

HB1783/623522/2

BY: Senator Serafini

AMENDMENTS TO HOUSE BILL 1783
(Third Reading File Bill)

AMENDMENT NO. 1

On page 5, in line 1, after “requirements;” insert “altering the definition of “public body” and “public work” to increase the percentage of money used for construction that must be State money for certain entities to be included with respect to the construction of an elementary or secondary school and for certain construction to be included for purposes of certain provisions of law governing the prevailing wage;”.

On page 6, in line 11, strike “and 12-202(a)” and substitute “12-202(a), and 17-201(i) and (j)”.

AMENDMENT NO. 2

On page 12, in line 14, after “REQUIREMENTS” insert “, IF APPLICABLE”.

On page 44, after line 29, insert:

“17-201.

(i) (1) “Public body” means:

(i) the State;

(ii) except as provided in paragraph (2)(i) of this subsection, a unit of the State government or instrumentality of the State;

(iii) any political subdivision, agency, person, or entity;

(Over)

1. with respect to the construction of an elementary or a secondary school for which [25%] 50% or more of the money used for construction is State money; or

2. with respect to the construction of any other public work for which 50% or more of the money used for construction is State money;

(iv) notwithstanding paragraph (2)(ii) of this subsection, a political subdivision if its governing body:

1. provides by ordinance or resolution that the political subdivision is covered by this subtitle; and

2. gives written notice of that ordinance or resolution to the Commissioner; and

(v) the Washington Suburban Sanitary Commission.

(2) "Public body" does not include:

(i) except as provided in paragraph (1)(v) of this subsection, a unit of the State government or instrumentality of the State funded wholly from a source other than the State; or

(ii) any political subdivision, agency, person, or entity:

1. with respect to the construction of an elementary or a secondary school for which less than [25%] 50% of the money used for construction is State money; or

2. with respect to the construction of any other public work for which less than 50% of the money used for construction is State money.

(j) (1) Subject to paragraph (2) of this subsection, “public work” means a structure or work, including a bridge, building, ditch, road, alley, waterwork, or sewage disposal plant, that:

(i) is constructed for public use or benefit; or

(ii) is paid for wholly or partly by public money.

(2) “Public work” does not include:

(i) unless let to contract, a structure or work whose construction is performed by a public service company under order of the Public Service Commission or other public authority regardless of:

1. public supervision or direction; or

2. payment wholly or partly from public money; or

(ii) an elementary or a secondary school if:

1. the school is not in a political subdivision covered under subsection (i)(1)(iv) of this section; and

2. the State provides less than [25%] 50% of the money for construction.”.