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Replace line 23 on page 1 with the following:

General Contractors until October 1, 2024, with certain modifications: To amend Section 34-8-7, Code of Alabama 1975, to exempt routine landscape maintenance work from the practice of general contracting.

Replace line 27 on page 1 with the following:

Licensing Board for General Contractors until October 1, 2024, with the additional recommendation for statutory change as set out in Section 3.

Replace lines 33 through 35 on page 2 with the following:

Section 3. Section 34-8-7 of the Code of Alabama 1975, is amended to read as follows:

"§34-8-7

(a) The following shall be exempted from this chapter:

(1) The practice of general contracting, as

25 defined in Section 34-8-1, by an authorized
26 representative or representatives of the United States
27 Government, State of Alabama, incorporated town, city,
28 or county in this state, which is under the
29 supervision of a licensed architect or engineer
30 provided any work contracted out by the representative
31 shall comply with the provisions of this chapter for
32 general contractor.

33 (2) The construction of any residence or
34 private dwelling.

35 (3) A person, firm, or corporation constructing
36 a building or other improvements on his, her, or its
37 own property provided that any of the work contracted
38 out complies with the definition in this chapter for
39 general contractor. A municipal governing body or
40 municipal regulatory body may not enact any ordinance
41 or law restricting or altering this exemption. Any
42 municipal ordinance or regulation that conflicts with
43 this exemption is repealed effective June 11, 2015.

44 (4) The installation, repair, maintenance, or
45 removal of facilities, equipment, or systems used in
46 or substantially related to the generation,
47 transmission, or distribution of electric power,
48 natural gas, or telecommunications in an emergency by

49 a utility regulated by the Public Service Commission,
50 or any entity engaged in the generation, transmission,
51 or distribution of electric power, natural gas, or
52 telecommunications, or any of their respective general
53 contractors or subcontractors, provided the work is
54 performed under the supervision of a licensed
55 architect or engineer. For purposes of this
56 subdivision, the term emergency is defined as a
57 situation whereby service to the consumer has been
58 interrupted or may be interrupted if work to remedy
59 the emergency is not performed and completed within 60
60 days, and such other situations that are determined to
61 be an emergency in the discretion of the board.

62 (5) The repair, maintenance, replacement,
63 reinstallation, or removal of facilities, equipment,
64 or systems used in or substantially related to the
65 generation, transmission, or distribution of electric
66 power, natural gas, or telecommunications on a
67 routine, regular, or recurring basis by a utility
68 regulated by the Public Service Commission or any
69 entity engaged in the generation, transmission, or
70 distribution of electric power, natural gas, or
71 telecommunications or any of their respective general
72 contractors or subcontractors, provided the work is

73 performed under the supervision of a licensed
74 architect or engineer.

75 (6) Routine or regular maintenance, repair,
76 replacement, reinstallation, or removal of equipment,
77 specialized technological processes, or equipment
78 facility systems as determined by the board with
79 regard to scope, frequency, and speciality of the work
80 to be performed.

81 (7) Routine landscape maintenance work that
82 includes cutting grass; trimming, replacing, and
83 removal of bushes, shrubs, and similar items; the
84 placement and removal of pine straw, mulch, bark, and
85 similar ground covers; and other routine ground
86 maintenance.

87 (b) The aforementioned exemptions shall exclude
88 a swimming pool contractor. Provided, however, a
89 person, firm, or corporation constructing a swimming
90 pool on his, her, or its own property shall be
91 exempted from this chapter.

92 (c) A subcontractor, as defined in subsection
93 (c) of Section 34-8-1, is subject to and shall comply
94 with all the provisions of this chapter as specified
95 for general contractor except as follows:

96 (1) A subcontractor shall pay one-half the fees

97 as required in this chapter for general contractor.

98 (2) No bid limits shall be established for a
99 subcontractor.

100 (3) A subcontractor shall submit with license
101 application and renewals a statement of financial
102 condition as prescribed by the board.

103 (4) A subcontractor shall furnish three
104 references from any combination of the following:
105 Licensed general contractors, registered professional
106 engineers, or registered architects, or qualified
107 person, as declared by the board, for whom they have
108 worked. If a subcontractor has only been employed by
109 one company, the subcontractor shall provide the
110 following: Three or more jobs he or she has worked on,
111 the amounts of the contracts, the time period of the
112 contracts, the location of the contracts, and a
113 statement of experience.

114 (5) A subcontractor is not required to be
115 licensed at the time a project is bid, but must be
116 licensed with the board prior to beginning work on the
117 project.

118 (6) A general contractor license and license
119 number issued by the board to subcontractors shall
120 denote subcontractor status.

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AMENDMENT TO HB193
OFFERED BY ARTHUR ORR

121 (7) A subcontractor is not required to sit for
122 any examination before being licensed."