

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 796 Session of 2011

INTRODUCED BY WAUGH, EICHELBERGER, VANCE, PICCOLA, BAKER,  
FOLMER, ALLOWAY, EARLL AND MENSCH, MARCH 9, 2011

REFERRED TO LABOR AND INDUSTRY, MARCH 9, 2011

AN ACT

1 Amending the act of August 15, 1961 (P.L.987, No.442), entitled  
2 "An act relating to public works contracts; providing for  
3 prevailing wages; imposing duties upon the Secretary of Labor  
4 and Industry; providing remedies, penalties and repealing  
5 existing laws," allowing local governments to remove  
6 themselves from the jurisdiction of the act; and making  
7 repeals.

8 The General Assembly of the Commonwealth of Pennsylvania  
9 hereby enacts as follows:

10 Section 1. The act of August 15, 1961 (P.L.987, No.442),  
11 known as the Pennsylvania Prevailing Wage Act, is amended by  
12 adding a section to read:

13 Section 13.1. Local Option.--Notwithstanding any provision  
14 of this act, a political subdivision may elect, by ordinance or  
15 resolution, to remove itself from the jurisdiction of this act.  
16 Upon adoption of an ordinance or resolution under this section,  
17 the political subdivision shall notify the Department of Labor  
18 and Industry in writing. The notice shall include the date that  
19 the ordinance or resolution became effective.

20 Section 2. Repeals are as follows:

1           (1) The General Assembly declares that the repeal under  
2 paragraph (2) is necessary to effectuate this act.

3           (2) Section 752 of the act of March 10, 1949 (P.L.30,  
4 No.14), known as the Public School Code of 1949, is repealed  
5 as to any political subdivision electing to opt out of the  
6 jurisdiction of the act under section 13.1 of the act.

7           (3) All other acts and parts of acts are repealed  
8 insofar as they are inconsistent with this act.

9 Section 3. This act shall take effect in 60 days.