

MEMORANDUM

TO: All Permit Applicants

FROM: Ron Greene, Building Official

DATE: February 6, 1995

RE: WORKERS' COMPENSATION INSURANCE

In 1993, the State Legislature passed an Act which provides that no building permit may be issued until the Building Official receives evidence from the Commissioner of Labor that the applicant complies with the Tennessee Workers' Compensation Law. Effective January 1, 1994, the Department of Building Inspection Services must require proof of workers' compensation insurance from contractors before issuance of "building" permits to do work in the City of Gatlinburg, in accordance with the provisions of T. C. A. 13-7-211.

Evidence of Compliance with this law may be either (a) a certificate of compliance issued by the Commissioner of Labor of the State of Tennessee, or (b) a copy of a certificate of insurance, or (c) a copy of a workers' compensation policy, or (d) the number from the certificate of workers' compensation insurance issued by the Commissioner. (We prefer (d) the number from the certificate.) Evidence must be furnished at the time of application for each building permit. Copies of insurance documents may be returned upon request of the applicant upon expiration of the permit.

A permit applicant may claim an exemption to the requirements of this law because either (a) applicant is not required to obtain workers' compensation coverage under T. C. A. 50-6-104 through 106, or (b) applicant performs work on the applicant's own property in the applicant's own county of residence, or (c) applicant directly supervises work on the applicant's own property in applicant's own county of residence. Any permit applicant claiming exemption shall sign an affidavit on a form furnished by this department attesting to the applicant's exemption from the provisions of this law. An affidavit form appears on the reverse side of this memo.

RG/em

AFFIDAVIT OF EXEMPTION
(under T.C.A. 13-7-211)

I, the undersigned, hereby swear or affirm that I am applying for a building permit from the Department of Building Inspection Services of the City of Gatlinburg and am exempt from the requirements of T.C.A. 13-7-211 (proof of workers' compensation insurance) because:

(Check one)

- A. I am not required to obtain coverage under the Tennessee Workers' Compensation Law, T. C. A. 50-6-104 through 106; or
- B. I am performing work on my own property in my own county of residence; or
- C. I am directly supervising work on my own property in my own county of residence.

Signed this _____ day of _____, _____.

x _____
Permit Applicant Signature

State of Tennessee
County of Sevier

Personally appeared before me, a Notary Public for the said state and county, _____, who affirmed the information and executed the instrument hereinabove for the purposes contained therein.

Notary Public _____

My Commission Expires _____