

By: Senator(s) Jackson

To: Business and Financial
Institutions

SENATE BILL NO. 2949

1 AN ACT TO AMEND SECTION 73-59-3, MISSISSIPPI CODE OF 1972, TO
2 REQUIRE LICENSED RESIDENTIAL BUILDERS AND REMODELERS TO POST A
3 COPY OF THE THEIR LICENSE NUMBER IN PLAIN VIEW AT THE BUILDING
4 PROJECT SITES; AND FOR RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** Section 73-59-3, Mississippi Code of 1972, is
7 amended as follows:

8 73-59-3. (1) Except as otherwise provided in Section
9 73-59-15, persons who perform residential construction or
10 residential improvement shall be licensed by the board annually,
11 and, as a prerequisite to obtaining a license or renewal thereof,
12 each shall submit to the board:

13 (a) Proof of workers' compensation insurance, if
14 applicable;

15 (b) A federal employment identification number or
16 social security number.

17 (2) The board shall not require liability insurance to be
18 licensed under this chapter but if a licensee has liability
19 insurance it shall be reflected on the certificate of licensure.

20 (3) The board shall issue or renew a license to a
21 residential builder or remodeler upon payment to the board of the
22 license fee. The initial license fee shall be Fifty Dollars
23 (\$50.00). The license fee may thereafter be increased or
24 decreased by the board and cannot exceed One Hundred Dollars
25 (\$100.00); however, the receipts from fees collected by the board
26 shall be no greater than the amount required to pay all costs and
27 expenses incurred by the board in enforcing the provisions of this
28 chapter. All fees collected under this chapter shall be deposited



29 into the special fund in the State Treasury known as the "State
30 Board of Contractor's Fund" created pursuant to Section 31-3-17
31 and shall be used only for the administration and enforcement of
32 this chapter. Amounts in such fund shall not lapse into the State
33 General Fund at the end of a fiscal year. Interest accrued to
34 such fund shall remain in the fund. All expenditures from the
35 special fund shall be by requisition to the Department of Finance
36 and Administration, signed by the executive secretary of the board
37 and countersigned by the chairman or vice chairman of the board.

38 (4) The license shall expire on the last day of the twelfth
39 month following its issuance or renewal and shall become invalid
40 unless renewed. The board shall notify by mail every licensee
41 under this chapter of the date of the expiration of his license
42 and the amount of the fee required for renewal of the license for
43 one (1) year. Such notice shall be mailed within thirty (30) days
44 prior to the expiration date of the license. The failure on the
45 part of any licensee to renew his license annually in such twelfth
46 month shall not deprive such licensee of the right of renewal,
47 provided that renewal is effected within one hundred twenty (120)
48 days after the expiration date of the license by payment of the
49 license fee plus a penalty of one hundred percent (100%) of the
50 license fee. A new license required to replace a revoked, lost,
51 mutilated or destroyed license may be issued, subject to the rules
52 of the board, for a charge of not more than Twenty-five Dollars
53 (\$25.00). A copy of the license number shall be posted in plain
54 view at the building project sites.

55 (5) Any person who is not a resident of the State of
56 Mississippi who desires to perform residential construction or
57 residential improvement shall be licensed to perform such
58 construction or improvement as provided by this chapter.

59 **SECTION 2.** This act shall take effect and be in force from
60 and after July 1, 2002.

