

Original sponsors:  
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Offered: 3/25/66  
Referred: Finance

1 IN THE HOUSE

BY THE COMMERCE COMMITTEE

2 CS FOR HOUSE BILL NO. 331

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act establishing a Construction Con-  
7 tractor's Licensing Board; and providing  
8 for an effective date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 \* Section 1. AS 08 is amended by adding a new chapter to read:

11 CHAPTER 18. CONSTRUCTION CONTRACTORS.

12 ARTICLE 1. CONSTRUCTION CONTRACTOR'S LICENSING BOARD.

13 Sec. 08.18.010. CREATION AND COMPOSITION OF BOARD. (a)

14 There is created within the Department of Commerce a Con-  
15 struction Contractor's Licensing Board composed of five mem-  
16 bers. The governor shall appoint the members of the board.  
17 The members shall be confirmed by the legislature.

18 (b) The board shall be composed of

19 (1) one member who is a general building contrac-  
20 tor;

21 (2) one member who is a highway and heavy con-  
22 struction general contractor;

23 (3) one member who is a plumbing and heating con-  
24 tractor;

25 (4) one member who is a residential builder;

26 (5) one member who is a specialty contractor.

27 Sec. 08.18.020. QUALIFICATIONS OF MEMBERS. To be  
28 eligible for appointment as a member of the board, a person  
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- (1) be a resident of Alaska;
- (2) have engaged in the construction contracting business in Alaska for not less than five years immediately preceding his appointment;
- (3) have a reputation for integrity and responsibility in the construction industry;
- (4) not have been adjudged bankrupt;
- (5) unless an initial appointee to the board, be licensed under this chapter.

Sec. 08.18.030. TERMS OF OFFICE. The term of office of a member of the board is three years, except that initial appointments to the board are as follows: one member for a one-year term; two members for a two-year term; and two members for a three-year term. Except in the case of a vacancy, a person appointed to succeed a member must be engaged in the same type of contracting as the member he replaces.

Sec. 08.18.040. OFFICERS OF THE BOARD. The board shall annually elect a chairman and secretary-treasurer from its membership.

Sec. 08.18.050. MEETINGS AND QUORUM. (a) The board shall meet to transact business on those dates which it specifies. The board may not meet more than six times during a fiscal year.

(b) A majority of the board constitutes a quorum.

Sec. 08.18.060. EXECUTIVE DIRECTOR. The board shall appoint an executive director to serve as the executive officer of the board. The executive director shall perform those duties delegated to him by the board. The board shall

1 establish the salary of the executive director.

2 Sec. 08.18.070. EXPENSES. Members of the board re-  
3 ceive no salary but are entitled to per diem and travel  
4 expenses provided by law. The executive director of the  
5 board is entitled to per diem and travel expenses provided  
6 by law.

7 Sec. 08.18.080. INSPECTION OR INVESTIGATION BY BOARD.  
8 The board may make or cause to be made a special investiga-  
9 tion or investigation of the work of a licensee if necessary  
10 to carry out the purposes of this chapter. The board may  
11 issue subpoenas, subpoenas duces tecum, and process compel-  
12 ling the testimony of any person and the production of  
13 records, papers and books, for the purpose of investigation  
14 or examination. The board may administer oaths when re-  
15 quired and may petition a court of this state to enforce  
16 subpoenas, subpoenas duces tecum or to compel testimony.

17 Sec. 08.18.090. REGULATIONS OF THE BOARD. (a) The  
18 board shall adopt substantive regulations making more  
19 specific the experience standards which an applicant must  
20 meet to qualify for a license, the reasons for which a  
21 license may be suspended or revoked and the classifications  
22 of construction contractors. In adopting regulations under  
23 this section, the board shall be guided by established  
24 practices in the construction industry and recognized  
25 ethical procedures required for the protection of persons and  
26 agencies in the state.

27 (b) The board may adopt procedural regulations neces-  
28 sary to administer this chapter.

29 ARTICLE 2. LICENSING.

1           Sec. 08.18.100. LICENSE REQUIRED. A person may not en-  
2           gage in business as a construction contractor unless licensed  
3           under this chapter.

4           Sec. 08.18.110. CLASSIFICATION OF LICENSES. (a) The  
5           board shall issue construction contractor licenses for each  
6           of the following classifications:

7                     (1) general building contractor;

8                     (2) highway and heavy construction general con-  
9           tractor;

10                    (3) plumbing and heating contractor;

11                    (4) residential builder;

12                    (5) specialty subcontractor;

13           (b) A person may apply for a construction contractor  
14           license for one or more of the classifications listed in (a)  
15           of this section. A licensee holding a construction contrac-  
16           tor license valid for one classification may apply for a  
17           license in any other classification.

18           (c) The board shall require separate application,  
19           examination, and qualification for each license classifica-  
20           tion.

21           (d) A person who is a licensed general building con-  
22           tractor may engage in business as a residential builder  
23           without obtaining a residential builder license.

24           Sec. 08.18.130. REQUIREMENT FOR LICENSE. To qualify  
25           for a construction contractors license of any classification,  
26           a person must

27                    (1) submit a verified application on the form  
28           prescribed by the board;

29                    (2) submit, with the application, a bond or surety

1 deposit required by sec. 180 of this chapter;

2 (3) show, to the satisfaction of the board, that  
3 he

4 (A) is of good reputation,

5 (B) has not been previously denied a license  
6 or had a license revoked,

7 (C) if applying for a license more than one  
8 year after the effective date of this chapter, has not  
9 violated this chapter by engaging in business as a  
10 construction contractor in Alaska without a license  
11 during a period of one year before the date of appli-  
12 cation,

13 (D) if a foreign corporation, has received  
14 a certificate of authority from the commissioner of  
15 commerce to transact business in the state;

16 (4) pass the written examination given by the  
17 board;

18 (5) submit, with the application, the appropriate  
19 fee for the license classification applied for.

20 Sec. 08.18.140. PERSONS EXEMPT FROM WRITTEN EXAMINA-  
21 TION. (a) An applicant who actively engaged in business  
22 as a construction contractor in Alaska for at least three  
23 years before the effective date of this chapter must qualify  
24 for a license according to sec. 130 of this chapter, except  
25 that he need not take and pass a written examination. An  
26 applicant who is not required to take a written examination  
27 shall, if the board notifies him that the records of the  
28 State of Alaska disclose that he has not satisfactorily  
29 complied with all laws relating to workmen's compensation,

1 employment security, social security, business license and  
2 income taxes, or comprehensive liability during that period  
3 in which he engaged in business as a constructor, submit  
4 to the board proof of his past compliance with these laws.

5 (b) If the board finds that an applicant intentionally  
6 failed or refused to comply with the laws specified in (a)  
7 of this section, but that the applicant is otherwise en-  
8 titled to a license without examination under this section,  
9 the board shall issue the license applied for to the appli-  
10 cant but shall condition the license upon future satisfactory  
11 compliance by the applicant with all laws specified in (a)  
12 of this section.

13 Sec. 08.18.150. APPLICATION. (a) The board shall  
14 prescribe the form of an application for a license. The  
15 form shall, in addition to other information considered  
16 necessary by the board, require

17 (1) the name and address of the person applying,  
18 if the applicant is an individual;

19 (2) the names and addresses of all general and  
20 limited partners, if the applicant is a partnership;

21 (3) the names and addresses of the president,  
22 vice president, secretary and chief construction managing  
23 officer or officers, if the applicant is a corporation or  
24 firm;

25 (4) a complete statement of the general nature of  
26 the applicant's contracting business;

27 (5) a statement which recites the applicant's  
28 experience in the type of contracting which he proposes to  
29 engage in if granted a license;

1                   (6) if the applicant holds a license valid for  
2 another classification, proof that he has satisfactorily  
3 complied with all laws relating to workmen's compensation,  
4 employment security, social security, business license and  
5 income taxes, and comprehensive liability while engaged in  
6 business under that license.

7                   (b) If the board notifies an applicant subject to (a)  
8 (6) of this section that the records of the State of Alaska  
9 disclose that the applicant has not satisfactorily complied  
10 with all laws relating to workmen's compensation, employment  
11 security, social security, business license and income taxes,  
12 or comprehensive liability during that period in which he  
13 engaged in business under a license for another classifica-  
14 tion, the applicant must submit proof to the board that he  
15 has complied in the past with these laws. If the board  
16 finds that the applicant intentionally failed or refused to  
17 comply with the laws specified in this subsection, but that  
18 the applicant is otherwise entitled to the additional license  
19 applied for, the board shall issue the license to the appli-  
20 cant but shall condition all licenses held by the applicant  
21 upon future satisfactory compliance by the applicant with  
22 all laws specified in this subsection.

23                   Sec. 08.18.160. WRITTEN EXAMINATION. (a) The depart-  
24 ment shall give a written examination, in either Anchorage  
25 or Fairbanks, to an applicant within five days after receipt  
26 of his application unless the applicant requests a field  
27 examination. The department shall give a written examination  
28 in the field at least twice a year at those locations which  
29 the department determines to be most convenient for those

1 applicants who request a field examination.

2 (b) A written examination administered under (a) of  
3 this section shall test the applicant's knowledge of ele-  
4 mentary administrative principles of the contracting business,  
5 those uniform, state, and local codes, and safety, health,  
6 and lien laws, which pertain to the license classification  
7 being applied for, and the regulations of the board.

8 Sec. 08.18.170. LICENSING OF APPLICANTS OTHER THAN  
9 INDIVIDUALS. Each applicant, other than an individual who  
10 is applying in his own name, shall designate a supervisor or  
11 member of the corporation, partnership, or firm to take the  
12 written examination. The person designated by the applicant  
13 to take the examination shall substitute his experience for  
14 that of the applicant for the purposes of sec. 150(5) of this  
15 chapter. The person designated by the applicant under this  
16 section is known as the administrator of the license. A  
17 license issued subject to this section is contingent upon  
18 the administrator remaining in a responsible supervisory  
19 capacity with the licensee for construction contracting per-  
20 formed in Alaska.

21 Sec. 08.18.180. BOND. (a) An applicant shall submit  
22 with his application either a cash surety deposit of \$1,000,  
23 or a bond written by an acceptable surety company in the  
24 amount of not less than \$1,000, payable to the department.  
25 The surety deposit or bond shall guarantee that the applicant,  
26 if granted a license, will comply with the provisions of  
27 this chapter. The aggregate liability of the surety shall  
28 not exceed the amount of the bond. The bond shall be con-  
29 tinuous until the license is revoked or otherwise terminated

1 by the board. If the surety desires to cancel the bond,  
2 the cancellation is effective 30 days after the surety  
3 sends written notice of cancellation to the department and  
4 to the licensee by registered mail.

5 (b) Persons injured by a licensee's failure to comply  
6 with the provisions of this chapter may commence a right of  
7 action against the board, but actions collectively may not  
8 exceed the amount of the surety deposit or bond.

9 Sec. 08.18.190. ISSUANCE OF LICENSE. If the board  
10 determines that an applicant qualifies for a license, the  
11 board shall issue a license for the classification applied  
12 for within 30 days after the application is filed.

13 Sec. 08.18.200. EFFECT OF LICENSE. A license issued  
14 under this chapter authorizes the licensee to engage only  
15 in construction contracting within that classification stated  
16 on the license. Nothing in this chapter shall be construed  
17 to prohibit a licensee from performing work of an intrinsic  
18 or minor nature on a project which he has under contract,  
19 although that intrinsic or minor work is not within the  
20 licensee's classification, if the work is necessary to the  
21 prompt completion of the licensee's contract.

22 Sec. 08.18.210. FORM AND CONDITIONS OF LICENSE. (a)  
23 A license issued under this chapter shall be signed by a  
24 member of the board or a person designated by the board. A  
25 license is not transferable except

26 (1) to a personal representative of the licensee  
27 if the licensee dies, provided that the board shall cancel  
28 the license unless the personal representative complies with  
29 sec. 170 of this chapter; or

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(2) to a newly-formed corporation, partnership or firm if the administrator of the license to be transferred assumes a responsible supervisory position with the newly-formed organization.

(b) A licensee, upon demand, must show satisfactory evidence that he possesses a license.

(c) A license shall clearly state the contracting classification for which it is valid.

(d) The name, license classification and license number of a licensee must be conspicuously placed upon the premises where contracting work is being performed by the licensee.

(e) A licensee shall include the license number in all written bids which he submits.

Sec. 08.18.220. LICENSE FEES. (a) The fees for licenses issued under this chapter are:

	Original Fee	Annual Renewal Fee
Building contractor . . . . .	\$200	\$100
Highway and heavy construction general contractor . . . . .	200	100
Residential builder . . . . .	150	75
Plumbing, heating and specialty subcontractors . . . . .	100	50

(b) If an application for a license is denied, one-half of the fee accompanying the application is forfeited, and the remainder shall be returned to the applicant.

(c) If an applicant, after having been notified to do

1 so, fails to appear for a written examination within six  
2 months after the date of filing his application, the fee sub-  
3 mitted with his application is forfeited and the application  
4 voided.

5 (d) A re-application for a license must be accompanied  
6 by the original fee established for the classification  
7 applied for.

8 (e) A licensed residential builder, plumbing and  
9 heating contractor, or specialty subcontractor who obtains  
10 a building contractor or highway and heavy construction  
11 general contractor license is required to pay an original  
12 fee for either of those licenses which equals the difference  
13 between the original fee for his current license and \$200.

14 Sec. 08.18.230. LICENSE RENEWAL. (a) Licenses issued  
15 under this chapter shall expire June 30 each year. An ap-  
16 plication for the renewal of a license which is accompanied  
17 by the appropriate renewal fee and received by the board  
18 before July 1 authorizes a licensee to engage in business  
19 as a construction contractor until the license is formally  
20 renewed by the board for the next fiscal year.

21 (b) If a licensee fails to file an application to  
22 renew a license, or to pay the appropriate renewal fee,  
23 before July 1, the license shall be suspended and is renew-  
24 able only upon payment of a fee which equals one and one-  
25 half times the amount of the appropriate renewal fee.  
26 Unless renewed, a license remains suspended for the re-  
27 mainder of the fiscal year. If a license is suspended for  
28 nonpayment of the renewal fee for one year or more, the  
29 renewal privilege is not available to the former licensee

1 and he must apply for an original license.

2 Sec. 08.18.240. INVESTIGATIONS; SUSPENSION AND REVOCA-  
3 TION OF LICENSES. (a) The board may hold a hearing to  
4 investigate complaints about licensees which it receives.  
5 A complaint shall be in writing and verified by oath. A  
6 person who files a complaint may be required to submit addi-  
7 tional proof before the board holds a hearing. The board  
8 may require a person who files a complaint, which results  
9 in a hearing, to pay the licensee's costs, including at-  
10 torney's fees, if the board finds the complaint to be  
11 malicious or filed for the purpose of harrassment. A hearing  
12 held under this section is only investigatory in nature and  
13 no adjudication regarding a licensee's rights under a license  
14 may be made as a result of a hearing under this section.

15 (b) The board may suspend or revoke a license if it  
16 finds that a licensee has, to a substantial degree,

17 (1) abandoned, without good cause, a contract or  
18 construction project which has been awarded to him;

19 (2) diverted funds or property received for the  
20 execution or completion of a contract and applied or used  
21 them for another contract, obligation or purpose in cases  
22 where the contractor did not complete the first contract or  
23 did not have immediately available other funds or property;

24 (3) fraudulently, deliberately, grossly, or  
25 negligently departed from, or disregarded, plans or speci-  
26 fications in any material respect without the consent of  
27 the owner or his duly authorized representative;

28 (4) been careless or negligent in providing  
29 minimum safety measures required by state law, including

1 appliances and equipment, to protect workmen and the public  
2 or failed to observe any applicable ordinances of a politi-  
3 cal subdivision of this state which prescribe measures for  
4 the safety of workmen and the public;

5 (5) failed to make unemployment and social  
6 security payments or failed to provide workmen's compensa-  
7 tion insurance;

8 (6) failed to comply with all applicable state  
9 laws pertaining to the employment of laborers, mechanics,  
10 and other employees;

11 (7) failed to pay wages and other benefits, when  
12 due, for services rendered by employees;

13 (8) failed to furnish or provide transportation  
14 as required by state law;

15 (9) misrepresented any material fact in obtaining  
16 a license;

17 (10) committed a wilful or fraudulent act which  
18 resulted in another person being substantially injured;

19 (11) failed in any material respect to complete  
20 a construction project or operation for the price stated in  
21 the contract or in any modification of the contract which  
22 was agreed upon;

23 (12) aided or abetted an unlicensed person to  
24 evade the provisions of this chapter or knowingly combined  
25 or conspired with an unlicensed person or acted as an agent,  
26 partner, associate or otherwise of the unlicensed person  
27 with the intent to evade the provisions of this chapter;

28 (13) wilfully or deliberately failed to pay money  
29 when due for material or services rendered in connection

1 with his operations as a licensee when he had the capacity  
2 to pay or when he had received sufficient funds as payment  
3 for the particular construction work, project or operation  
4 for which the services or materials were rendered or pur-  
5 chased; or

6 (14) failed to comply with the applicable build-  
7 ing code requirements of the political subdivision in which  
8 construction work was performed.

9 Sec. 08.18.250. HEARING. Proceedings to suspend or  
10 revoke a license issued under this chapter are governed by  
11 the Administrative Procedure Act (AS 44.62).

12 Sec. 08.18.260. RENEWAL OF LICENSE AFTER SUSPENSION  
13 OR REVOCATION. (a) If a license is suspended or revoked  
14 for any of the reasons listed in sec. 240 of this chapter,  
15 the board may, on its own motion, renew a license upon  
16 proof that the former licensee has complied with provisions  
17 of the decision relating to renewal of a license, or in the  
18 absence of a decision or provisions in a decision relating  
19 to renewal, may renew a license upon proof that all loss  
20 caused by the act or omission for which the license was  
21 suspended or revoked has been fully satisfied.

22 (b) The board may reissue or renew a revoked or sus-  
23 pended license subject to such conditions, including a  
24 requirement for a larger surety deposit or surety bond, not  
25 to exceed \$5,000, as the board may prescribe which are  
26 necessary to prevent a recurrence of those acts or omis-  
27 sions by the licensee which resulted in the suspension or  
28 revocation of the license.

29 ARTICLE 3. MISCELLANEOUS PROVISIONS.

1           Sec. 08.18.270. PROHIBITED ACTS. (a) It is unlawful  
2 for a person to engage in business as a construction con-  
3 tractor, or to act or offer to act in that capacity, or to  
4 purport to have the capacity to act as a construction con-  
5 tractor, unless he has obtained a license under this chap-  
6 ter, unless the person is exempted from the effect of this  
7 chapter under sec. 320 of this chapter.

8           (b) Evidence that a person has applied for, or  
9 secured, a permit to construct, alter, add to, repair, or  
10 do wrecking work from a political subdivision of this state,  
11 or that a person has employed another person on a construc-  
12 tion project, shall be accepted in a court of this state  
13 as prima facie evidence of violation of (a) of this section.

14           Sec. 08.18.280. DISABILITY. No person may commence  
15 or maintain an action in a court of this state, for the  
16 collection of compensation for the performance of an act  
17 for which a license is required by this chapter unless he  
18 alleges and proves that he was licensed under this chapter  
19 during the performance of that act.

20           Sec. 08.18.290. LIEN LAWS. Nothing in this chapter  
21 shall be construed to affect an applicable lien law. A  
22 bond submitted to the board under sec. 180 of this chapter  
23 is available to satisfy a judgment in a lien foreclosure  
24 suit.

25           Sec. 08.18.300. FEDERAL LAW. If a provision of this  
26 chapter conflicts with a federal law, or a rule or regula-  
27 tion made under federal law pertaining to federal aid  
28 contracts, the provision in conflict with the federal law,  
29 rule or regulation shall not apply to federal aid contracts

1 to the extent that the conflict exists, but all provisions  
2 of this chapter which do not conflict shall apply to federal  
3 aid contracts.

4 Sec. 08.18.310. PENALTY. A person who wilfully  
5 violates a provision of this chapter, or who wilfully vio-  
6 lates a regulation of the board, is guilty of a misdemeanor.

7 ARTICLE 4. GENERAL PROVISIONS.

8 Sec. 08.18.320. EXCEPTIONS. This chapter does not  
9 apply to

10 (1) employees of the federal government, the  
11 state, or a political subdivision of the state, if these  
12 employees are performing construction work while on the  
13 payrolls of these governmental entities, or to construction,  
14 alteration, improvement or repair work within the limits  
15 and boundaries of a federal site or reservation, if the  
16 work is performed by employees of the federal government;

17 (2) a person who performs normal maintenance  
18 work which is incidental to the operation of a public  
19 utility;

20 (3) a property owner, occupant, or person acting  
21 as his own contractor who is building or improving a  
22 structure either for personal use or for sale, if he does  
23 not construct more than two residential units, or does not  
24 engage in commercial construction having a market value in  
25 excess of \$25,000 during a calendar year;

26 (4) work or operation on one undertaking or  
27 project by one or more contracts, the work or operation  
28 being considered as being of casual, minor or inconsequential  
29 nature; provided that this exemption does not apply in a

1 case where the construction is only a part of a larger or  
2 major operation, whether undertaken by the same or a  
3 different contractor, or in a case in which a division of  
4 the operation is made in contracts of amounts less than  
5 \$100 for the purpose of evasion of this chapter or other-  
6 wise; and this exemption does not apply to anyone who  
7 advertises or puts out a sign or card or other device which  
8 might indicate to the public that he is a contractor or  
9 that he is qualified to engage in the business of contract-  
10 ing;

11 (5) a person performing construction work inci-  
12 dental to farming, dairying, agriculture, horticulture, or  
13 stock or poultry raising, mining activities, logging activi-  
14 ties, fishing activities; clearing or other work upon the  
15 land in rural districts for fire prevention purposes, or  
16 access road building, unless the person is a licensee;

17 (6) a licensed architect, registered civil or  
18 professional engineer, or registered professional land  
19 surveyor acting solely in his professional capacity;

20 (7) a person who only furnishes materials or  
21 supplies without fabricating them into, or consuming them,  
22 in the performance of the work of the contractor;

23 (8) a person who engages in the activities regu-  
24 lated under this chapter with wages being his sole compen-  
25 sation; or

26 (9) a person engaged in performing construction  
27 contracting in areas of the state not declared to be  
28 disaster areas following the 1964 earthquake and tidal wave  
29 disaster, except that an organized borough with a population

1 of 20,000 persons or more may, by ordinance, declare this  
2 chapter to be applicable within the borough.

3 Sec. 08.18.330. DISCLOSURE OF FINANCIAL INFORMATION.  
4 This chapter may not be construed to permit an agency of  
5 the state to disclose to any person, except the board or  
6 its authorized agents for the purpose of an investigation  
7 or adjudication under this chapter, financial information  
8 required of a licensee under this chapter if disclosure of  
9 the information is restricted under other laws of the state.  
10 The board or its authorized agents may not disclose or use  
11 financial information pertaining to a licensee under this  
12 chapter except for the purposes of performing duties under  
13 this chapter.

14 Sec. 08.18.330. DEFINITIONS. In this chapter

15 (1) "board" means the Construction Contractor's  
16 Licensing Board;

17 (2) "construction contractor" means a person who  
18 for a price, fee or percentage or other compensation, under-  
19 takes or offers to perform, or claims to have the capacity  
20 to undertake or perform, or submits a bid for, or who per-  
21 forms for others, a construction project to construct, build  
22 alter, repair, add to, subtract from, improve, move, wreck  
23 or demolish any building, highway, road, railroad, or any  
24 type of fixed structures including excavation and site de-  
25 velopment, but does not include either a supplier of  
26 materials or services who is not directly involved in the  
27 installation of the materials or services on a construction  
28 project or an electrical contractor, but does include all  
29 other subcontractors and specialty contractors;

1 (3) "department" means the Department of Com-  
2 merce;

3 (4) "general building contractor" means a con-  
4 struction contractor engaged in the construction by contract  
5 of all types of building structures, including modification  
6 thereof, or additions or repairs thereto, designed and in-  
7 tended for commercial, industrial, institutional, private  
8 or residential use for shelter, protection, comfort or con-  
9 venience of persons, animals, merchandise, chattels, vehicles  
10 or equipment or other movable property;

11 (5) "highway and heavy construction general con-  
12 tractor" means a construction contractor engaged in the  
13 construction, by contract, of any type of fixed works for  
14 public or private agencies, which includes any work related  
15 to the construction of streets, roads, highways, bridges,  
16 towers, tunnels, airports and runways, irrigation, drainage,  
17 and flood control works, dams, water power installations,  
18 sewerage systems, pipelines, inland waterways, harbors,  
19 railroads and any other similar types of construction  
20 whether public works or private developments and who although  
21 specializing in the construction of one or more of the  
22 works listed above, has a general knowledge of the construc-  
23 tion of all works;

24 (6) "plumbing and heating contractor" means a  
25 construction contractor who performs work of a specialized  
26 nature in the installation, repair and maintenance of a  
27 plumbing, heating, and piping, air conditioning and duct  
28 systems of all kinds in and connected with buildings and  
29 structures of all types and outside pressure piping systems;

1 (7) "residential builder" means a construction  
2 contractor whose specialty is the construction of resi-  
3 dential buildings and homes for occupancy as family dwell-  
4 ings and who may operate on a contract basis, but may also  
5 construct homes as a speculative business, and who does not  
6 construct or repair residential buildings for more than  
7 four-family occupancy;

8 (8) "specialty subcontractor" means a construc-  
9 tion contractor who performs a specific type of work re-  
10 quiring special skill and the use of specialized craftsmen  
11 on construction projects and on renovation and remodeling  
12 work for both contractors and owners, but "specialty con-  
13 tractor" does not include electrical contractors.

14 Sec. 08.18.340. SHORT TITLE. This chapter may be  
15 cited as the Construction Contractor's Licensing Act.

16 \* Sec. 2. This Act takes effect on the day after its passage  
17 and approval or on the day it becomes law without such approval.  
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