

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 465

BY BUSINESS COMMITTEE

AN ACT

1 RELATING TO PUBLIC WORKS CONTRACTORS' LICENSES; AMENDING SECTION 54-1904,
2 IDAHO CODE, TO REVISE THE NUMBER OF CLASSES OF LICENSES, TO REVISE A LI-
3 CENSE FEE AND TO PROVIDE PROVISIONS RELATING TO A CLASS "CC" LICENSE AND
4 RELATED FEES.
5

6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Section 54-1904, Idaho Code, be, and the same is hereby
8 amended to read as follows:

9 54-1904. CLASSES OF LICENSES -- RIGHTS GRANTED UNDER LICENSES --
10 FEES. (1) There shall be ~~seven~~ eight (78) classes of licenses issued under
11 the provisions of this chapter which are hereby designated as Classes Un-
12 limited, AAA, AA, A, B, CC, C and D, the maximum fee for which shall be as
13 hereinafter specified. Each applicant for a license shall specify the class
14 of license applied for in his application.

15 (2) For the purpose of licensing public works contractors under this
16 chapter the board may adopt rules necessary to determine the classification
17 according to their responsibility, and the type and scope of the operations
18 of a licensed contractor to those in which he is classified and qualified to
19 engage as in this chapter provided.

20 (3) The license classes shall be as follows:

21 (a) Class "Unlimited" license. Any contractor whose qualifica-
22 tions, ability and responsibility to execute contracts for public
23 works involving an estimated cost of more than five million dollars
24 (\$5,000,000) may, upon application and payment of a license fee not
25 to exceed six hundred dollars (\$600), be granted a Class "Unlimited"
26 license and be so classified by the board in accordance with the provi-
27 sions of this chapter. The holder of a Class "Unlimited" license shall
28 be entitled to engage in the public works contracting business in this
29 state as provided in said license. The renewal fee for a Class "Unlim-
30 ited" license shall not exceed six hundred dollars (\$600). An applicant
31 requesting a Class "Unlimited" license in heavy, highway, specialty
32 or building construction shall have a minimum net worth of one million
33 dollars (\$1,000,000) with six hundred thousand dollars (\$600,000) in
34 working capital.

35 (b) Class "AAA" license. Any contractor whose qualifications, ability
36 and responsibility to execute contracts for public works involving an
37 estimated cost of not more than five million dollars (\$5,000,000) may,
38 upon his application and the payment of a license fee not to exceed five
39 hundred dollars (\$500), be granted a Class "AAA" license and be so clas-
40 sified by the board in accordance with the provisions of this chapter.
41 The holder of a Class "AAA" license shall be entitled to engage in the
42 public works contracting business in the state as provided in said li-

1 cense. The renewal fee for a Class "AAA" license shall not exceed five
2 hundred dollars (\$500).

3 (c) Class "AA" license. Any contractor whose qualifications, ability
4 and responsibility to execute contracts for public works involving an
5 estimated cost of not more than three million dollars (\$3,000,000) may,
6 upon his application and the payment of a license fee not to exceed four
7 hundred dollars (\$400), be granted a Class "AA" license and be so clas-
8 sified by the board in accordance with the provisions of this chapter.
9 The holder of a Class "AA" license shall be entitled to engage in the
10 public works contracting business in the state as provided in said li-
11 cense. The renewal fee for a Class "AA" license shall not exceed four
12 hundred dollars (\$400).

13 (d) Class "A" license. Any contractor whose qualifications, ability
14 and responsibility to execute contracts for public works involving an
15 estimated cost of not more than one million two hundred fifty thousand
16 dollars (\$1,250,000) may, upon his application and the payment of a li-
17 cense fee not to exceed three hundred dollars (\$300), be granted a Class
18 "A" license and be so classified by the board in accordance with the pro-
19 visions of this chapter. The holder of a Class "A" license shall be en-
20 titled to engage in the public works contracting business in the state
21 as provided in said license. The renewal fee for a Class "A" license
22 shall not exceed three hundred dollars (\$300).

23 (e) Class "B" license. Any contractor whose qualifications, ability
24 and responsibility to execute contracts for public works involv-
25 ing an estimated cost of not more than six hundred thousand dollars
26 (\$600,000), may, upon his application and the payment of a license fee
27 not to exceed ~~one two hundred fifty~~ dollars (~~\$15200~~) be granted a Class
28 "B" license and be so classified by the board in accordance with the
29 provisions of this chapter. The holder of a Class "B" license shall be
30 entitled to engage in the public works contracting business in the state
31 as provided in said license. The renewal fee for a Class "B" license
32 shall not exceed ~~one two hundred fifty~~ dollars (~~\$15200~~).

33 (f) Class "CC" license. Any contractor whose qualifications, ability
34 and responsibility to execute contracts for public works involv-
35 ing an estimated cost of not more than four hundred thousand dollars
36 (\$400,000), may, upon his application and the payment of a license fee
37 not to exceed one hundred fifty dollars (\$150), be granted a Class "CC"
38 license and be so classified by the board in accordance with the pro-
39 visions of this chapter. The holder of a Class "CC" license shall be
40 entitled to engage in the public works contracting business in the state
41 as provided in said license. The renewal fee for a Class "CC" license
42 shall not exceed one hundred fifty dollars (\$150).

43 (g) Class "C" license. Any contractor whose qualifications, ability
44 and responsibility to execute contracts for public works involv-
45 ing an estimated cost of not more than two hundred thousand dollars
46 (\$200,000), may, upon his application and the payment of a license fee
47 not to exceed one hundred dollars (\$100), be granted a Class "C" license
48 and be so classified by the board in accordance with the provisions of
49 this chapter. The holder of a Class "C" license shall be entitled to
50 engage in the public works contracting business in the state as provided

1 in said license. The renewal fee for a Class "C" license shall not ex-
2 ceed one hundred dollars (\$100).

3 (g) Class "D" license. Any contractor whose qualifications, ability
4 and responsibility to execute contracts for public works involving an
5 estimated cost of not more than fifty thousand dollars (\$50,000), may,
6 upon his application and the payment of a license fee not to exceed fifty
7 dollars (\$50.00), be granted a Class "D" license and be so classified
8 by the board in accordance with the provisions of this chapter. The
9 holder of a Class "D" license shall be entitled to engage in the public
10 works contracting business in the state as provided in said license.
11 The renewal fee for a Class "D" license shall not exceed fifty dollars
12 (\$50.00).

13 (4) The board shall be vested with the power to fix annually the amount
14 of the original and renewal license fees for each class of license for the
15 ensuing license year. The amount of the license fee so fixed shall not exceed
16 the maximum fee set forth in this section.

17 (5) Each license issued by the administrator shall clearly indicate the
18 type and scope of work for which the licensee is qualified and licensed. The
19 holder of the license shall be permitted to submit proposals for and perform
20 only those types of work specified in each license. The administrator may
21 extend the permissible type or scope of work to be done under any license when
22 it is determined by the administrator that the applicant meets all of the re-
23 quirements of this chapter to qualify him to do such other work.

24 (6) The total of any single bid on a given public works project, or the
25 aggregate total of any split bids, or the aggregate of any base bid and any
26 alternate bid items, or the aggregate total of any separate bid by a licensee
27 of any class, except Class "Unlimited," shall not exceed the estimated cost
28 or bid limit of the class of license held by the licensee. The aggregate to-
29 tal of bids shall include all bids of subcontractors. Subcontractor bids
30 shall not be considered a separate bid for the purposes of computing the bid
31 on a given public works project.