

The House Committee on Regulated Industries offers the following substitute to SB 553:

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 repeal Chapter 14, relating to electrical contractors, plumbers,  
3 conditioned air contractors, low voltage contractors, and utility contractors, and enact a new  
4 Chapter 14; to provide for the State Construction Industry Licensing Board; to provide for  
5 the Division of Electrical Contractors; to provide for the Division of Master Plumbers; to  
6 provide for the Division of Conditioned Air Contractors; to provide for the Division of Low  
7 Voltage Contractors; to provide for the Division of Utility Contractors; to provide for  
8 membership, powers, and duties of each; to provide for licensure or certification within the  
9 fields of plumbing, electrical, air conditioning, low voltage, and utility contracting; to  
10 provide for application; to provide for requirements for licensure or certification; to provide  
11 for recertification; to provide for continuing education; to provide for prohibitions; to provide  
12 for exceptions; to provide for reciprocity; to provide for licensing or certification of current  
13 or former members of the military; to provide for a misdemeanor; to provide for definitions;  
14 to provide for legislative intent; to provide for conformity with federal law; to amend Code  
15 Section 48-7-38 of the Official Code of Georgia Annotated, relating to deduction for  
16 payments to classified subcontractors, disclosure of tax returns, and maintenance of list of  
17 classified subcontractors, so as to provide for a definition; to provide for related matters; to  
18 repeal conflicting laws; and for other purposes.

S. B. 553 (SUB)

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

20 **SECTION 1.**

21 Title 43 of the Official Code of Georgia Annotated, relating to professions and businesses,  
22 is amended by adding a new paragraph to subsection (d) of Code Section 43-1-34, relating  
23 to licenses for transitioning members of the armed forces, to read as follows:

24 "(5) The provisions of this subsection shall be cumulative to those provided in 50 U.S.C.  
25 Section 4025a, and nothing in this subsection shall be interpreted as limiting or imposing  
26 additional obligations on portability pursuant to 50 U.S.C. Section 4025a."

27 **SECTION 2.**

28 Said title is further amended by repealing Chapter 14, relating to electrical contractors,  
29 plumbers, conditioned air contractors, low voltage contractors, and utility contractors, and  
30 enacting a new Chapter 14 to read as follows:

31 "CHAPTER 14

32 43-14-1.

33 This chapter is enacted for the purpose of safeguarding homeowners, other property  
34 owners, tenants, and the general public against faulty, inadequate, inefficient, or unsafe  
35 electrical, plumbing, low voltage wiring, utility contracting, or conditioned air installations.  
36 The practices of electrical contracting, plumbing contracting, low voltage contracting,  
37 utility contracting, and conditioned air contracting are declared to be businesses or  
38 professions affecting the public interest; and this chapter shall be liberally construed so as  
39 to accomplish the purposes stated in this Code section.

40 43-14-2.

41 As used in this chapter, the term:

42 (1) 'Alarm system' means any device or combination of devices used to detect a situation,  
43 causing an alarm in the event of a burglary, fire, robbery, medical emergency, or  
44 equipment failure, or on the occurrence of any other predetermined life safety event.  
45 Such term shall also include any alarm system communication system used or required  
46 to transmit notice of a life safety or intrusion event to a local or remote monitoring  
47 facility.

48 (2) 'Board' means the State Construction Industry Licensing Board.

49 (3) 'Conditioned air contracting' means the installation, repair, or service of conditioned  
50 air systems or conditioned air equipment, which includes, but is not limited to, the service  
51 to or installation of the electrical circuit from the electrical distribution panel to the  
52 conditioned air equipment, provided that the electrical service to the building or site is  
53 a single-phase electrical circuit not exceeding 200 amperes performed by conditioned air  
54 contractors licensed under this chapter.

55 (4) 'Conditioned air contractor' means any person engaged in conditioned air contracting  
56 under express or implied contract or that bids for, offers to perform, purports to have the  
57 capacity to perform, or does perform conditioned air contracting services under express  
58 or implied contract.

59 (5) 'Conditioned Air Contractor Class I' means any individual licensed under this chapter  
60 to conduct business as a Residential and Light Commercial entity for air conditioning and  
61 heat pump systems of 60,000 BTUs of cooling or less, and for gas heating systems of  
62 175,000 BTUs or less. The scope of practice for a Conditioned Air Contractor Class I  
63 shall include, but is not limited to, the business of permitting jobs, bidding on projects,  
64 and performing maintenance, service, and repairs of equipment and components, as well  
65 as installing new equipment and components, including ductwork, refrigerant lines, gas  
66 pipng, controls, and accessories.

67 (6) 'Conditioned Air Contractor Class II' means any individual licensed under this  
68 chapter to conduct business as a residential and commercial entity, without limitations  
69 or restrictions on project size or equipment types, except for the installation of boilers,  
70 which is licensed under the Office of the Commissioner of Insurance and Safety Fire.  
71 The scope of practice for a Conditioned Air Contractor Class II shall include, but is not  
72 limited to, the design, bidding, permitting, and the performance of maintenance, service,  
73 and repairs of equipment and components, as well as the installation of new and  
74 replacement systems, including split air conditioning and heat pump systems, package  
75 units, variable refrigerant flow systems, chillers, ventilation systems, and all associated  
76 components.

77 (7) 'Conditioned air equipment' means heating and air conditioning equipment covered  
78 under state codes and the fuel gas piping system on the outlet side of the gas meter.

79 (8) 'Electrical contracting' means the installation, maintenance, alteration, or repair of  
80 any electrical equipment, apparatus, control system, or electrical wiring device which is  
81 attached to or incorporated into any building or structure in this state but shall not include  
82 low voltage contracting.

83 (9) 'Electrical contractor' means any individual licensed under this chapter as Electrical  
84 Contractor Class I or Electrical Contractor Class II by the Division of Electrical  
85 Contractors, engaged in the business of electrical contracting under express or implied  
86 contract or that bids for, offers to perform, purports to have the capacity to perform, or  
87 does perform electrical contracting services under express or implied contract.

88 (10) 'Electrical Contractor Class I' means any individual licensed under this chapter by  
89 the Division of Electrical Contractors to perform work as an electrical contractor on  
90 residential multifamily structures of not more than two levels or single-family dwellings  
91 of up to three levels, provided that structures shall have single-phase electrical  
92 installations which do not exceed 400 amperes at the service drop or the service lateral.

93 (11) 'Electrical Contractor Class II' means any individual licensed under this chapter by  
94 the Division of Electrical Contractors to perform work as an electrical contractor without  
95 restriction, including, but not limited to, the installation of raceway systems, including  
96 pull boxes, junction boxes, conduit bodies, service entrances, metering devices, cabinets,  
97 switchboards, service risers, and fasteners, overcurrent protective devices, disconnecting  
98 means, ground electrodes, main bonding jumpers, ground fault protectors, switches,  
99 disconnects, and controls that supply lighting fixtures, appliances, electrical circuits,  
100 controls for heating and air conditioning equipment, and other utilization and general use  
101 equipment, according to installation requirements set by the state minimum standard  
102 codes, the National Electrical Code, and any successor code.

103 (12) 'Executive director' means the executive director of the State Construction Industry  
104 Licensing Board.

105 (13) 'Full-time experience' means working at least 2,000 hours in a calendar year in a  
106 qualifying capacity, with each 2,000 hours of documented work equating to one year of  
107 experience for purposes of licensure or qualifications requirements.

108 (14) 'General low voltage system' means any electrical system, other than an alarm or  
109 telecommunications system, that involves low voltage wiring and consists of a group or  
110 combination of interconnected components functioning together to perform a specific  
111 purpose using low voltage power or signaling, including devices, wiring, control  
112 equipment, software, and network connections operating as a single, integrated system.

113 (15) 'Journeyman plumber' means any individual licensed under this chapter by the  
114 Division of Master Plumbers and Journeyman Plumbers who engages in the installation,  
115 maintenance, alteration, or repair of piping, fixtures, and appliances, including water  
116 heaters, and all appurtenances thereto, in connection with sanitary drainage systems,  
117 storm drainage systems, venting systems, fuel gas piping systems on the outlet side of  
118 tanks or gas meters, or public or private water supply systems, whether located within or  
119 adjacent to any building, structure, conveyance, or manhole under the direction of a

120 plumbing contractor. A journeyman plumber shall have the ability to install or service  
121 a single phase of the electrical connection between the electrical disconnect and water  
122 heater, plumbing appliance or appurtenance, provided that the work performed adheres  
123 to the state minimum standard plumbing code, state minimum electrical code, and state  
124 minimum standard fuel gas code.

125 (16) 'License' means a valid license or certification issued by a division of the board,  
126 which authorizes the named person to engage in the activity prescribed thereon.

127 (17) 'Low voltage contracting' means the installation, alteration, service, or repair of a  
128 power limited or signal based system that utilizes low voltage wiring and components to  
129 transmit information, control devices, or monitor conditions. Such term shall not include  
130 electrical power distribution systems.

131 (18) 'Low voltage contractor' means any person licensed under this chapter by the  
132 Division of Low Voltage Contractors who purports to have the capacity to perform, or  
133 does perform low voltage contracting services under express or implied contract,  
134 including the installation, alteration, servicing, or repair of integrated systems made up  
135 of wiring, devices, software, and networked components that function together as a  
136 complete solution.

137 (19) 'Low Voltage Contractor Class LV-A' means any individual licensed under this  
138 chapter by the Division of Low Voltage Contractors to perform work restricted to alarm  
139 systems and general low voltage systems.

140 (20) 'Low Voltage Contractor Class LV-G' means any individual licensed under this  
141 chapter by the Division of Low Voltage Contractors to perform work restricted to general  
142 low voltage systems.

143 (21) 'Low Voltage Contractor Class LV-T' means any individual licensed under this  
144 chapter by the Division of Low Voltage Contractors to perform work restricted to  
145 telecommunications systems and general low voltage systems.

146 (22) 'Low Voltage Contractor Class LV-U' means any individual licensed under this  
147 chapter by the Division of Low Voltage Contractors to engage in low voltage contracting  
148 without limitation as to specialty or system type, and who is authorized to design, install,  
149 alter, service, repair, and maintain all low voltage systems, including general low voltage  
150 systems, alarm and life-safety systems, and telecommunications systems for voice, data,  
151 and network infrastructure, based on demonstrated competence across multiple low  
152 voltage disciplines.

153 (23) 'Low voltage wiring' means wiring systems and associated control circuits which  
154 include, but are not limited to:

155 (A) Wiring systems of 50 volts or less;

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

159 (C) Line voltage wiring having a voltage not in excess of 300 volts to ground and  
160 installed from the load-side terminals of a suitable disconnecting means which has been  
161 installed for the specific purpose of supplying the low voltage wiring system involved  
162 or installed from a suitable junction box.

163 (24) 'Master Plumber Class I' means any individual licensed under this chapter by the  
164 Division of Master Plumbers and Journeyman Plumbers, who is authorized to perform  
165 plumbing work and contract for on residential single-family dwellings, townhomes, and  
166 multifamily dwellings, including duplexes, hotels, motels, and apartment buildings, not  
167 exceeding three stories in height, and on commercial buildings not exceeding 20,000  
168 square feet in total building area.

169 (25) 'Master Plumber Class II' means any individual licensed under this chapter by the  
170 Division of Master Plumbers and Journeyman Plumbers, who is authorized to perform  
171 work and contract for all scopes of plumbing work, without limitation, as defined in the  
172 state minimum standard plumbing code and the state minimum standard fuel gas code.

173 Such work shall include, but is not limited to, plumbing work on commercial buildings  
174 of any size; industrial facilities; institutional occupancies; multistory structures of any  
175 occupancy classification; and specialized use facilities.

176 (26) 'Plumbing' means:

177 (A) The practice of installing, maintaining, altering, or repairing piping fixtures,  
178 appliances, and appurtenances in connection with sanitary drainage or storm drainage  
179 facilities, venting systems, medical gas piping systems, natural gas piping systems on  
180 the outlet side of gas meters, or public or private water supply systems within or  
181 adjacent to any building, structure, conveyance, or manhole; and

182 (B) The practice of and materials used in installing, maintaining, extending, or altering  
183 the natural gas, storm-water, sewerage, and water supply systems of any premises to  
184 their connection with any point of public disposal or other acceptable terminal.

185 (27) 'Plumbing contractor' means any person licensed under this chapter as a Master  
186 Plumber Class I or Master Plumber Class II by the Division of Master Plumbers and  
187 Journeyman Plumbers, who is engaged in the business of plumbing contracting, including  
188 bidding for, offering to perform, purporting to have the capacity to perform, or  
189 performing plumbing contracting services under an express or implied contract, and who  
190 is responsible for obtaining required permits, ensuring compliance with applicable codes,  
191 coordinating inspections, performing or correcting work as necessary, and securing final  
192 approval of permitted work. Such term shall not include a licensed journeyman plumber.

193 (28) 'Telecommunications system' means a system of transmission facilities, conductors,  
194 equipment, and associated apparatus used to convey voice, data, video, or other  
195 information by electromagnetic means, whether wired or wireless, consistent with  
196 telecommunications circuits and systems recognized under the state minimum standard  
197 codes, including systems capable of local or remote monitoring, management, or  
198 administration through secured access.

199 (29) 'Utility contracting' means undertaking to construct, erect, alter, or repair or have  
200 constructed, erected, altered, or repaired any utility system.

201 (30) 'Utility contractor' means a sole proprietorship, partnership, or corporation licensed  
202 under this chapter by the Division of Utility Contractors which is engaged in utility  
203 contracting under express or implied contract or which bids for, offers to perform,  
204 purports to have the capacity to perform, or does perform utility contracting under  
205 express or implied contract.

206 (31) 'Utility foreman' means any individual certified under this chapter by the Division  
207 of Utility Contractors who is employed by a licensed utility contractor to directly  
208 supervise a project performing the construction, erection, alteration, or repair of utility  
209 systems in the field.

210 (32) 'Utility manager' means any individual certified under this chapter by the Division  
211 of Utility Contractors who is employed by a licensed utility contractor to oversee multiple  
212 projects performing the construction, erection, alteration, or repair of utility systems.

213 (33) 'Utility system' means:

214 (A) Any system at least five feet underground, when installed or accessed by trenching,  
215 open cut, cut and cover, or other similar construction methods which install or access  
216 the system from the ground surface, including, but not limited to, gas distribution  
217 systems, electrical distribution systems, communication systems, water supply systems,  
218 and sanitary sewerage and drainage systems; and

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

224 43-14-3.

225 (a) There is created within the executive branch of state government the State Construction  
226 Industry Licensing Board. The board shall be assigned to the Secretary of State's office for  
227 administrative purposes and shall be under the jurisdiction of the division director, in  
228 accordance with Code Section 43-1-2.

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

230 (1) Five members known as the Division of Electrical Contractors, one of whom shall  
231 be a professional engineer engaged in electrical practice, another of whom shall have  
232 experience as an inspector with electrical inspection duties of a county or municipality  
233 or a third-party inspector regularly providing inspections to a county or municipality, and  
234 the remaining three of whom shall be licensed electrical contractors in this state;

235 (2) Five members known as the Division of Master Plumbers and Journeyman Plumbers,  
236 one of whom shall have experience as an inspector with plumbing inspection duties of  
237 a county or municipality or a third-party inspector regularly providing inspections to a  
238 county or municipality, three of whom shall be master or contracting plumbers, and one  
239 of whom shall be a journeyman plumber;

240 (3) Five members known as the Division of Conditioned Air Contractors, one of whom  
241 shall be a licensed professional engineer engaged in mechanical practice, one of whom  
242 shall have experience as an inspector with conditioned air inspection duties of a county  
243 or municipality or a third-party inspector regularly providing inspections to a county or  
244 municipality, and three of whom shall be conditioned air contractors with more than five  
245 years of installation and service experience in the trade;

246 (4) Five members known as the Division of Low Voltage Contractors, one of whom shall  
247 be a Low Voltage Contractor Class LV-A, one of whom shall be a Low Voltage  
248 Contractor Class LV-U, one of whom shall be a Low Voltage Contractor Class LV-T, one  
249 of whom shall be a professional electrical engineer, and one of whom shall have

250 experience as an inspector with electrical inspection duties of a county or municipality  
251 or contracted by a county or municipality to perform electrical inspections;

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

256 (6) Two members who shall not have any connection with the utility contracting, low  
257 voltage contracting, electrical contracting, plumbing, or conditioned air contracting  
258 businesses whatsoever but who shall have a recognized interest in consumer affairs and  
259 consumer protection concerns.

260 (c) All members shall be appointed by the Governor, subject to confirmation by the  
261 Senate, for four-year terms. Each member shall serve until a successor has been duly  
262 appointed and qualified. Members shall be eligible for reappointment. Vacancies  
263 occurring prior to the expiration of a term, for whatever cause, shall be filled by  
264 appointment of the Governor for the unexpired portion of the term. Any member who  
265 ceases to meet the qualifications required for original appointment during the member's  
266 term shall automatically forfeit membership on the board.

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

269 (e) The Governor may remove any member for failure to attend meetings, neglect of duty,  
270 incompetence, revocation or suspension of professional trade license, or other dishonorable  
271 conduct.

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

274 43-14-4.

275 (a) The board chairperson shall be rotated among the five divisions enumerated in Code  
276 Section 43-14-3. In the instance of a vacancy by the board chairperson, the members of  
277 the board shall select a current member to serve the former board chairperson's unexpired  
278 term. The individual selected to fill the vacancy shall be a member of the same division  
279 as the previous board chairperson.

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

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

285 (d) Any member elected division chairperson may serve more than one consecutive term  
286 of office.

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

289 (f) Each division shall meet at the call of its division chairperson.

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

292 43-14-5.

293 The board shall have the power to:

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

298 (2) Provide by regulation for reciprocity with other states in the registration and licensing  
299 of electrical contractors, master plumbers, journeyman plumbers, low voltage contractors,

300 utility contractors, or conditioned air contractors and in the certification of utility  
301 contracting foremen, provided that such other states have requirements substantially  
302 similar to the requirements in force in this state for registration, licensure, and  
303 certification; provided, further, that a similar privilege is offered to residents of this state;  
304 (3) Adopt an official seal for its use and modify such seal as the board deems necessary;  
305 (4) Establish rules and regulations, consistent with this chapter, for the protection of the  
306 health, safety, and welfare of the public and for regulating the licensing of electrical  
307 contracting, plumbing contracting, low voltage contracting, utility contracting, and  
308 conditioned air contracting professionals; and  
309 (5) Upon notice and hearing authorized and conducted in accordance with Code Section  
310 43-14-17 and any rules and regulations promulgated by the board, either by the board  
311 directly or through a valid delegation of the board's enforcement power to a division  
312 thereof, assess civil penalties in an amount up to \$10,000.00 per violation against any  
313 person found to be in violation of any requirement of this chapter.

314 43-14-6.

315 (a) The Division of Electrical Contractors, with respect to applicants for a license to  
316 engage in or licensees engaging in the business of electrical contracting; the Division of  
317 Master Plumbers and Journeyman Plumbers, with respect to applicants for a license to  
318 engage in or licensees engaging in the business of plumbing as a Master Plumber Class I,  
319 Master Plumber Class II, or journeyman plumber; the Division of Low Voltage  
320 Contractors, with respect to applicants for a license to engage in or licensees engaging in  
321 the business of low voltage contracting; the Division of Utility Contractors, with respect  
322 to applicants for a license to engage in or licensees engaging in the business of utility  
323 contracting and with respect to applicants for a certificate to be a utility manager or utility  
324 foreman or holders of a utility manager or utility foreman certificate; and the Division of

325 Conditioned Air Contractors, with respect to applicants for a license to engage in or  
326 licensees engaging in the business of conditioned air contracting, shall:

327 (1) Assess and approve examination requirements for each class or type of license or  
328 certificate issued under this chapter, as follows:

329 (A) The Division of Electrical Contractors shall approve separate examinations for  
330 Electrical Contractor Class I and Electrical Contractor Class II;

331 (B) The Division of Master Plumbers and Journeyman Plumbers shall approve separate  
332 examinations for Master Plumber Class I, Master Plumber Class II, and Journeyman  
333 Plumbers;

334 (C) The Division of Conditioned Air Contractors shall approve separate examinations  
335 for Conditioned Air Contractor Class I and Conditioned Air Contractor Class II; and

336 (D) The Division of Low Voltage Contractors shall approve separate examinations for  
337 Low Voltage Contractor Class LV-A, Low Voltage Contractor Class LV-T, Low  
338 Voltage Contractor Class LV-G, and Low Voltage Contractor Class LV-U;

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

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

342 (A) Electrical Contractor Class I;

343 (B) Electrical Contractor Class II;

344 (C) Master Plumber Class I;

345 (D) Master Plumber Class II;

346 (E) Journeyman Plumber;

347 (F) Conditioned Air Contractor Class I;

348 (G) Conditioned Air Contractor Class II;

349 (H) Low Voltage Contractor Class LV-A;

350 (I) Low Voltage Contractor Class LV-T;

351 (J) Low Voltage Contractor Class LV-G;

- 352 (K) Low Voltage Contractor Class LV-U;  
353 (L) Utility Contractor;  
354 (M) Utility Manager (certificate); and  
355 (N) Utility Foreman (certificate);
- 356 (3) Investigate, with the aid of the division director, alleged violations of this chapter or  
357 other laws and rules and regulations of the board relating to the profession;
- 358 (4) After notice and hearing, have the power to reprimand any person, licensee, or  
359 certificate holder, or to suspend, revoke, or cancel the license or certificate of or refuse  
360 to grant, renew, or restore a license or certificate to any person, licensee, or certificate  
361 holder upon any one of the following grounds:
- 362 (A) The commission of any false, fraudulent, or deceitful act or the use of any forged,  
363 false, or fraudulent document in connection with the license or certificate requirements  
364 of this chapter or the rules and regulations of the board;
- 365 (B) Failure at any time to comply with the requirements for a license or certificate  
366 under this chapter or the rules and regulations of the board;
- 367 (C) Engaging in any fraudulent, deceptive, or dishonest conduct in the practice of the  
368 profession regulated under this chapter that is likely to deceive, defraud, or harm the  
369 public, including knowingly making misleading, deceptive, untrue, or fraudulent  
370 representations in the practice of the profession or on any document connected  
371 therewith;
- 372 (D) Knowingly aiding, abetting, assisting, or permitting any unlicensed or noncertified  
373 person or entity to engage in the practice of the profession regulated under this chapter,  
374 including by lending, leasing, renting, assigning, or otherwise allowing the use of one's  
375 license, or by combining or conspiring with such person or entity to evade the  
376 provisions of this chapter;
- 377 (E) Knowingly performing any act which in any way assists an unlicensed or  
378 noncertified person to practice such profession;

379 (F) Violating, directly or indirectly, or assisting in or abetting any violation of any  
380 provision of this chapter or any rule or regulation of the board; or  
381 (G) The performance of any faulty, inadequate, inefficient, or unsafe electrical  
382 contracting, plumbing, low voltage contracting, utility contracting, or conditioned air  
383 contracting likely to endanger life, health, or property. The performance of any work  
384 that does not comply with the standards set by state codes or by local codes in  
385 jurisdictions where such codes are adopted, provided that such local codes are as  
386 stringent as the state codes, or by other codes or regulations which have been adopted  
387 by the board, shall be prima-facie evidence of the faulty, inadequate, inefficient, or  
388 unsafe character of such electrical, plumbing, low voltage contracting, utility  
389 contracting, or conditioned air contracting; provided, however, that the board, in its sole  
390 discretion, for good cause shown and under such conditions as it may prescribe, may  
391 restore a license to any person whose license has been suspended or revoked;  
392 (5) Review amendments to or revisions in the state minimum standard codes as prepared  
393 pursuant to Part 1 of Article 1 of Chapter 2 of Title 8; and the Department of Community  
394 Affairs shall be required to provide to the division director a copy of any amendment to  
395 or revision in the state minimum standard codes at least 45 days prior to the adoption  
396 thereof; and  
397 (6) Do all other things necessary and proper to exercise their powers and perform their  
398 duties in accordance with this chapter.  
399 (b) The divisions mentioned in subsection (a) of this Code section shall also hear appeals  
400 resulting from the suspension of licenses by an approved municipal or county licensing or  
401 inspection authority pursuant to Code Section 43-14-16.

402 43-14-7.

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

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

410 (c) In accordance with Code Section 43-1-2, the division director shall be authorized to  
411 review each application for the issuance, renewal, or reinstatement of a license under this  
412 chapter, and upon determining that an application satisfies all of the qualifications,  
413 attainments, and other conditions required for the issuance, renewal, or reinstatement of a  
414 particular license under this chapter and the rules and regulations promulgated pursuant to  
415 this chapter, shall be authorized, on behalf of the board, to issue, renew, or reinstate the  
416 license of the applicant.

417 43-14-8.

418 (a) As used in this Code section, the term 'division' means the Division of Electrical  
419 Contractors.

420 (b)(1) No person shall engage in electrical contracting unless such person has a valid  
421 license issued by the division.

422 (2) A person that is not licensed as an electrical contractor shall be prohibited from  
423 advertising in any manner that such person is in the business or profession of electrical  
424 contracting unless the work is performed by a licensed electrical contractor.

425 (c) The division shall certify all applicants for licensure under this Code section who  
426 satisfy the requirements of this Code section.

427 (d) No partnership, limited liability company, or corporation shall have the right to engage  
428 in the business of electrical contracting unless there is regularly connected with such  
429 partnership, limited liability company, or corporation a person or persons actively engaged  
430 in the performance of such business on a full-time basis who have valid licenses issued to  
431 them as provided for in this chapter; provided, however, that partners, officers, and  
432 employees of any individual who fulfilled the licensing requirements shall continue to be  
433 authorized to engage in the business of electrical contracting under a license which was  
434 valid at the time of the licensee's death for a period of 90 days from the date of such death.  
435 The division may, at its discretion, grant one additional 90 day grace period for such  
436 partners, officers, and employees. It shall be the duty of all partnerships, limited liability  
437 companies, and corporations qualified under this chapter to notify the appropriate division  
438 within seven days of the severance of connection with such partnership, limited liability  
439 company, or corporation of any person or persons upon whom such qualification rested.  
440 (e) Any individual seeking to obtain a license as an Electrical Contractor Class I under the  
441 provisions of this chapter shall file a completed application with division on a form  
442 prescribed by the division, pay the required fees established by the State Construction  
443 Industry Licensing Board, and meet the following requirements:  
444 (1) Successfully pass a board approved examination with a minimum score of 70;  
445 (2) Meet eligibility requirements according to one of the following criteria:  
446 (A) At least three years of full-time experience in the electrical field as would be  
447 covered by the Georgia Electrical Code, the National Electrical Code, or any successor  
448 code, which shall mean working experience gained through the direct installation of  
449 electrical systems and directly related activities of a type covered by the National  
450 Electrical Code or its successor code. To satisfy the experiential requirements for  
451 licensure as an Electrical Contractor Class I under this criteria, an applicant shall  
452 demonstrate successful completion of electrical projects encompassing not fewer than  
453 five of the experience areas described in divisions (i) through (vii) of this subparagraph

454 and shall additionally demonstrate competency in the experience area described in  
455 division (viii) of this subparagraph:

456 (i) Installation of raceway systems, including pull boxes, junction boxes, conduit  
457 bodies, and the connections in the system and to cabinets, panelboards, switchboards,  
458 and boxes;

459 (ii) Installation of conductors, including flexible cords, cables, splices, taps,  
460 terminations, bonding jumpers, overcurrent protective devices, and metering devices,  
461 in cabinets, panelboards, switchboards, boxes, and conduit, which meet all sizing,  
462 ampacity, and voltage installation requirements;

463 (iii) Installation of service entrances, metering devices, cabinets, switchboards,  
464 service risers and fasteners, overcurrent protective devices, disconnecting means,  
465 ground electrodes, main bonding jumpers, and ground fault protectors, which meet  
466 sizing, rating, clearances, and weatherproofing installation requirements;

467 (iv) Installation of motors and generators with feeders, branch circuits, overcurrent  
468 protective devices, disconnect means, and controllers, which meet sizing, rating,  
469 usage, and location requirements;

470 (v) Installation of switches, disconnects, and controls that supply lighting fixtures,  
471 appliances, electrical circuits, controls for heating and air conditioning equipment,  
472 and other utilization and general use equipment;

473 (vi) Installation of materials and equipment required for use in special occupancies  
474 according to the state minimum standard codes;

475 (vii) Bonding of interior metal piping systems, installation of properly sized  
476 equipment grounding conductors, grounding of exposed noncurrent carrying metal  
477 parts of electrical equipment, and protection of grounding conductors from physical  
478 damage; and

479 (viii) Determination of general lighting loads, minimum branch circuits, minimum  
480 ampacity of conductors in feeder and branch circuits, maximum allowable conductor

481 fill for raceways, net loads, using specified or optional methods, rates or demand  
482 factors, and derating factors given in the state minimum standard codes; and

483 (B) Completed a two-year academic diploma or certificate program in electrical  
484 contracting offered by an accredited technical college, university, or other institution  
485 recognized by the division, and has completed two years of full-time experience, which  
486 experience shall meet the definition of qualifying experience set forth in  
487 subparagraph (A) of this paragraph and shall consist of work of a type covered by the  
488 state minimum standard codes, or has successfully completed an electrical  
489 apprenticeship program accredited or approved by the United States Department of  
490 Labor;

491 (3) Submit a signed affidavit attesting to the applicant's completion of the experiential  
492 requirements set forth in this subsection. Such affidavit shall be executed by the  
493 supervising licensed contractor or, in the alternative, by a licensed architect, professional  
494 engineer, or electrical engineer, and shall be made under oath. Where the applicant's  
495 qualifying full-time experience was obtained under the supervision of more than one such  
496 individual, a separate affidavit shall be submitted from each individual for the period of  
497 experience supervised; and

498 (4) Submit at least one secure and verifiable document, as defined in Code Section  
499 50-36-2, establishing the applicant's identity, an affidavit verifying lawful presence in the  
500 United States pursuant to Code Section 50-36-1, and any required immigration  
501 documentation for noncitizen applicants.

502 (f) Any individual seeking to obtain a license as an Electrical Contractor Class II under the  
503 provisions of this chapter shall file a completed application with the division on a form  
504 prescribed by the division, shall pay the required fees established by the State Construction  
505 Industry Licensing Board, and shall meet the following requirements:

506 (1) Successfully pass a board approved examination with a minimum score of 70;

507 (2) Meet one of the following criteria:

- 508 (A) At least four years of full-time experience in the electrical field as would be  
509 covered by the Georgia Electrical Code, the National Electrical Code, or any successor  
510 code of which not less than two years shall have been in the installation, alteration, or  
511 repair of three-phase electrical systems, including the following:
- 512 (i) Work involving electrical installations exceeding single-phase, 200 amperes, as  
513 governed by the National Electrical Code or its successor code;
- 514 (ii) Installation of raceway systems, including pull boxes, junction boxes, conduit  
515 bodies, and the connections in the system and to cabinets, panelboards, switchboards,  
516 and boxes;
- 517 (iii) Installation of conductors, including flexible cords, cables, splices, taps,  
518 terminations, bonding jumpers, overcurrent protective devices, and metering devices,  
519 in cabinets, panelboards, switchboards, boxes, and conduit, which meet all sizing,  
520 ampacity, and voltage installation requirements;
- 521 (iv) Installation of service entrances, metering devices, cabinets, switchboards,  
522 service risers and fasteners, overcurrent protective devices, disconnecting means,  
523 ground electrodes, main bonding jumpers, and ground fault protectors which meet all  
524 sizing, rating, clearances, and weatherproofing installation requirements;
- 525 (v) Installation of motors and generators with feeders, branch circuits, overcurrent  
526 protective devices, disconnect means, and controllers, which meet all sizing, rating,  
527 usage, and location requirements;
- 528 (vi) Installation of switches, disconnects, and controls that supply lighting fixtures,  
529 appliances, electrical circuits, controls for heating and air conditioning equipment,  
530 and other utilization and general use equipment;
- 531 (vii) Installation of materials and equipment required for use in special occupancies  
532 according to use and code installation requirements, as defined by the National  
533 Electrical Code or its successor code;

534 (viii) Bonding of interior metal piping systems, installation of properly sized  
535 equipment grounding conductors, grounding of exposed noncurrent carrying metal  
536 parts of electrical equipment, and protection of grounding conductors from physical  
537 damage; and

538 (ix) Determination of general lighting loads, minimum branch circuits, minimum  
539 ampacity of conductors in feeder and branch circuits, maximum allowable conductor  
540 fill for raceways, net loads, using specified or optional methods, rates or demand  
541 factors, and derating factors given in the state minimum standard codes;

542 (B) Completed a two-year academic diploma or certificate program in electrical  
543 contracting offered by an accredited technical college, university, or other institution  
544 recognized by the division, and has completed four years of full-time experience, of  
545 which not less than two years shall have been in the installation, alteration, or repair of  
546 three-phase electrical systems which experience shall meet the definition of qualifying  
547 experience set forth in subparagraph (A) of this paragraph and shall consist of work of  
548 a type covered by the Georgia Electrical Code, the National Electrical Code, or any  
549 successor code; or

550 (C) Completed an electrical apprenticeship program accredited or approved by the  
551 United States Department of Labor and has completed one year of full-time experience  
552 in the installation, alteration, or repair of three-phase electrical systems which  
553 experience shall meet the definition of qualifying experience set forth in paragraph (2)  
554 of this subsection and shall consist of work of a type covered by the Georgia Electrical  
555 Code, the National Electrical Code, or any successor code;

556 (3) Submit a signed affidavit attesting to the applicant's completion of the experiential  
557 requirements set forth in this subsection. Such affidavit shall be executed by the  
558 supervising licensed contractor or, in the alternative, by a licensed architect, professional  
559 engineer, or electrical engineer, and shall be made under oath. Where the applicant's  
560 qualifying full-time experience was obtained under the supervision of more than one such

561 individual, a separate affidavit shall be submitted from each individual for the period of  
562 experience supervised; and

563 (4) Submit at least one secure and verifiable document, as defined in Code Section  
564 50-36-2, establishing the applicant's identity, an affidavit verifying lawful presence in the  
565 United States pursuant to Code Section 50-36-1, and any required immigration  
566 documentation for noncitizen applicants.

567 (g) An application for a license under this Code section shall constitute express consent  
568 and authorization for the Secretary of State or his or her representative to perform a  
569 criminal background check. Each applicant who submits an application to the Secretary  
570 of State for licensure agrees to provide the Secretary of State with any and all information  
571 necessary to run a criminal background check, including, but not limited to, classifiable  
572 sets of fingerprints. The applicant shall be responsible for all fees associated with the  
573 performance of such background check.

574 (h) The decision of the division regarding the qualifications of licensure shall, in the  
575 absence of fraud, be conclusive. All individuals, individuals serving as partners in  
576 partnerships, applicants for limited liability companies, or applicants for corporations  
577 desiring to engage in electrical contracting shall be licensed under this Code section before  
578 engaging in such vocation and business, including at the local level.

579 (i) Any person or entity violating this Code section shall be subject to discipline and  
580 penalties as provided in this chapter, including, but not limited to, license denial,  
581 suspension, revocation, administrative fines, injunction, or any other lawful enforcement  
582 action authorized by the division.

583 43-14-9.

584 (a) As used in this Code section, the term 'division' means the Division of Low Voltage  
585 Contractors.

586 (b) No person shall engage in alarm system, general low voltage system, or  
587 telecommunications system low voltage contracting unless such person has a valid license  
588 issued by the division.

589 (c) No individual, partnership, limited liability company, or corporation shall advertise,  
590 offer, bid, contract, or perform, for compensation, Low Voltage General (LV-G), Low  
591 Voltage Telecommunications (LV-T), Low Voltage Alarm (LV-A), or Low Voltage  
592 Unrestricted (LV-U) work in this state unless such individual or entity holds a valid low  
593 voltage contractor license issued by the division in the applicable classification.

594 (d) No partnership, limited liability company, or corporation shall have the right to engage  
595 in the business of low voltage contracting unless there is regularly connected with such  
596 partnership, limited liability company, or corporation a person or persons, actively engaged  
597 in the performance of such business on a full-time basis and supervising the low voltage  
598 systems installation, repair, alteration, and service work of all employees of such  
599 partnership, limited liability company, or corporation, who have valid licenses issued to  
600 them as provided in this chapter; provided, however, that partners, officers, and employees  
601 of any individual who fulfilled the licensing requirements shall continue to be authorized  
602 to engage in the business of low voltage contracting under a license which was valid at the  
603 time of the licensee's death for a period of 90 days from the date of such death. The  
604 division may, at its discretion, upon application by the low voltage contractor showing  
605 good cause, grant one additional 90 day grace period.

606 (e) The division shall certify all applicants for licensure under this Code section who  
607 satisfy the requirements of this Code section.

608 (f) It shall be the duty of all partnerships, limited liability companies, and corporations  
609 qualified under this chapter to notify the appropriate division within seven days of the  
610 severance of connection with such partnership, limited liability company, or corporation  
611 of any person or persons upon whom such qualification rested.

612 (g) Partnerships, limited liability companies, or corporations having more than one office  
613 location from which low voltage contracting is performed shall have at least one person  
614 stationed in each branch office of such partnership, limited liability company, or  
615 corporation who is engaged in the performance of low voltage contracting on a full-time  
616 basis; who is supervising the low voltage wiring systems installation, repair, alteration, and  
617 service work of all employees of such branch office locations; and who has a valid license  
618 issued as provided in this Code section.

619 (h) Any individual seeking to obtain a state-wide Low Voltage Contractor Class LV-G  
620 license under the provisions of this chapter shall file a completed application with the  
621 division on a form prescribed by the division, pay the required fees established by the State  
622 Construction Industry Licensing Board, and meet the following requirements:

623 (1) Successfully pass a board approved examination with a minimum score of 70;

624 (2) Have completed at least one year of full-time experience performing low voltage  
625 wiring in general low voltage systems under the direct supervision of a licensed Low  
626 Voltage Class LV-U, LV-A, LV-T, or LV-G Contractor or another state equivalent  
627 contractor, which experience shall have been obtained within six years immediately  
628 preceding the date of application, and which shall include:

629 (A) The installation, alteration, service, or repair of power limited low voltage  
630 electrical systems, including, but not limited to, intercom, public address, and sound  
631 systems, residential and commercial low voltage audio systems, low voltage lighting  
632 systems, including associated controls, transformers, and power supplies, and other  
633 general power limited low voltage wiring systems that do not constitute alarm or  
634 telecommunications systems; or

635 (B) Completion of coursework in electronics or low voltage systems through an  
636 accredited technical college, university, or certificate program shall be credited toward  
637 the experience requirement for low voltage general (LV-G), based on the actual  
638 instructional time completed, up to a maximum of six months;

- 639 (3) Submit a signed affidavit from the supervising Low Voltage Class LV-U, LV-A,  
640 LV-T, or LV-G contractor(s), attesting to the applicant's completion of the experiential  
641 requirements set forth in this subsection; and
- 642 (4) Submit at least one secure and verifiable document, as defined in Code Section  
643 50-36-2, establishing the applicant's identity, an affidavit verifying lawful presence in the  
644 United States pursuant to Code Section 50-36-1, and any required immigration  
645 documentation for noncitizen applicants.
- 646 (i) Any individual seeking to obtain a state-wide Low Voltage Contractor Class LV-T  
647 license under the provisions of this chapter shall file a completed application with the  
648 division on a form prescribed by the division, pay the required fees established by the State  
649 Construction Industry Licensing Board, and meet the following requirements:
- 650 (1) Successfully pass a board approved examination with a minimum score of 70;  
651 (2) Have completed a minimum of three years of full-time experience performing low  
652 voltage wiring under the direct supervision of a licensed Low Voltage Class LV-U  
653 Contractor, a licensed Low Voltage Class LV-T Contractor, another state equivalent  
654 contractor, or the general manager of a tier 2 local exchange company, as defined in Code  
655 Section 46-5-162, regardless of whether such general manager holds a Low Voltage Class  
656 LV-U or LV-T Contractor license, which experience shall have been obtained within six  
657 years immediately preceding the date of application and includes:
- 658 (A) At least one year of full-time experience performing low voltage wiring in general  
659 low voltage systems. Qualifying experience under this subsection shall include the  
660 installation, alteration, service, or repair of power limited low voltage electrical  
661 systems, including, but not limited to:
- 662 (i) Intercom, public address, and sound systems;  
663 (ii) Residential and commercial low voltage audio systems;  
664 (iii) Low voltage lighting systems, including associated controls, transformers, and  
665 power supplies; and

666 (iv) Other general power limited low voltage wiring systems that do not constitute  
667 alarm or telecommunications systems; or

668 (B) At least two years of full-time experience performing low voltage wiring in  
669 telecommunications. Qualifying experience under this subsection may include work  
670 involving installation, configuration, testing, administration, management, maintenance,  
671 or repair of low voltage telecommunications systems, including, but not limited to, the  
672 following:

673 (i) Telecommunications and communications systems, including voice and data  
674 systems such as plain old telephone service, Voice over Internet Protocol,  
675 telecommunications equipment connections, terminations, cross-connects, patching,  
676 and related infrastructure;

677 (ii) Audio, video, and security systems, including residential and commercial audio  
678 and video systems, video surveillance systems, intercom systems, public address  
679 systems, access control systems, and power over ethernet based systems;

680 (iii) Networked and wireless systems, including residential and commercial Wi-Fi  
681 systems, local area or home area network based systems, internet protocol networking  
682 equipment such as routers, switches, hubs, and related devices, and distributed  
683 antenna systems for voice and data communications; and

684 (iv) Fiber optic, commercial wireless, and other communications systems, including  
685 fiber optic system installation, termination, testing, and management; commercial  
686 wireless systems such as cellular and private communications systems, and  
687 proprietary, specialized, or otherwise unregulated communications systems within the  
688 scope of low voltage work; or

689 (C) Completion of coursework in electronics or low voltage systems through an  
690 accredited technical college, university, or certificate program shall be credited toward  
691 the experience requirement for low voltage general (LV-G), based on the actual  
692 instructional time completed, up to a maximum of six months;

- 693 (3) Submit a signed affidavit from the supervising Low Voltage Class LV-U or LV-T  
694 contractor(s), or the general manager of a tier 2 local exchange company, as defined in  
695 Code Section 46-5-162, regardless of whether such general manager holds a Low Voltage  
696 Class LV-U or LV-T Contractor license, attesting to the applicant's completion of the  
697 experiential requirements set forth in this subsection; and
- 698 (4) Submit at least one secure and verifiable document, as defined in Code Section  
699 50-36-2, establishing the applicant's identity, an affidavit verifying lawful presence in the  
700 United States pursuant to Code Section 50-36-1, and any required immigration  
701 documentation for noncitizen applicants.
- 702 (j) Any individual seeking to obtain a state-wide Low Voltage Contractor Class LV-A  
703 license under the provisions of this chapter shall file a completed application with the  
704 division on a form prescribed by the division, shall pay the required fees established by the  
705 State Construction Industry Licensing Board, and shall meet the following requirements:
- 706 (1) Successfully pass a board approved examination with a minimum score of 70;  
707 (2) Have completed a minimum of three years of full-time experience performing low  
708 voltage wiring under the direct supervision of a licensed Low Voltage Class LV-U or  
709 LV-A Contractor, or another state equivalent contractor, which experience shall have  
710 been obtained within six years immediately preceding the date of application and  
711 includes:
- 712 (A) At least one year of full-time experience performing low voltage wiring in general  
713 systems. Qualifying experience under this subsection shall include the installation,  
714 alteration, service, or repair of power limited low voltage electrical systems, including,  
715 but not limited to:
- 716 (i) Intercom, public address, and sound systems;  
717 (ii) Residential and commercial low voltage audio systems;  
718 (iii) Low voltage lighting systems, including associated controls, transformers, and  
719 power supplies; and

- 720 (iv) Other general power limited low voltage wiring systems that do not constitute  
721 alarm or telecommunications systems;
- 722 (B) At least two years of full-time experience performing low voltage wiring in alarm  
723 systems. Qualifying experience under this paragraph shall include work involving the  
724 installation, configuration, testing, administration, management, maintenance, or repair  
725 of the following alarm systems and related technologies:
- 726 (i) Life safety alarm systems, including any alarm system designed, intended, or  
727 configured to transmit life safety related alarm events to a central monitoring station  
728 or other supervising entity;
- 729 (ii) Alarm system communication pathways, including the utilization of approved and  
730 recognized transmission methods such as analog telephone lines, cellular networks,  
731 internet based protocols, Voice over Internet Protocol, or other comparable  
732 communication technologies; and
- 733 (iii) Alarm system planning and lifecycle activities, including the planning, design,  
734 engineering, installation, programming, testing, inspection, servicing, repair, and  
735 ongoing maintenance of proprietary or open-source alarm systems; and
- 736 (C) Completion of coursework in electronics or low voltage systems through an  
737 accredited technical college, university, or certificate program shall be credited toward  
738 the experience requirement for low voltage general (LV-G), based on the actual  
739 instructional time completed, up to a maximum of six months;
- 740 (3) Submit a signed affidavit from the supervising Low Voltage Class LV-U or LV-A  
741 contractor(s) attesting to the applicant's completion of the experiential requirements set  
742 forth in this subsection; and
- 743 (4) Submit at least one secure and verifiable document, as defined in Code Section  
744 50-36-2, establishing the applicant's identity, an affidavit verifying lawful presence in the  
745 United States pursuant to Code Section 50-36-1, and any required immigration  
746 documentation for noncitizen applicants.

747 (k) Any individual seeking to obtain a state-wide Low Voltage Contractor Class LV-U  
748 license under the provisions of this chapter shall file a completed application with the  
749 division on a form prescribed by the division, shall pay the required fees established by the  
750 State Construction Industry Licensing Board, and shall meet the following requirements:

751 (1) Successfully pass a board approved examination with a minimum score of 70;  
752 (2) Have completed a minimum of four years of full-time experience performing low  
753 voltage wiring under the direct supervision of a licensed Low Voltage Class LV-U  
754 Contractor, another state equivalent contractor, or the general manager of a tier 2 local  
755 exchange company, as defined in Code Section 46-5-162, regardless of whether such  
756 general manager holds a Low Voltage Class LV-U Contractor license, which experience  
757 shall have been obtained within six years immediately preceding the date of application,  
758 and also includes:

759 (A) At least one year of full-time experience performing low voltage wiring in general  
760 systems. Qualifying experience under this subsection shall include the installation,  
761 alteration, service, or repair of power limited low voltage electrical systems, including,  
762 but not limited to:

763 (i) Intercom, public address, and sound systems;  
764 (ii) Residential and commercial low voltage audio systems;  
765 (iii) Low voltage lighting systems, including associated controls, transformers, and  
766 power supplies; and  
767 (iv) Other general power limited low voltage wiring systems that do not constitute  
768 alarm or telecommunications systems;

769 (B) At least one year of full-time experience performing low voltage wiring in  
770 telecommunications. Qualifying experience under this paragraph shall include work  
771 involving installation, configuration, testing, administration, management, maintenance,  
772 or repair of low voltage telecommunications systems, including, but not limited to, the  
773 following:

- 774 (i) Telecommunications and communications systems, including voice and data  
775 systems such as plain old telephone service, Voice over Internet Protocol,  
776 telecommunications equipment connections, terminations, cross-connects, patching,  
777 and related infrastructure;
- 778 (ii) Audio, video, and security systems, including residential and commercial audio  
779 and video systems, video surveillance systems, intercom systems, public address  
780 systems, access control systems, and Power over Ethernet based systems;
- 781 (iii) Networked and wireless systems, including residential and commercial Wi-Fi  
782 systems, local area or home area network based systems, Internet Protocol  
783 networking equipment such as routers, switches, hubs, and related devices, and  
784 distributed antenna systems for voice and data communications; and
- 785 (iv) Fiber optic, commercial wireless, and other communications systems, including  
786 fiber optic system installation, termination, testing, and management; commercial  
787 wireless systems such as cellular and private communications systems; and  
788 proprietary, specialized, or otherwise unregulated communications systems within the  
789 scope of low voltage work;
- 790 (C) At least two years of full-time experience performing low voltage wiring in alarm  
791 systems. Qualifying experience under this paragraph shall include work involving the  
792 installation, configuration, testing, administration, management, maintenance, or repair  
793 of the following alarm systems and related technologies:
- 794 (i) Life safety alarm systems, including any alarm system designed, intended, or  
795 configured to transmit life safety related alarm events to a central monitoring station  
796 or other supervising entity;
- 797 (ii) Alarm system communication pathways, including the utilization of approved and  
798 recognized transmission methods such as analog telephone lines, cellular networks,  
799 internet based protocols, Voice over Internet Protocol, or other comparable  
800 communication technologies; and

801 (iii) Alarm system planning and lifecycle activities, including the planning, design,  
802 engineering, installation, programming, testing, inspection, servicing, repair, and  
803 ongoing maintenance of proprietary or open-source alarm systems; and  
804 (D) Completion of coursework in electronics or low voltage systems through an  
805 accredited technical college, university, or certificate program shall be credited toward  
806 the experience requirement for low voltage general (LV-G), based on the actual  
807 instructional time completed, up to a maximum of six months;  
808 (3) Submit a signed affidavit from the supervising Low Voltage Contractor Class LV-U,  
809 or the general manager of a tier 2 local exchange company, as defined in Code Section  
810 46-5-162, regardless of whether such general manager holds a Low Voltage Class LV-U  
811 Contractor license, attesting to the applicant's completion of the experiential requirements  
812 set forth in this paragraph; and  
813 (4) Submit at least one secure and verifiable document, as defined in Code Section  
814 50-36-2, establishing the applicant's identity, an affidavit verifying lawful presence in the  
815 United States pursuant to Code Section 50-36-1, and any required immigration  
816 documentation for noncitizen applicants.  
817 (l) An application for a license under this Code section shall constitute express consent and  
818 authorization for the Secretary of State or his or her representative to perform a criminal  
819 background check. Each applicant who submits an application to the Secretary of State for  
820 licensure agrees to provide the Secretary of State with any and all information necessary  
821 to run a criminal background check, including, but not limited to, classifiable sets of  
822 fingerprints. The applicant shall be responsible for all fees associated with the performance  
823 of such background check.  
824 (m) The decision of the division regarding the qualifications of licensure shall, in the  
825 absence of fraud, be conclusive. All individuals, individuals serving as partners in  
826 partnerships, applicants for limited liability companies, or applicants for corporations

827 desiring to engage in the vocation of low voltage contracting shall be licensed under this  
828 Code section before engaging in such vocation.

829 (n) Any person or entity violating this Code section shall be subject to discipline and  
830 penalties as provided in this chapter, including, but not limited to, license denial,  
831 suspension, revocation, administrative fines, injunction, or any other lawful enforcement  
832 action authorized by the division.

833 43-14-10.

834 (a) As used in this Code section, the term 'division' means the Division of Utility  
835 Contractors.

836 (b)(1) No person shall engage in utility contracting unless such person has a valid license  
837 issued by the division.

838 (2) A person that is not licensed as a utility contractor shall be prohibited from  
839 advertising in any manner that such person is in the business or profession of utility  
840 contracting unless the work is performed by a licensed electrical contractor.

841 (c) The division shall certify all applicants for licensure under this Code section who  
842 satisfy the requirements in this Code section.

843 (d) Any utility contractor holding a valid utility contractor's license under this chapter shall  
844 be authorized to bid for and perform work on any utility system in this state without  
845 obtaining a license under Chapter 41 of this title. It shall be unlawful for the owner of a  
846 utility system or anyone soliciting work to be performed on a utility system to refuse to  
847 allow a utility contractor holding a valid utility contractor's license under this chapter to bid  
848 for or perform work on a utility system on the basis that such contractor does not hold a  
849 license under Chapter 41 of this title.

850 (e) Any company which holds a valid utility contractor's license shall be qualified to  
851 construct, alter, or repair any plumbing system which extends from the property line up to  
852 but not within five feet of any building, structure, or conveyance, regardless of the cost or

853 depth of any such plumbing system; provided, however, that only persons who hold a valid  
854 license to engage in plumbing under this chapter shall be qualified to construct, alter, or  
855 repair any plumbing system within five feet of any building, structure, or conveyance.

856 (f)(1) No sole proprietorship, partnership, or corporation shall have the right to engage  
857 in the business of utility contracting unless:

858 (A) Such business holds a utility contractor license; and

859 (B) There is regularly connected with such business a person or persons who hold a  
860 valid utility manager certificate issued under this chapter, and such utility manager must  
861 be actively engaged in the performance of such business on a full-time basis and must  
862 oversee the utility contracting work of all employees of the business.

863 (2) If a sole proprietorship, partnership, or corporation has more than one permanent  
864 office, then each permanent office shall be registered with the division and at least one  
865 person who holds a valid utility manager certificate issued under this chapter shall be  
866 stationed in each office on a full-time basis and shall oversee the utility contracting work  
867 of all employees of that office.

868 (3) The requirements of this Code section shall not prevent any person holding a valid  
869 license issued by the State Construction Industry Licensing Board, or any division  
870 thereof, pursuant to this chapter, from performing any work defined in the Code section  
871 or sections under which the license held by said person was issued.

872 (g) Any corporation, partnership, or sole proprietorship desiring to qualify for and be  
873 issued a utility contractor license under the provisions of this Code section shall file an  
874 application with the division on a form prescribed by the division, pay the application fee  
875 established by the State Construction Industry Licensing Board, and meet the following  
876 requirements:

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

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

879 (B) The place and date such partnership was formed, or such corporation was  
880 incorporated;

881 (C) The address of each permanent office location of the business registered with the  
882 division, defined under this article as a place of business where utility contracting is  
883 undertaken from in terms of bid or proposed acquisition, procurement, utility  
884 construction, is not a temporary structure, has permanent utilities installed, and has been  
885 in service for a period of more than three years;

886 (D) The name and certification number of the qualifying utility manager holding a  
887 current utility manager certificate issued under this chapter who is employed at each  
888 permanent office location of the business from which utility contracting is performed;  
889 and

890 (E) If the applicant operates more than one permanent office location, the name of the  
891 qualifying utility manager holding a current utility manager certificate issued under this  
892 chapter who is employed on a full-time basis at each permanent office location of the  
893 business from which utility contracting is performed; and

894 (2) Submit a written safety policy that meets the minimum standards established by the  
895 board and the United States Department of Labor Occupational Safety and Health  
896 Administration.

897 (h) An application for licensure under this Code section shall constitute express consent  
898 and authorization for the Secretary of State or his or her representative to perform a  
899 criminal background check. Each applicant who submits an application to the Secretary  
900 of State for licensure or a permit agrees to provide the Secretary of State with any and all  
901 information necessary to run a criminal background check, including, but not limited to,  
902 classifiable sets of fingerprints. The applicant shall be responsible for all fees associated  
903 with the performance of such background check.

904 (i) The decision of the division as to the qualifications of applicants shall, in the absence  
905 of fraud, be conclusive.

906 (j) It shall be the duty of the utility manager certificate holders and the licensed utility  
907 contractor to notify the division, in accordance with board rules, of the severance of  
908 connection between such utility contractor and the utility manager certificate holder or  
909 holders upon whom the qualification of the utility contractor rested.

910 (k) In the event that a licensed utility contractor temporarily does not have employed a  
911 utility manager certificate holder to oversee its utility contracting work, upon notice by  
912 such utility contractor to the division within seven days following the last day of  
913 employment of the utility manager certificate holder, the division shall grant the utility  
914 contractor a 90 day grace period in which to employ a utility manager certificate holder to  
915 oversee its utility contracting work before any action may be taken by the division to  
916 revoke the utility contractor's license. The division may, at its discretion, upon application  
917 by the utility contractor showing good cause, grant one additional 90 day grace period.  
918 Grace periods totaling not more than 180 days may be granted during any two-year period.  
919 Failure to have employed a utility manager certificate holder to oversee the utility  
920 contracting work of the utility contractor shall be grounds for the revocation or suspension  
921 of the utility contractor license after a notice of hearing.

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

925 (m) It shall be unlawful for any person to violate the provisions of Chapter 9 of Title 25  
926 applicable to utility contractors.

927 (n) Any person or entity violating this Code section shall be subject to discipline and  
928 penalties as provided in this chapter, including, but not limited to, license denial,  
929 suspension, revocation, administrative fines, injunction, or any other lawful enforcement  
930 action authorized by the division.

931 43-14-11.

932 (a) As used in this Code section, the term 'division' means the Division of Utility  
933 Contractors.

934 (b) No person shall be employed as a utility manager unless such person holds a valid  
935 utility manager certificate issued by the division.

936 (c) No utility system shall be constructed, erected, altered, or repaired unless a certified  
937 utility manager or certified utility foreman who holds a current certification is present at  
938 the job site of such construction, erection, alteration, or repair of the utility system.

939 (d) The division shall certify all applicants for certification under this Code section who  
940 satisfy the requirements of this Code section.

941 (e) Any individual seeking certification as a utility manager under the provisions of this  
942 chapter shall file a completed application with the division on a form prescribed by the  
943 division, pay the required fees established by the State Construction Industry Licensing  
944 Board, and meet the following requirements:

945 (1) Successfully pass a board approved examination with a minimum score of 70;

946 (2) Submit proof of completion of 12 hours of board approved safety training courses,  
947 which shall include eight hours of Competent Person Training for Excavations and four  
948 hours of Competent Person Training for Confined Spaces;

949 (3) Have completed a minimum of three years of full-time experience in the field,  
950 performing the construction, erection, alteration, or repair of utility systems. Such  
951 experience shall be obtained as follows:

952 (A) At least one year of full-time experience working under the supervision of a utility  
953 manager holding a valid certificate issued under this chapter, which experience shall  
954 qualify the applicant for certification as a utility foreman; and

955 (B) At least two additional years of full-time experience obtained while holding a valid  
956 utility foreman certificate issued under this chapter;

957 (4) Submit a signed affidavit from each utility manager who is employed by a utility  
958 contractor and who is or was the applicant's current or former employer, attesting to the  
959 applicant's completion of the experiential requirements set forth in this subsection.  
960 Qualifying experience under this subsection shall be obtained through a combination of  
961 roles, including, but not limited to, supervisory, construction management, or utility  
962 operations positions in the field on a utility construction project, as well as:

963 (A) Participation in the management of multiple utility construction projects, including  
964 scheduling work activities; coordinating labor, equipment, and materials; supporting  
965 field supervision; tracking productivity; and assisting with resolution of routine onsite  
966 issues during the course of the construction project;

967 (B) Involvement in administering scopes of work or construction contracts; managing  
968 risks related to utility conflicts, permitting, inspections, traffic control, and public  
969 safety; and ensuring compliance with Occupational Safety and Health Administration  
970 requirements and applicable federal, state, and local regulations;

971 (C) Implementation and enforcement of safety procedures, including excavation,  
972 trenching, and confined space entry requirements; participation in safety programs,  
973 conducting or participating in daily job safety analyses and safety meetings, reporting  
974 incidents, near misses, and hazards; and ensuring proper use of required personal  
975 protective equipment;

976 (D) Supervision or lead responsibility for utility personnel, including training,  
977 assigning duties, evaluating performance, monitoring safe operation of equipment, and  
978 administering discipline in accordance with established policies;

979 (E) Assisting with review of construction plans, utility maps, and job specifications;  
980 identifying underground and overhead utilities; verifying permits, locates, and  
981 clearances; and coordinating activities with project managers, engineers, inspectors, and  
982 utility representatives;

- 983 (F) Assisting with planning crew assignments, equipment needs, and work schedules;  
984 coordinating material delivery and staging; inspecting materials and equipment for  
985 damage or irregularities; reporting findings; and participating in the proper use and  
986 routine maintenance of heavy equipment;
- 987 (G) Participating in the installation of water, sewer, gas, electrical, and  
988 telecommunications utility systems installed on a fee-for-service basis, including  
989 bedding, backfill, compaction, and erosion and sediment control measures, in  
990 accordance with project specifications and utility standards;
- 991 (H) Inspecting work for compliance with plans and specifications under supervision;  
992 assisting with daily logs, production reports, and as-built documentation; and  
993 documenting utility locations and field changes; and
- 994 (I) Communicating job site conditions, safety concerns, and work progress to a  
995 supervising Utility Foreman or Utility Manager; and
- 996 (5) Submit at least one secure and verifiable document, as defined in Code Section  
997 50-36-2, establishing the applicant's identity, and submit an affidavit verifying lawful  
998 presence in the United States pursuant to Code Section 50-36-1, together with any  
999 required immigration documentation for noncitizen applicants.
- 1000 (f) Application for a license under this Code section shall constitute express consent and  
1001 authorization for the Secretary of State or his or her representative to perform a criminal  
1002 background check. Each applicant who submits an application to the Secretary of State for  
1003 licensure agrees to provide the Secretary of State with any and all information necessary  
1004 to run a criminal background check, including, but not limited to, classifiable sets of  
1005 fingerprints. The applicant shall be responsible for all fees associated with the performance  
1006 of such background check.
- 1007 (g) An applicant may request an oral administration of the examination.
- 1008 (h) The decision of the division regarding the qualifications of licensure shall, in the  
1009 absence of fraud, be conclusive.

1010 (i) Any person or entity violating this Code section shall be subject to discipline and  
1011 penalties as provided in this chapter, including, but not limited to, license denial,  
1012 suspension, revocation, administrative fines, injunction, or any other lawful enforcement  
1013 action authorized by the division.

1014 43-14-12.

1015 (a) As used in this Code section, the term 'division' means the Division of Utility  
1016 Contractors.

1017 (b) No person shall be employed as a utility foreman unless such person holds a valid  
1018 current utility foreman certificate issued by the division.

1019 (c) The division shall certify all applicants for certification under this Code section who  
1020 satisfy the requirements of this Code section.

1021 (d) No utility system shall be constructed, erected, altered, or repaired unless a certified  
1022 utility manager or certified utility foreman who holds a current certification is present at  
1023 the job site of such construction, erection, alteration, or repair of the utility system.

1024 (e) Any individual seeking certification as a utility foreman under the provisions of this  
1025 chapter shall file an application with the division on a form prescribed by the division, pay  
1026 the required fees established by the State Construction Industry Licensing Board, and meet  
1027 the following requirements:

1028 (1) Successfully pass a board approved examination with a minimum score of 70;

1029 (2) Have completed at least one year of full-time experience in the field performing the  
1030 construction, erection, alteration, or repair of utility systems under the supervision of a  
1031 licensed Utility Manager;

1032 (3) Submit proof of completion of 12 hours of board approved safety training courses,  
1033 which shall include eight hours of Competent Person Training for Excavations and four  
1034 hours of Competent Person Training for Confined Spaces; and

1035 (4) Provide a signed affidavit by a current or former employer attesting to the completion  
1036 of experiential requirements. Each employer who oversaw the completion of projects  
1037 which satisfied the experiential requirements shall provide their own signed affidavit.  
1038 Qualifying experience under this subsection shall be obtained through a combination of  
1039 roles, including, but not limited to, crew member, lead worker, assistant foreman, utility  
1040 operations, construction support, or other field based positions, provided the work was  
1041 performed under the required supervision, and shall include:

1042 (A) Assisting with review of construction plans, utility maps, and job specifications,  
1043 identifying underground and overhead utilities, coordinating activities with project  
1044 managers, engineers, inspectors, and utility representatives, verifying permits, locates,  
1045 and clearances, and assisting with planning crew assignments, equipment needs, and  
1046 work schedules;

1047 (B) Participating in daily job safety analyses and safety meetings, performing work in  
1048 compliance with Occupational Safety and Health Administration standards and  
1049 applicable local, state, and federal regulations, including traffic control requirements,  
1050 working in properly protected trenches, participating in confined space entry activities,  
1051 using required personal protective equipment, and reporting incidents, near misses, and  
1052 hazards;

1053 (C) Assisting with supervision of utility crews, monitoring safe operation of  
1054 equipment, supporting productivity tracking and daily work coordination, and assisting  
1055 with resolution of routine onsite issues;

1056 (D) Assisting with coordination of material delivery and staging, inspecting materials  
1057 and equipment for damage or irregularities and reporting findings, and participating in  
1058 the proper use and routine maintenance of heavy equipment;

1059 (E) Participating in the installation of water, sewer, gas, electrical, and  
1060 telecommunications utility systems installed on a fee-for-service basis, including

1061 bedding, backfill, compaction, and erosion and sediment control measures, in  
1062 accordance with project specifications and utility standards;

1063 (F) Inspecting work for compliance with plans and specifications under supervision,  
1064 assisting with daily logs, production reports, as-built documentation, and documenting  
1065 utility locations and field changes; and

1066 (G) Communicating job site conditions, safety concerns, and work progress to a  
1067 supervising Utility Foreman or Utility Manager.

1068 (f) An application for a certification under this Code section shall constitute express  
1069 consent and authorization for the Secretary of State or his or her representative to perform  
1070 a criminal background check. Each applicant who submits an application to the Secretary  
1071 of State for certification agrees to provide the Secretary of State with any and all  
1072 information necessary to run a criminal background check, including, but not limited to,  
1073 classifiable sets of fingerprints. The applicant shall be responsible for all fees associated  
1074 with the performance of such background check.

1075 (g) An applicant may request an oral administration of the examination.

1076 (h) The decision of the division regarding the qualifications of licensure shall, in the  
1077 absence of fraud, be conclusive.

1078 (i) Any person or entity violating this Code section shall be subject to discipline and  
1079 penalties as provided in this chapter, including, but not limited to, license denial,  
1080 suspension, revocation, administrative fines, injunction, or any other lawful enforcement  
1081 action authorized by the division.

1082 43-14-13.

1083 (a) As used in this Code section, the term 'division' means the Division of Master Plumbers  
1084 and Journeyman.

1085 (b) No person shall engage in plumbing contracting as a Master Plumber Class I or a  
1086 Master Plumber Class II unless such person has a valid license issued by the division.

1087 (c) Notwithstanding any other provisions of this chapter, any person who holds a valid  
1088 license as a Master Plumber Class I or a Master Plumber Class II or any company which  
1089 holds a valid utility contractor license shall be qualified to construct, alter, or repair any  
1090 plumbing system which extends from the property line up to but not within five feet of any  
1091 building, structure, or conveyance, regardless of the cost or depth of any such plumbing  
1092 system; provided, however, that only persons who hold a valid license to engage in  
1093 plumbing under this chapter shall be qualified to construct, alter, or repair any plumbing  
1094 system within five feet of any building, structure, or conveyance.

1095 (d) A person that is not licensed as a Master Plumber Class I or a Master Plumber Class  
1096 II shall be prohibited from advertising in any manner that such person is in the business or  
1097 profession of plumbing contracting.

1098 (e) No partnership, limited liability company, or corporation shall have the right to engage  
1099 in the business of plumbing unless there is regularly connected with such partnership,  
1100 limited liability company, or corporation a person actively engaged in the performance of  
1101 such business on a full-time basis who has a valid license as a Master Plumber Class I or  
1102 a Master Plumber Class II; provided, however, that partners, officers, and employees of any  
1103 individual who fulfilled the licensing requirements shall continue to be authorized to  
1104 engage in the business of plumbing contracting under a license which was valid at the time  
1105 of the licensee's death for a period of 90 days from the date of such death. The division  
1106 may, at its discretion, upon application by the plumbing contractor showing good cause,  
1107 grant one additional 90 day grace period.

1108 (f) The division shall certify all applicants for licensure under this Code section who  
1109 satisfy the requirements of this Code section.

1110 (g) It shall be the duty of all partnerships, limited liability companies, and corporations  
1111 qualified under this chapter to notify the appropriate division within seven days of the  
1112 severance of connection with such partnership, limited liability company, or corporation  
1113 of any person or persons upon whom such qualification rested.

1114 (h) Application for a license under this Code section shall constitute express consent and  
1115 authorization for the Secretary of State or his or her representative to perform a criminal  
1116 background check. Each applicant who submits an application to the Secretary of State for  
1117 licensure agrees to provide the Secretary of State with any and all information necessary  
1118 to run a criminal background check, including, but not limited to, classifiable sets of  
1119 fingerprints. The applicant shall be responsible for all fees associated with the performance  
1120 of such background check.

1121 (i) The decision of the division regarding the qualifications of licensure shall, in the  
1122 absence of fraud, be conclusive.

1123 (j) Any individual seeking to be licensed as a journeyman plumber under the provisions  
1124 of this chapter shall file a completed application with the division on a form prescribed by  
1125 the division, pay the required fees established by the State Construction Industry Licensing  
1126 Board, and meet the following requirements:

1127 (1) Successfully pass a board approved examination with a minimum score of 70;

1128 (2) Have completed one year of full-time experience performing plumbing work of a  
1129 type covered by the state minimum standard plumbing code, regardless of whether such  
1130 code applied to the work in the area or at the time such work was performed by the  
1131 applicant. Qualifying experience under this paragraph shall be obtained under the  
1132 supervision of a licensed Master Plumber Class I or a Master Plumber Class II and shall  
1133 include participation in plumbing work demonstrating practical competency in the  
1134 following areas, as applicable to the scope of licensure requested and consistent with the  
1135 requirements of this paragraph:

1136 (A) Installation, maintenance, alteration, service, or repair of plumbing systems,  
1137 including potable water supply and distribution systems; sanitary, waste, storm  
1138 drainage, and venting systems; plumbing fixtures and equipment; and fuel gas piping  
1139 systems and fuel-gas-fired appliances, including piping downstream of the gas meter  
1140 or storage tank;

- 1141 (B) Plumbing system layout, pipe sizing, material selection, inspection, testing,  
1142 diagnosing, and troubleshooting of plumbing and fuel gas systems, including the  
1143 application of applicable plumbing codes, standards, and manufacturer installation  
1144 requirements, performed under appropriate supervision;
- 1145 (C) Application of safe work practices, including job site and trench safety, confined  
1146 space awareness, fall protection, lockout and tagout procedures, and the proper  
1147 selection and use of personal protective equipment;
- 1148 (D) Performance of supporting plumbing related work directly associated with the  
1149 installation, alteration, service, or repair of plumbing systems, including support of  
1150 plumbing system components, trenching, excavation, and backfilling, material handling  
1151 and staging, demolition and general labor, operation of tools or equipment commonly  
1152 used in plumbing work, assisting licensed plumbers, and installation of pipe and tubing  
1153 supports, including hangers, strut, supports, and bracing; and
- 1154 (E) Full-time employment as an estimator or project manager for a Class I or Class II  
1155 Master Plumbing Contractor, where such employment involves regular exposure to  
1156 plumbing systems, plans, specifications, and job site coordination;
- 1157 (3) Submit a signed affidavit from the licensed Master Plumber Class I or Master  
1158 Plumber Class II who supervised or otherwise oversaw the applicant's work, whether as  
1159 a current or former employer, attesting to the applicant's completion of the experiential  
1160 requirements set forth in this subsection. When the applicant's qualifying experience was  
1161 obtained under the supervision of more than one such individual, a separate signed  
1162 affidavit shall be submitted by each individual who supervised or oversaw the applicable  
1163 portion of the applicant's experience; and
- 1164 (4) Submit at least one secure and verifiable document, as defined in Code Section  
1165 50-36-2, establishing the applicant's identity, an affidavit verifying lawful presence in the  
1166 United States pursuant to Code Section 50-36-1, and any required immigration  
1167 documentation for noncitizen applicants.

1168 (k) Any individual seeking to be licensed as a Master Plumber Class I under the provisions  
1169 of this chapter shall file a completed application with the division on a form prescribed by  
1170 the division, pay the required fees established by the State Construction Industry Licensing  
1171 Board, and meet the following requirements:

1172 (1) Successfully pass the board approved examination with a minimum score of 70;

1173 (2) Have completed a minimum of four years of full-time experience in plumbing work  
1174 as would be covered by items of the Georgia State Plumbing Code, at least three years  
1175 of which shall have been performed while licensed as a Journeyman Plumber under this  
1176 chapter; provided, however, that an applicant licensed as a Journeyman Plumber under  
1177 this chapter prior to March 1, 2025, shall be required to have completed one of such four  
1178 years while licensed as a Journeyman Plumber. Qualifying experience under this  
1179 subsection shall include participation in plumbing work demonstrating practical  
1180 competency, as applicable to the scope of licensure requested and consistent with the  
1181 requirements of this paragraph. Such experience shall be obtained under the supervision  
1182 of a licensed master plumber; provided, however, that for licensure as a Statewide Master  
1183 Plumber Class I, qualifying experience shall be limited to plumbing work performed  
1184 within the restricted scope of practice applicable to a Master Plumber Class I, as defined  
1185 in this chapter. Such qualifying experience includes, but is not limited to:

1186 (A) Installation, maintenance, alteration, service, or repair of plumbing systems,  
1187 including potable water supply and distribution systems, sanitary, waste, storm  
1188 drainage, and venting systems, plumbing fixtures and equipment, and fuel gas piping  
1189 systems and fuel-gas-fired appliances, including piping downstream of the gas meter  
1190 or storage tank, and piping downstream of any municipal or county water meter from  
1191 the point of service connection and extending into and throughout the building or  
1192 structure served;

1193 (B) Plumbing system layout, pipe sizing, material selection, inspection, testing,  
1194 diagnosing, and troubleshooting of plumbing and fuel gas systems, including the

1195 application of applicable plumbing codes, standards, and manufacturer installation  
1196 requirements, performed under appropriate supervision;  
1197 (C) Application of safe work practices, including job site and trench safety, confined  
1198 space awareness, fall protection, lockout and tagout procedures, and the proper  
1199 selection and use of personal protective equipment;  
1200 (D) Performance of supporting plumbing related work directly associated with the  
1201 installation, alteration, service, or repair of plumbing systems, including support of  
1202 plumbing system components; trenching, excavation, and backfilling; material handling  
1203 and staging, demolition and general labor, operation of tools or equipment commonly  
1204 used in plumbing work, assisting licensed plumbers, and installation of pipe and tubing  
1205 supports, including hangers, strut, supports, and bracing; and  
1206 (E) Full-time employment as an estimator or project manager for a Master Plumber  
1207 Class I or Master Plumber Class II, where such employment involves regular exposure  
1208 to plumbing systems, plans, specifications, and job site coordination;  
1209 (3) Submit a signed affidavit from any licensed Master Plumber Class I or Master  
1210 Plumber Class II who supervised or otherwise oversaw the applicant's work, whether as  
1211 a current or former employer, attesting to the applicant's completion of the primary  
1212 experiential requirements set forth in this subsection. When the applicant's qualifying  
1213 full-time experience was obtained under the supervision of more than one such  
1214 individual, a separate signed affidavit shall be submitted by each individual who  
1215 supervised or oversaw the applicable portion of the applicant's experience; and  
1216 (4) Submit at least one secure and verifiable document, as defined in Code Section  
1217 50-36-2, establishing the applicant's identity, an affidavit verifying lawful presence in the  
1218 United States pursuant to Code Section 50-36-1, and any required immigration  
1219 documentation for noncitizen applicants.  
1220 (l) Any individual seeking to be licensed as a Master Plumber Class II under the provisions  
1221 of this chapter shall file a completed application with the division on a form prescribed by

1222 the division, pay the required fees established by the State Construction Industry Licensing  
1223 Board, and meet the following requirements:

1224 (1) Successfully pass the board approved examination with a minimum score of 70;

1225 (2) Have completed a minimum of five years of full-time experience in plumbing work  
1226 as would be covered by items of the state minimum standard plumbing code, with at least  
1227 four of the five years being licensed as a Journeyman Plumber; provided, however, that  
1228 an applicant licensed as a Journeyman Plumber under this chapter prior to March 1, 2025,  
1229 shall be required to have completed two of such five years while licensed as a  
1230 Journeyman Plumber. Qualifying experience under this subsection shall include  
1231 participation in plumbing work demonstrating practical competency in the following  
1232 areas, as applicable to the scope of licensure requested and consistent with the  
1233 requirements of this paragraph. Such experience shall be obtained under the supervision  
1234 of a licensed master plumber; provided, however, that for licensure as a Master Plumber  
1235 Class II, not less than two years of the required experience shall have been obtained  
1236 performing plumbing work within the unrestricted scope of practice applicable to a  
1237 Master Plumber Class II, as defined in this chapter:

1238 (A) Participation in the installation, maintenance, alteration, service, or repair of  
1239 plumbing systems, including potable water supply and distribution systems, sanitary,  
1240 waste, storm drainage, and venting systems, plumbing fixtures and equipment, and fuel  
1241 gas piping systems and fuel-gas-fired appliances, including piping downstream of the  
1242 gas meter or storage tank, and piping downstream of any municipal or county water  
1243 meter from the point of service connection and extending into and throughout the  
1244 building or structure served;

1245 (B) Involvement in plumbing system layout, pipe sizing, material selection, and  
1246 installation methods, performed under appropriate supervision where required;

1247 (C) Participation in the inspection, testing, troubleshooting, and correction of plumbing  
1248 and fuel gas systems, including verification of system performance and compliance  
1249 with applicable plumbing codes, standards, and manufacturer installation requirements;  
1250 (D) Implementation and application of safe work practices, including job site and  
1251 trench safety, confined space awareness, fall protection, lockout and tagout procedures,  
1252 and the proper selection and use of personal protective equipment; and  
1253 (E) Supervision or lead responsibility for plumbing personnel, including training,  
1254 assignment of duties, oversight of work quality, and enforcement of safety and code  
1255 compliance requirements;

1256 (3) Submit a signed affidavit from any licensed Master Plumber Class I or Master  
1257 Plumber Class II who supervised or otherwise oversaw the applicant's work, whether as  
1258 a current or former employer, attesting to the applicant's completion of the primary  
1259 experiential requirements set forth in this subsection. When the applicant's qualifying  
1260 experience was obtained under the supervision of more than one such individual, a  
1261 separate signed affidavit shall be submitted by each individual who supervised or  
1262 oversaw the applicable portion of the applicant's experience; and

1263 (4) Submit at least one secure and verifiable document, as defined in Code Section  
1264 50-36-2, establishing the applicant's identity, an affidavit verifying lawful presence in the  
1265 United States pursuant to Code Section 50-36-1, and any required immigration  
1266 documentation for noncitizen applicants.

1267 (m) Any person or entity violating this Code section shall be subject to discipline and  
1268 penalties as provided in this chapter, including, but not limited to, license denial,  
1269 suspension, revocation, administrative fines, injunction, or any other lawful enforcement  
1270 action authorized by the division.

1271 43-14-14.

1272 (a) As used in this Code section, the term 'division' means the Division of Conditioned Air  
1273 Contractors.

1274 (b) No person shall engage in conditioned air contracting unless such person has a valid  
1275 license issued by the division.

1276 (c) The division shall certify all applicants for licensure under this Code section who  
1277 satisfy the requirements of this Code section.

1278 (d) A person that is not licensed as a conditioned air contractor shall be prohibited from  
1279 advertising in any manner that such person is in the business or profession of a conditioned  
1280 air contractor unless the work is performed by a licensed conditioned air contractor.

1281 (e) No partnership, limited liability company, or corporation shall have the right to engage  
1282 in the business of conditioned air contracting unless there is regularly connected with such  
1283 partnership, limited liability company, or corporation a person or persons actively engaged  
1284 in the performance of such business on a full-time basis who have valid licenses issued to  
1285 them as provided for in this chapter; provided, however, that partners, officers, and  
1286 employees of the individual who fulfilled the licensing requirements shall continue to be  
1287 authorized to engage in the business of conditioned air contracting under a license which  
1288 was valid at the time of the licensee's death for a period of 90 days from the date of such  
1289 death. The division may, at its discretion, upon application by the conditioned air  
1290 contractor showing good cause, grant one additional 90 day grace period.

1291 (f) Partnerships, limited liability companies, or corporations having more than one office  
1292 location from which conditioned air contracting is performed shall have at least one person  
1293 stationed in each branch office of such partnership, limited liability company, or  
1294 corporation who is engaged in the performance of conditioned air contracting on a full-time  
1295 basis who is supervising the installation, repair, alteration, and service work of air  
1296 conditioning and heating systems of all employees of such branch office locations; and who  
1297 has a valid license issued as provided in this Code section.

1298 (g) It shall be the duty of all partnerships, limited liability companies, and corporations  
1299 qualified under this chapter to notify the appropriate division within seven days of the  
1300 severance of connection with such partnership, limited liability company, or corporation  
1301 of any person or persons upon whom such qualification rested.

1302 (h) Any individual seeking to be licensed as a Conditioned Air Contractor Class I under  
1303 the provisions of this chapter shall file a completed application with the division on a form  
1304 prescribed by the division, pay the required fees established by the State Construction  
1305 Industry Licensing Board, and meet the following requirements:

1306 (1) Successfully pass a board approved examination with a minimum score of 70;

1307 (2) Have completed a minimum of years of full-time experience performing conditioned  
1308 air work of a type covered by the state minimum standard codes, regardless of whether  
1309 such code applied to the work in the area or at the time such work was performed by the  
1310 applicant;

1311 (A) Qualifying experience under this subsection shall consist of two years of  
1312 residential installation experience as a lead mechanic, one year as a service technician,  
1313 one year of residential supervisory experience; and

1314 (B) An applicant shall receive credit toward the experience requirements of this section  
1315 based on the actual instructional time completed in relevant coursework, meaning  
1316 coursework directly related to the scope of licensure requested, provided that such  
1317 credit shall not exceed two years for completion of a technical school or technical  
1318 college diploma program in air conditioning technology, engineering, or engineering  
1319 technology from an institution accredited by an accrediting body recognized by the  
1320 division, or one year for completion of a vocational-technical school certificate program  
1321 from an institution accredited by an accrediting body recognized by the division;

1322 (3) Submit a signed affidavit from any licensed architect, licensed professional engineer,  
1323 public building official or building inspector, or licensed conditioned air contractor who  
1324 directly supervised or otherwise oversaw the applicant's work, whether as a current or

1325 former employer, attesting to the applicant's completion of the experiential requirements  
1326 set forth in this Code section. When the applicant's qualifying experience was obtained  
1327 under the supervision of more than one such individual, a separate signed affidavit shall  
1328 be submitted by each individual who supervised or oversaw the applicable portion of the  
1329 applicant's experience;

1330 (4) Complete the Type II Federal Environmental Protection Agency Section 608  
1331 Technician Certification;

1332 (5) Complete a board approved heat loss and gain and duct design course; and

1333 (6) Submit at least one secure and verifiable document, as defined in Code Section  
1334 50-36-2, establishing the applicant's identity, and submit an affidavit verifying lawful  
1335 presence in the United States pursuant to Code Section 50-36-1, together with any  
1336 required immigration documentation for noncitizen applicants.

1337 (i) Any individual seeking to be licensed as a Conditioned Air Contractor Class II under  
1338 the provisions of this chapter shall file a completed application with the division on a form  
1339 prescribed by the division, pay the required fees established by the State Construction  
1340 Industry Licensing Board, and meet the following requirements:

1341 (1) Successfully pass a board approved examination with a minimum score of 70;

1342 (2)(A) Have completed a minimum of five years of full-time experience performing  
1343 conditioned air work covered by the state minimum standard codes, regardless of  
1344 whether such code applied to the work in the area or at the time such work was  
1345 performed by the applicant. Qualifying experience under this subsection shall consist  
1346 of two years of commercial supervisory experience, one year as a service technician or  
1347 service supervisor, and two years of installation as a lead mechanic with at least one of  
1348 the years being commercial only, installing conditioned air systems that exceed a net  
1349 175,000 BTU of heating and 60,000 BTU of cooling.

1350 (B) An applicant shall receive credit toward the experience requirements of this Code  
1351 section based on the actual instructional time completed in relevant coursework,

1352 meaning coursework directly related to the scope of licensure requested, provided that  
1353 such credit shall not exceed two years for completion of a technical school or technical  
1354 college diploma program in air conditioning technology, engineering, or engineering  
1355 technology from an institution accredited by an accrediting body recognized by the  
1356 division, or one year for completion of a vocational-technical school certificate program  
1357 from an institution accredited by an accrediting body recognized by the division;  
1358 (3) Submit a signed affidavit from a licensed architect, licensed professional engineer,  
1359 public building official or building inspector, or licensed conditioned air contractor who  
1360 directly supervised or otherwise oversaw the applicant's work, whether as a current or  
1361 former employer, attesting to the applicant's completion of the experiential requirements  
1362 set forth in this subsection. When the applicant's qualifying experience was obtained  
1363 under the supervision of more than one such individual, a separate signed affidavit shall  
1364 be submitted by each individual who supervised or oversaw the applicable portion of the  
1365 applicant's experience;  
1366 (4) Complete the Type II and Type III Federal Environmental Protection Agency Section  
1367 608 Technician Certification;  
1368 (5) Complete a board approved heat loss and gain and duct design course; and  
1369 (6) Submit at least one secure and verifiable document, as defined in Code Section  
1370 50-36-2, establishing the applicant's identity, an affidavit verifying lawful presence in the  
1371 United States pursuant to Code Section 50-36-1, and any required immigration  
1372 documentation for noncitizen applicants.  
1373 (j) Application for a license under this Code section shall constitute express consent and  
1374 authorization for the Secretary of State or his or her representative to perform a criminal  
1375 background check. Each applicant who submits an application to the Secretary of State  
1376 for licensure agrees to provide the Secretary of State with any and all information  
1377 necessary to run a criminal background check, including, but not limited to, classifiable

1378 sets of fingerprints. The applicant shall be responsible for all fees associated with the  
1379 performance of such background check.

1380 (k) The decision of the division regarding the qualifications of licensure shall, in the  
1381 absence of fraud, be conclusive. All individuals, individuals serving as partners in  
1382 partnerships, applicants for limited liability companies, or applicants for corporations  
1383 desiring to engage in conditioned air contracting shall be licensed under this Code section  
1384 before engaging in such vocation and business, including at the local level.

1385 (l) Any person or entity violating this Code section shall be subject to discipline and  
1386 penalties as provided in this chapter, including, but not limited to, license denial,  
1387 suspension, revocation, administrative fines, injunction, or any other lawful enforcement  
1388 action authorized by the division.

1389 43-14-15.

1390 Whenever it shall appear to a division of the board or to the executive director or to a  
1391 county or municipal inspection authority that any person is or has been violating this  
1392 chapter or any of the lawful rules, regulations, or orders of the board, the division of the  
1393 board, the local inspection authority, or the appropriate prosecuting attorney may file a  
1394 petition for an injunction in the proper superior court of this state against such person for  
1395 the purpose of enjoining any such violation. It shall not be necessary to allege or prove that  
1396 there is no adequate remedy at law. The right of injunction provided for in this Code  
1397 section shall be in addition to any other legal remedy which the board has and shall be in  
1398 addition to any right of criminal prosecution provided for by law.

1399 43-14-16.

1400 (a) Any municipal or county inspection authority which meets the standards established  
1401 by the board shall be authorized, after notice and hearing, to suspend the license or  
1402 certification, or refuse to restore a license or certification to any person or licensee upon

1403 the grounds set out in paragraph (4) of subsection (a) of Code Section 43-14-6; provided,  
1404 however, that such suspension of a license by a local inspection authority shall be  
1405 applicable only within the jurisdiction of such local authority. Any person aggrieved by  
1406 an action of a local authority shall be entitled to an appeal to the appropriate division of the  
1407 board and a hearing.

1408 (b)(1) Nothing in this Code section shall be construed to prohibit the governing authority  
1409 of any county or municipality in the state from adopting and enforcing codes at the local  
1410 level; provided, however, that no county or municipality may require any licensed  
1411 conditioned air contractor or licensed plumber who has executed and deposited a bond  
1412 as authorized in paragraph (2) of this subsection to give or furnish or execute any code  
1413 compliance bond or similar bond for the purpose of ensuring that all construction,  
1414 installation, or modifications are made or completed in compliance with the county or  
1415 municipal ordinances or building and construction codes.

1416 (2) In order to protect the public from damages arising from any work by a licensed  
1417 conditioned air contractor or licensed plumber, which work fails to comply with the  
1418 ordinances or building and construction codes adopted by any county or municipal  
1419 corporation, any such licensed conditioned air contractor or licensed plumber may  
1420 execute and deposit with the judge of the probate court in the county of his or her  
1421 principal place of business a bond in the sum of \$10,000.00. Such bond shall be a cash  
1422 bond of \$10,000.00 or executed by a surety authorized and qualified to write surety bonds  
1423 in the State of Georgia and shall be approved by the judge of the probate court. Such  
1424 bond shall be conditioned upon all work done or supervised by such licensee complying  
1425 with the provisions of any ordinances or building and construction codes of any county  
1426 or municipal corporation wherein the work is performed. Action on such bond may be  
1427 brought against the principal and surety thereon in the name of and for the benefit of any  
1428 person who suffers damages as a consequence of said licensee's work not conforming to  
1429 the requirements of any ordinances or building and construction codes; provided,

1430 however, that the aggregate liability of the surety to all persons so damaged shall in no  
1431 event exceed the sum of such bond.

1432 (3) In any case where a bond is required under this subsection, the conditioned air  
1433 contractor or plumber shall file a copy of the bond with the building official in the  
1434 political subdivision wherein the work is being performed.

1435 (4) The provisions of this subsection shall not apply to or affect any bonding  
1436 requirements involving contracts for public works as provided in Chapter 10 of Title 13.

1437 (c) Nothing in this Code section shall be construed as prohibiting or preventing a  
1438 municipality or county from fixing, charging, assessing, or collecting any license fee,  
1439 registration fee, tax, or gross receipt tax on any related business or on anyone engaged in  
1440 any related business governed by this chapter.

1441 43-14-17.

1442 (a) If a person is in violation Code Section 43-14-8, 43-14-9, 43-14-10, 43-14-13, or  
1443 43-14-14, it shall not be necessary for an investigator to observe or witness the unlicensed  
1444 person engaged illegally in the process of work or to show work in progress or work  
1445 completed in order to prove the unlawful practice of electrical contracting, low voltage  
1446 contracting, utility contracting, plumbing contracting, or conditioned air contracting, by an  
1447 unlicensed person.

1448 (b) It shall be prima-facie evidence of a violation of this chapter if any person not licensed  
1449 as a conditioned air contractor, plumbing contractor, electrical contractor, utility contractor,  
1450 or low voltage contractor advertises that such person is in the business or profession of a  
1451 conditioned air contractor, plumbing contractor, electrical contractor utility contractor, or  
1452 low voltage contractor or advertises in a manner such that the general public would believe  
1453 that such person is a licensed conditioned air contractor or in the business or profession of  
1454 a conditioned air contractor, is a licensed plumbing contractor in the business or profession  
1455 of a plumbing contractor, or is a licensed electrical contractor in the business or profession

1456 of an electrical contractor, is a licensed utility contractor in the business or profession of  
1457 a utility contractor, or is a licensed low voltage contractor in the business or profession of  
1458 a low voltage contractor. Advertising under this subsection includes, but is not limited to,  
1459 newspaper, internet, social media and digital applications, television, radio, telephone  
1460 directory listings, mailings, business cards, or signage at a place of business or attached to  
1461 a vehicle.

1462 (c) Notwithstanding the provisions of Code Section 43-1-20.1, after notice and hearing,  
1463 the board may issue a cease and desist order prohibiting any person from violating the  
1464 provisions of this chapter by engaging in the business or profession of a conditioned air  
1465 contractor, plumbing contractor, electrical contractor, or low voltage contractor without a  
1466 license as required under this chapter or by constructing, erecting, altering, or repairing a  
1467 utility system without a properly certified utility manager or properly certified utility  
1468 foreman present at the job site.

1469 (d) With respect to plumbing contracting, conditioned air contracting, low voltage  
1470 contracting, and electrical contracting, the violation of any cease and desist order of the  
1471 board issued under subsection (c) of this Code section shall subject the person violating the  
1472 order to further proceedings before the board, and the board shall be authorized to impose  
1473 a fine not to exceed \$1,500.00 for each violation thereof. Each day that a person practices  
1474 in violation of this Code section and chapter shall constitute a separate violation.

1475 (e) With respect to utility contracting, the violation of any cease and desist order of the  
1476 board issued under subsection (c) of this Code section shall subject the person violating the  
1477 order to further proceedings before the board, and the board shall be authorized to impose  
1478 a fine not to exceed \$5,000.00 for each violation thereof. Each day that a person practices  
1479 in violation of this Code section and chapter or constructs, erects, alters, or repairs a utility  
1480 system without a properly certified utility manager or properly certified utility foreman  
1481 present at such job site shall constitute a separate violation.

1482 (f) Nothing in this Code section shall be construed to prohibit the board from seeking  
1483 remedies otherwise available by statute without first seeking a cease and desist order in  
1484 accordance with the provisions of this Code section.

1485 (g) Any person violating this chapter shall be guilty of a misdemeanor and, upon  
1486 conviction thereof, shall be fined not more than \$1,000.00 or imprisoned for not more than  
1487 six months, or both.

1488 43-14-18.

1489 (a) Every person holding a license issued by a division of the board shall display it in a  
1490 conspicuous manner at his or her place of business.

1491 (b) All commercial vehicles used by licensees and certificate holders exclusively in the  
1492 daily operation of their business shall have prominently displayed thereon the company or  
1493 business registration or certificate number issued by the Secretary of State's office. Such  
1494 registration number or certificate number, or website address where such number can be  
1495 found, shall also be prominently displayed on any advertising relating to work which a  
1496 licensee or certificate holder purports to have the capacity to perform. Said registration or  
1497 certificate number shall also be printed on all invoices and proposal forms.

1498 43-14-19.

1499 (a) This chapter shall apply to all installations, alterations, and repairs of plumbing, air  
1500 conditioning and heating, or electrical or low voltage wiring or utility systems within or on  
1501 public or private buildings, structures, or premises except as otherwise provided in this  
1502 Code section.

1503 (b) Any person that holds a license issued under this chapter may engage in the business  
1504 of plumbing contracting, electrical contracting, conditioned air contracting, low voltage  
1505 contracting, or utility contracting but only as prescribed by the license, throughout the state;  
1506 and except as provided in Code Section 43-14-16, no municipality or county may require

1507 such person to comply with any additional licensing requirements imposed by such  
1508 municipality or county.

1509 (c) This chapter shall not apply to:

1510 (1) The installation, alteration, or repair of plumbing, air conditioning and heating, utility  
1511 systems, or electrical services, except low voltage wiring services, up to and including  
1512 the meters where such work is performed by and is an integral part of the system owned  
1513 or operated by a public service corporation, an electrical, water, or gas department of any  
1514 municipality in this state, a railroad company, a pipeline company, or a mining company  
1515 in the exercise of its normal function as such;

1516 (2) Low voltage wiring performed by public utilities, except that the portion of the  
1517 business of public utilities which involves the installation, alteration, repair, or service  
1518 of telecommunications systems for profit shall be covered under this chapter;

1519 (3) The installation, construction, or maintenance of power systems or  
1520 telecommunications systems for the generation or distribution of electric current  
1521 constructed under the National Electrical Safety Code, which regulates the safety  
1522 requirements of utilities; but the interior wiring regulated by the National Electrical  
1523 Safety Code shall not be exempt and must be done by an electrical contractor, except as  
1524 otherwise provided by law; provided, however, that a tier 2 local exchange company, as  
1525 defined in Code Section 46-5-162, may perform low-voltage interior wiring without  
1526 licensure as an electrical contractor solely to the extent such wiring is necessary for the  
1527 installation, maintenance, repair, or operation of its own telecommunications systems and  
1528 network infrastructure. Such work shall be performed only by employees of the tier 2  
1529 local exchange company and shall not include general electrical service work or  
1530 modification of building power distribution systems unrelated to the provider's  
1531 telecommunications systems;

- 1532 (4) Any technician employed by a municipal or county franchised community antenna  
1533 television (CATV) system or a municipally owned CATV system in the performance of  
1534 work on the system;
- 1535 (5) Regular full-time employees of an institution, manufacturer, or business who perform  
1536 plumbing, electrical, low voltage wiring, utility contracting, or conditioned air contracting  
1537 when working on the premises of their employer;
- 1538 (6) A contractor certified by the Department of Public Health to make the connection to  
1539 any on-site waste-water management system from the stub out exiting the structure to an  
1540 on-site waste-water management system;
- 1541 (7) Any employee or authorized agent of a regulated gas utility or municipally owned  
1542 gas utility while in the course and scope of such employment; or
- 1543 (8) Persons licensed as manufactured or mobile home installers by the state fire marshal  
1544 when:
- 1545 (A) Coupling the electrical connection from the service entrance panel outside the  
1546 manufactured housing to the distribution panel board inside the manufactured housing;
- 1547 (B) Connecting the exterior sewer outlets to the aboveground sewer system; or
- 1548 (C) Connecting the exterior water line to the aboveground water system.
- 1549 (d) This chapter shall not prohibit:
- 1550 (1) An individual from installing, altering, or repairing plumbing fixtures, air  
1551 conditioning and heating, air conditioning and heating fixtures, utility systems, or  
1552 electrical or low voltage wiring services in a residential dwelling owned or occupied by  
1553 such individual; provided, however, that all such work must be done in conformity with  
1554 all other provisions of this chapter, the rules and regulations of the board, and any  
1555 applicable county or municipal resolutions, ordinances, codes, or inspection  
1556 requirements;
- 1557 (2) An individual employed on the maintenance staff of a facility owned by the state or  
1558 by a county, municipality, or other political subdivision from installing, altering, or

1559 repairing plumbing, plumbing fixtures, air conditioning and heating fixtures, utility  
1560 systems, or electrical or low voltage wiring services when such work is an integral part  
1561 of the maintenance requirements of the facility; provided, however, that all such work  
1562 must be done in conformity with all other provisions of this chapter and the orders, rules,  
1563 and regulations of the board;

1564 (3) Any person from installing, altering, or repairing plumbing, plumbing fixtures, air  
1565 conditioning and heating fixtures, utility systems, or electrical or low voltage wiring  
1566 services in a farm or ranch service building or as an integral part of any irrigation system  
1567 on a farm or ranch when such system is not located within 30 feet of any dwelling or any  
1568 building devoted to animal husbandry. Nothing in this subsection shall be construed to  
1569 limit the application of any resolution, ordinance, code, or inspection requirements of a  
1570 county or municipality relating to such connections;

1571 (4) Any person from installing, altering, or repairing the plumbing component of a lawn  
1572 sprinkler system from a backflow preventer which was installed by a licensed plumber;  
1573 provided, however, that all such work must be done in conformity with all other  
1574 provisions of this chapter, the rules and regulations of the board, and ordinances of the  
1575 county or municipality; or

1576 (5) Any propane dealer that is properly insured as required by law and that holds a  
1577 liquefied petroleum gas license issued by the Safety Fire Commissioner from installing,  
1578 repairing, or servicing a propane system or the gas piping or components of such system;  
1579 provided, however, that such propane dealers shall be prohibited from performing the  
1580 installation of conditioned air systems or forced air heating systems unless licensed to do  
1581 so under this chapter.

1582 (e) Any person qualified by the Department of Transportation to perform work for the  
1583 department shall not be required to be licensed under:

1584 (1) Code Section 43-14-10 or certified under Code Sections 43-14-11 and 43-14-12 in  
1585 order to perform work for the department; or

1586 (2) Code Section 43-14-10 or certified under Code Sections 43-14-11 and 43-14-12 in  
1587 order to perform work for a county, municipality, authority, or other political subdivision  
1588 when such work is of the same nature as that for which the person is qualified when  
1589 performing department work; provided, however, that such work is not performed on a  
1590 utility system as defined in Code Section 43-14-2 for which the person receives  
1591 compensation.

1592 (f) Any person who contracts with a licensed conditioned air contractor:

1593 (1) As part of a conditioned air contract to install, alter, or repair duct systems, control  
1594 systems, or insulation is not required to hold a license from the Division of Conditioned  
1595 Air Contractors. The conditioned air contractor must retain responsibility for completion  
1596 of the contract, including any subcontracted work;

1597 (2) To perform a complete installation, alteration, or repair of a conditioned air system  
1598 must hold a valid license from the Division of Conditioned Air Contractors; or

1599 (3) To perform for or on behalf of a conditioned air contractor the installation, alteration,  
1600 or repair of the electrical, low voltage, or plumbing components of a conditioned air  
1601 system must hold a valid license from the appropriate division of the board.

1602 (g) Any utility contractor holding a valid utility contractor's license under this chapter shall  
1603 be authorized to bid for and perform work on any utility system in this state without  
1604 obtaining a license under Chapter 41 of this title. It shall be unlawful for the owner of a  
1605 utility system or anyone soliciting work to be performed on a utility system to refuse to  
1606 allow a utility contractor holding a valid utility contractor's license under this chapter to bid  
1607 for or perform work on a utility system on the basis that such contractor does not hold a  
1608 license under Chapter 41 of this title.

1609 43-14-20.

1610 (a) All licenses and certificates issued under this chapter shall be valid for a period of two  
1611 years and shall be subject to biennial renewal upon expiration.

1612 (b) All applications for renewal of a license or certificate shall be filed with the division  
1613 director prior to the expiration date, accompanied by the biennial renewal fee prescribed  
1614 by the board and certifying that all current requirements of continuing education as  
1615 determined by the board have been fulfilled.

1616 (c) Any person who fails to renew a license or certificate on or before its expiration date  
1617 may apply for late renewal during a period not to exceed 31 days immediately following  
1618 the expiration of the biennial license. Such application shall be submitted and shall include  
1619 the required renewal information and late renewal fee, as prescribed by the board.

1620 (d) Any license or certificate that is not renewed on or before its expiration date or during  
1621 the late renewal period provided in subsection (c) of this Code section shall lapse and shall  
1622 not be in good standing unless reinstated pursuant to this Code section.

1623 (e) If an application for reinstatement is submitted less than three years after the expiration  
1624 date of the license or certificate, the applicant shall submit a reinstatement application, the  
1625 required reinstatement fee, verification that the licensee or certificate holder has completed  
1626 the required continuing education requirements, and any other information, as prescribed  
1627 by the board.

1628 (f) If an application for reinstatement is submitted more than three years after the  
1629 expiration date of a license or certificate, the applicant shall, in addition to satisfying the  
1630 applicable continuing education requirements, comply with any additional requirements  
1631 prescribed by the board or the appropriate division. Such requirements may include, when  
1632 applicable to the license or certificate sought, reexamination and the submission of an  
1633 affidavit attesting that the applicant meets the applicable experience requirements.

1634 (g) Each division of the board is authorized to require individuals seeking renewal of any  
1635 license or certificate issued under this chapter to complete continuing education courses  
1636 approved by that division.

1637 (h) Each division may approve continuing education courses or programs offered within  
1638 or outside this state for licensees and certificate holders, subject to reasonable,

1639 nondiscriminatory fees. Such courses or programs shall relate to the licensed activity and  
1640 shall be offered by qualified providers in accordance with rules adopted by the board.  
1641 Courses conducted primarily to promote specific products or services shall not be  
1642 permitted.

1643 (i) Each division may waive the continuing education requirements in cases of hardship,  
1644 disability, or illness or under such other circumstances as the division deems appropriate.

1645 (j) Each division shall make all reasonable efforts to make the continuing education  
1646 offered pursuant to this Code section available online or through home study courses and  
1647 accessible at times outside of the normal work hours of those licensed by such division.

1648 (k) Continuing education hours shall not be carried forward to a subsequent renewal  
1649 period.

1650 (l) Failure to comply with the continuing education or renewal requirements of this Code  
1651 section shall render the license or certificate invalid and subject the licensee or certificate  
1652 holder to disciplinary action, including denial of renewal or revocation of the license. Such  
1653 licensee or certificate holder shall not be authorized to engage in the business or profession  
1654 for which licensed until the license or certificate is renewed or reinstated in accordance  
1655 with applicable procedures.

1656 43-14-21.

1657 (a) As used in this Code section, the term:

1658 (1) 'Discharge' means an honorable discharge or a general discharge from active military  
1659 service. Such term shall not mean a discharge under other than honorable conditions, a  
1660 bad conduct discharge, or a dishonorable discharge.

1661 (2) 'Military' means the armed forces of the United States or a reserve component of the  
1662 armed forces of the United States, including the National Guard.

1663 (b) A committee composed of the division director, members of the Governor's Office of  
1664 Workforce Development, and members of the relevant divisions of the licensing board

1665 representing the profession for which the applicant is seeking a license shall determine the  
1666 military specialties or certifications the training or experience for which substantially meets  
1667 or exceeds the requirements to obtain a license for Electrical Contractor Class I,  
1668 Journeyman Plumber, Conditioned Air Contractor Class I, or Utility Foreman. The  
1669 Governor shall designate a chairperson from among the members of the committee.

1670 (c) Any current or former member of the military may apply to the licensing board for the  
1671 expedited issuance of a license or certification based upon his or her having obtained a  
1672 military specialty or certification, the training or experience for which substantially meets  
1673 or exceeds the requirements to obtain a license or certification identified in subsection (b)  
1674 of this Code section.

1675 (d) In order to qualify under this Code section, an applicant shall make application not  
1676 later than two years after his or her discharge. The licensing board, in its discretion, may  
1677 by rule or regulation extend such two-year period for a license or certification, or class  
1678 thereof, or may extend such two-year period for an individual applicant if certain  
1679 circumstances, including, but not limited to, health, hospitalization, or other related  
1680 emergencies or exigencies, prevented the member of the military from making an  
1681 application.

1682 (e) Such application shall be in such form and shall require such documentation as the  
1683 division director shall determine. If the applicant satisfies the requirements of this Code  
1684 section, the division director shall direct the appropriate division to issue the appropriate  
1685 license, and the division shall immediately issue such license; provided, however, that the  
1686 applicant shall satisfy all financial and insurance requirements for the issuance of such  
1687 license. This Code section shall only apply to the initial issuance of a license. After the  
1688 initial issuance of a license, the licensee shall be subject to any provisions relating to the  
1689 renewal of the license applicable to all licensees.

1690 43-14-22.

1691 The board may establish a process through rules and regulations for licenses issued under  
1692 this chapter to be placed on inactive status and the qualifications necessary for such  
1693 licenses to be returned to active status; provided, however, that engaging in any conduct  
1694 that requires a license under this chapter while holding an inactive license shall be  
1695 considered an unlicensed practice and shall be prohibited.

1696 43-14-23.

1697 Each division of the board may, in its discretion, grant a license or certificate to any person  
1698 who, at the time of application, is licensed or certified in another state whose requirements  
1699 for licensure are substantially equal to the requirements for a similar license or certificate  
1700 issued under this chapter, and to grant such person full privileges to engage in equivalent  
1701 practice authorized under this chapter without requiring an examination, if applicable,  
1702 provided that:

1703 (1) The applicant has been principally engaged in the practice authorized by such license  
1704 or certificate for a period of not less than two years immediately preceding the  
1705 application;

1706 (2) The applicant submits a proper application, pays a fee in an amount established by  
1707 the board, and completes any additional safety training courses required by the board; and

1708 (3) The state in which the applicant is licensed or certified affords substantially  
1709 equivalent licensure or certification privileges to persons licensed or certified under this  
1710 chapter by the State of Georgia.

1711 43-14-24.

1712 This chapter shall be administered in accordance with Chapter 13 of Title 50, the 'Georgia  
1713 Administrative Procedure Act.'

1714

**SECTION 3.**

1715 Code Section 48-7-38 of the Official Code of Georgia Annotated, relating to deduction for  
1716 payments to classified subcontractors, disclosure of tax returns, and maintenance of list of  
1717 classified subcontractors, is amended by revising paragraph (2) of subsection (a) as follows:

1718 ~~"(2) 'Small business' shall have the same meaning as provided in Code Section 50-5-121~~  
1719 means a business which is independently owned and operated and:

1720 (A) Tier one: has ten or fewer employees or \$1 million or less in gross receipts per  
1721 year;

1722 (B) Tier two: has 100 or fewer employees or \$10 million or less in gross receipts per  
1723 year; or

1724 (C) Tier three: has 300 or fewer employees or \$30 million or less in gross receipts per  
1725 year."

1726

**SECTION 4.**

1727 All laws and parts of laws in conflict with this Act are repealed.