

Original sponsor: Labor and Commerce
Committee by request

Offered: 5/14/81
Referred: Transportation
and Judiciary

1 IN THE HOUSE

BY THE LABOR AND
COMMERCE COMMITTEE

2 CS FOR HOUSE BILL NO. 455 (L&C)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the regulation of contractors."

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 * Section 1. AS 08.18 is amended by adding new sections to article 1 to
9 read:

10 Sec. 08.18.065. FILING REQUIRED. When submitting a bid for a
11 contract, including a state contract, a registered contractor shall
12 file with the commissioner a list of the names and addresses of all
13 principal subcontractors whose services, or services and materials, are
14 included in the registered contractor's bid. Failure to file this
15 information with the commissioner voids any bid submitted by that
16 registered contractor.

17 Sec. 08.18.067. CONTRACTS WITH PRINCIPAL SUBCONTRACTORS. A
18 registered contractor may not submit a bid for a contract, including a
19 state contract, until he has entered into written contracts with all
20 principal subcontractors whose services or materials are included in
21 the bid submitted by the registered contractor. These contracts may be
22 conditioned on the award of the bid, but must contain a provision
23 entitling the principal subcontractor to damages of 15 percent of the
24 cost of the subcontractor's services, or services and materials, in-
25 cluded in the registered contractor's bid if the registered contractor
26 without cause breaches the contract with the principal subcontractor
27 after the bid is awarded.

28 * Sec. 2. AS 08.18.141 is amended to read:

29 Sec. 08.18.141. MISDEMEANOR. A person acting in the capacity of

1 a contractor in violation of this chapter is guilty of a misdemeanor.

2 This section does not apply to AS 08.18.065 and 08.18.067.

3 * Sec. 3. AS 08.18.171 is amended by adding new paragraphs to read:

4 (4) "principal subcontractor" means a specialty contractor
5 who, in the performance of a contract awarded to the general contractor,
6 supplies services, or services and materials, with a cost equal to at
7 least five percent of the amount of the contract;

8 (5) "registered contractor" means a general contractor who
9 holds a certificate of registration under AS 08.18.031.