

HOUSE BILL NO. 1387

Introduced by

Representatives Wald, Carlson

1 A BILL for an Act to amend and reenact section 48-01.1-09 of the North Dakota Century Code,
2 relating to the use of a construction manager on a public improvement project.

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

4 **SECTION 1. AMENDMENT.** Section 48-01.1-09 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **48-01.1-09. Use of construction manager.** If a governing body uses a construction
7 manager on a public improvement, the construction manager must be a licensed contractor.
8 The construction manager awarded the contract for construction of a public improvement shall
9 bond the entire cost of the project through a single bond, ~~or through bonds provided by all bid~~
10 ~~packages and the construction manager's bond for the full amount of the construction~~
11 ~~manager's services. If the total of the bonds is less than the total project bid, .~~ The governing
12 body shall contract the entire project to the construction manager, and the construction
13 manager shall bond the difference between the total of the bonds and the total project contract
14 the project in bid packages acceptable to the governing body.