

House Bill 1377

By: Representative Loudermilk of the 14th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 43-41-2 of the Official Code of Georgia Annotated, relating to
2 definitions relative to residential and general contractors, so as to change the definition of the
3 term "residential contractor" by raising the dollar amount cap of the activity or work to be
4 performed; to provide for related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Code Section 43-41-2 of the Official Code of Georgia Annotated, relating to definitions
8 relative to residential and general contractors, is amended by revising paragraph (9) as
9 follows:

10 "(9) 'Residential contractor' means:

11 (A) ~~any~~ Any contractor who may contract for, undertake to perform, submit a bid or
12 a proposal or otherwise offer to perform, and perform any activity or work as a
13 contractor requiring licensure under this chapter for a fixed price, commission, fee,
14 wage, or other compensation; or

15 (B) Any person who undertakes any activity or work on his or her own behalf or for
16 any person or business organization that is not licensed as a licensed residential
17 contractor pursuant to this chapter where:

18 (i) ~~such~~ Such activity or work falls into the category of residential-basic contractor
19 or residential-light commercial contractor ~~as defined in this Code section;~~ and

20 (ii) ~~where the~~ The total value of the work or activity or of the compensation to be
21 received by the contractor for such activity or work, whichever is ~~the higher,~~ exceeds
22 ~~\$2,500.00 higher,~~ does not exceed \$7,500.00.

23 The term 'residential contractor' shall include both a residential-basic contractor and a
24 residential-light commercial contractor, except where otherwise expressly stated. The
25 work or activity performed by a residential contractor may include within its scope any
26 work requiring licensure under Chapter 14 of this title; provided, however, that any work

27 contractually undertaken by a residential contractor in the nature of electrical contracting,
28 plumbing, conditioned air contracting, low voltage contracting, or utility contracting
29 which falls within the licensing requirements of Chapter 14 of this title ~~may~~ shall not be
30 performed by the residential contractor but shall only be performed by a person who is
31 duly licensed to perform such work under Chapter 14 of this title."

32 **SECTION 2.**

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