

1 IN THE SENATE

BY DUNCAN

2

SENATE BILL NO. 344

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6

For an Act entitled: "An Act relating to general contractors, and to
7 certain contracts of state agencies and political
8 subdivisions."

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

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* Section 1. AS 08.18.011(b) is amended to read:

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(b) A general contractor may not solicit a bid or proposal from,

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award a bid or proposal to, contract with, or allow a person required

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to be registered under this chapter to work for the general contractor

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as a specialty contractor unless the person is registered under this

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chapter.

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* Sec. 2. AS 36.30.110 is amended by adding new subsections to read:

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(c) An agency soliciting bids for work covered by AS 08.18 shall

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insert in the invitation to bid a requirement that the bidder submit

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with the bid a list of the subcontractors that the bidder will be

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using and include

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(1) the name and location of the place of business of each

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subcontractor; and

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(2) evidence of each subcontractor's valid Alaska business

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license.

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(d) A person soliciting subcontractor bids in response to an

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agency's invitation to bid for work covered by AS 08.18 shall insert

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in the solicitation a clause stating that a bid will not be considered

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unless the bidder submits evidence of registration under AS 08.18.

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* Sec. 3. AS 36.30.115(a) is amended to read:

1 (a) Except when the contractor is required to submit the names
2 with the bid under AS 36.30.110(c), within [WITHIN] five working days
3 after the identification of the apparent low bidder, the apparent low
4 bidder shall submit a list of the subcontractors the bidder proposes
5 to use in the performance of the contract. The list must include the
6 name and location of the place of business for each subcontractor and
7 evidence of the subcontractor's valid Alaska business license. [A
8 BIDDER FOR A CONSTRUCTION CONTRACT SHALL ALSO SUBMIT EVIDENCE OF EACH
9 SUBCONTRACTOR'S REGISTRATION UNDER AS 08.18.]

10 * Sec. 4. AS 36.30.210(a) is amended to read:

11 (e) A request for competitive sealed proposals must contain the
12 date, time and place for delivering proposals, a specific description
13 of the supplies, construction, services, or professional services to
14 be provided under the contract, and the terms under which the sup-
15 plies, construction, services, or professional services are to be
16 provided. The request shall require the offeror to submit evidence of
17 the offeror's valid Alaska business license and, except as otherwise
18 provided in (e) of this section, no later than five working days after
19 identifying which proposal is most advantageous to the state, to list
20 subcontractors the offeror proposes to use in the performance of the
21 contract. The list shall include the name and location of the place
22 of business for each subcontractor and evidence of the subcontractor's
23 valid Alaska business license. An offeror for a construction contract
24 shall also submit evidence of the offeror's registration under
25 AS 08.18 [AND EVIDENCE OF REGISTRATION FOR EACH LISTED SUBCONTRACTOR].

26 * Sec. 5. AS 36.30.210 is amended by adding new subsections to read:

27 (e) An agency requesting proposals for work covered by AS 08.18
28 shall insert in the request a requirement that the offeror submit with
29 the offer a list of the subcontractors that the offeror will be using

1 and include

2 (1) the name and location of the place of business of each
3 subcontractor; and

4 (2) evidence of each subcontractor's valid Alaska business
5 license.

6 (f) A person soliciting subcontractor proposals in response to a
7 request for proposals by an agency for work covered by AS 08.18 shall
8 insert in the solicitation a clause stating that a subcontractor's
9 proposal will not be considered unless the subcontractor submits
10 evidence of registration under AS 08.18.

11 * Sec. 6. AS 36.90 is amended by adding a new section to read:

12 Sec. 36.90.030. SOLICITATION REQUIREMENT. (a) A political
13 subdivision of the state that solicits bids or proposals for public
14 construction or public works shall insert in the invitation to bid or
15 request for proposals a requirement that the bidder or offeror submit
16 with the bid or proposal a list of the subcontractors that the bidder
17 or offeror will be using, including

18 (1) the name and location of the place of business of each
19 subcontractor; and

20 (2) evidence of each subcontractor's valid Alaska business
21 license.

22 (b) A person soliciting subcontractor bids or proposals in
23 response to an invitation to bid or request for proposals by a politi-
24 cal subdivision of the state shall insert in the solicitation a clause
25 stating that a bid or proposal will not be considered unless the
26 bidder or offeror submits evidence of registration under AS 08.18.

27 (c) In this section,

28 (1) "public construction" or "public works" means the
29 on-site field surveying, erection, rehabilitation, alteration,

1 extension or repair, including painting or redecorating, of buildings,
2 highways, or other improvements to real property under contract for a
3 political subdivision of the state;

4 (2) "political subdivision of the state" means a municipal-
5 ity, school district, state university, or other state subdivision,
6 but does not include a state agency; in this paragraph, "state agency"
7 has the meaning given in AS 36.30.990.