

490 (i) shall consider the personal financial information of each individual who holds an
 491 ownership interest in the unincorporated entity; and

492 (ii) may, at any time:

493 (A) audit the personal financial information of any individual who holds an ownership
 494 interest in the unincorporated entity; or

495 (B) request and obtain a credit report on the individual.

496 (b) If, based on the personal financial information of one or more individuals who hold
 497 an ownership interest in the unincorporated entity, the division determines that the applicant or
 498 licensee lacks financial responsibility to engage successfully in business as a contractor, the
 499 division may:

500 (i) prohibit the individual or individuals from engaging in a construction trade;

501 (ii) prohibit the applicant or licensee from engaging in a construction trade, unless the
 502 individual or individuals dissociate from the applicant or licensee within 10 days after the
 503 division makes the determination of a lack of financial responsibility; or

504 [(it)] (iii) require the [owner] individual or individuals, applicant, or licensee to submit
 505 a bond that is ~~§~~→ **in a form determined by the commission with the concurrence of the director**
 506a **and in an amount that is** ←~~§~~ :

506 (A) ~~§~~→ [in an amount and form] ←~~§~~ determined by the commission with the concurrence
 507 of the
 508 director[-]; or

509 (B) ~~§~~→ [in an amount not less than] ←~~§~~ 20% of the annual gross distributions from the
 510 unincorporated entity to its owners and that includes coverage for unpaid obligations incurred
 511 by the licensee contractor and any failure of the licensee contractor owners to pay income taxes
 512 and self-employment taxes on the gross distributions from the unincorporated entity to its
 513 owners.

514 Section 4. Section **58-55-310** is amended to read:

515 **58-55-310. Requirements when working for political subdivision or state agency.**

516 Each political subdivision and agency of the state and each board of education which
 517 requires the issuance of a permit or license as a precondition to the construction, alteration,
 518 improvement, demolition, or other repairs for which a contractor's license is also required
 519 under this chapter shall:

520 (1) require that each applicant for a permit or license file a signed statement that the
 applicant has a current contractor's license with the license number included in the application;