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H.432

Introduced by Representatives Davis of Washington, Christie of Hartford,
Donovan of Burlington, Lenex of Shelburne, Macaig of
Williston, McFaun of Barre Town, Moran of Wardsboro,
Pearson of Burlington, Poirier of Barre City, South of St.
Johnsbury, and Zagar of Barnard

Referred to Committee on

Date:

Subject: Executive branch; contracts; prevailing wage

Statement of purpose of bill as introduced: This bill proposes to require that
persons contracting with the State pay their employees no less than the
prevailing wage.

An act relating to prevailing wages

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. 29 V.S.A. § 161 is amended to read:

§ 161. REQUIREMENTS ON STATE CONSTRUCTION PROJECTS

* * *

(b) Each contract awarded under this section for any state project with a
construction cost exceeding ~~\$100,000.00~~ \$50,000.00 and which is authorized
or funded in whole or in part by a capital construction act pursuant to

1 32 V.S.A. § 701a, including such a project of the University of Vermont and
2 State Agricultural College and of the Vermont State Colleges, shall provide
3 that all construction employees working on the project shall be paid no less
4 than ~~the mean prevailing wage published periodically by the department of~~
5 ~~labor in its occupational employment and wage survey~~ the prevailing rate of
6 wages and benefits then payable for the labor in the locality where the public
7 work is being performed, under a collective bargaining agreement. If no
8 collective bargaining agreements exist in the immediate locality, then the
9 prevailing rate of wages and benefits under a collective bargaining agreement
10 in the nearest locality where a collective bargaining agreement exists shall
11 apply. The Commissioner of Labor, in consultation with the Commissioner of
12 Buildings and General Services, shall adopt rules to implement this section.

13 * * *

14 (g) Any person who knowingly and with intent to defraud makes a false
15 statement or representation for the purpose of affecting or denying any benefit
16 or payment under this section shall be fined not more than \$10,000.00 or
17 imprisoned not more than three years, or both.

18 Sec. 2. EFFECTIVE DATE

19 This act shall take effect on July 1, 2013.