

HOUSE BILL NO. 1424

Introduced by

Representatives Koppelman, Carlson, Kasper, B. Thoreson

Senators Krebsbach, D. Mathern

1 A BILL for an Act to amend and reenact section 43-07-10 of the North Dakota Century Code,
2 relating to licensing of contractors.

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

4 **SECTION 1. AMENDMENT.** Section 43-07-10 of the 1999 Supplement to the North
5 Dakota Century Code is amended and reenacted as follows:

6 **43-07-10. Renewal of license - Time requirements - Invalidity of license for failure**
7 **to renew.** Any license issued under this chapter may be renewed for each successive fiscal
8 year by obtaining from the registrar a certificate of renewal. To obtain a certificate of renewal,
9 the licensee shall file with the registrar an application, which includes a listing of each project,
10 contract, or subcontract completed by the licensee during the preceding calendar year in this
11 state over the amount of ~~ten~~ twenty-five thousand dollars, the nature of the work of each
12 project, contract, or subcontract, and, if a performance bond was required, the name and
13 address of the corporation, limited liability company, or other person who issued the bond. The
14 registrar shall within a reasonable time forward a copy of the list to the state tax commissioner.
15 The applicant shall include with the application a copy of a certificate of insurance indicating
16 liability coverage as proof that the applicant has secured liability insurance unless the registrar
17 has a current valid certificate of insurance on file, and a certification that the applicant has
18 submitted all payroll taxes including North Dakota income tax, workers' compensation
19 premiums, and unemployment insurance premiums due at the time of renewal, which
20 documents need not be notarized. The application for a certificate of renewal must be made to
21 the registrar on or before the first day of March of each year. At the time of filing the application
22 for a certificate of renewal, the applicant shall pay to the registrar a renewal fee equal to twenty
23 percent of the license fee established in section 43-07-07. If any contractor applies for a
24 renewal under a class different from the license previously issued, the new class license may

1 be issued upon the payment of the fee required for the issuance of the license of the class
2 applied for. If any contractor fails to file an application for a certificate of renewal by the March
3 first deadline, the contractor's license is not in good standing and the contractor must be
4 deemed to be unlicensed within the meaning of sections 43-07-02 and 43-07-18. Within sixty
5 days after March first, the contractor must be notified by mail that the contractor's license is not
6 in good standing. The contractor then has until June first to renew by paying a penalty fee of
7 seventy-five percent of the renewal fee, filing an application for a certificate of renewal, and
8 paying the renewal fee. A contractor who applies for a certificate of renewal before or within
9 ninety days of the filing deadline is not subject to the investigation authorized in section
10 43-07-09. After the June first deadline any licenses not renewed are revoked. Any application
11 for a certificate of renewal must be fully completed within sixty days of the date the application
12 is received by the registrar or it will be returned to the contractor who will then be subject to the
13 provisions of section 43-07-09.