

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNTY OF ORANGE, STATE OF CALIFORNIA, ADDING SECTION 7-1-3 OF THE CODIFIED ORDINANCES OF THE COUNTY OF ORANGE

WHEREAS, pursuant to Title 7, Division 1 of the Orange County Codified Ordinances, (Building Regulations), the Board of Supervisors (“Board”) of the County of Orange, has adopted, by reference, the 2025 Edition of the California Building Code that among other things, requires an owner or an owner’s authorized agent who intends to construct, enlarge, alter, repair, move, demolish or change the occupancy of a building or structure, to make an application to the County Building Official and obtain the required permit; and

WHEREAS, the County desires to expand the scope of information disclosed by contractors performing work under permits for certain projects to include a list of subcontractors, verification that subcontractors have appropriate insurance, licenses, and federal tax identification numbers, and disclose any final determinations relating to state and federal labor code violations within the prior five (5) years from the date of application; and

WHEREAS, these disclosures are intended to recognize and promote the value of fair labor and business practices.

NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF ORANGE DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 7-1-3 is hereby added to read in its entirety as follows:

Sec. 7-1-3 – Disclosure of Subcontractors

(a) At the time of permit issuance, prior to commencement of work and prior to adding or replacing a subcontractor the applicant shall complete a form provided by the County’s Building Division and signed under penalty of perjury that:

- (1) lists all subcontractors, whether sole proprietor, independent contractor, corporation, or other entity, to be utilized under the permit to perform the inspected work for which a license is required;
- (2) verifies that the subcontractors have appropriate workers’ compensation insurance, state contractor license and category, and federal tax identification numbers;
- (3) discloses any final determinations pertaining to state and federal law code violations and any criminal convictions, judgments, and penalties paid to a government agency within the prior five (5) years from the date of application, including the nature of the violation, the result, penalties assessed, convictions, and judgments;

(4) No person shall contract or sub-contract construction work without a valid contractor's license pursuant to applicable provisions of the California Business and Professions Code.

(b) The disclosure requirements of subdivision (a) shall only apply to projects that meet one of the following criteria:

- (1) Construction of twenty (20) or more residential dwelling units;
- (2) Remodel or renovation of twenty (20) or more existing residential dwelling units, where the project valuation is \$1,000,000, or more;
- (3) Construction of 20,000 square feet or more of new commercial or industrial building area;
- (4) Remodel or renovation of 20,000 square feet or more of commercial or industrial building area where the project valuation is \$1,000,000, or more.

(c) At any time between permit application and final inspection, if a change occurs in any information submitted to the County pursuant to this Section, applicants or contractors shall submit updated information to the County within 72 hours of knowledge of such change, excluding weekends and Holidays.

(d) Failure to provide and update the information required by this Section shall be enforceable pursuant to Sections 1-1-34 through 1-1-39 and 1-1-40, *et. seq.* of this Code and any other means provided by law including but not limited to issuance of stop work orders and withholding of final inspections.

SECTION 2. If any portion of the Ordinance, or the application of any such provision to any person or circumstance, shall be held invalid, the remainder of this Ordinance to the extent it can be given effect, of the application of such provision to persons or circumstances other than those as to which it is held invalid, shall not be affected thereby, and to this extent the provisions of this Ordinance are severable.

SECTION 3. This Ordinance shall take effect and be in full force thirty (30) days from and after its passage, and before the expiration of fifteen (15) days after the passage thereof shall be published once in an adjudicated newspaper in the County of Orange.