P2 2lr0945

By: Delegates Kittleman, Boteler, Krebs, Mangione, McComas, Otto, and Rose

Introduced and read first time: February 10, 2022

Assigned to: Economic Matters

AN ACT concerning

A BILL ENTITLED

2	Prevailing Wage Rate - Public School Construction - Moratorium		
3	FOR the purpose of placing a moratorium for a certain period of time on the application of		
4	the prevailing wage rate law to the construction of certain schools by or for certain		
5	public bodies in the State; and generally relating to the prevailing wage rate an		
6	school construction.		
7	BY repealing and reenacting, without amendments,		
8	Article – State Finance and Procurement		
9	Section 17–201(a), (d), (h), (i), (k), and (l), 17–210(a) and (c), and 17–214		
10	Annotated Code of Maryland		
11	(2021 Replacement Volume)		
12	BY repealing and reenacting, with amendments,		
13	Article – State Finance and Procurement		
14	Section 17–201(j)		
15	Annotated Code of Maryland		
16	(2021 Replacement Volume)		

Article - State Finance and Procurement

20 17 - 201.

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21In this subtitle, unless the context indicates otherwise, the following words 22have the meanings indicated.

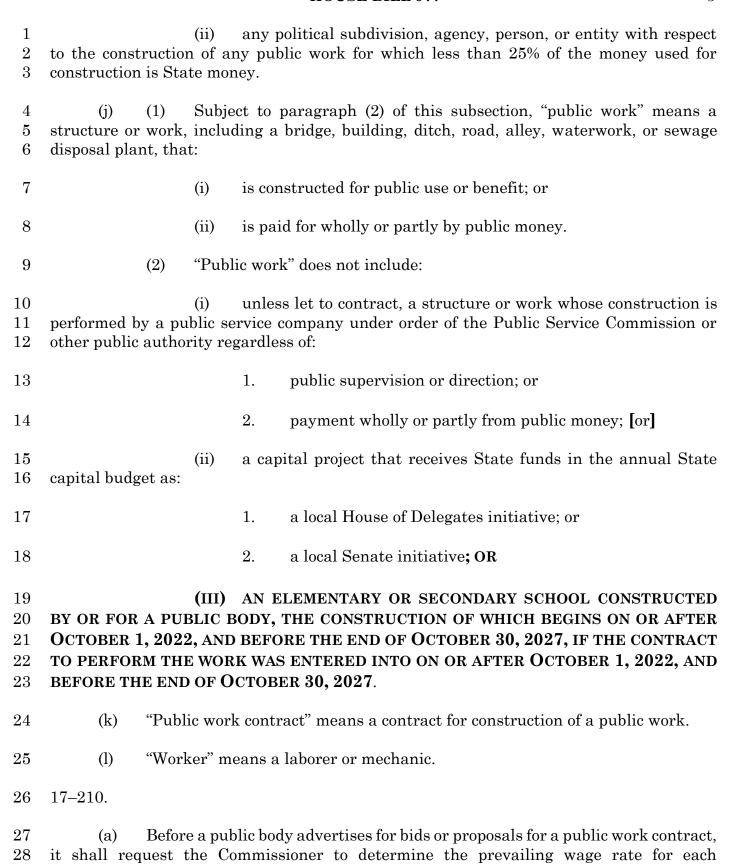
SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

23 (d) "Construction" includes all:

That the Laws of Maryland read as follows:



1	(1)	building;	
2	(2)	reconstructing;	
3	(3)	improving;	
4	(4)	enlarging;	
5	(5)	painting and decorating;	
6	(6)	altering;	
7	(7)	maintaining; and	
8	(8)	repairing.	
9 10	` '	vailing wage rate" means the hourly rate of wages paid in the locality as a Commissioner under § 17–208 of this subtitle.	
11	(i) (1)	"Public body" means:	
12		(i) the State;	
13 14	(ii) except as provided in paragraph (2)(i) of this subsection, a unit of the State government or instrumentality of the State;		
15 16 17	to the construction construction is Sta	(iii) any political subdivision, agency, person, or entity with respect on of any public work for which 25% or more of the money used for ate money;	
18 19	subdivision if its g	(iv) notwithstanding paragraph (2)(ii) of this subsection, a political coverning body:	
20 21	subdivision is cove	1. provides by ordinance or resolution that the political ered by this subtitle; and	
22 23	Commissioner; an	2. gives written notice of that ordinance or resolution to the d	
24		(v) the Washington Suburban Sanitary Commission.	
25	(2)	"Public body" does not include:	
26 27 28	of the State govern than the State; or	(i) except as provided in paragraph (1)(v) of this subsection, a unit ment or instrumentality of the State funded wholly from a source other	



classification of worker required to perform the public work contract.

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HOUSE BILL 977

1 After a determination has been made, the public body shall include each (c) 2 prevailing wage rate for straight time and overtime: 3 (1) in any call for bids or proposals; in the specifications for the public work contract; and 4 (2)in the public work contract. 5 (3)6 17 - 214.7 (a) Except as provided in subsection (b) of this section, each contractor and 8 subcontractor under a public work contract shall pay not less than the prevailing wage rate of straight time to an employee for each hour that the employee works. 9 10 A contractor and subcontractor shall pay an employee the prevailing wage 11 rate of overtime for each hour that the employee works: in excess of 10 hours in any single calendar day; 12 (1) (2) in excess of 40 hours per each workweek; or 13 on Sunday or a legal holiday. 14 (3) 15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 16 1, 2022.