

1 H.679

2 Senators Pearson, Balint, Baruth, Bray, Campion, Chittenden, Clarkson,  
3 Hardy, Hooker, Lyons, MacDonald, Perchlik, Pollina, and Ram Hinsdale move  
4 that the Senate propose to the House that the bill be amended by adding a Sec.  
5 71a to read as follows:

6 Sec. 71a. AMERICAN RESCUE PLAN ACT; PREVAILING WAGE  
7 REQUIREMENT

8 (a)(1) Except as provided in subsection (b) of this section, any contract  
9 awarded for a maintenance, construction, or improvement project that receives  
10 \$200,000.00 or more in American Rescue Plan Act (ARPA) funds shall  
11 provide that all construction employees working on the project shall be paid  
12 not less than the mean prevailing wage published periodically by the Vermont  
13 Department of Labor in its occupational employment and wage survey plus an  
14 additional fringe benefit of 42 and one-half percent of wage, as calculated by  
15 the current Vermont prevailing wage survey.

16 (2) As used in this subsection, “fringe benefits” has the same meaning as  
17 used in 29 V.S.A. § 161.

18 (b) The requirements of subsection (a) of this section shall not apply to any  
19 maintenance, construction, or improvement project that received \$200,000.00  
20 or more in American Rescue Plan Act (ARPA) funds appropriated prior to the

1 effective date of this act if any of the following apply as of the effective date of  
2 this act:  
3       (1) the project has been invited or advertised for bid;  
4       (2) the project is under contract; or  
5       (3) the funds are obligated.  
6       (c) Subsection (a) of this section shall not apply to contracts awarded for  
7 maintenance, construction, or improvements projects that are required by law  
8 to comply with the requirements of the federal Davis-Bacon Act.