



**STATE OF GEORGIA CONSTRUCTION INDUSTRY LICENSING BOARD**

**NOTICE OF INTENT TO ADOPT PROPOSED AMENDMENTS TO THE GEORGIA  
STATE CONSTRUCTION INDUSTRY LICENSING BOARD  
BOARD RULE CHAPTER 121-6 BUSINESS REGISTRATION, RULE 121-6-.02  
PRIMARY CONTRACTORS AND SUBCONTRACTORS AND RULE 121-6-.04  
DISPLAY OF BUSINESS REGISTRATION NUMBER  
AND NOTICE OF PUBLIC HEARING**

**RULE 121-6-.02 PRIMARY CONTRACTORS AND SUBCONTRACTORS  
RULE 121-6-.04 DISPLAY OF BUSINESS REGISTRATION NUMBER**

**TO ALL INTERESTED PARTIES:**

Notice is hereby given that pursuant to the authority set forth below, the Georgia State Construction Industry Licensing Board (hereinafter “Board”) proposes amendments to Rule 121-6-.02 Primary Contractors and Subcontractors and Rule 121-6-.04 Display of Business Registration Number (hereinafter “proposed rules”).

This notice, together with an exact copy of the rules, is being distributed to all persons who have requested, in writing, that they be placed on the interested party notification list. A copy of this notice and the rules may be reviewed during normal business hours (8:00 am to 5:00 pm Monday through Friday, except official State holidays) at the Office of the Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. These documents will also be available for review on the Board’s industry specific web pages at <https://sos.ga.gov/page/board-conditioned-air-rules-and-regulations>, <https://sos.ga.gov/page/board-electrical-contractors-rules-and-regulations>, <https://sos.ga.gov/page/georgia-state-board-low-voltage-contractors-rules>,

<https://sos.ga.gov/page/board-plumbers-rules-and-regulations>, <https://sos.ga.gov/page/utility-contractors-rules-and-regulations>. Copies may also be requested by contacting the Board at 404-424-9966.

The public will have an opportunity to comment upon and provide input into the proposed amendments at a public hearing to be held, **Thursday, October 24, 2024, beginning at 10:00 a.m.** in the Office of the Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. The hearing will be held in person and via teleconference. The WebEx link for virtual participation is: <https://gasos.webex.com/gasos/j.php?MTID=mbf10d4dc1d16d9b7dbf1dc6bbe7aff82>.

Interested parties affected by the rule may submit written comments to the Board no later than close of business on **Thursday, October 17, 2024**. Written comments must be legible, signed, contain contact information from the maker (address, telephone number, email address), and should be addressed to La Trenda Tyler-Jones, Executive Director, State of Georgia Construction Industry Licensing Board, 237 Coliseum Drive, Macon, Georgia 31217. Comments may be submitted by fax to (866) 888-8026 or by email to [Trades4@sos.ga.gov](mailto:Trades4@sos.ga.gov).

During the public hearing, anyone may present data, make a statement, comment, or offer a viewpoint or argument, whether orally or in writing. Lengthy statements or statements of a considerable technical or economic nature, as well as previously recorded messages, must be submitted for the official record. Oral statements will be limited to five (5) minutes per person.

The Board voted to adopt this Notice of Intent at its meeting on **August 27, 2024**. The Board also voted that the formulation and adoption of these rule amendments do not impose an excessive regulatory cost on any licensee, and any cost to comply with the proposed rule amendments cannot be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. §§ 43-14-5, 43-14-6, 43-14-8 and 43-14-9. Additionally, the Board voted that it was neither legal nor feasible in meeting the objectives of O.C.G.A. §§ 43-14-5, 43-14-6, 43-14-8 and 43-14-9 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(a)(3)(A), (B), (C) and (D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed, owned, operated,

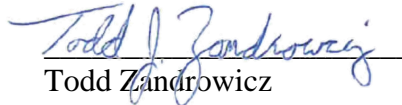
and dominant in the profession.

According to the Department of Law, State of Georgia, the Georgia State Construction Industry Licensing Board has the authority to adopt the proposed rule amendments to Rules 121-6-.02 and 121-6-.04 pursuant to authority contained in O.C.G.A. §§ 43-14-5, 43-14-6, 43-14-8 and 43-14-9.

For further information, contact the Board office at (404) 424-9966.

This notice is given in compliance with O.C.G.A. § 50-13-4.

This 23rd day of September, 2024



Todd Zandrowicz  
Division Director  
Professional Licensing Boards Division

Posted: 09/23/2024

**SYNOPSIS OF PROPOSED CHANGES TO THE GEORGIA STATE CONSTRUCTION  
INDUSTRY LICENSING BOARD RULE CHAPTER 121-6 BUSINESS  
REGISTRATION, RULE 121-6-.02 PRIMARY CONTRACTORS AND  
SUBCONTRACTORS**

**Purpose/Main Feature:** These rule amendments would remove this rule as it is being relocated to another section.

**Rule 121-6-.02 ~~Primary Contractors and Subcontractors~~ Repealed**

- (1) ~~For the purpose of this Rule, a primary contractor is considered a sole proprietorship, partnership, corporation, or individual which contracts for the completion of certain services. The primary contractor may perform these services with his own employees, provided the contractor holds an appropriate, current, and valid state contractor or master license for any category of services covered by these Rules and Regulations. The primary contractor may subcontract for the completion of any, or all, services, provided any subcontractor performing services covered by these Rules and Regulations holds an appropriate, current, and valid state contractor or master license.~~
- (2) ~~For the purpose of this Rule, a subcontractor is considered a sole proprietorship, partnership, corporation, or individual with whom a primary contractor or another subcontractor contracts for the completion of certain services. When contracting with either a primary contractor or another subcontractor to perform services covered by these Rules and Regulations, subcontractors must hold an appropriate, current, and valid state contractor or master license, unless specifically exempted under O.C.G.A. 43-14-16.~~
- (3) ~~A licensed contractor or master may contract as a primary contractor. The licensee must insure that the subcontractor holds an appropriate, current, and valid state contractor or master license. Licensees may not disavow responsibility for services which are subcontracted to other licensees.~~

Authority: O.C.G.A §§ 43-14-5, 43-14-6 and 43-14-8.

**SYNOPSIS OF PROPOSED CHANGES TO THE GEORGIA STATE CONSTRUCTION  
INDUSTRY LICENSING BOARD RULE CHAPTER 121-6 BUSINESS  
REGISTRATION, RULE 121-6-.04 DISPLAY OF BUSINESS REGISTRATION  
NUMBER**

**Purpose/Main Feature:** These rule amendments would restructure the language in the rule, remove outdated language regarding grace period for display of the business registration, and renumber the rule.

**Rule ~~121-6-.04~~121-3-.05 Display of Business Registration Number**

~~(a)~~ Effective December 1, 2021, any business performing conditioned air contracting shall display, as set forth below, the business registration number.

(a) The business registration number is the license number of the qualifying licensee, including the prefix CN or CR preceded by "GA. REG." For example, a licensee holding the license number "CN-555123" would display "GA. REG. CN-555123" as set forth in outlined (2), (3), and (4) below.

~~(b) Business registration numbers issued by the board prior to December 1, 1999 may be displayed in lieu of the business registration number described in subparagraph (a) above, until November 30, 2001. Effective December 1, 2001, only business registration numbers that include the license number as described in subparagraph (a) above shall be displayed.~~

~~(c)~~ ~~(b)~~ If for any reason a licensee no longer qualifies a business to perform conditioned air contracting, the business shall cease ~~doing~~ conditioned air contracting until a licensee qualifies the business and all displays of the registration number are changed to include the license number of the new qualifying licensee.

~~(2)~~(c) All commercial vehicles used by Conditioned Air Contractors exclusively in the daily operation of their business shall have prominently displayed thereon the business registration number. This number shall be ~~displayed~~ legibly and visibly displayed on both sides of the vehicle in characters at least two inches high.

~~(3)~~ (d) Any advertisements for conditioned air contracting work covered by these Rules which appear in telephone yellow pages other than a standard listing, in a newspaper, or in printed material proposing to perform services which is distributed to the public shall

have prominently and legibly displayed therein the business registration number.

~~(4)~~ (e) All invoices and proposal forms used for conditioned air contracting shall have prominently and legibly displayed thereon the business registration number.

Authority: O.C.G.A. §§ 43-14-5, 43-14-6, 43-14-8 and 43-14-9.

**RULES**  
**OF**  
**GEORGIA STATE CONSTRUCTION INDUSTRY LICENSING BOARD**  
**CHAPTER 121-3 APPLICATION FOR LICENSURE**  
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**121-3-.05 Display of Business Registration Number**

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Effective December 1, 2021, any business performing conditioned air contracting shall display, as set forth below, the business registration number.

- (a) The business registration number is the license number of the qualifying licensee, including the prefix CN or CR preceded by "GA. REG." For example, a licensee holding the license number "CN-555123" would display "GA. REG. CN-555123" as outlined (2), (3), and (4) below.
- (b) If a licensee no longer qualifies a business to perform conditioned air contracting, the business shall cease ~~being~~ conditioned air contracting until a licensee qualifies the business and all displays of the registration number are changed to include the license number of the new qualifying licensee.
- (c) All commercial vehicles used by Conditioned Air Contractors exclusively in the daily operation of their business shall have prominently displayed thereon the business registration number. This number shall be legibly and visibly displayed on both sides of the vehicle in characters at least two inches high.
- (d) Any advertisements for conditioned air contracting work covered by these Rules which appear in telephone yellow pages other than a standard listing, in a newspaper, or in printed material proposing to perform services which is distributed to the public shall have prominently and legibly displayed therein the business registration number.
- (e) All invoices and proposal forms used for conditioned air contracting shall have

prominently and legibly displayed thereon the business registration number.

Authority: O.C.G.A. §§ 43-14-5, 43-14-6, 43-14-8 and 43-14-9.



**RULES**  
**OF**  
**GEORGIA STATE CONSTRUCTION INDUSTRY LICENSING BOARD**  
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**121-6-.02 Repealed**

**Rule 121-6-.02 Repealed**