

AFFIDAVIT CLAIMING EXEMPTION FROM LICENSURE

The undersigned does hereby attest and certify that the following information is true and correct:

I am applying for a building permit from the Parish/City/Town of _____
for proposed construction activities to be performed at that certain parcel of immovable property bearing the
municipal address of _____.

I understand that Louisiana law, R.S. 37:2150-2192, requires that, for this proposed construction activity, the work must be performed by a person possessing a contractor's license or registration issued by the State Licensing Board for Contractors. However, I claim to be exempt from the requirement of having this work performed by a licensed or registered contractor based on the following exemption (*place an X next to the exemption that you claim to be applicable*):

NEW CONSTRUCTION:

I will serve as the general contractor for the construction of my new home, will maintain the house as my personal residence following the issuance of the Certificate of Occupancy, **and**:

_____ I have not built another house within the past year.

_____ I have had a legal change in marital status within the past year.

_____ I have had a change in employment such that the distance between my former home and new place of employment is at least fifty (50) miles.

HOME IMPROVEMENT:

_____ I will serve as the general contractor for home improvements to my existing residence, and/or to structures adjacent to my residence.

I understand that this exemption does not apply to subcontractors who are still subject to licensing requirements listed below in the general information section of this affidavit.

General Information:

By signing this form, the homeowner affirms that they are pulling the permit for this project as the contractor therefor. They affirm that they will personally reside in the home (for new construction) following the issuance of the Certificate of Occupancy for this home, or that they currently reside in the residence, or that they resided in the residence immediately prior to it being uninhabitable due to a natural disaster, fire, or another catastrophic event (for home improvement projects). For new home construction, they acknowledge that they will not be allowed to pull a permit for the construction of another residence within one year from the issuance of the Certificate of Occupancy unless their legal marital status or employment has changed as outlined above, within that year. **They acknowledge that they will undertake and superintend the construction project and that they will be prohibited from hiring an unlicensed subcontractor to superintend, manage, provide advice, or otherwise act as a contractor for this project.** It is recommended that the homeowner obtain builder's risk, worker's compensation, and liability insurance for this project, in order to be adequately protected in the event of an accident or other claim.

A "labor only" designated licensee may not work directly for the homeowner.

A person performing work on an existing residence or adjacent structures, other than the homeowner, must be registered as a Home Improvement Contractor, for work valued at \$7,500 to \$75,000, including labor and materials. Any value of work that exceeds \$75,000, including labor and materials, must be performed by a residential building contractor. A person performing this work in violation of law may be fined up to twenty-five percent (25%) of the cost of the project including labor and materials, be subject to a cease-and-desist order, and/or other penalties as provided by law.

A person constructing a new residence or performing work on an existing residence or adjacent structures in excess of \$75,000, other than the homeowner, must be licensed as a Residential Building Contractor. A person performing this work in violation of law may be fined up to ten percent (10%) of the total cost of the project including labor and materials, be subject to a cease-and-desist order, and/or other penalties as provided by law.

The following subcontractors are required to hold either a State Residential Building Contractor’s license or one of the following Residential Specialty sub-classifications by the State Licensing Board for Contractors for **work (labor & materials) in excess of \$7,500** for: (1) residential pile driving, (2) residential foundations, (3) residential framing, (4) residential roofing, (5) residential masonry/stucco and (6) residential swimming pools. A **“labor only” designated licensee may not work directly for the homeowner**. Electrical, Mechanical, and Plumbing work in excess of \$10,000 require a license issued by this Board.

The contractors for whom licensure is required on this project are:

| Contractors: | Contractor name (as licensed): | License number: |
|---------------------------|---------------------------------------|------------------------|
| Electrical Contractor | | |
| Foundation Contractor | | |
| Framing Contractor | | |
| Masonry/Stucco Contractor | | |
| Mechanical Contractor | | |
| Pile Driving Contractor | | |
| Plumbing Contractor | | |
| Roofing Contractor | | |
| Swimming Pool Contractor | | |

If all subcontractors who require licensure are not known at the time of application, it shall be the Homeowner’s obligation to file an updated affidavit with the Code Enforcement Department prior to the commencement of work related to the subcontractor’s trade. The Code Enforcement Department **shall not** perform any inspections related to the aforementioned subcontractor’s work until the licensure information has been submitted and verified to be accurate.

The warranty period provided under the New Home Warranty Act will not begin until the date that legal title to a home is conveyed to its initial purchaser or the date the home is first occupied, whichever occurs first, and the current homeowner may be responsible for any defects in construction to the purchaser. The specific provisions of the New Home Warranty Act may be reviewed at:

http://www.lslbc.louisiana.gov/app/uploads/New_Home_Warranty_Act.pdf.

The entire Contractor’s Licensing Law, applicable Rules and Regulations, a list of Licensed Contractors, and other information may be found on the Louisiana State Licensing Board for Contractors website, at www.lslbc.louisiana.gov.

Falsification or misrepresentation of this document may leave the homeowner without recourse through the Louisiana State Licensing Board for Contractors should a dispute arise during the construction of the aforementioned project.

I further understand that the intentional act of submitting false information to a public agency may constitute a violation of applicable provisions in the Louisiana Criminal Code, subjecting the person making the false statement to imprisonment up to five (5) years, a fine up to \$5,000.00, and/or restitution to the state including legal interest. *La. R.S. 14:133.*

This is a legally binding document and homeowners should consult with an attorney prior to signing should any questions arise.

Sworn to and subscribed on this _____ day of _____, 20____.

Name of Homeowner

Name and Notary/Bar#

Signature of Homeowner

Notary Signature