

House Bill 1401

By: Representative Neal of the 1st

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 41 of Title 43 of the Official Code of Georgia Annotated, relating to
2 residential and general contractors, so as to provide that Georgia residents holding valid
3 residential or general contractor licenses issued by other states or territories of the United
4 States shall be entitled to licensure in this state without the necessity of examination; to
5 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 41 of Title 43 of the Official Code of Georgia Annotated, relating to residential and
9 general contractors, is amended by revising paragraph (3) of subsection (a) of Code
10 Section 43-41-8, relating to eligibility for licensure without examination, as follows:

11 "(3) Any person who holds a current and valid license to practice a comparable category
12 of residential or general contracting issued by another state or territory of the United
13 States, where either such state or territory has entered into a reciprocal agreement with
14 the board and divisions for the recognition of contractor licenses issued in that state or
15 territory, or such application is pursuant to and in accordance with the regulations and
16 requirements for reciprocity promulgated by the divisions in accordance with
17 subsection (b) of Code Section 43-41-5; provided, however, that a person who is a legal
18 resident of this state who holds a valid residential or general contractor license issued by
19 another state or territory of the United States shall be eligible for licensure under this
20 paragraph without regard to whether a reciprocal agreement has been entered into by the
21 board and the state or territory that issued such valid residential or general contractor
22 license and without regard to the requirements of subparagraphs (A) and (B) of this
23 paragraph. Additionally, such application shall meet the following requirements:

24 (A) The criteria for issuance of such license or certification by such other state or
25 territory, including the requirement to successfully complete an examination, were
26 substantially equivalent to Georgia's current license criteria;

- 1 (B) The application requirements and application form submitted to the other state or
2 territory upon which such license was issued are available for review by the appropriate
3 division and the examination results are made available to the appropriate division;
- 4 (C) The applicant shall demonstrate that he or she meets the qualifications,
5 requirements, and criteria set forth in subsections (a), (b), (c), and (d) of Code Section
6 43-41-6; and
- 7 (D) The applicant is otherwise in compliance with all requirements of this state for
8 transaction of such business within this state; provided, however, that such application
9 and request for exemption shall be submitted in accordance with subsection (a) of Code
10 Section 43-41-17; and".

11

SECTION 2.

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