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ARIZONA REGISTRAR of CONTRACTORS

May 21, 2002

Jane Dee Hull, Governor

Michael Goldwater, Director

Dear Mr. Dominguez:

As the Director of the Arizona Registrar of Contractors, I am writing to you to ask for your help in protecting Arizona citizens from unscrupulous and unqualified contractors. These contractors often try to evade State licensing laws by falsely claiming an exemption from licensing accorded to owner/builders of property.

As you know, A.R.S. §32-1169A (see enclosure) stipulates any building permit issuing authority must require each applicant for a building permit to provide a signed statement that the applicant is currently licensed and include that applicant's current license number. If the applicant for a permit purports to be exempt from licensure, then the applicant must sign a statement containing the basis of the asserted exemption and the names and license numbers of any general, mechanical, electrical or plumbing contractors who will be employed on the project. You, the local issuing authority, may, for any reason you see fit, require the applicant to obtain a statement signed by the Registrar of Contractors verifying that applicant's entitlement to the exemption claimed.

Enclosed is a sample of a document which contains all of the essential elements of A.R.S. §32-1169 that applicants for a building permit must provide pursuant to this law. If you were to include a document such as this in your application package, it would insure your continued compliance with State law, serve to help protect the citizens from those unlicensed contractors who are in violation of the laws of this State and it would assist the Registrar of Contractors in carrying out its duties.

Thank you for your help in this matter and if we can be of assistance to you, now or in the future, feel free to contact us at any of our offices statewide or call us toll free within Arizona at (888) 271-9286.

Sincerely,

Michael Goldwater
Director

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Enclosure

I am currently a licensed contractor: Name _____

License No. ROC _____ License Class _____

Signature _____
(Title) _____

EXEMPTION FROM LICENSING

I am exempt from Arizona contractors' license laws on the basis of the license exemptions contained in A.R.S §32-1121A., namely:

- A.R.S. §32-1121A.5 - I am the owner/builder of the property and the property will not be sold or rented for at least one year after completion of this project.
- A.R.S. §32-1121A.6 - I am the owner/developer of this property and I will contract with a licensed general contractor to provide all construction services. All contractors' names and license numbers will be included in all sales documents.
- Other - _____
(Please specify)

I understand that the exemption provided by A.R.S. §32-1121A.14 (the Handyman Exemption) does not apply to any construction project which requires a building permit and/or the total cost of materials and labor are \$750 or more.

I will be using the following licensed contractors on this project:

(General Contractor) License No. ROC _____ Class _____

(Mechanical Contractor) License No. ROC _____ Class _____

(Electrical Contractor) License No. ROC _____ Class _____

(Plumbing Contractor) License No. ROC _____ Class _____

SIGNATURE _____ DATE _____

Falsification of information on this document for the purpose of evading State licensing laws is a Class II misdemeanor pursuant to A.R.S. §13-2704.

32-1169. Local proof of valid license: violation: penalty

- A. Each county, city or other political subdivision or authority of this state or any agency, department, board or commission of this state which requires the issuance of a building permit as a condition precedent to the construction, alteration, improvement, demolition or repair of a building, structure or other improvement to real property for which a license is required under this chapter, as part of the application procedures which it utilizes, shall require that each applicant for a building permit file a signed statement that the applicant is currently licensed under the provisions of this chapter with the applicant's license number and the applicant's privilege license number required pursuant to section 42-5005. If the applicant purports to be exempt from the licensing requirements of this chapter, the statement shall contain the basis of the asserted exemption and the name and license number of any general, mechanical, electrical or plumbing contractor who will be employed on the work. The local issuing authority may require from the applicant a statement signed by the registrar to verify any purported exemption.
- B. The filing of an application containing false or incorrect information concerning an applicant's contractor's license or transaction privilege license with the intent to avoid the licensing requirements of this chapter is unsworn falsification pursuant to section 13-2704.