
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 373 Session of
2019

INTRODUCED BY BERNSTINE, RYAN, IRVIN, HICKERNELL, MILLARD,
B. MILLER, KEEFER, SAYLOR, GROVE AND MENTZER,
FEBRUARY 5, 2019

REFERRED TO COMMITTEE ON LABOR AND INDUSTRY, FEBRUARY 5, 2019

AN ACT

1 Providing for public notice and access requirements for public
2 works projects labor agreements.

3 The General Assembly of the Commonwealth of Pennsylvania
4 hereby enacts as follows:

5 Section 1. Short title.

6 This act shall be known and may be cited as the Project Labor
7 Agreement Transparency Act.

8 Section 2. Definitions.

9 The following words and phrases when used in this act shall
10 have the meanings given to them in this section unless the
11 context clearly indicates otherwise:

12 "Labor organization." An organization of any kind, or an
13 agency or employee representation committee or plan in which
14 employees participate, and which exists for the purpose, in
15 whole or in part, of dealing with employers concerning
16 grievances, labor disputes, wages, rates of pay, hours of
17 employment or conditions of work.

1 "Official website." The official Internet location
2 designated by a public body as its primary source of information
3 about the public body.

4 "Project labor agreement." An agreement, clause, addendum or
5 portion of an agreement that requires an entity contracted to
6 perform construction services to:

7 (1) utilize workers represented by a designated labor
8 organization or referred by a designated labor organization;

9 (2) affiliate with or pay dues to a labor organization;
10 or

11 (3) recognize a labor organization as the exclusive
12 representative of any of its employees on a public works
13 project.

14 "Public body." The Commonwealth or any of its political
15 subdivisions or an agency, authority or instrumentality of the
16 Commonwealth or any of its political subdivisions.

17 "Public works project." A project consisting of
18 construction, reconstruction, demolition, alteration or repair
19 work, other than routine maintenance work, contracted for by a
20 public body, and costing a minimum of \$25,000.

21 Section 3. Notice of project labor agreements.

22 A public body shall prominently post notice of a project
23 labor agreement that is applicable to a public works project of
24 the public body on its official website at least 20 days prior
25 to the issuance of an invitation for bids or request for
26 proposals for the public works project. The notice shall remain
27 posted on the official website of the public body until the
28 period to submit bids for the project has closed.

29 Section 4. Public access to project labor agreements.

30 A public body shall provide a copy of a project labor

1 agreement to any person upon request at no cost to the person,
2 except that a public body may charge a reasonable fee for copies
3 if the public body has posted a printable copy of the project
4 labor agreement on its official website with the notice required
5 by section 3.

6 Section 5. Failure to post notice or provide public access.

7 Failure to post notice of a project labor agreement as
8 required by section 3 or failure to provide public access to a
9 project labor agreement as required by section 4 shall render
10 the project labor agreement null and void.

11 Section 6. Applicability.

12 This act shall apply only to project labor agreements
13 executed after the effective date of this act.

14 Section 7. Effective date.

15 This act shall take effect in 90 days.