

**NOTICE OF INTENT TO ADOPT NEW RULES TO THE STATE
LICENSING BOARD FOR RESIDENTIAL AND GENERAL
CONTRACTORS, CHAPTER 553-12 LICENSE RENEWAL AND
CONTINUING EDUCATION, RULE 553-12-.04 CONTROLS AND
REPORTING
AND NOTICE OF PUBLIC HEARING.**

TO ALL INTERESTED PERSONS AND PARTIES:

Notice is hereby given that pursuant to the authority set forth below, the State Licensing Board for Residential and General Contractors, (hereinafter "Board") proposes to adopt a rule for the State Licensing Board for Residential and General Contractors, Rule 553-12-.04 Controls and Reporting (hereinafter "proposed new rule").

This notice, together with an exact copy of the proposed new rule and a synopsis of the proposed new rule, is being distributed to all persons who have requested, in writing, that they be placed on a distribution list. A copy of this notice, an exact copy of the proposed new rule, and a synopsis of the proposed new rule may be reviewed during normal business hours of 8:00 a.m. to 5:00 p.m. 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 web page at www.sos.ga.gov/plb/contractors. Copies may also be requested by contacting the Board's office at 478-207-2440.

A public hearing is scheduled to begin at 9:00 a.m. on December 2, 2009 at the Professional Licensing Boards Division, 237 Coliseum Dr., Macon, GA 31217 to provide the public an opportunity to comment upon and provide input into the proposed new rule. At 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 should be concise and will be limited to 5 minutes per person. Additional comments should be presented in writing. Written comments are welcome. To ensure their consideration, written comments must be received on or before November 25, 2009. Written comments should be addressed to Randall D. Vaughn, Division Director, Secretary of State, Professional Licensing Boards Division, State Licensing Board for Residential and General Contractors, 237 Coliseum Drive, Macon, Georgia 31217. FAX: 478-314-5805.

The proposed new rule will be considered for adoption by the Board at its meeting scheduled to begin at 9:05 a.m. on December 2, 2009, at the Professional Licensing Boards Division, 237 Coliseum Dr., Macon, GA 31217. According to the Department of Law, State of Georgia, the State Licensing Board for Residential and General Contractors has the authority to add this new rule pursuant to authority contained in O.C.G.A §§ 43-41-5 and 43-41-6.

At its meeting on September 21, 2009, the Board voted that the formulation and adoption of this new rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A §§ 43-41-5 and 43-41-6.

Also, at its meeting on September 21, 2009 the Board voted that it is not legal or feasible to meet the objectives of O.C.G.A §§ 43-41-5 and 43-41-6 to adopt or implement differing actions for businesses as listed at O.C.G.A. §50-13-4(a)(3)(A), (B), (C) and (D). The formulation and adoption of this rule will

impact every licensee in the same manner and each licensee is independently licensed, owned and operated and dominant in the field of residential and general contracting.

For further information, contact the Board office at 478-207-2440.

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

This ____ day of _____, 2009.

Randall D. Vaughn
Division Director
Professional Licensing Boards

**SYNOPSIS OF THE PROPOSED RULE OF
THE STATE LICENSING BOARD FOR RESIDENTIAL AND GENERAL
CONTRACTORS
RULE 553-12-.04 CONTROLS AND REPORTING**

Purpose: To establish guidelines on continuing education controls and attendance reporting for the residential division

Main Features: A description of what records must be maintained by licensees and notification of the Board's authority to request documentation to support statements made in conjunction with a renewal.

553-12-.04 Controls and Reporting.

(1) An applicant for renewal of a license must provide a signed statement or affirmative response if renewing online, under oath, that all applicable continuing education requirements have been met.

(2) All licensees shall maintain their records confirming attendance at and completion of continuing education, including the following information:

(a) School or organization conducting the program;

(b) Location of the program;

(c) Title of program or description of content;

(d) Program outline;

(e) Dates attended;

(f) Hours claimed;

(g) Evidence of satisfactory completion.

(3) Records described in paragraph (2) of this section must be maintained by each licensee and program provider for two (2) years following the end of the biennium and must be submitted to the Board upon request.

(4) Evidence of satisfactory completion shall take the form of certificates of completion, attendance records, examination, transcripts, or other such independently verifiable evidence acceptable to the Board.

(5) The Board will verify on a test basis information submitted by applicants for license renewals. In cases where the Board determines that the requirement is not met, the Board may grant an additional period of time in which the deficiencies may be cured.

O.C.G.A §§ 43-41-5 and 43-41-6

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