



General Assembly

January Session, 2009

**Committee Bill No. 5113**

LCO No. 3460

\*03460HB05113GAE\*

Referred to Committee on Government Administration and Elections

Introduced by:  
(GAE)

**AN ACT CONCERNING SURETY BONDS IN CONTRACTS FOR PUBLIC PROJECTS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (a) of section 49-41 of the general statutes is  
2 repealed and the following is substituted in lieu thereof (*Effective*  
3 *October 1, 2008*):

4 (a) Each contract exceeding one hundred thousand dollars in  
5 amount for the construction, alteration or repair of any public building  
6 or public work of the state or a municipality shall, at the discretion of  
7 the state or municipality, include a provision that the person to  
8 perform the contract shall furnish to the state or municipality on or  
9 before the award date, a bond in the amount of the contract which  
10 shall be binding upon the award of the contract to that person, with a  
11 surety or sureties satisfactory to the officer awarding the contract, for  
12 the protection of persons supplying labor or materials in the  
13 prosecution of the work provided for in the contract for the use of each  
14 such person, provided no such bond shall be required to be furnished  
15 (1) in relation to any general bid in which the total estimated cost of

16 labor and materials under the contract with respect to which such  
17 general bid is submitted is less than one hundred thousand dollars, (2)  
18 in relation to any sub-bid in which the total estimated cost of labor and  
19 materials under the contract with respect to which such sub-bid is  
20 submitted is less than one hundred thousand dollars, or (3) in relation  
21 to any general bid or sub-bid submitted by a consultant, as defined in  
22 section 4b-55. Any such bond furnished shall have as principal the  
23 name of the person awarded the contract.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2008	49-41(a)

**Statement of Purpose:**

To give the state or municipality the discretion whether to require a bond from the contractor for a public works project costing over one hundred thousand dollars.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*

Co-Sponsors: REP. PERILLO, 113th Dist.

H.B. 5113