharge. No renewal or late fee will be charged until the first renewal date after conversion of that license. No CEH will be required until the first renewal date after conversion of that license.~~

Statutory/Other Authority: ORS 670.310, ORS 671.670

Statutes/Other Implemented: ORS 671.676