

1 work exceeds \$500,000, the state or the applicable subdivision
2 shall prepare separate bid proposals and bid specifications for the
3 following subdivisions of the work to be performed:

4 (1) Plumbing;

5 (2) Heating, ventilating and air conditioning apparatus;

6 (3) Electrical;

7 (4) Fire protection services;

8 (5) General construction and finishing; and

9 (6) Excavation, site preparation and landscaping.

10 (b) These specifications shall be drawn so as to permit
11 separate and independent bidding upon each of these subdivisions of
12 work. All contracts awarded by the state, a political subdivision
13 of the state or by any officer, board or agency of the state, for
14 the erection, construction, reconstruction or alteration of
15 buildings, or any part thereof, shall award the subdivisions of the
16 above specified work separately in a manner consistent with
17 applicable statutes and rules. Nothing in this section may be
18 construed to prevent the state or any political subdivision from
19 performing any such branches of work by or through their regular
20 employees, or in the case of public institutions, by the inmates of
21 public institutions.

22 (c) Each bidder on a public work contract shall, within two
23 hours of bid opening, provide a list that names each subcontractor
24 that the bidder will use to perform work on the contract for:

- 1 (1) Plumbing;
- 2 (2) Heating, ventilating and air conditioning apparatus;
- 3 (3) Electrical;
- 4 (4) Fire protection services;
- 5 (5) General construction and finishing; and
- 6 (6) Excavation, site preparation and landscaping.

7 The list of subcontractors shall include the West Virginia
8 contractor's license number for each subcontractor named. Any
9 change of subcontractor requires the approval of the public owner,
10 upon a showing presented to the public owner of the legitimate
11 construction need for the change, which shall be open to public
12 inspection. Legitimate construction need includes, but is not
13 limited to, a change in project specifications, a change in
14 construction material costs or a change to subcontractor status, if
15 the subcontractor has become otherwise unwilling, unable or
16 unavailable to perform the subcontract.

NOTE: The purpose of this bill is to create a requirement for multiple prime contract bids on certain public works projects.

This section is new; therefore, it has been completely

underscored.