

Senate Bill 561

By: Senator Thompson of the 14th

A BILL TO BE ENTITLED  
AN ACT

1 To amend Title 43 of the Official Code of Georgia Annotated, relating to professions and  
2 businesses, so as to change certain provisions relating to electrical contractors, plumbers,  
3 conditioned air contractors, low voltage contractors, and utility contractors; to change certain  
4 definitions; to provide for qualifications of the State Construction Industry Licensing Board;  
5 to provide for certain restrictions relating to classes of low voltage licenses; to change certain  
6 provisions related to the power and duties of the divisions and the division director; to  
7 provide for additional licensing requirements; to provide requirements for license renewals  
8 and inactive licenses; to provide for approval of safety training; to change certain provisions  
9 relating to applicability; to amend Titles 8, 10, 36, 43, and 46 of the Official Code of Georgia  
10 Annotated, relating to buildings and housing, commerce and trade, local government,  
11 professions and businesses, and public utilities and public transportation, respectively, so as  
12 to provide for conforming cross-references and terminology; to provide for related matters;  
13 to provide for an effective date; to repeal conflicting laws; and for other purposes.

14 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

15

**PART I**

16

**SECTION 1-1.**

17 Title 43 of the Official Code of Georgia Annotated, relating to professions and businesses,  
 18 is amended by revising Chapter 14, relating to electrical contractors, plumbers, conditioned  
 19 air contractors, low-voltage contractors, and utility contractors, as follows:

20

**"CHAPTER 14**

21 43-14-1.

22 This chapter is enacted for the purpose of safeguarding homeowners, other property  
 23 owners, tenants, and the general public against faulty, inadequate, inefficient, or unsafe  
 24 electrical, plumbing, ~~low-voltage~~ low voltage wiring, utility contracting, or conditioned air  
 25 installations. The practice of electrical contracting, plumbing contracting, ~~installing, or~~  
 26 ~~repairing, low-voltage~~ low voltage contracting, utility contracting, and conditioned air  
 27 contracting are declared to be businesses or professions affecting the public interest; and  
 28 this chapter shall be liberally construed so as to accomplish the purposes stated in this Code  
 29 section.

30 43-14-2.

31 As used in this chapter, the term:

32 ~~(1)~~(1) 'Alarm system' means any device or combination of devices used to detect a  
 33 situation, causing an alarm in the event of a burglary, fire, robbery, medical emergency,  
 34 or equipment failure, or on the occurrence of any other predetermined event.

35 ~~(1)~~(2) 'Board' means the State Construction Industry Licensing Board.

36 ~~(2)~~(3) 'Certificate of competency' means a valid and current certificate issued by the  
 37 Division of Electrical Contractors created in Code Section 43-14-3, which certificate shall

38 give the named electrical contractor to which it is issued authority to engage in electrical  
39 contracting of the kind described therein. Certificates of competency shall be of two  
40 kinds, Class I and Class II, according to the classification of license held by the electrical  
41 contractor.

42 ~~(3)~~(4) 'Conditioned air contracting' means the installation, repair, or service of  
43 conditioned air systems or conditioned air equipment, which includes, but is not limited  
44 to:

45 (A) Service to or installation of the electrical connection between the electrical  
46 disconnect and conditioned air equipment ~~is considered to be installation, repair, or~~  
47 ~~service of conditioned air equipment or the conditioned air system;~~ and

48 (B) Service to or installation of the electrical circuit from the electrical distribution  
49 panel to the conditioned air equipment where the electrical service to the building or  
50 site is a single-phase electrical circuit not exceeding 200 amperes ~~is considered to be~~  
51 ~~installation, repair, or service of conditioned air equipment or the conditioned air~~  
52 ~~system.~~

53 ~~(4)~~(5) 'Conditioned air contractor' means ~~an individual who is~~ any person engaged in  
54 conditioned air contracting under express or implied contract or ~~who~~ that bids for, offers  
55 to perform, purports to have the capacity to perform, or does perform conditioned air  
56 contracting services under express or implied contract. ~~The term 'conditioned air~~  
57 ~~contractor'~~ Such term shall not include ~~a person~~ an individual who is an employee of a  
58 conditioned air contractor and who receives only a salary or hourly wage for performing  
59 conditioned air contracting work.

60 ~~(5)~~(6) 'Conditioned air equipment' means heating and air-conditioning equipment  
61 covered under state codes and the natural gas piping system on the outlet side of the gas  
62 meter.

63 ~~(6)~~(7) 'Electrical contracting' means the installation, maintenance, alteration, or repair  
64 of any electrical equipment, apparatus, control system, or electrical wiring device which

65 is attached to or incorporated into any building or structure in this state but shall not  
66 include ~~low-voltage~~ low voltage contracting.

67 ~~(7)~~(8) 'Electrical contractor' means any person ~~who engages~~ engaged in the business of  
68 electrical contracting under express or implied contract or ~~who~~ that bids for, offers to  
69 perform, purports to have the capacity to perform, or does perform electrical contracting  
70 services under express or implied contract. ~~The term 'electrical contractor'~~ Such term  
71 shall not include ~~a person~~ an individual who is an employee of an electrical contractor  
72 and who receives only a salary or hourly wage for performing electrical contracting work.

73 ~~(8)~~(9) 'Executive director' means the executive director of the State Construction  
74 Industry Licensing Board.

75 ~~(8.1)~~(10) 'General system' means any electrical system, other than an alarm or  
76 telecommunication system, involving ~~low-voltage~~ low voltage wiring.

77 ~~(9)~~(11) 'Journeyman plumber' means any ~~person~~ individual other than a master plumber  
78 who has practical knowledge of the installation of plumbing and installs plumbing under  
79 the direction of a master plumber.

80 ~~(10)~~(12) 'License' means a valid and current certificate of registration issued by a  
81 division of the board, which certificate shall give the named person to whom it is issued  
82 authority to engage in the activity prescribed thereon.

83 ~~(10.1)~~(13) 'Low voltage ~~'Low-voltage~~ contracting' means the installation, alteration,  
84 service, or repair of a telecommunication system, alarm system, or general system  
85 involving ~~low-voltage~~ low voltage wiring.

86 ~~(10.2)~~(14) 'Low voltage ~~'Low-voltage~~ contractor' means ~~an individual who is~~ any person  
87 engaged in ~~low-voltage~~ low voltage contracting under express or implied contract or ~~who~~  
88 that bids for, offers to perform, purports to have the capacity to perform, or does perform  
89 ~~low-voltage~~ low voltage contracting services under express or implied contract. ~~An~~  
90 ~~employee of a low-voltage contractor who receives only a salary or hourly wage for~~  
91 ~~performing low-voltage contracting work shall not be required to be licensed under this~~

92 ~~chapter, except that those employees upon whom the qualification of a partnership,~~  
 93 ~~limited liability company, or corporation rests as outlined in subsection (b) of Code~~  
 94 ~~Section 43-14-8.1 shall be licensed.~~

95 ~~(10.3)~~(15) 'Low voltage' ~~'Low-voltage'~~ wiring' means:

96 (A) Wiring systems of 50 volts or less and control circuits directly associated  
 97 therewith;

98 (B) Wiring systems having a voltage in excess of 50 volts, provided such systems  
 99 consist solely of power limited circuits meeting the definition of a Class II and Class  
 100 III wiring system as defined in Article 725 of the National Electrical Code; or

101 (C) Line voltage wiring having a voltage not in excess of 300 volts to ground and  
 102 installed from the load-side terminals of a suitable disconnecting means which has been  
 103 installed for the specific purpose of supplying the ~~low-voltage~~ low voltage wiring  
 104 system involved or installed from a suitable junction box which has been installed for  
 105 such specific purpose.

106 ~~(11)~~(16) 'Master plumber' means any individual ~~engaging~~ engaged in the business of  
 107 plumbing under express or implied contract or who bids for, offers to perform, purports  
 108 to have the capacity to perform, or does perform plumbing contracting services under  
 109 express or implied contract.

110 ~~(12)~~(17) 'Plumbing' means:

111 (A) The ~~the~~ practice of installing, maintaining, altering, or repairing piping fixtures,  
 112 appliances, and appurtenances in connection with sanitary drainage or storm drainage  
 113 facilities, venting systems, medical gas piping systems, natural gas piping systems on  
 114 the outlet side of gas meters, or public or private water supply systems within or  
 115 adjacent to any building, structure, or conveyance; ~~provided, however, that after July 1,~~  
 116 ~~1997, only master plumbers and journeyman plumbers who have been certified by the~~  
 117 ~~Division of Master Plumbers and Journeyman Plumbers to perform such tasks shall be~~

118 ~~authorized to install, maintain, alter, or repair medical gas piping systems. The term~~  
119 ~~'plumbing' also includes the and~~

120 ~~(B) The practice of and materials used in installing, maintaining, extending, or altering~~  
121 ~~the natural gas, storm-water, sewerage, and water supply systems of any premises to~~  
122 ~~their connection with any point of public disposal or other acceptable terminal;~~  
123 ~~provided, however, that licensure under this chapter shall not be required for a~~  
124 ~~contractor certified by the Department of Public Health to make the connection to any~~  
125 ~~on-site waste-water management system from the stub out exiting the structure to an~~  
126 ~~on-site waste-water management system. Notwithstanding any other provision of this~~  
127 ~~chapter, any person who holds a valid master plumbing license or any company which~~  
128 ~~holds a valid utility contractor license shall be qualified to construct, alter, or repair any~~  
129 ~~plumbing system which extends from the property line up to but not within five feet of~~  
130 ~~any building, structure, or conveyance, regardless of the cost or depth of any such~~  
131 ~~plumbing system.~~

132 ~~(12.1)~~(18) 'Telecommunication system' means a switching system and associated  
133 apparatus which performs the basic function of two-way voice or data service, or both,  
134 and which can be a commonly controlled system capable of being administered both  
135 locally and remotely via secured access.

136 ~~(13)~~(19) 'Utility contracting' means undertaking to construct, erect, alter, or repair or  
137 have constructed, erected, altered, or repaired any utility system.

138 ~~(14)~~(20) 'Utility contractor' means a sole proprietorship, partnership, or corporation  
139 which is engaged in utility contracting under express or implied contract or which bids  
140 for, offers to perform, purports to have the capacity to perform, or does perform utility  
141 contracting under express or implied contract.

142 ~~(15)~~(21) 'Utility foreman' means any individual who is employed by a licensed contractor  
143 to supervise the construction, erection, alteration, or repair of utility systems.

144 ~~(16)~~(22) 'Utility manager' means any individual who is employed by a utility contractor  
145 to have oversight and charge of the construction, erection, alteration, or repair of utility  
146 systems.

147 ~~(17)~~(23) 'Utility system' means:

148 (A) Any system ~~at least five feet underground~~, when installed or accessed by trenching,  
149 open cut, cut and cover, entrance by access manholes of the system, or other similar  
150 construction methods which install or access the system from the ground surface,  
151 including, but not limited to, gas distribution systems, electrical distribution systems,  
152 communication systems, water supply systems, and sanitary sewerage and drainage  
153 systems; and

154 (B) Reservoirs and filtration plants, water and waste-water treatment plants, leachate  
155 collection and treatment systems associated with landfills, and pump stations, when the  
156 system distributes or collects a service, product, or commodity for which a fee or price  
157 is paid for said service, product, or commodity or for the disposal of said service,  
158 product, or commodity.

159 43-14-3.

160 (a) There is created within the executive branch of state government the State Construction  
161 Industry Licensing Board. The board shall be assigned to the Secretary of State's office for  
162 administrative purposes and shall be under the jurisdiction of the division director.

163 (b) The board shall be composed of 27 members as follows:

164 (1) Five members known as the Division of Electrical Contractors, one of whom shall  
165 be a ~~consulting~~ professional engineer engaged in electrical practice, another of whom  
166 shall be ~~the chief electrical~~ an inspector with electrical inspection duties of a county or  
167 municipality, ~~and shall have served in such office for five years immediately preceding~~  
168 ~~appointment to the board~~ a third-party inspector regularly providing inspections to a

169 county or municipality, and the remaining three of whom shall be ~~engaged in the~~  
170 ~~electrical contracting business~~ licensed electrical contractors in this state;

171 (2) Five members known as the Division of Master Plumbers and Journeyman Plumbers,  
172 one of whom shall be a full-time plumbing inspector of a county or municipality, three  
173 of whom shall be master or contracting plumbers, and one of whom shall be a  
174 journeyman plumber;

175 (3) Five members known as the Division of Conditioned Air Contractors, one of whom  
176 shall be a licensed professional engineer engaged in mechanical practice, one of whom  
177 shall be the chief conditioned air inspector of a county or municipality, and three of  
178 whom shall be conditioned air contractors with more than five years of installation and  
179 service experience in the trade;

180 (4) Five members known as the Division of ~~Low-voltage~~ Low Voltage Contractors, one  
181 of whom shall be an alarm system ~~low-voltage~~ low voltage contractor, one of whom shall  
182 be an unrestricted ~~low-voltage~~ low voltage contractor, one of whom shall be a  
183 telecommunication system ~~low-voltage~~ low voltage contractor, one of whom shall be a  
184 professional electrical engineer, and one of whom shall be ~~the chief electrical an~~ an inspector  
185 with electrical inspection duties of a county or municipality or contracted by a county or  
186 municipality to perform electrical inspections;

187 (5) Five members known as the Division of Utility Contractors, three of whom shall be  
188 utility contractors, one of whom shall be a registered professional engineer, and one of  
189 whom shall be an insurance company representative engaged primarily in the bonding of  
190 utility construction projects; and

191 (6) Two members who shall not have any connection with the electrical contracting,  
192 plumbing, or conditioned air contracting businesses whatsoever but who shall have a  
193 recognized interest in consumer affairs and consumer protection concerns.

194 (c) All members shall be appointed by the Governor, subject to confirmation by the  
195 Senate, for four-year terms.

196 (d) A member shall serve until a successor has been duly appointed and qualified.

197 (e) The Governor shall make appointments to fill the unexpired portions of any terms  
198 vacated for any reason. In making such appointments, the Governor shall preserve the  
199 composition of the board as required by this chapter. Members shall be eligible for  
200 reappointment.

201 (f) Any ~~appointive~~ appointed member who, during his or her term, shall cease to meet the  
202 qualifications for original appointment shall ~~thereby~~ forfeit membership on the board.

203 (g) Each member of the board shall take an oath of office before the Governor or the  
204 Governor's designee to faithfully perform the duties of such office.

205 (h) The Governor may remove any member for failure to attend meetings, neglect of duty,  
206 incompetence, revocation or suspension of professional trade license, or other dishonorable  
207 conduct.

208 (i) Members of the board shall be reimbursed as provided for in subsection (f) of Code  
209 Section 43-1-2.

210 43-14-4.

211 (a) The office of chairperson shall be rotated among the five divisions enumerated in Code  
212 Section 43-14-3 unless the board, through its rules and regulations, provides otherwise.  
213 Any vacancy in the office of chairperson shall be filled by the members for the unexpired  
214 term. The ~~person~~ individual selected to fill the vacancy shall be a member of the same  
215 division as the previous chairperson.

216 (b) The board shall meet at the call of the chairperson or upon the recommendation of a  
217 majority of its members.

218 (c) Each division within the board shall also elect from its membership a chairperson who  
219 shall serve for a term of two years. Any vacancy in the office of chairperson shall be filled  
220 by one of the members for the unexpired term.

221 (d) Any member elected chairperson of a division may serve more than one consecutive  
222 term of office.

223 (e) Each division shall carry out its powers and duties provided for in this chapter with the  
224 assistance of the executive director and staff of the board.

225 (f) The divisions shall meet at the call of the chairperson.

226 (g) Three members of each division shall constitute a quorum for the transaction of  
227 business of such division.

228 43-14-5.

229 The board shall have the power to:

230 (1) Request from the various state departments and other agencies and authorities of the  
231 state and its political subdivisions and their agencies and authorities such available  
232 information as it may require in its work; and all such agencies and authorities shall  
233 furnish such requested available information to the board within a reasonable time;

234 (2) Provide by regulation for reciprocity with other states in the registration and licensing  
235 of electrical contractors, master plumbers, journeyman plumbers, ~~low-voltage~~ low voltage  
236 ~~contractors, utility contractors,~~ or conditioned air contractors ~~and in the certification of~~  
237 ~~utility contracting foremen,~~ provided that such other states have requirements  
238 substantially ~~equal~~ similar to the requirements in force in this state for registration,  
239 licensure, and certification; provided, further, that a similar privilege is offered to  
240 residents of this state;

241 (3) Adopt an official seal for its use and ~~change it at pleasure~~ modify such seal as the  
242 boards deem necessary;

243 (4) Establish ~~the~~ policies for regulating the businesses of electrical contracting,  
244 ~~plumbing, low-voltage, utility~~ plumbing contracting, low voltage contracting, utility  
245 contracting, and conditioned air contracting;

246 ~~(4.1)~~(5) Upon notice and hearing authorized and conducted in accordance with Code  
247 Section ~~43-14-10~~ 43-14-14 and any rules and regulations promulgated by the board,  
248 either by the board directly or through a valid delegation of the board's enforcement  
249 power to a division thereof, assess civil penalties in an amount up to \$10,000.00 per  
250 violation against any person found to be in violation of any requirement of this chapter;  
251 ~~(5)~~(6) Determine qualifications for licensure or certification including such experience  
252 requirements as the board deems necessary; and  
253 ~~(6)~~(7) Promulgate and adopt rules and regulations necessary to carry out this chapter.

254 43-14-6.

255 (a) The Division of Electrical Contractors, with respect to applicants for a license to  
256 engage in or licensees engaging in the business of electrical contracting; the Division of  
257 Master Plumbers and Journeyman Plumbers, with respect to applicants for a license to  
258 engage in or licensees engaging in the business of plumbing as master plumbers or  
259 journeyman plumbers; the Division of ~~Low-voltage~~ Low Voltage Contractors, with respect  
260 to applicants for a license to engage in or licensees engaging in the business of ~~low-voltage~~  
261 low voltage contracting; the Division of Utility Contractors with respect to applicants for  
262 a license to engage in or licensees engaging in the business of utility contracting and with  
263 respect to applicants for a certificate to be a utility manager or utility foreman or holders  
264 of a utility manager or utility foreman certificate; and the Division of Conditioned Air  
265 Contractors, with respect to applicants for a license to engage in or licensees engaging in  
266 the business of conditioned air contracting, shall:

267 (1) Approve examinations for all applicants for licenses or certificates, except for utility  
268 contractor licenses and utility foreman certificates, as follows:

269 (A) The Division of Electrical Contractors shall approve separate examinations for  
270 Class I and Class II licenses. Class I licenses shall be restricted to electrical contracting  
271 involving multifamily structures of not more than two levels or single-family dwellings

272 of up to three levels. ~~In addition, the;~~ provided, however, that such structures shall have  
 273 single-phase electrical installations which do not exceed 400 amperes at the service  
 274 drop or the service lateral. Class II licenses shall be unrestricted-;

275 (B) The Division of Master Plumbers and Journeyman Plumbers shall approve separate  
 276 examinations for Master Plumber Class I, Master Plumber Class II, and Journeyman  
 277 Plumbers. Master Plumber Class I licenses shall be restricted to plumbing involving  
 278 single-family dwellings and one-level dwellings designed for not more than two  
 279 families and commercial structures not to exceed 10,000 square feet in area. Master  
 280 Plumber Class II licenses shall be unrestricted. Only Master Plumber Class II licenses  
 281 and Journeyman Plumbers shall be authorized to install, maintain, alter, or repair  
 282 medical gas piping systems;

283 (C) The Division of Conditioned Air Contractors shall approve separate examinations  
 284 for Class I and Class II licenses. Class I licenses shall be restricted to the installation,  
 285 repair, or service of conditioned air systems or equipment not exceeding 175,000 BTU  
 286 (net) of heating and five tons (60,000 BTU) of cooling. Class II licenses shall be  
 287 unrestricted-; and

288 (D) The Division of ~~Low-voltage~~ Low Voltage Contractors shall approve separate  
 289 examinations for;

290 (i) ~~Low Voltage~~ Low-voltage Contractor Class LV-A-; licenses restricted to alarm and  
 291 general system low voltage contracting;

292 (ii) ~~Low Voltage~~ Low-voltage Contractor Class LV-T-; licenses restricted to  
 293 telecommunication and general system low voltage contracting;

294 (iii) ~~Low Voltage~~ Low-voltage Contractor Class LV-G licenses restricted to general system low  
 295 voltage contracting; and

296 (iv) ~~Low Voltage~~ Low-voltage Contractor Class LV-U, and ~~Low-voltage~~  
 297 Contractor Class LV-G. Class LV-A licenses shall be restricted to alarm and general  
 298 system ~~low-voltage~~ contracting, Class LV-T licenses shall be restricted to

299 ~~telecommunication and general system low-voltage contracting, Class LV-G licenses~~  
 300 ~~shall be restricted to general system low-voltage contracting, and Class LV-U licenses~~  
 301 that shall be unrestricted and permit the performance of alarm, telecommunication,  
 302 and general system ~~low-voltage~~ low voltage contracting;

303 (2) Register and license or grant a certificate and issue renewal licenses and renewal  
 304 certificates biennially to all persons meeting the qualifications for a license or certificate.

305 The following licenses or certificates shall be issued by the divisions:

306 (A) Electrical Contractor Class I;

307 (B) Electrical Contractor Class II;

308 (C) Master Plumber Class I;

309 (D) Master Plumber Class II;

310 (E) Journeyman Plumber;

311 (F) Conditioned Air Contractor Class I;

312 (G) Conditioned Air Contractor Class II;

313 (H) ~~Low-voltage~~ Low Voltage Contractor Class LV-A;

314 (I) ~~Low-voltage~~ Low Voltage Contractor Class LV-T;

315 (J) ~~Low-voltage~~ Low Voltage Contractor Class LV-G;

316 (K) ~~Low-voltage~~ Low Voltage Contractor Class LV-U;

317 (L) Utility Contractor; Class A – Electrical Contracting;

318 (M) Utility Contractor; Class B – Gas Line Contracting;

319 (N) Utility Contractor; Class C - Communications;

320 ~~(N)~~(O) Utility Contractor; Class U – Water and Sewer Contracting;

321 ~~(O)~~(P) Utility Manager (certificate); and

322 ~~(P)~~(Q) Utility Foreman (certificate);

323 (3) Investigate, with the aid of the division director, alleged violations of this chapter or  
 324 other laws and rules and regulations of the board relating to the profession;

325 (4) After notice and hearing, have the power to reprimand any person, licensee, or  
326 certificate holder, or to suspend, revoke, or cancel the license or certificate of or refuse  
327 to grant, renew, or restore a license or certificate to any person, licensee, or certificate  
328 holder upon any one of the following grounds:

329 (A) The commission of any false, fraudulent, or deceitful act or the use of any forged,  
330 false, or fraudulent document in connection with the license or certificate requirements  
331 of this chapter or the rules and regulations of the board;

332 (B) Failure at any time to comply with the requirements for a license or certificate  
333 under this chapter or the rules and regulations of the board;

334 (C) Habitual intemperance in the use of alcoholic spirits, narcotics, or stimulants to  
335 such an extent as to render the license or certificate holder unsafe or unfit to practice  
336 any profession licensed or certified under this chapter;

337 (D) Engaging in any dishonorable or unethical conduct likely to deceive, defraud, or  
338 harm the public;

339 (E) Knowingly performing any act which in any way assists an unlicensed or  
340 noncertified person to practice such profession;

341 (F) Violating, directly or indirectly, or assisting in or abetting any violation of any  
342 provision of this chapter or any rule or regulation of the board;

343 (G) The performance of any faulty, inadequate, inefficient, or unsafe electrical,  
344 plumbing, ~~low-voltage~~ low voltage contracting, utility contracting, or conditioned air  
345 contracting likely to endanger life, health, or property. The performance of any work  
346 that does not comply with the standards set by state codes or by local codes in  
347 jurisdictions where such codes are adopted, provided that such local codes are as  
348 stringent as the state codes, or by other codes or regulations which have been adopted  
349 by the board, shall be prima-facie evidence of the faulty, inadequate, inefficient, or  
350 unsafe character of such electrical, plumbing, ~~low-voltage~~ low voltage contracting,  
351 utility contracting, or conditioned air contracting; provided, however, that the board,

352 in its sole discretion, for good cause shown and under such conditions as it may  
 353 prescribe, may restore a license to any person whose license has been suspended or  
 354 revoked;

355 (H) With respect to utility contractors, the bidding by such a utility contractor in excess  
 356 of license coverage; or

357 (I) With respect to utility contractors, violations of Chapter 9 of Title 25;

358 (5) Review amendments to or revisions in the state minimum standard codes as prepared  
 359 pursuant to Part 1 of Article 1 of Chapter 2 of Title 8; and the Department of Community  
 360 Affairs shall be required to provide to the division director a copy of any amendment to  
 361 or revision in the state minimum standard codes at least 45 days prior to the adoption  
 362 thereof; and

363 (6) Do all other things necessary and proper to exercise their powers and perform their  
 364 duties in accordance with this chapter.

365 (b) The Division of Electrical Contractors may also provide, by rules and regulations, for  
 366 the issuance of certificates of competency pertaining to financial responsibility and  
 367 financial disclosure; provided, however, that such rules and regulations are adopted by the  
 368 board. The division shall issue certificates of competency and renewal certificates to  
 369 persons meeting the qualifications therefor.

370 (c) The divisions mentioned in subsection (a) of this Code section shall also hear appeals  
 371 resulting from the suspension of licenses by an approved municipal or county licensing or  
 372 inspection authority pursuant to Code Section ~~43-14-12~~ 43-14-16.

373 (d)~~(f)~~ The Division of Conditioned Air Contractors shall be authorized to:

374 (1) Require ~~require~~ persons seeking renewal of Conditioned Air Contractor Class I and  
 375 Class II licenses to complete board approved continuing education of not ~~more~~ less than  
 376 four hours annually;

377 (2) Approve ~~The division shall be authorized to approve~~ courses offered by institutions  
 378 of higher learning, vocational technical schools, and trade, technical, or professional

379 organizations; provided, however, that continuing education courses or programs related  
 380 to conditioned air contracting provided or conducted by public utilities, equipment  
 381 manufacturers, or institutions under the State Board of the Technical College System of  
 382 Georgia shall constitute acceptable continuing professional education programs for the  
 383 purposes of this subsection. ~~Continuing~~ Such continuing education courses or programs  
 384 shall be in the areas of safety, technological advances, business management, or  
 385 government regulation. Courses or programs conducted by manufacturers specifically  
 386 to promote their products shall not be approved.;

387 ~~(2)(3) Administer all~~ All provisions of this subsection relating to continuing professional  
 388 education ~~shall be administered by the division.;~~

389 ~~(3)(4) Waive~~ ~~The division shall be authorized to waive~~ the continuing education  
 390 requirements in cases of hardship, disability, or illness or under such other circumstances  
 391 as the board deems appropriate.;

392 ~~(4)(5) Promulgate~~ ~~The division shall be authorized to promulgate~~ rules and regulations  
 393 to implement and ensure compliance with the requirements of this Code section.;

394 ~~(5)(6) Waive the~~ ~~The~~ continuing education requirements of this subsection ~~shall not be~~  
 395 ~~required of~~ for any licensed conditioned air contractor who is a registered professional  
 396 engineer.

397 ~~(6) This Code section shall apply to each licensing and renewal cycle which begins after~~  
 398 ~~the 1990-1991 renewal.~~

399 (e)(1) The Division of Electrical Contractors shall be authorized to;

400 (1) Require individuals ~~require persons~~ seeking renewal of Electrical Contractor Class  
 401 I and Class II licenses to complete board approved courses or courses which meet board  
 402 criteria for continuing education ~~courses~~ of not ~~more~~ less than four hours annually.;

403 (2) Approve ~~The division shall be authorized to approve~~ continuing education courses  
 404 to be held within or outside this state that are available to all licensed electrical  
 405 contractors on a reasonable nondiscriminatory fee basis. Any request for division

406 approval of a continuing education course shall be submitted in a timely manner with due  
407 regard for the necessity of investigation and consideration by the division. The division  
408 may contract with institutions of higher learning, professional organizations, or other  
409 qualified persons to provide programs that meet the requirements of this ~~paragraph~~  
410 subsection and any rules or regulations established by the division. Such programs shall  
411 be self-sustaining by the individual fees set and collected by the provider of the program;  
412 and

413 ~~(2)(3) Waive~~ ~~The division shall be authorized to waive~~ the continuing education  
414 requirements in cases of hardship, disability, or illness or under such other circumstances  
415 as the division deems appropriate.

416 ~~(f)(1)~~ The Division of Utility Contractors shall be authorized to:

417 (1) Require individuals ~~require persons~~ seeking renewal of utility foreman certificates  
418 and utility manager certificates issued under this chapter to complete board approved  
419 ~~continuing education~~ safety training courses of not ~~more~~ less than four hours annually;

420 (2) Approve ~~The division shall be authorized to approve~~ safety training courses offered  
421 by institutions of higher learning, vocational-technical schools, and trade, technical, or  
422 professional organizations; provided, however, that ~~continuing education~~ safety training  
423 courses or programs related to utility contracting provided or conducted by institutions  
424 under the State Board of the Technical College System of Georgia shall constitute  
425 acceptable continuing professional education programs for the purposes of this  
426 subsection; and

427 ~~(2)(3) Waive~~ ~~The division shall be authorized to waive~~ the ~~continuing education~~ safety  
428 training requirements in cases of hardship, disability, or illness or under such other  
429 circumstances as the division deems appropriate.

430 ~~(g)(1)~~ The Division of Master Plumbers and Journeyman Plumbers shall be authorized to:

431 ~~(1) Require individuals~~ require persons seeking renewal of Journeyman Plumber, Master  
 432 Plumber Class I, and Master Plumber Class II licenses to complete board approved  
 433 continuing education of not ~~more~~ less than four hours annually;

434 ~~(2) Approve~~ ~~The division shall be authorized to approve~~ courses offered by institutions  
 435 of higher learning, vocational-technical schools, and trade, technical, or professional  
 436 organizations; provided, however, that continuing education courses or programs related  
 437 to plumbing provided or conducted by institutions under the State Board of the Technical  
 438 College System of Georgia shall constitute acceptable continuing professional education  
 439 programs for the purposes of this subsection; and

440 ~~(2)(3) Waive~~ ~~The division shall be authorized to waive~~ the continuing education  
 441 requirements in cases of hardship, disability, or illness or under such other circumstances  
 442 as the division deems appropriate.

443 43-14-7.

444 (a) All orders and processes of the board and the divisions of the board shall be signed and  
 445 attested by the division director; and any notice or legal process necessary to be served  
 446 upon the board or the divisions may be served upon the division director.

447 (b) The division director or his or her designee is vested with the power and authority to  
 448 make such investigations in connection with the enforcement of this chapter and the rules  
 449 and regulations of the board as ~~he~~ the director, the board, the divisions of the board, or any  
 450 district attorney may deem necessary or advisable.

451 43-14-8.

452 (a)(1) No person shall engage in ~~the~~ electrical contracting ~~business as an electrical~~  
 453 ~~contractor~~ unless such person has a valid license from the Division of Electrical  
 454 Contractors and a certificate of competency, if such certificates are issued by the division  
 455 pursuant to subsection (b) of Code Section 43-14-6.

456 (2) A person ~~who that~~ is not licensed as an electrical contractor or ~~who that~~ does not have  
457 a certificate of competency, if such certificates are issued by the division pursuant to  
458 subsection (b) of Code Section 43-14-6, or both as may be applicable, shall be prohibited  
459 from advertising in any manner that such person is in the business or profession of  
460 electrical contracting unless the work is performed by a licensed electrical contractor.

461 (b)(1) No person shall engage in ~~the business of plumbing contracting~~ as a master  
462 plumber unless such person has a valid license from the Division of Master Plumbers and  
463 Journeyman Plumbers. Notwithstanding any other provisions of this chapter, any person  
464 who holds a valid master plumber license or any company which holds a valid utility  
465 contractor license shall be qualified to construct, alter, or repair any plumbing system  
466 which extends from the property line up to but not within five feet of any building,  
467 structure, or conveyance, regardless of the cost or depth of any such plumbing system.

468 (2) No person shall engage in ~~the business of plumbing contracting~~ as a journeyman  
469 plumber unless such person has a valid license from the Division of Master Plumbers and  
470 Journeyman Plumbers. A person that is not licensed as a journeyman plumber shall be  
471 prohibited from advertising in any manner that such person is in the business or  
472 profession of plumbing contracting unless the work is performed under the direction of  
473 a licensed plumbing contractor.

474 (c)(1) No person shall engage in ~~the business of~~ conditioned air contracting as a  
475 ~~conditioned air contractor~~ unless such person has a valid conditioned air contractor  
476 license from the Division of Conditioned Air Contractors.

477 (2) A person ~~who that~~ is not licensed as a conditioned air contractor shall be prohibited  
478 from advertising in any manner that such person is in the business or profession of a  
479 conditioned air contractor unless the work is performed by a licensed conditioned air  
480 contractor.

481 (d)(1) No person shall engage in low voltage contracting unless such person has a valid  
482 license from the Division of Low Voltage Contractors; provided, however, that an

483 employee of a low voltage contractor who receives only a salary or hourly wage for  
484 performing low voltage contracting work shall not be required to be licensed under this  
485 chapter, except that those employees upon whom the qualification of a partnership,  
486 limited liability company, or corporation rests as provided for in Code Section 43-14-9  
487 shall be required to be licensed.

488 (2) Except as provided in paragraph (1) of this subsection, a person that is not licensed  
489 as a low voltage contractor shall be prohibited from advertising in any manner that such  
490 person is in the business or profession of a low voltage contractor unless the work is  
491 performed by a licensed low voltage contractor.

492 ~~(d)~~(e) Notwithstanding any other provision of this chapter, prior to and including  
493 September 30, 1983, the following persons; desiring to qualify under the provisions stated  
494 in this subsection, shall be issued a state-wide license without restriction by the appropriate  
495 division of the State Construction Industry Licensing Board, provided that such individual  
496 submits proper application and pays or has paid the required fees and is not otherwise in  
497 violation of this chapter:

498 (1) Any individual holding a license issued by the State Construction Industry Licensing  
499 Board; ~~prior to the effective date of this chapter;~~

500 (2) Any individual holding a license issued by the State Board of Electrical Contractors,  
501 the State Board of Examiners of Plumbing Contractors, or the State Board of Warm Air  
502 Heating Contractors;

503 (3) Any individual holding a license to engage in such vocation issued to him or her by  
504 any governing authority of any political subdivision; and

505 (4) Any individual who has successfully and efficiently engaged in such vocation in a  
506 local jurisdiction, which did not issue local licenses, for a period of at least two  
507 consecutive years immediately prior to the time of application. To prove that he or she  
508 has successfully engaged in said vocation, the individual shall only be required to give  
509 evidence of three successful jobs completed over such period. Such applicant shall swear

510 before a notary public that such evidence is true and accurate prior to its submission to  
511 the division.

512 ~~(e)(f) The decision of the division as to the necessity of taking the examination or as to the~~  
513 ~~qualifications of applicants taking the required examination shall, in the absence of fraud,~~  
514 ~~be conclusive.~~ All individuals, partnerships, limited liability companies, or corporations  
515 desiring to engage in ~~such vocation after September 30, 1983;~~ a business licensed under  
516 this chapter shall take the examination and qualify under this chapter before engaging in  
517 such vocation or business, including ~~such vocation~~ at the local level.

518 ~~(f)(g)~~ No partnership, limited liability company, or corporation shall have the right to  
519 engage in the business of electrical contracting unless there is regularly connected with  
520 such partnership, limited liability company, or corporation a person or persons ~~actually~~  
521 actively engaged in the performance of such business on a full-time basis who have valid  
522 licenses issued to them as provided for in this chapter; provided, however, that partners,  
523 officers, and employees of any individual who fulfilled the licensing requirements shall  
524 continue to be authorized to engage in the business of electrical contracting under a license  
525 which was valid at the time of the licensee's death for a period of 90 days following the  
526 date of such death. The division may, at its discretion, upon application by the electrical  
527 contractor showing good cause, grant one additional 90 day grace period.

528 ~~(g)(h)~~ No partnership, limited liability company, or corporation shall have the right to  
529 engage in the business of plumbing unless there is regularly connected with such  
530 partnership, limited liability company, or corporation a person or persons ~~actually~~ actively  
531 engaged in the performance of such business on a full-time basis who have valid licenses  
532 for master plumbers issued to them as provided in this chapter; provided, however, that  
533 partners, officers, and employees of any individual who fulfilled the licensing requirements  
534 shall continue to be authorized to engage in the business of plumbing contracting under a  
535 license which was valid at the time of the licensee's death for a period of 90 days following  
536 the date of such death.

537 ~~(h)~~(i) No partnership, limited liability company, or corporation shall have the right to  
 538 engage in the business of conditioned air contracting unless there is regularly connected  
 539 with such partnership, limited liability company, or corporation a person or persons  
 540 ~~actually~~ actively engaged in the performance of such business on a full-time basis who  
 541 have valid licenses issued to them as provided for in this chapter; provided, however, that  
 542 partners, officers, and employees of the individual who fulfilled the licensing requirements  
 543 shall continue to be authorized to engage in the business of conditioned air contracting  
 544 under a license which was valid at the time of the licensee's death for a period of 90 days  
 545 following the date of such death.

546 ~~(i)~~(j) It shall be the duty of all partnerships, limited liability companies, and corporations  
 547 qualified under this chapter to notify the appropriate division ~~immediately~~ within seven  
 548 days of the severance of connection with such partnership, limited liability company, or  
 549 corporation of any person or persons upon whom such qualification rested.

550 ~~(j)~~(k) Applicants ~~All applicants~~ for examinations and licenses provided for by this chapter  
 551 and ~~all~~ any applicants for renewal of licenses under this chapter shall be required to ~~fill out~~  
 552 ~~a form which shall be provided by each division, showing whether or not~~ complete a  
 553 division approved form on which the applicant will:

554 (1) Indicate if the applicant is an individual, partnership, limited liability company, or  
 555 corporation; and, if

556 (2) If a partnership, limited liability company, or corporation, provide the names and  
 557 addresses of the partners or members or the names and addresses of the officers, when  
 558 and where formed or incorporated, and such other information as the board or each  
 559 division may require; and

560 (3) If the renewal is for ~~All forms of applications for renewal of licenses shall also show~~  
 561 ~~whether or not the applicant, if it is~~ a partnership, limited liability company, or  
 562 corporation, ~~still has connected with it~~ whether a duly qualified person holding a license  
 563 issued by the division is still connected with such entity.

564 ~~(k) The board shall notify each local governing authority of the provisions of this chapter~~  
565 ~~relating to licensure, especially the provisions of subsection (d) of this Code section. The~~  
566 ~~board shall notify such governing authorities that after September 30, 1983, any person~~  
567 ~~desiring a license to engage in a profession covered by this chapter shall be required to pass~~  
568 ~~an examination as provided in this chapter.~~

569 (l) ~~Any applicant for licensure standing the examination on and after July 1, 1989, who~~  
570 ~~fails the examination for licensure twice after such date~~ Applicants who have a failing  
571 examination score on two consecutive testing attempts within the approved testing time  
572 frame shall be required to present satisfactory evidence to the appropriate division that the  
573 applicant has completed a board approved review course before such applicant will be  
574 ~~admitted to a third examination~~ approved to take the examination again. If such applicant  
575 fails the examination a third time, the applicant shall not be required to complete additional  
576 board approved review courses prior to taking subsequent examinations.

577 ~~43-14-8.1~~ 43-14-9.

578 (a) For purposes of this Code section only, 'division' means the 'Division of ~~Low-voltage~~  
579 Low Voltage Contractors.'

580 (b) No person shall engage in alarm system, general system, or telecommunication system  
581 ~~low-voltage~~ low voltage contracting unless such person has a valid license therefor from  
582 the Division of ~~Low-voltage~~ Low Voltage Contracting.

583 (c)(1) ~~Prior to January 1, 1985, any~~ Any person desiring to qualify under the provisions  
584 of this subsection who meets the requirements of this subsection, submits proper  
585 application ~~prior to and including December 31, 1984,~~ and pays or has paid the required  
586 fees and is not otherwise in violation of this chapter shall be issued a state-wide  
587 ~~Low-voltage~~ Low Voltage Contractor Class LV-A, LV-G, LV-U, or LV-T license  
588 without examination.

589 (2) An individual desiring to obtain ~~Low-voltage~~ Low Voltage Contractor Class LV-T  
590 shall submit to the division an affidavit which outlines the experience of said individual  
591 in the practice of ~~low-voltage~~ low voltage wiring relating to telecommunication systems.

592 (3) An individual desiring to obtain a ~~Low-voltage~~ Low Voltage Contractor Class LV-A  
593 license shall submit to the division an affidavit which outlines the experience of said  
594 individual in the practice of ~~low-voltage~~ low voltage wiring relating to alarm systems.

595 (4) An individual desiring to obtain a ~~Low-voltage~~ Low Voltage Contractor Class LV-G  
596 license shall submit to the division an affidavit which outlines the experience of said  
597 individual in the practice of ~~low-voltage~~ low voltage wiring relating to general systems.  
598 ~~Each such affidavit for licensure shall describe in detail the installation of at least three~~  
599 ~~complete low-voltage wiring jobs which shall demonstrate that the individual has~~  
600 ~~successfully performed low-voltage wiring in the area of licensure requested for a period~~  
601 ~~of at least one year immediately prior to the time of application.~~

602 (5) An individual desiring to obtain a ~~Low-voltage~~ Low Voltage Contractor Class LV-U  
603 license shall submit to the division an affidavit which outlines the experience of said  
604 individual in the practice of ~~low-voltage~~ low voltage wiring relating to alarm and  
605 telecommunication systems and which describes in detail the installation of at least six  
606 complete ~~low-voltage~~ low voltage wiring jobs, three in alarm and three in  
607 telecommunication systems, which shall demonstrate that the individual has successfully  
608 performed ~~low-voltage~~ low voltage wiring in those areas for a period of at least one year  
609 immediately prior to the time of application.

610 (6) Each affidavit for licensure required in paragraphs (1) through (4) of this subsection  
611 shall describe in detail the installation of at least three complete low voltage wiring jobs  
612 which shall demonstrate that the individual has successfully performed low voltage  
613 wiring in the area of licensure requested for a period of at least one year prior to the time  
614 of application.

615 ~~(d) The decision of the division as to the necessity of taking the examination or as to the~~  
616 ~~qualifications of applicants taking the required examination shall, in the absence of fraud,~~  
617 ~~be conclusive.~~ All individuals, individuals serving as partners in partnerships, applicants  
618 for limited liability companies, or applicants for corporations desiring to engage in the  
619 vocation of ~~low-voltage~~ low voltage contracting ~~after December 31, 1984,~~ shall take the  
620 examination and qualify under this Code section before engaging in such vocation.

621 (e) No partnership, limited liability company, or corporation shall have the right to engage  
622 in the business of ~~low-voltage~~ low voltage contracting unless there is regularly connected  
623 with such partnership, limited liability company, or corporation a person or persons,  
624 ~~actually~~ actively engaged in the performance of such business on a full-time basis and  
625 supervising the ~~low-voltage~~ low voltage systems installation, repair, alteration, and service  
626 work of all employees of such partnership, limited liability company, or corporation, who  
627 have valid licenses issued to them as provided in this chapter.

628 ~~(f) Partnerships, limited liability companies, or corporations having~~ In cases where a  
629 ~~partnership, limited liability company, or corporation has~~ more than one office location  
630 from which ~~low-voltage~~ low voltage contracting is performed; shall have at least one  
631 person stationed in each branch office of such partnership, limited liability company, or  
632 corporation; who is engaged in the performance of ~~low-voltage~~ low voltage contracting on  
633 a full-time basis ~~and;~~ who is supervising the ~~low-voltage~~ low voltage wiring systems  
634 installation, repair, alteration, and service work of all employees of such branch office  
635 locations; ~~shall have;~~ and who has a valid license issued as provided in this Code section.

636 ~~(f) It shall be the duty of all partnerships, limited liability companies, and corporations~~  
637 ~~qualified under this Code section to notify the division, in accordance with board rules, of~~  
638 ~~severance of connection with such partnership, limited liability company, or corporation~~  
639 ~~of any person or persons upon whom the qualification of any such partnership, limited~~  
640 ~~liability company, or corporation rested.~~

641 ~~(g) All applicants for examinations and licenses provided for by this Code section and all~~  
642 ~~applicants for renewal of licenses under this Code section shall be required to fill out a~~  
643 ~~form which shall be provided by the division, which form shall show whether or not the~~  
644 ~~applicant is an individual, partnership, limited liability company, or corporation and, if a~~  
645 ~~partnership, limited liability company, or corporation, the names and addresses of the~~  
646 ~~partners or members or the names and addresses of the officers, when and where formed~~  
647 ~~or incorporated, and such other information as the division in its discretion may require.~~  
648 ~~All forms of application for renewal of licenses shall also show whether or not the~~  
649 ~~applicant, if it is a partnership, limited liability company, or corporation, still has connected~~  
650 ~~with it a duly qualified person holding a license issued by the division.~~

651 ~~(h) The division shall notify each local governing authority of the provisions of this~~  
652 ~~chapter relating to licensure, especially the provisions of subsection (b) of this Code~~  
653 ~~section. The division shall notify such governing authorities that after December 31, 1984,~~  
654 ~~any person desiring a license to engage in the vocation of low-voltage contracting shall be~~  
655 ~~required to pass an examination as provided in this chapter.~~

656 (g) The division shall be authorized to:

657 (1) Require persons seeking renewal of low voltage licenses issued under this chapter to  
658 complete board approved courses or courses which meet board criteria for continuing  
659 education of not less than four hours annually;

660 (2) Approve continuing education courses to be held within or outside this state that are  
661 available to all licensed low voltage contractors on a reasonable nondiscriminatory fee  
662 basis. Any request for division approval of a continuing education course shall be  
663 submitted in a timely manner with due regard for the necessity of investigation and  
664 consideration by the division. The division may contract with institutions of higher  
665 learning, professional organizations, or other qualified persons to provide programs that  
666 meet the requirements of this subsection and any rules or regulations established by the

667 division. Such programs shall be self-sustaining by the individual fees set and collected  
 668 by the provider of the program; and

669 (3) Waive the continuing education requirements in cases of hardship, disability, or  
 670 illness or under such other circumstances as the division deems appropriate.

671 ~~43-14-8.2~~ 43-14-10.

672 (a) For purposes of this Code section only, 'division' means the 'Division of Utility  
 673 Contractors.'

674 (b)(1) ~~After June 30, 1994, no~~ No sole proprietorship, partnership, or corporation shall  
 675 have the right to engage in the business of utility contracting unless:

676 (A) Such ~~such~~ business holds a utility contractor license; and

677 (B) There ~~there~~ is regularly connected with such business a person or persons who  
 678 holds a valid utility manager certificate issued under this chapter, and such. ~~Such~~ utility  
 679 manager must be ~~actually~~ actively engaged in the performance of such business on a  
 680 full-time basis and must oversee the utility contracting work of all employees of the  
 681 business.

682 (2) If ~~In cases where~~ a sole proprietorship, partnership, or corporation has more than one  
 683 permanent office, then each permanent office shall be registered with the division and at  
 684 least one person who holds a valid utility manager certificate issued under this chapter  
 685 shall be stationed in each office on a full-time basis and shall oversee the utility  
 686 contracting work of all employees of that office. For purposes of this paragraph, a  
 687 'permanent office' means a place of business where utility contracting is undertaken in  
 688 terms of bid or proposal acquisition, procurement, and utility construction; is not a  
 689 temporary structure; has permanent utilities installed; and has been in service for a period  
 690 of more than three years.

691 ~~(2)~~(3) The requirements of this Code section shall not prevent any person holding a valid  
 692 license issued by the State Construction Industry Licensing Board, or any division

693 thereof, pursuant to this chapter, from performing any work defined in the Code section  
694 or sections under which the license held by said person was issued.

695 (4) The division shall be authorized to approve safety training courses to be held within  
696 or outside this state that are available to all licensed utility managers or utility foremen  
697 on a reasonable nondiscriminatory fee basis. Any request for division approval of a  
698 safety training course shall be submitted in a timely manner with due regard for the  
699 necessity of investigation and consideration by the division. The division may contract  
700 with institutions of higher learning, professional organizations, or other qualified persons  
701 to provide programs that meet the requirements of this paragraph and any rules or  
702 regulations established by the division. Such programs shall be self-sustaining by the  
703 individual fees set and collected by the provider of the program.

704 (c) Any corporation, partnership, or sole proprietorship desiring to qualify and be issued  
705 a utility contractor license under the provisions of this subsection shall:

706 (1) Submit a completed application to the division on the form provided indicating:

707 (A) The names and addresses of proprietor, partners, or officers of such applicant;

708 (B) The place and date such partnership was formed or such corporation was  
709 incorporated; and

710 (C) The name of the qualifying utility manager holding a current certificate who is  
711 employed for each permanent office location of the business from which utility  
712 contracting is performed;

713 (2) Submit its safety policy which must meet the minimum standards established by the  
714 board;

715 (3) Pay or have paid the required fees; and

716 (4) Not be otherwise in violation of this chapter.

717 (d) The decision of the division as to the qualifications of applicants shall, in the absence  
718 of fraud, be conclusive.

719 (e) It shall be the duty of the utility manager certificate holders and the licensed utility  
720 contractor to notify the division, in accordance with board rules, of the severance of  
721 connection between such utility contractor and the utility manager certificate holder or  
722 holders upon whom the qualification of the utility contractor rested.

723 (f) In the event that a licensed utility contractor temporarily does not have employed a  
724 utility manager certificate holder to oversee its utility contracting work, upon notice by  
725 such utility contractor to the division within ~~five~~ seven days following the last day of  
726 employment of the utility manager certificate holder, the division shall grant the utility  
727 contractor a 90 day grace period in which to employ a utility manager certificate holder to  
728 oversee its utility contracting work before any action may be taken by the division to  
729 revoke the utility contractor's license. The division may, at its discretion, upon application  
730 by the utility contractor showing good cause, grant one additional 90 day grace period.  
731 Grace periods totaling not more than 180 days may be granted during any two-year period.  
732 Failure to have employed a utility manager certificate holder to oversee the utility  
733 contracting work of the utility contractor shall be grounds for the revocation or suspension  
734 of the utility contractor license after a notice of hearing.

735 (g) All applicants for renewal of utility contractor licenses provided for by this Code  
736 section shall be required to submit with the required fee a completed application on a form  
737 provided by the division.

738 (h) It shall be unlawful for any person to contract with any other person for the  
739 performance of utility contracting work who is known by such person not to have a current,  
740 valid license as a utility contractor pursuant to this chapter.

741 ~~43-14-8.3~~ 43-14-11.

742 (a) ~~After June 30, 1994, no~~ No person may be employed as a utility manager unless that  
743 person holds a current utility manager certificate issued by the Division of Utility  
744 Contractors.

745 (b) The division shall certify all applicants for certification under this chapter who satisfy  
746 the requirements of this chapter and the rules and regulations promulgated under this  
747 chapter.

748 (c) Persons wishing to qualify for utility manager certification shall submit a completed  
749 application form documenting required experience and other qualifications as prescribed  
750 by the board with the required fees, and shall pass an examination, ~~and. In order to obtain~~  
751 ~~a utility manager certificate, an applicant must submit proof of completion of a board~~  
752 approved safety training course of safety training in utility contracting approved by the  
753 division. In order to continue to hold such certificate, the certificate holder ~~must~~ shall  
754 present proof to the division of completion of a at least eight hours of board approved  
755 safety training course approved by the division at least every two years from the date of the  
756 completion of the initial safety training course.

757 ~~(c) An applicant may request an oral administration of the examination.~~

758 ~~43-14-8.4~~ 47-14-12.

759 (a) ~~After June 30, 1994, no~~ No person may be employed as a utility foreman unless that  
760 person holds a current utility foreman certificate issued by the Division of Utility  
761 Contractors.

762 (b) The division shall certify all applicants for certification under this chapter who satisfy  
763 the requirements of this chapter and the rules and regulations promulgated under this  
764 chapter. One requirement for such certification shall be the successful completion of a  
765 board approved safety training course of safety training in utility contracting approved by  
766 ~~the division.~~ In order to continue to hold such certificate, ~~the certificate holder must submit~~  
767 ~~proof to the division of completion of a safety training course approved by the division at~~  
768 ~~least every two years from the date of the completion of the initial safety training course.~~  
769 ~~In lieu of safety training any person desiring to be issued a utility foreman certificate may~~  
770 ~~submit a completed application on or before December 31, 1994, which documents to the~~

771 ~~satisfaction of the division at least two years of experience as a utility foreman during the~~  
772 ~~period between January 1, 1984, and June 30, 1994. Any person who does not submit a~~  
773 ~~completed application for certification on or before December 31, 1994, must complete the~~  
774 ~~required safety training in order to be certified~~ the Division of Utility Contractors shall be  
775 authorized to require persons seeking renewal of a utility foreman certificate issued under  
776 this chapter to present proof to the division of completion of at least eight hours of board  
777 approved safety training every two years.

778 (c) ~~After June 30, 1994, no~~ No utility system shall be constructed, erected, altered, or  
779 repaired unless a certified utility manager or certified utility foreman who holds a current  
780 certification is present at the job site of such construction, erection, alteration, or repair of  
781 the utility system.

782 ~~43-14-9~~ 43-14-13.

783 (a) Every person holding a license issued by a division of the board shall display it in a  
784 conspicuous manner at his or her place of business.

785 (b) All commercial vehicles used by licensees and certificate holders exclusively in the  
786 daily operation of their business shall have prominently displayed thereon the company or  
787 business registration number issued by the Secretary of State's office. Such registration  
788 number shall also be prominently displayed on any advertising ~~in telephone yellow pages~~  
789 ~~and newspapers~~ relating to work which a licensee or certificate holder purports to have the  
790 capacity to perform. Said registration or certificate number shall also be printed on all  
791 invoices and proposal forms.

792 ~~43-14-10~~ 43-14-14.

793 This chapter shall be administered in accordance with Chapter 13 of Title 50, the 'Georgia  
794 Administrative Procedure Act.'

795 ~~43-14-11~~ 43-14-15.

796 Whenever it shall appear to a division of the board or to the executive director or to a  
797 county or municipal inspection authority that any person is or has been violating this  
798 chapter or any of the lawful rules, regulations, or orders of the board, the division of the  
799 board, the local inspection authority, or the appropriate prosecuting attorney may file a  
800 petition for an injunction in the proper superior court of this state against such person for  
801 the purpose of enjoining any such violation. It shall not be necessary to allege or prove that  
802 there is no adequate remedy at law. The right of injunction provided for in this Code  
803 section shall be in addition to any other legal remedy which the board has and shall be in  
804 addition to any right of criminal prosecution provided for by law.

805 ~~43-14-12~~ 43-14-16.

806 (a) Any municipal or county inspection authority which meets the standards established  
807 by the board shall be authorized, after notice and hearing, to suspend the license or  
808 certificate of competency of, or refuse to restore a license or certificate of competency to,  
809 any person or licensee upon the grounds set out in paragraph (4) of subsection (a) of Code  
810 Section 43-14-6; provided, however, that such suspension of a license by a local inspection  
811 authority shall be applicable only within the jurisdiction of such local authority. Any  
812 person aggrieved by an action of a local authority shall be entitled to an appeal to the  
813 appropriate division of the board and shall be entitled to a hearing.

814 (b)(1) This chapter shall not be construed to prohibit the governing authority of any  
815 county or municipality in the state from adopting and enforcing codes at the local level;  
816 provided, however, that no county or municipality may require any licensed conditioned  
817 air contractor or licensed plumber who has executed and deposited a bond as authorized  
818 in paragraph (2) of this subsection to give or furnish or execute any code compliance  
819 bond or similar bond for the purpose of ensuring that all construction, installation, or

820 modifications are made or completed in compliance with the county or municipal  
821 ordinances or building and construction codes.

822 (2) In order to protect the public from damages arising from any work by a licensed  
823 conditioned air contractor or licensed plumber, which work fails to comply with the  
824 ordinances or building and construction codes adopted by any county or municipal  
825 corporation, any such licensed conditioned air contractor or licensed plumber may  
826 execute and deposit with the judge of the probate court in the county of his or her  
827 principal place of business a bond in the sum of \$10,000.00. Such bond shall be a cash  
828 bond of \$10,000.00 or executed by a surety authorized and qualified to write surety bonds  
829 in the State of Georgia and shall be approved by the judge of the probate court. Such  
830 bond shall be conditioned upon all work done or supervised by such licensee complying  
831 with the provisions of any ordinances or building and construction codes of any county  
832 or municipal corporation wherein the work is performed. Action on such bond may be  
833 brought against the principal and surety thereon in the name of and for the benefit of any  
834 person who suffers damages as a consequence of said licensee's work not conforming to  
835 the requirements of any ordinances or building and construction codes; provided,  
836 however, that the aggregate liability of the surety to all persons so damaged shall in no  
837 event exceed the sum of such bond.

838 (3) In any case where a bond is required under this subsection, the conditioned air  
839 contractor or plumber shall file a copy of the bond with the building official in the  
840 political subdivision wherein the work is being performed.

841 (4) The provisions of this subsection shall not apply to or affect any bonding  
842 requirements involving contracts for public works as provided in Chapter 10 of Title 13.

843 (c) No provision of this chapter shall be construed as prohibiting or preventing a  
844 municipality or county from fixing, charging, assessing, or collecting any license fee,  
845 registration fee, tax, or gross receipt tax on any related business or on anyone engaged in  
846 any related business governed by this chapter.

847 ~~43-14-12.1~~ 43-14-17.

848 (a) If a person is in violation of paragraph (1) or (2) of subsection (c) of Code Section  
849 43-14-8, it shall not be necessary for an investigator to observe or witness the unlicensed  
850 person engaged illegally in the process of work or to show work in progress or work  
851 completed in order to prove the unlawful practice of conditioned air contracting, plumbing  
852 contracting, or electrical contracting by an unlicensed person.

853 (b) It shall be prima-facie evidence of a violation of this chapter if any person not licensed  
854 as a conditioned air contractor, plumbing contractor, or electrical contractor advertises that  
855 such person is in the business or profession of a conditioned air contractor, plumbing  
856 contractor, or electrical contractor or advertises in a manner such that the general public  
857 would believe that such person is a licensed conditioned air contractor or in the business  
858 or profession of a conditioned air contractor, is a licensed plumbing contractor in the  
859 business or profession of a plumbing contractor, or is a licensed electrical contractor in the  
860 business or profession of an electrical contractor. Advertising under this subsection  
861 includes, but is not limited to, newspaper, internet, social media and digital apps, television,  
862 radio, telephone directory listings, mailings, business cards, or ~~sign at~~ signage at a place  
863 of business or attached to a vehicle.

864 (c) Notwithstanding the provisions of Code Section 43-1-20.1, after notice and hearing,  
865 the board may issue a cease and desist order prohibiting any person from violating the  
866 provisions of this chapter by engaging in the business or profession of a conditioned air  
867 contractor, plumbing contractor, or electrical contractor without a license as required under  
868 this chapter.

869 (d) The violation of any cease and desist order of the board issued under subsection (c) of  
870 this Code section shall subject the person violating the order to further proceedings before  
871 the board, and the board shall be authorized to impose a fine not to exceed ~~\$500.00~~  
872 \$1,500.00 for each violation thereof. Each day that a person practices in violation of this  
873 Code section and chapter shall constitute a separate violation.

874 (e) Nothing in this Code section shall be construed to prohibit the board from seeking  
875 remedies otherwise available by statute without first seeking a cease and desist order in  
876 accordance with the provisions of this Code section.

877 ~~43-14-12.2~~ 43-14-18.

878 (a) If a person is in violation of Code Section ~~43-14-8.2, 43-14-8.3, or 43-14-8.4~~ 43-14-10,  
879 43-14-11, or 43-14-12, it shall not be necessary for an investigator to observe or witness  
880 the unlicensed person engaged illegally in the process of work or to show work in progress  
881 or work completed in order to prove the unlawful practice of utility contracting by an  
882 unlicensed person.

883 (b) It shall be prima-facie evidence of a violation of this chapter if any person not licensed  
884 as a utility contractor advertises that such person is in the business or profession of a utility  
885 contractor or advertises in a manner such that the general public would believe that such  
886 person is a licensed utility contractor or in the business or profession of a utility contractor.  
887 Advertising under this subsection includes, but is not limited to, newspaper, internet, social  
888 media and digital apps, television, ~~or radio advertisements,~~ telephone directory listings,  
889 mailings, business cards, ~~or a sign or signs~~ signage at a place of business or attached to a  
890 vehicle.

891 (c) Notwithstanding the provisions of Code Section 43-1-20.1, after notice and hearing,  
892 the board may issue a cease and desist order prohibiting any person from violating the  
893 provisions of this chapter by engaging in the business or profession of a utility contractor  
894 without a license as required under this chapter or by constructing, erecting, altering, or  
895 repairing a utility system without a properly certified utility manager or properly certified  
896 utility foreman present at such job site.

897 (d) The violation of any cease and desist order of the board issued under subsection (c) of  
898 this Code section shall subject the person violating the order to further proceedings before  
899 the board, and the board shall be authorized to impose a fine not to exceed \$5,000.00 for

900 each violation thereof. Each day that a person practices in violation of this Code section  
901 and chapter or constructs, erects, alters, or repairs a utility system without a properly  
902 certified utility manager or properly certified utility foreman present at such job site shall  
903 constitute a separate violation.

904 (e) Nothing in this Code section shall be construed to prohibit the board from seeking  
905 remedies otherwise available by statute without first seeking a cease and desist order in  
906 accordance with the provisions of this Code section.

907 ~~43-14-13~~ 43-14-19.

908 (a) This chapter shall apply to all installations, alterations, and repairs of plumbing,  
909 air-conditioning and heating, or electrical or ~~low-voltage~~ low voltage wiring or utility  
910 systems within or on public or private buildings, structures, or premises except as otherwise  
911 provided in this Code section.

912 (b) Any person ~~who~~ that holds a license issued under this chapter may engage in the  
913 business of plumbing contracting, electrical contracting, conditioned air contracting,  
914 ~~low-voltage~~ low voltage contracting, or utility contracting but only as prescribed by the  
915 license, throughout the state; and except as provided in Code Section ~~43-14-12~~ 43-14-16,  
916 no municipality or county may require such person to comply with any additional licensing  
917 requirements imposed by such municipality or county.

918 (c) This chapter shall not apply to:

919 (1) The ~~the~~ installation, alteration, or repair of plumbing, air-conditioning and heating,  
920 utility systems, or electrical services, except ~~low-voltage~~ low voltage wiring services, up  
921 to and including the meters where such work is performed by and is an integral part of  
922 the system owned or operated by a public service corporation, an electrical, water, or gas  
923 department of any municipality in this state, a railroad company, a pipeline company, or  
924 a mining company in the exercise of its normal function as such;

925 (2) Low voltage wiring performed by public utilities, except that the portion of the  
926 business of public utilities which involves the installation, alteration, repair, or service  
927 of telecommunication systems for profit shall be covered under this chapter;

928 (3) The installation, construction, or maintenance of power systems or  
929 telecommunication systems for the generation or distribution of electric current  
930 constructed under the National Electrical Safety Code, which regulates the safety  
931 requirements of utilities; but the interior wiring regulated by the National Electrical  
932 Safety Code shall not be exempt and must be done by an electrical contractor, except as  
933 otherwise provided by law;

934 (4) Any technician employed by a municipal or county franchised community antenna  
935 television (CATV) system or a municipally owned CATV system in the performance of  
936 work on the system;

937 (5) Regular full-time employees of an institution, manufacturer, or business who perform  
938 plumbing, electrical, low voltage wiring, utility contracting, or conditioned air contracting  
939 when working on the premises of their employer;

940 (6) A contractor certified by the Department of Public Health to make the connection to  
941 any on-site waste-water management system from the stub out exiting the structure to an  
942 on-site waste-water management system;

943 (7) Any employee or authorized agent of a regulated gas utility or municipally owned  
944 gas utility while in the course and scope of such employment; or

945 (8) Persons licensed as manufactured or mobile home installers by the state fire marshal  
946 when:

947 (A) Coupling the electrical connection from the service entrance panel outside the  
948 manufactured housing to the distribution panel board inside the manufactured housing;

949 (B) Connecting the exterior sewer outlets to the aboveground sewer system; or

950 (C) Connecting the exterior water line to the aboveground water system.

951 (d) This chapter shall not prohibit;

952 (1) An ~~an~~ individual from installing, altering, or repairing plumbing fixtures,  
953 air-conditioning and heating, air-conditioning and heating fixtures, utility systems, or  
954 electrical or ~~low-voltage~~ low voltage wiring services in a residential dwelling owned or  
955 occupied by such individual; provided, however, that all such work must be done in  
956 conformity with all other provisions of this chapter, the rules and regulations of the board,  
957 and any applicable county or municipal resolutions, ordinances, codes, or inspection  
958 requirements;:

959 ~~(e)(2) An~~ This chapter shall not prohibit an individual employed on the maintenance staff  
960 of a facility owned by the state or by a county, municipality, or other political subdivision  
961 from installing, altering, or repairing plumbing, plumbing fixtures, air-conditioning and  
962 heating fixtures, utility systems, or electrical or ~~low-voltage~~ low voltage wiring services  
963 when such work is an integral part of the maintenance requirements of the facility;  
964 provided, however, that all such work must be done in conformity with all other  
965 provisions of this chapter and the orders, rules, and regulations of the board;:

966 ~~(f)(3) Any~~ This chapter shall not prohibit any person from installing, altering, or  
967 repairing plumbing, plumbing fixtures, air-conditioning and heating fixtures, utility  
968 systems, or electrical or ~~low-voltage~~ low voltage wiring services in a farm or ranch  
969 service building or as an integral part of any irrigation system on a farm or ranch when  
970 such system is not located within 30 feet of any dwelling or any building devoted to  
971 animal husbandry. Nothing in this subsection shall be construed to limit the application  
972 of any resolution, ordinance, code, or inspection requirements of a county or municipality  
973 relating to such connections;:

974 (4) Any person from installing, altering, or repairing the plumbing component of a lawn  
975 sprinkler system from a backflow preventer which was installed by a licensed plumber;  
976 provided, however, that all such work must be done in conformity with all other  
977 provisions of this chapter, the rules and regulations of the board, and ordinances of the  
978 county or municipality; or

979 (5) Any propane dealer that is properly insured as required by law and that holds a  
980 liquefied petroleum gas license issued by the Safety Fire Commissioner from installing,  
981 repairing, or servicing a propane system or the gas piping or components of such system;  
982 provided, however, that such propane dealers shall be prohibited from performing the  
983 installation of conditioned air systems or forced air heating systems unless licensed to do  
984 so under this chapter.

985 ~~(g) This chapter shall not apply to low-voltage wiring performed by public utilities, except~~  
986 ~~that such portion of the business of those public utilities which involves the installation,~~  
987 ~~alteration, repair, or service of telecommunication systems for profit shall be covered under~~  
988 ~~this chapter.~~

989 ~~(h) This chapter shall not apply to the installation, construction, or maintenance of power~~  
990 ~~systems or telecommunication systems for the generation or distribution of electric current~~  
991 ~~constructed under the National Electrical Safety Code, which regulates the safety~~  
992 ~~requirements of utilities; but the interior wiring regulated by the National Electrical Safety~~  
993 ~~Code would not be exempt and must be done by an electrical contractor except as~~  
994 ~~otherwise provided by law.~~

995 ~~(i) This chapter shall not apply to any technician employed by a municipal or~~  
996 ~~county-franchised community antenna television (CATV) system or a municipally-owned~~  
997 ~~community antenna television system in the performance of work on the system.~~

998 ~~(j) This chapter shall not apply to regular full-time employees of an institution,~~  
999 ~~manufacturer, or business who perform plumbing, electrical, low-voltage wiring, utility~~  
1000 ~~contracting, or conditioned air contracting when working on the premises of that employer.~~

1001 ~~(k) This chapter shall not apply to persons licensed as manufactured or mobile home~~  
1002 ~~installers by the state fire marshal when:~~

1003 ~~(1) Coupling the electrical connection from the service entrance panel outside the~~  
1004 ~~manufactured housing to the distribution panel board inside the manufactured housing;~~

1005 ~~(2) Connecting the exterior sewer outlets to the above-ground sewer system; or~~

1006 ~~(3) Connecting the exterior water line to the above-ground water system.~~  
 1007 ~~(h)(e)~~ Any person qualified by the Department of Transportation to perform work for the  
 1008 department shall not be required to be licensed under:  
 1009 (1) Code Section ~~43-14-8.2~~ 43-14-10 or certified under Code Sections ~~43-14-8.3~~  
 1010 43-14-11 and ~~43-14-8.4~~ 43-14-12 in order to perform work for the department. ~~Any~~  
 1011 ~~person qualified by the Department of Transportation to perform work for the department~~  
 1012 ~~shall not be required to be licensed under; or~~  
 1013 (2) Code Section ~~43-14-8.2~~ 43-14-10 or certified under Code Sections ~~43-14-8.3~~  
 1014 43-14-11 and ~~43-14-8.4~~ 43-14-12 in order to perform work for a county, municipality,  
 1015 authority, or other political subdivision when such work is of the same nature as that for  
 1016 which the person is qualified when performing department work; provided, however, that  
 1017 such work is not performed on a utility system as defined in paragraph ~~(17)~~ (23) of Code  
 1018 Section 43-14-2 for which the person receives compensation.  
 1019 ~~(m) This chapter shall not prohibit any person from installing, altering, or repairing the~~  
 1020 ~~plumbing component of a lawn sprinkler system from a backflow preventer which was~~  
 1021 ~~installed by a licensed plumber; provided, however, that all such work must be done in~~  
 1022 ~~conformity with all other provisions of this chapter, the rules and regulations of the board,~~  
 1023 ~~and ordinances of the county or municipality.~~  
 1024 ~~(n)(f)~~ Any person who contracts with a licensed conditioned air contractor:  
 1025 (1) ~~As~~ as part of a conditioned air contract to install, alter, or repair duct systems, control  
 1026 systems, or insulation is not required to hold a license from the Division of Conditioned  
 1027 Air Contractors. The conditioned air contractor must retain responsibility for completion  
 1028 of the contract, including any subcontracted work;:  
 1029 (2) ~~To~~ Any person who contracts with a licensed conditioned air contractor to perform  
 1030 a complete installation, alteration, or repair of a conditioned air system must hold a valid  
 1031 license from the Division of Conditioned Air Contractors; or

1032 ~~(3) To Any person who contracts to perform for or on behalf of a conditioned air~~  
 1033 ~~contractor to install, alter, or repair electrical, low-voltage~~ the installation, alteration, or  
 1034 repair of the electrical, low voltage, or plumbing components of a conditioned air system  
 1035 must hold a valid license from the appropriate division of the board.

1036 ~~(o) This chapter shall not prohibit any propane dealer who is properly insured as required~~  
 1037 ~~by law and who holds a liquefied petroleum gas license issued by the Safety Fire~~  
 1038 ~~Commissioner from installing, repairing, or servicing a propane system or the gas piping~~  
 1039 ~~or components of such system; provided, however, that such propane dealers shall be~~  
 1040 ~~prohibited from performing the installation of conditioned air systems or forced air heating~~  
 1041 ~~systems unless licensed to do so under this chapter.~~

1042 ~~(p) This chapter shall not apply to any employee or authorized agent of a regulated gas~~  
 1043 ~~utility or municipal owned gas utility while in the course and scope of such employment.~~

1044 ~~(q)~~(g) Any utility contractor holding a valid utility contractor's license under this chapter  
 1045 shall be authorized to bid for and perform work on any utility system in this state without  
 1046 obtaining a license under Chapter 41 of this title. It shall be unlawful for the owner of a  
 1047 utility system or anyone soliciting work to be performed on a utility system to refuse to  
 1048 allow a utility contractor holding a valid utility contractor's license under this chapter to bid  
 1049 for or perform work on a utility system on the basis that such contractor does not hold a  
 1050 license under Chapter 41 of this title.

1051 ~~43-14-14~~ 43-14-20.

1052 Any person violating this chapter shall be guilty of a misdemeanor and, upon conviction  
 1053 thereof, shall be fined not more than ~~\$1,000.00~~ \$3,000.00 or imprisoned for not more than  
 1054 six months, or both.

1055 ~~43-14-15~~ 43-14-21.

1056 (a) As used in this Code section, the term:

1057 (1) 'Discharge' means an honorable discharge or a general discharge from active military  
1058 service. Such term shall not mean a discharge under other than honorable conditions, a  
1059 bad conduct discharge, or a dishonorable discharge.

1060 (2) 'Military' means the armed forces of the United States or a reserve component of the  
1061 armed forces of the United States, including the National Guard.

1062 (b) A committee composed of the division director, members of the Governor's Office of  
1063 Workforce Development, and members of the relevant divisions of the licensing board  
1064 representing the profession for which the applicant is seeking a license shall determine the  
1065 military specialties or certifications the training or experience for which substantially meets  
1066 or exceeds the requirements to obtain a license for Electrical Contractor Class I,  
1067 Journeyman Plumber, Conditioned Air Contractor Class I, or Utility Foreman. The  
1068 Governor shall designate a chairperson from among the members of the committee.

1069 (c) Any current or former member of the military may apply to the licensing board for the  
1070 immediate expedited issuance of a license or certification based upon his or her having  
1071 obtained a military specialty or certification, the training or experience for which  
1072 substantially meets or exceeds the requirements to obtain a license or certification  
1073 identified in subsection (b) of this Code section.

1074 (d) In order to qualify under this subsection, an applicant shall make application not later  
1075 than two years after his or her discharge. The licensing board, in its discretion, may by rule  
1076 or regulation extend such two-year period for a license or certification, or class thereof, or  
1077 may extend such two-year period for an individual applicant if certain circumstances,  
1078 including, but not limited to, health, hospitalization, or other related emergencies or  
1079 exigencies, prevented the member of the military from making an application.

1080 (e) Such application shall be in such form and shall require such documentation as the  
1081 division director shall determine. If the applicant satisfies the requirements of this Code  
1082 section, the division director shall direct the appropriate division to issue the appropriate  
1083 license, and the division shall immediately issue such license; provided, however, that the

1084 applicant shall satisfy all financial and insurance requirements for the issuance of such  
1085 license. This Code section shall only apply to the initial issuance of a license. After the  
1086 initial issuance of a license, the licensee shall be subject to any provisions relating to the  
1087 renewal of the license applicable to all licensees.

1088 43-14-22.

1089 The board may establish a process through rules and regulations for licenses issued under  
1090 this chapter to be placed on inactive status and the qualifications necessary for such  
1091 licenses to be returned to active status; provided, however, that engaging in any conduct  
1092 that requires a license under this chapter while holding an inactive license shall be  
1093 considered an unlicensed practice and shall be prohibited."

1094

## PART II

1095

### SECTION 2-1.

1096 Title 8 of the Official Code of Georgia Annotated, relating to buildings and housing, is  
1097 amended in:

1098 (1) Code Section 8-2-26, relating to enforcement of codes generally, employment and  
1099 training of inspectors, and contracts for administration and enforcement of codes, in  
1100 subparagraph (d)(2)(D), by replacing "paragraph (2) of subsection (b) of Code Section  
1101 43-14-12" with "paragraph (2) of subsection (b) of Code Section 43-14-16".

1102 (2) Code Section 8-2-102, relating to inspections, in subsection (e), by replacing "43-14-8.1"  
1103 with "43-18-9".

1104

### SECTION 2-2.

1105 Title 10 of the Official Code of Georgia Annotated, relating to commerce and trade, is  
1106 amended in:

1107 (1) Code Section 10-5B-3, relating to rules to prohibit deceptive, fraudulent, or abusive  
1108 telemarketing activities authorized, in subsection (a), by replacing "low-voltage" with "low  
1109 voltage".

1110 (2) Code Section 10-5B-4, relating to required and prohibited telephone conduct and  
1111 activities and liability, in subsection (a), by replacing "low-voltage" with "low voltage".

1112 (3) Code Section 10-5B-5, relating to applicability to persons subject to other provisions of  
1113 the Code, in subsection (c), by replacing "low-voltage" with "low voltage".

1114 (4) Code Section 10-5B-7, relating to remedies, duties, prohibitions, and penalties not  
1115 exclusive and construction with other provisions of the Code, in subsection (b), by replacing  
1116 "low-voltage" with "low voltage".

1117 **SECTION 2-3.**

1118 Title 36 of the Official Code of Georgia Annotated, relating to local government, is amended  
1119 in Code Section 36-60-12.1, relating to fence detection systems, definition, and utilization,  
1120 by revising paragraph (b)(1) as follows:

1121 "(1) Treat fence detection systems in all zoning and permitting matters exclusively as  
1122 alarm systems as such term is defined in ~~paragraph (1)~~ of Code Section 43-14-2; and"

1123 **SECTION 2-4.**

1124 Title 43 of the Official Code of Georgia Annotated, relating to commerce and trade, is  
1125 amended in Code Section 43-41-17, relating to effective date of licensing and sanctioning  
1126 provisions, unenforceable contracts, compliance with county or municipal requirements,  
1127 exemption for DOT contractors, and other exceptions, in subsection (e), by replacing  
1128 "low-voltage" with "low voltage".

1129

**SECTION 2-5.**

1130 Title 46 of the Official Code of Georgia Annotated, relating to public utilities and public  
1131 transportation, is amended in:

1132 (1) Code Section 46-3-30, relating to short title, by replacing "High-voltage" with "High  
1133 Voltage".

1134 (2) Code Section 46-3-31, relating to purpose of part, by replacing "high-voltage" with "high  
1135 voltage".

1136 (3) Code Section 46-3-32, relating to definitions, in paragraph (1), by replacing  
1137 "High-voltage" with "High voltage" and in paragraphs (5) and (6), by replacing  
1138 "high-voltage" with "high voltage".

1139 (4) Code Section 46-3-33, relating to required conditions for commencing work within ten  
1140 feet of high-voltage line, in the introductory language and in paragraph (2), by replacing  
1141 "high-voltage" with "high voltage".

1142 (5) Code Section 46-3-34, relating to utilities protection center, funding of activities, notice  
1143 of work, delay, and responsibility for completing safety requirements, by replacing  
1144 "high-voltage" with "high voltage" each time the term appears.

1145 (6) Code Section 46-3-35, relating to allocation of expense of precautionary measures taken  
1146 pursuant to public highway construction, by replacing "high-voltage" with "high voltage".

1147 (7) Code Section 46-3-37, relating to applicability of part to railway systems and electrical  
1148 engineering system or other entities, in subsection (b), by replacing "high-voltage" with "high  
1149 voltage" both times the term appears.

1150 (8) Code Section 46-3-39, relating to restriction on liability of owners and operators of  
1151 high-voltage lines and effect of part on duty or degree of care, by replacing "high-voltage"  
1152 with "high voltage" each time the term appears.

1153 (9) Code Section 46-3-40, relating to criminal penalty, strict liability for injury or damage,  
1154 idemnification, and liability for cost of delay, by replacing "high-voltage" with "high  
1155 voltage" each time the term appears.

1156

**PART III**

1157

**SECTION 3-1.**

1158 This Act shall become effective upon its approval by the Governor or upon its becoming law  
1159 without such approval.

1160

**SECTION 3-2.**

1161 All laws and parts of laws in conflict with this Act are repealed.