

**HOUSE BILL NO. 1304**

Introduced by

Representatives M. Nelson, Hoverson

1 A BILL for an Act to amend and reenact section 48-01.2-06 of the North Dakota Century Code,  
2 relating to bid requirements for public improvements.

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

4 **SECTION 1. AMENDMENT.** Section 48-01.2-06 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **48-01.2-06. Bid requirements for public improvements.**

- 7 1. Multiple prime bids for the general, electrical, and mechanical portions of a project are  
8 required ~~when any~~ if an individual general, electrical, or mechanical contract or any  
9 combination of individual contracts is in excess of the threshold established under  
10 section 48-01.2-02.1. If a general, mechanical, or electrical contract is estimated to be  
11 less than twenty-five percent of the threshold, the contract may be included in one of  
12 the other prime contracts. A governing body may allow submission of a single prime  
13 bid for the complete project or bids for other specialized portions of the project. ~~A~~  
14 ~~governing body may not accept the single prime bid unless that bid is lower than the~~  
15 ~~combined total of the lowest responsible multiple bids for the project.~~
- 16 2. If a bid for the general, electrical, or mechanical portions of a project is not received, a  
17 governing body may negotiate a contract amendment, up to an additional one hundred  
18 fifty thousand dollars, with the general, electrical, or mechanical contractor whose  
19 contract would represent the largest portion of the project cost for providing the portion  
20 of the project for which a bid was not received without rebidding all or part of the  
21 project.