

BY: Finance Committee

AMENDMENTS TO HOUSE BILL NO. 699

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “Act;” insert “authorizing a certain contractor or subcontractor to designate a certain day as a make-up day; altering the threshold for determining if a public work contract is subject to the prevailing wage law; making stylistic changes;”; and in line 12, before “17-214” insert “17-202,”.

AMENDMENT NO. 2

On page 1, after line 17, insert:

“17-202.

(a) This subtitle does not limit:

(1) the hours of work an employee may work in a particular period of time; or
(2) the right of a contractor to pay an employee under a public work contract more than the prevailing wage rate.

(b) This subtitle does not apply to:

(1) a public work contract of less than [~~\$500,000~~] \$400,000; or
(2) the part of a public work contract for which the federal government provides money if, as to that part, the contractor is required to pay the prevailing wage rate as determined by the United States Secretary of Labor.

(c) If this subtitle and the federal Davis-Bacon Act apply and the federal act is suspended, the Governor may declare this subtitle suspended for the same period for:

(Over)

(1) the part of that public work contract for which the United States Secretary of Labor would have been required to make a determination of a prevailing wage rate; or

(2) that entire public work contract.”.

AMENDMENT NO. 3

On page 1, in line 19, strike “Each” and substitute:

“(A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, A”;

in the same line, after “pay” insert “AN EMPLOYEE”; and strike beginning with the colon in line 20 down through “works:” in line 21 and substitute “STRAIGHT TIME FOR EACH HOUR WORKED.”.

On page 2, strike lines 1 through 4, inclusive, and substitute:

“(B) A CONTRACTOR AND SUBCONTRACTOR SHALL PAY AN EMPLOYEE THE PREVAILING WAGE OF OVERTIME FOR EACH HOUR WORKED.”;

in line 5, strike “(i)” and substitute “(1)”; in the same line, strike “in any single calendar” and substitute “A”; in line 6, strike “(II)” and substitute “(2)”; in the same line, strike “DURING 1 WORKWEEK” and substitute “A WEEK”; and in line 7, strike “(III)” and substitute “(3)”.

AMENDMENT NO. 4

On page 2, in line 7, before “Sunday” insert “SATURDAY,”; and in the same line, after “Sunday” insert a comma.

AMENDMENT NO. 5

On page 2, after line 7, insert:

“(C) A CONTRACTOR OR SUBCONTRACTOR UNDER A PUBLIC WORK CONTRACT MAY DESIGNATE FRIDAY AS A MAKE-UP DAY.”.

AMENDMENT NO. 6

On page 2, in line 16, strike “THE SECRETARY” and substitute “SUBJECT TO § 10-1001 OF THE STATE GOVERNMENT ARTICLE, THE COMMISSIONER”; and in line 17, after “OF”

insert "UP TO".

On page 3, in line 7, strike "two additional Wage and Hour Inspectors I," and substitute "at least five Wage and Hour Investigators, with a grade of at least"; and in line 9, after "Regulation." insert "The appropriation for each fiscal year for the Wage and Hour Investigators shall be consistent with the salary and classification plans in effect for that function.".