

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21

S.125

Senators [TO BE INSERTED] move that the bill be amended as follows:

First: By adding a new section to be Sec. 5a to read as follows:

Sec. 5a. 3 V.S.A. § 941 is amended to read:

§ 941. UNIT DETERMINATION, CERTIFICATION, AND  
REPRESENTATION

\* \* \*

(c)(1) A petition may be filed with the Board, in accordance with procedures prescribed by the Board by an employee or group of employees, or any individual or employee organization purporting to act on their behalf, alleging by filing a petition or petitions bearing signatures of not less than 30 percent of the employees that they wish to form a bargaining unit and be represented for collective bargaining, ~~or that the individual or employee organization currently certified as the bargaining agent is no longer supported by at least 51 percent of the employees in the bargaining unit,~~ or that they are now included in an approved bargaining unit and wish to form a separate bargaining unit under Board criteria for purposes of collective bargaining. The employee, group of employees, individual, or employee organization that files the petition, shall, at the same time that the petition is filed with the Board, provide a copy of the petition to the employer and, if appropriate, the current bargaining agent.

1           (2) A petition may be filed with the Board, in accordance with  
2           procedures prescribed by the Board, by an employee or group of employees, or  
3           any individual or employee organization purporting to act on their behalf,  
4           alleging by filing a petition or petitions bearing signatures of not less than 40  
5           percent of the employees that the individual or employee organization  
6           currently certified as the bargaining agent is no longer supported by a majority  
7           of the employees in the bargaining unit. The employee, group of employees,  
8           individual, or employee organization that files the petition shall, at the same  
9           time that the petition is filed with the Board, provide a copy of the petition to  
10           the employer and, if appropriate, the current bargaining agent.

11                 (A)(i) An employer shall, not more than seven business days after  
12           receiving a copy of the petition, file any objections to the appropriateness of  
13           the proposed bargaining unit and raise any other unit determination issues with  
14           the Board and provide a copy of the filing to the employee, group of  
15           employees, individual, or employee organization that filed the petition.

16                                 \* \* \*

17           (d) The Board, a Board member, or a person or persons designated by the  
18           Board shall investigate the petition and do one of the following:

19                 (1) Determine that the petition has made a sufficient showing of interest  
20           pursuant to ~~subdivision~~ subdivisions (c)(1) and (2) of this section.

21                                 \* \* \*

1        Second: By adding a new section to be Sec. 5b and its reader assistance  
2 heading to read as follows:

3                                \* \* \* State Construction Projects \* \* \*

4        Sec. 5b. 29 V.S.A. § 161 is amended to read:

5        § 161. REQUIREMENTS ON STATE CONSTRUCTION PROJECTS

6                                \* \* \*

7        (d) Subsections (a) through (c) and subsection (g) of this section shall not  
8 apply to maintenance or construction projects carried out by the Agency of  
9 Transportation and by the Department of Forests, Parks and Recreation.

10                                \* \* \*

11        (g) Employers and subcontractors contracting with the State of Vermont  
12 pursuant to this section shall keep a true and accurate record of all employees  
13 working on the project.

14                (1) For each employee, the record shall include:

15                        (A) the name of the employee;

16                        (B) the address of the employee;

17                        (C) the hours worked by the employee;

18                        (D) the wages paid to the employee;

19                        (E) the employee’s rate of pay; and

20                        (F) the classification of the employee; the licensed trades shall supply  
21 proof of classification of journey workers and indentured apprentices.

1           (2) The records described in subdivision (1) of this subsection shall be  
2           submitted weekly by U.S. mail or email to the State agency overseeing the  
3           construction project. The records shall be accompanied by a signed statement  
4           from the employer or subcontractor verifying the accuracy of the records.

5           (3) Each employer and subcontractor shall preserve the records  
6           described in subdivision (1) of this subsection for three years from the date of  
7           completion of the State project. The records shall be available for inspection  
8           by the Commissioner of Labor at any reasonable time upon request.

9           (4) The records received pursuant to subdivision (2) of this subsection  
10          shall be subject to inspection or copying pursuant to 1 V.S.A. §§ 315–320.

11          Third: By striking out Sec. 7, effective date, in its entirety and inserting in  
12          lieu thereof a new Sec. 7 and its reader assistance heading to read as follows:

13                               \* \* \* Effective Dates \* \* \*

14          Sec. 7. EFFECTIVE DATES

15               (a) This section and Secs. 1–5a and 6 shall take effect on July 1, 2025.

16               (b) Sec. 5b shall take effect on July 1, 2026.