

Fifty-fifth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1414

Introduced by

Representatives S. Kelsh, Maragos

Senator Goetz

1 A BILL for an Act to amend and reenact section 48-01.1-04 of the North Dakota Century Code
2 relating to plans and specifications for public improvement contracts.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 48-01.1-04 of the 1995 Supplement to the North
5 Dakota Century Code is amended and reenacted as follows:

6 **48-01.1-04. Plans and specifications for public improvement contracts.**

7 1. If the estimated cost of the public improvement is in excess of one hundred
8 thousand dollars, a governing body shall procure plans, drawings, and
9 specifications from a licensed architect for the construction of any public building
10 that has as its principal purpose human occupancy, habitation, or use, or the
11 space within and surrounding the public building, for buildings in the following
12 occupancy categories as defined in the uniform building code adopted under
13 section 54-21.3-03:
14 a. All use groups A, E, H, I, and R-3.
15 b. All use groups B, F-1, M, S-1, S-3, and S-5 buildings greater than twelve
16 thousand square feet [1114.8 square meters].
17 c. All use group R-1 greater than eighteen thousand square feet [1672.2 square
18 meters] or greater than three stories in height.
19 Plans, drawings, and specifications for interior building renovations primarily of
20 structural, mechanical, or electrical systems of inhabited structures may be
21 performed by a registered professional engineer as allowed by the state board of
22 registration for professional engineers and land surveyors, provided these
23 renovations do not change occupancy loads or classifications, access or exit
24 patterns, or uniform building code requirements.

1 2. If a contract of a governing body for the construction of a public improvement not
2 intended for human habitation is estimated to cost in excess of ~~fifty~~ one hundred
3 thousand dollars, the governing body shall procure plans, drawings, and
4 specifications for the work from a licensed architect or registered professional
5 engineer. A public improvement may not be phased or broken into small projects
6 to avoid the provisions of this section. For public buildings in use by or to be used
7 by the North Dakota agricultural experiment stations in connection with farm or
8 agricultural research operations, the plans, drawings, and specifications may, with
9 the approval of the board of higher education, be procured from a registered
10 professional engineer if the engineer is in the regular employment of the
11 agricultural experiment station.