

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control No. 230 Department or Agency State Licensing Board for General Contractors
Rule No. 230-X-1-.07
Rule Title: Owner/Builder
 New X Amend Repeal Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? NO

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? YES

Is there another, less restrictive method of regulation available that could adequately protect the public? NO

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? NO

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? N/A

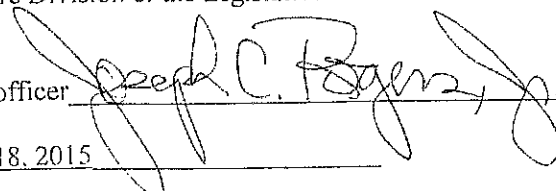
Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? YES

Does the proposed rule have an economic impact? NO

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service.

Signature of certifying officer 
Date December 18, 2015

(DATE FILED)
(STAMP)

(Agency Name)
(Agency Division, if applicable)

NOTICE OF INTENDED ACTION

AGENCY NAME: State Licensing Board for General Contractors

RULE NO. & TITLE: 230-X-1-.07

INTENDED ACTION: Amendment

SUBSTANCE OF PROPOSED ACTION: To include exceptions of the Industry

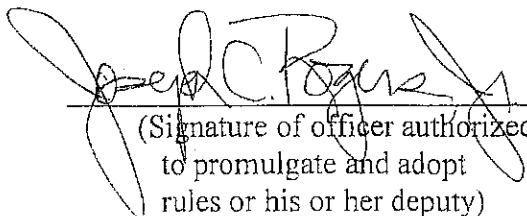
TIME, PLACE, MANNER OF PRESENTING VIEWS:

All interested parties may submit data, views, or arguments in writing to Joseph C. Rogers, Jr., Executive Secretary to the Board, 2525 Fairlane Drive, Montgomery, Alabama 36116 or in person between the hours of 8:00AM or 5:00PM, Monday through Friday until and including February 8, 2016. Persons wishing to submit data, views, or arguments orally should contact the board's office by telephone at (334) 272-5030 during this period to arrange for an appointment.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: 5:00PM, February 8, 2016

CONTACT PERSON AT AGENCY:

Persons wishing a copy of the proposed amendment may contact Joseph C. Rogers Jr., State Licensing Board for General Contractors, 2525 Fairlane Drive, Montgomery, Alabama 36116.



(Signature of officer authorized
to promulgate and adopt
rules or his or her deputy)

230-X-1-.07

Owner/Builder. A person, firm or corporation which undertakes to construct a building or other improvements on his/her own real property (Exception – is long term* lease with option to extend/or purchase as in an Industrial Development Board situation) is not required to be licensed as a general contractor if the person, firm or corporation's own forces (non-contractual) are used. An owner/builder may only let and/or award contracts for work in the amount of \$50,000.00 (\$5,000.00 for swimming pools) or greater to a properly licensed prime contractor

*Long term is 20 years or greater.

Author: Ralph E. Compagno

Statutory Authority: Code of Ala. 1975, §§34-8-1, 34-8-2, 34-8-7.

History: Filed July 2, 1992. **Amended:** Filed December 15, 1992.

Amended: Filed September 15, 1994; effective October 20, 1994.

Amended: Filed December 16, 1997; effective January 20, 1998.

Ed. Note: Previous Rule(s) 230-X--1.07 Contractor/Owner; Owner/Builder filed September 16, 1982. **Repealed:** Filed July 2, 1992 amendment was in conflict with the General Contractors

Amended: Filed December 18, 2015