



General Assembly

February Session, 2020

***Raised Bill No. 350***

LCO No. 2215



Referred to Committee on LABOR AND PUBLIC EMPLOYEES

Introduced by:  
(LAB)

***AN ACT CODIFYING PREVAILING WAGE CONTRACT RATES.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (d) of section 31-53 of the 2020 supplement to  
2 the general statutes is repealed and the following is substituted in lieu  
3 thereof (*Effective October 1, 2020*):

4 (d) For the purpose of predetermining the prevailing rate of wage on  
5 an hourly basis and the amount of payment or contributions paid or  
6 payable on behalf of each person to any employee welfare fund, as  
7 defined in subsection (i) of this section, in each town where such  
8 contract is to be performed, the Labor Commissioner shall [(1) hold a  
9 hearing at any required time to determine the prevailing rate of wages  
10 on an hourly basis and the amount of payment or contributions paid or  
11 payable on behalf of each person to any employee welfare fund, as  
12 defined in subsection (i) of this section, upon any public work within  
13 any specified area, and shall establish classifications of skilled,  
14 semiskilled and ordinary labor, or (2)] adopt the rate of wages on an  
15 hourly basis and the amount of payment or contributions paid or  
16 payable on behalf of each person to any employee welfare fund, as

17 defined in subsection (i) of this section, as established in dominant  
18 collective bargaining agreements or understandings between employers  
19 or employer associations and bona fide labor organizations for the same  
20 work in the same trade or occupation in the town in which the  
21 applicable building, heavy or highway works project is being  
22 constructed. For each trade or occupation for which more than one  
23 collective bargaining agreement is in effect for the town in which such  
24 project is being constructed, the dominant collective bargaining  
25 agreement shall prevail. For each trade or occupation for which there is  
26 no collective bargaining agreement in effect for the town in which such  
27 project is being constructed, the Labor Commissioner shall adopt and  
28 use such appropriate and applicable prevailing wage rate  
29 determinations as have been made by the Secretary of Labor of the  
30 United States under the provisions of the Davis-Bacon Act, as amended.

31 Sec. 2. Section 31-54 of the general statutes is repealed and the  
32 following is substituted in lieu thereof (*Effective October 1, 2020*):

33 The Labor Commissioner shall [hold a hearing at any required time  
34 to] determine the prevailing rate of wages upon any highway contract  
35 within any specified area on an hourly basis and the amount of payment  
36 or contributions paid or payable on behalf of each employee to any  
37 employee welfare fund, as defined in section 31-53, as amended by this  
38 act, upon any classifications of skilled, semiskilled and ordinary labor.  
39 Said commissioner shall determine the prevailing rate of wages on an  
40 hourly basis and the amount of payment or contributions paid or  
41 payable on behalf of each employee to any employee welfare fund, as  
42 defined in section 31-53, as amended by this act, in each locality where  
43 any highway or bridge is to be constructed, and the Commissioner of  
44 Transportation shall include such rate of wage on an hourly basis and  
45 the amount of payment or contributions paid or payable on behalf of  
46 each employee to any employee welfare fund, as defined in section 31-  
47 53, as amended by this act, or in lieu thereof, in cash as part of wages  
48 each pay day, for each classification of labor in the proposal for the  
49 contract and in the contract. The rate and the amount so established  
50 shall, at all times, be considered as the minimum rate of wage on an

51 hourly basis and the amount of payment or contributions to an  
52 employee welfare fund, or cash in lieu thereof, for the classification for  
53 which it was established. Any contractor who pays any person at a  
54 lower rate of wage on an hourly basis or the amount of payment or  
55 contributions paid or payable on behalf of each employee to any  
56 employee welfare fund, as defined in section 31-53, as amended by this  
57 act, or where he is not obligated by any agreement to make payment or  
58 contributions to the employee welfare funds, as defined in section 31-  
59 53, as amended by this act, and fails to pay the amount of such payment  
60 or contributions directly to the employee as a part of his wages each pay  
61 day, than that so established for the classifications of work specified in  
62 any such contract shall be fined not more than two hundred dollars for  
63 each offense. The provisions of this section shall apply only to state  
64 highways and bridges on state highways.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2020</i>	31-53(d)
Sec. 2	<i>October 1, 2020</i>	31-54

**Statement of Purpose:**

To codify prevailing wage contract rates.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*