

HOUSE CS FOR SENATE BILL NO. 193(FIN)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-EIGHTH LEGISLATURE - SECOND SESSION

BY THE HOUSE FINANCE COMMITTEE

Offered: 4/19/14

Referred: Today's Calendar

Sponsor(s): SENATORS MICCICHE, McGuire, Dyson, Bishop

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to bonds required for contractors; and providing for an effective**
2 **date."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 * **Section 1.** AS 08.18.024(b) is amended to read:

5 (b) Notwithstanding (a) of this section, a specialty contractor may perform
6 work that

7 [(1)] requires the use of not more than three trades [; OR

8 (2) IS EXEMPT UNDER AS 08.18.161(8)].

9 * **Sec. 2.** AS 08.18.071(b) is repealed and reenacted to read:

10 (b) The amount of the bond for a

11 (1) general contractor shall be \$25,000;

12 (2) general contractor with a residential contractor endorsement under
13 AS 08.18.025 who performs exclusively residential work shall be \$20,000;

14 (3) for a mechanical or specialty contractor or home inspector shall be

1 \$10,000; or

2 (4) contractor whose work on one project with an aggregate contract
3 price of \$10,000 or less, including all labor, materials, and other items, when the work
4 is not part of a larger or major operation or otherwise divided into contracts of less
5 than \$10,000 to evade a higher bonding requirement, shall be \$5,000.

6 * **Sec. 3.** AS 08.18.071(c) is amended to read:

7 (c) The bond required by this section remains in effect until cancelled by
8 action of the surety, the principal, or the commissioner. An action may not be
9 commenced upon the bond later than three years after its cancellation. **In lieu of the**
10 **surety bond required by this section, the applicant may file with the**
11 **commissioner a cash deposit or other negotiable security acceptable to the**
12 **commissioner in the amount specified for bonds.**

13 * **Sec. 4.** AS 08.18.101(a) is amended to read:

14 (a) Each applicant, at the time of applying for registration or upon renewal of
15 registration, shall file with the commissioner satisfactory evidence that the applicant
16 has in effect

17 (1) to the extent required under AS 23.30, workers' compensation
18 insurance that is purchased from a private insurer who is admitted to do business in the
19 state and that shows coverage in this state, appropriate employee classifications, and
20 rates applicable in this state, or a valid workers' compensation self-insurance
21 certificate issued by the Alaska Workers' Compensation Board; and

22 (2) public liability and property damage insurance covering the
23 applicant's contracting operations in this state in the sum of not less than \$20,000 for
24 damage to property, \$50,000 for injury, including death, to any one person, and
25 \$100,000 for injury, including death, to more than one person; **this requirement does**
26 **not apply to an applicant whose contracting operations are for work on projects**
27 **where each project has an aggregate contract price, including all labor,**
28 **materials, and other items of \$2,500 or less.**

29 * **Sec. 5.** AS 08.18.161(8) is repealed.

30 * **Sec. 6.** The uncodified law of the State of Alaska is amended by adding a new section to
31 read:

1 APPLICABILITY. The bonding requirement in AS 08.18.071(b), as amended by sec.
2 2 of this Act, applies

3 (1) immediately to a person who is not registered as a contractor or home
4 inspector in this state under AS 08.18.011 on the effective date of this Act; and

5 (2) January 1, 2015, or upon the next renewal of the contractor's registration,
6 whichever is earlier, to a person who is registered as a contractor on the effective date of this
7 Act.

8 * **Sec. 7.** This Act takes effect January 1, 2015.