

1 HB319
2 164575-2
3 By Representatives Butler, Boyd, Williams (JD), Polizos,
4 Mooney, Farley and Nordgren
5 RFD: Boards, Agencies and Commissions
6 First Read: 18-MAR-15

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8 SYNOPSIS: Under existing law, the State Licensing
9 Board for General Contractors licenses general
10 contractors and subcontractors who perform
11 construction work for general contractors. The
12 board is composed of five members, all of whom are
13 required to be general contractors. At least one
14 member is required to have as a larger part of his
15 or her business the construction of highways, at
16 least one member is required to have as a larger
17 part of his or her business the construction of
18 public utilities, and at least one member is
19 required to have as a larger part of his or her
20 business the construction of buildings.

21 This bill would require at least one member
22 of the board as a larger part of his or her
23 business to be a subcontractor.

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25 A BILL
26 TO BE ENTITLED
27 AN ACT

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To amend Section 34-8-20 of the Code of Alabama 1975, relating to the State Licensing Board for General Contractors, to require at least one member of the board as a larger part of his or her business to be a subcontractor.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 34-8-20 of the Code of Alabama 1975, is amended to read as follows:

"§34-8-20.

"In order to safeguard life, health, and property and to promote the general public welfare by requiring that only properly qualified persons be permitted to engage in general contracting, there shall be a State Licensing Board for General Contractors, consisting of five members, who shall be citizens of this state and appointed by the Governor. Each of the members shall be a general contractor, within the meaning of this chapter, with at least 10 years' experience in the field as a contractor. At least one member of the board shall have as a larger part of his or her business the construction of highways. At least one member of the board shall have as a larger part of his or her business the construction of public utilities. At least one member shall have as a larger part of his or her business the construction of buildings. At least one member of the board shall as a larger part of his or her business be a subcontractor. The members of the board shall be appointed for one, two, three, four, and five years respectively, their terms of office

1 expiring on December 31 of those years. Thereafter, on the
2 thirty-first day of December in each year the Governor shall
3 appoint to fill the vacancies caused by the expiration of the
4 term of office a member for a term of five years. In
5 appointing members to the board, the Governor shall select
6 those persons whose appointments, to the extent possible,
7 ensure that the membership of the board is inclusive and
8 reflects the racial, gender, urban/rural, and economic
9 diversity of the state. Each member shall hold over after the
10 expiration of his or her term until his or her successor shall
11 be duly appointed and qualified. If a vacancy shall occur on
12 the board for any cause, the vacancy shall be filled by the
13 appointment of the Governor, and the Governor may remove any
14 member of the board at any time, with or without cause."

15 Section 2. This act shall be operative on the
16 expiration of the term or a vacancy on the board of any member
17 of the board.

18 Section 3. This act shall become effective
19 immediately following its passage and approval by the
20 Governor, or its otherwise becoming law.