

FIRST REGULAR SESSION

# SENATE BILL NO. 190

97TH GENERAL ASSEMBLY

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INTRODUCED BY SENATOR WALSH.

Read 1st time January 22, 2013, and ordered printed.

TERRY L. SPIELER, Secretary.

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## AN ACT

To amend chapter 290, RSMo, by adding thereto two new sections relating to mandatory wage reporting for the purposes of determining the prevailing wage.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Chapter 290, RSMo, is amended by adding thereto two new sections, to be known as sections 290.257 and 290.259, to read as follows:

**290.257. 1. No contractor or subcontractor shall contract with or construct public works for the Missouri state highways and transportation commission unless such contractor or subcontractor has participated in the wage survey process utilized by the department pursuant to section 290.260 to determine the prevailing hourly rate of wages in Missouri localities for highway construction work by completing and submitting the survey forms to the department, signed by an officer of the contractor or subcontractor, evidencing all the hours worked by and all wage rates paid to its workers in each occupational title for highway construction work during the previous reporting period utilized by the department in determining the wage order issued pursuant to section 290.260 unless such contractor or subcontractor has not engaged in any construction work for the Missouri state highways and transportation commission during the previous reporting period utilized by the department in determining the general wage order, which the contractor shall establish by providing an affidavit or other sworn statement so attesting to the department.**

**2. Survey forms containing wages and hours submitted to the department under this section shall not be considered public records**

21 under chapter 610.

22 3. The provisions of this section shall become effective on  
23 January 1, 2015.

290.259. 1. No contractor or subcontractor shall contract with or  
2 construct public works for any public body, other than the Missouri  
3 state highways and transportation commission, unless such contractor  
4 or subcontractor has participated in the wage survey process utilized  
5 by the department pursuant to section 290.262 to determine the  
6 prevailing hourly rate of wages in Missouri localities for construction  
7 work, other than highway construction work, by completing and  
8 submitting the survey forms to the department, signed by an officer of  
9 the contractor or subcontractor, evidencing all the hours worked by  
10 and all wage rates paid to its workers in each occupational title for  
11 construction work, other than residential construction, during the  
12 previous calendar year unless such contractor or subcontractor has not  
13 engaged in any construction work, with the exception of residential  
14 construction work, which the contractor shall establish by providing an  
15 affidavit or other sworn statement so attesting to the department.

16 2. Survey forms containing wages and hours submitted to the  
17 department under this section shall not be considered public records  
18 under chapter 610.

19 3. The provisions of this section shall become effective on  
20 January 1, 2015.

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