

*****Adopted*****

AMENDMENT No. 1 PROPOSED TO

Senate Bill NO. 2755

By Representative(s) Committee

6 Amend by striking all after the enacting clause and inserting
7 in lieu thereof the following:

8

9 SECTION 1. Section 31-3-1, Mississippi Code of 1972, is
10 amended as follows:

11 31-3-1. The following words, as used in this chapter, shall
12 have the meanings specified below:

13 "Board": The State Board of Contractors created under this
14 chapter.

15 "Contractor": Any person contracting or undertaking as prime
16 contractor, subcontractor or sub-subcontractor of any tier to do
17 any erection, building, construction, reconstruction, repair,
18 maintenance or related work on any public or private project;
19 however, "contractor" shall not include any owner of a dwelling or
20 other structure to be constructed, altered, repaired or improved
21 and not for sale, lease, public use or assembly. It is further
22 provided that nothing herein shall apply to:

23 (a) Any contract or undertaking on a public project by
24 a prime contractor, subcontractor or sub-subcontractor of any tier
25 involving erection, building, construction, reconstruction,
26 repair, maintenance or related work where such contract,
27 subcontract or undertaking is less than Fifty Thousand Dollars
28 (\$50,000.00);

29 (b) Any contract or undertaking on a private project by
30a prime contractor, subcontractor or sub-subcontractor of any tier
31involving erection, building, construction, reconstruction,
32repair, maintenance or related work where such contract,
33subcontract or undertaking is less than One Hundred Thousand
34Dollars (\$100,000.00);

35 (c) Highway construction, highway bridges, overpasses
36and any other project incidental to the construction of highways
37which are designated as federal aid projects and in which federal
38funds are involved;

39 (d) A residential project to be occupied by fifty (50)
40or fewer families and not more than three (3) stories in height;

41 (e) A residential subdivision where the contractor is
42developing either single-family or multi-family lots;

43 (f) A new commercial construction project not exceeding
44seventy-five hundred (7500) square feet and not more than two (2)
45stories in height; * * *

46 (g) Erection of a microwave tower built for the purpose
47of telecommunication transmissions;

48 (h) Any contract or undertaking on a public project by
49a prime contractor, subcontractor or sub-subcontractor of any tier
50involving the construction, reconstruction, repair or maintenance
51of fire protection systems where such contract, subcontract or
52undertaking is less than Five Thousand Dollars (\$5,000.00);

53 (i) Any contract or undertaking on a private project by
54a prime contractor, subcontractor or sub-subcontractor of any tier
55involving the construction, reconstruction, repair or maintenance
56of fire protection systems where such contract, subcontract or
57undertaking is less than Ten Thousand Dollars (\$10,000.00); or

58 (j) Any contract or undertaking on a private or public
59project by a prime contractor, subcontractor or sub-subcontractor
60of any tier involving the construction, reconstruction, repair or
61maintenance of technically specialized installations if performed
62by a Mississippi contractor who has been in the business of
63installing fire protection sprinkler systems on or before July 1,

642000.

65 "Certificate of responsibility": A certificate numbered and
66 held by a contractor issued by the board under the provisions of
67 this chapter after payment of the special privilege license tax
68 therefor levied under this chapter.

69 "Person": Any person, firm, corporation, joint venture or
70 partnership, association or other type of business entity.

71 "Private project": Any project for erection, building,
72 construction, reconstruction, repair, maintenance or related work
73 which is not funded in whole or in part with public funds.

74 "Public agency": Any board, commission, council or agency of
75 the State of Mississippi or any district, county or municipality
76 thereof, including school, hospital, airport and all other types
77 of governing agencies created by or operating under the laws of
78 this state.

79 "Public funds": Monies of public agencies, whether obtained
80 from taxation, donation or otherwise; or monies being expended by
81 public agencies for the purposes for which such public agencies
82 exist.

83 "Public project": Any project for erection, building,
84 construction, reconstruction, repair, maintenance or related work
85 which is funded in whole or in part with public funds.

86 SECTION 2. This act shall take effect and be in force from
87 and after July 1, 2000.

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT TO AMEND SECTION 31-3-1, MISSISSIPPI CODE OF 1972, TO
2 REVISE DEFINITIONS TO EXEMPT CERTAIN FIRE PROTECTION SPRINKLER
3 SYSTEM INSTALLERS FROM THE CERTIFICATION REQUIREMENTS OF THE STATE
4 BOARD OF CONTRACTORS; AND FOR RELATED PURPOSES.