

Senate Bill 407

By: Senators Seabaugh of the 28th and Shafer of the 48th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 14 of Title 43 of the Official Code of Georgia Annotated, relating to
2 electrical contractors, plumbers, conditioned air contractors, low-voltage contractors, and
3 utility contractors, so as to revise the definition of a certain term for purposes of clarification;
4 to revise provisions pertaining to unlawful contracts with utility contractors for purposes of
5 clarification; to provide for related matters; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Chapter 14 of Title 43 of the Official Code of Georgia Annotated, relating to electrical
9 contractors, plumbers, conditioned air contractors, low-voltage contractors, and utility
10 contractors, is amended by revising paragraph (17) of Code Section 43-14-2, relating to
11 definitions, as follows:

12 "(17) 'Utility system' means:

13 (A) Any system at least five feet underground, when installed or accessed by trenching,
14 open cut, cut and cover, horizontal or vertical drilling or boring, or other similar
15 construction methods which install or access the system from the ground surface,
16 including, but not limited to, gas distribution systems, electrical distribution systems,
17 communication systems, ground-water systems, water supply systems, well-water
18 supply systems, and sanitary sewerage and drainage systems for which a fee or price
19 is paid for said service, product, or commodity or for the disposal of said service,
20 product, or commodity; and or

21 (B) Reservoirs and filtration plants, water and waste-water treatment plants, leachate
22 collection and treatment systems associated with landfills, lift stations, and pump
23 stations, when the system distributes or collects a service, product, or commodity for
24 which a fee or price is paid for said service, product, or commodity or for the disposal
25 of said service, product, or commodity."

SECTION 2.

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2 Said chapter is further amended by revising subsection (h) of Code Section 43-14-8.2,
3 relating to utility contractor licenses, utility managers, business entities, severance of
4 connection with utility managers, and unlawful contracts, as follows:

5 "(h) It shall be unlawful for any ~~person to contract with any other person~~ owner, general
6 contractor, or utility contractor to allow a person or entity to bid, propose, or contract for
7 the performance of utility contracting work ~~who is known by~~ when such ~~person~~ owner,
8 general contractor, or utility contractor knows that such person or entity does not to have
9 a current, valid license as a utility contractor pursuant to this chapter."

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SECTION 3.

11 All laws and parts of laws in conflict with this Act are repealed.