
By: Delegate Hixson

Introduced and read first time: February 7, 1996

Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Procurement - Prevailing Wage Law - School Construction**

3 FOR the purpose of expanding the application of the prevailing wage law in the
4 construction of public schools; altering the ratio of State funds used in a school
5 construction project in order for the contract to be subject to the requirements of
6 the prevailing wage law; and generally relating to contracts for school construction.

7 BY repealing and reenacting, with amendments,
8 Article - State Finance and Procurement
9 Section 17-201(i)
10 Annotated Code of Maryland
11 (1995 Replacement Volume and 1995 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article - State Finance and Procurement**

15 17-201.

16 (i) (1) "Public body" means:

17 (i) the State;

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

20 (iii) any political subdivision, agency, person, or entity:

21 1. with respect to the construction of an elementary or
22 secondary school for which [75%] 25% or more of the money used for construction is
23 State money; or

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

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

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

3 2. gives written notice of that ordinance or resolution to the
4 Commissioner.

5 (2) "Public body" does not include:

6 (i) a unit of the State government or instrumentality of the State
7 funded wholly from a source other than the State; or

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

9 1. with respect to the construction of an elementary or
10 secondary school for which less than [75%] 25% of the money used for construction is
11 State money; or

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

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 1996.