

LEGISLATIVE REFERENCE BUREAU

L.R.B. Form No. 4 (Rev. 3/25/10)

No. _____

2013D02407KMF:SRA

AN ACT

Amending the act of August 15, 1961 (P.L.987, No.442), known as the Pennsylvania Prevailing Wage Act, raising the threshold for applicability.

LEGISLATIVE REFERENCE BUREAU

INTRODUCED _____ 20 _____

By _____ District NO. _____

By _____ District NO. _____

By _____ District NO. _____

By _____ District NO. _____

See next page for additional co-sponsors.

Referred to Committee on	
Date _____	20 _____
Reported _____	20 _____
As Committed-Amended	
Recommendation	

By Hon. _____	

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," raising the threshold for applicability.

6 The General Assembly of the Commonwealth of Pennsylvania
7 hereby enacts as follows:

8 Section 1. Section 2 of the act of August 15, 1961 (P.L.987,
9 No.442), known as the Pennsylvania Prevailing Wage Act, amended
10 August 9, 1963 (P.L.653, No.342), is amended to read:

11 Section 2. Definitions.--As used in this act--

12 (1) "Department" means Department of Labor and Industry of
13 the Commonwealth of Pennsylvania.

14 (2) "Locality" means any political subdivision, or
15 combination of the same, within the county in which the public
16 work is to be performed. When no workmen for which a prevailing
17 minimum wage is to be determined hereunder are employed in the
18 locality, the locality may be extended to include adjoining
19 political subdivisions where such workmen are employed in those

1 crafts or trades for which there are no workmen employed in the
2 locality as otherwise herein defined.

3 (3) "Maintenance work" means the repair of existing
4 facilities when the size, type or extent of such facilities is
5 not thereby changed or increased.

6 (4) "Public body" means the Commonwealth of Pennsylvania,
7 any of its political subdivisions, any authority created by the
8 General Assembly of the Commonwealth of Pennsylvania and any
9 instrumentality or agency of the Commonwealth of Pennsylvania.

10 (5) "Public work" means construction, reconstruction,
11 demolition, alteration and/or repair work other than maintenance
12 work, done under contract and paid for in whole or in part out
13 of the funds of a public body where the estimated cost of the
14 total project is in excess of [twenty-five thousand dollars
15 (\$25,000)] seventy-five thousand dollars (\$75,000), but shall
16 not include work performed under a rehabilitation or manpower
17 training program.

18 (6) "Secretary" means the Secretary of Labor and Industry or
19 his duly authorized deputy or representative.

20 (7) "Workman" includes laborer, mechanic, skilled and semi-
21 skilled laborer and apprentices employed by any contractor or
22 subcontractor and engaged in the performance of services
23 directly upon the public work project, regardless of whether
24 their work becomes a component part thereof, but does not
25 include material suppliers or their employes who do not perform
26 services at the job site.

27 (8) "Work performed under a rehabilitation program," means
28 work arranged by and at a State institution primarily for
29 teaching and upgrading the skills and employment opportunities
30 of the inmates of such institutions.

1 (9) "Advisory Board" means the board created by section 2.1
2 of this act.

3 (10) "Appeals Board" means the board created by section 2.2
4 of this act.

5 Section 2. The amendment of section 2 of the act shall apply
6 to contracts entered into on or after the effective date of this
7 section.

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