

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1215 Session of 2024

INTRODUCED BY FLYNN, MAY 31, 2024

REFERRED TO LABOR AND INDUSTRY, MAY 31, 2024

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," further providing for definitions.

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

8 Section 1. Section 2(4) and (5) of the act of August 15,
9 1961 (P.L.987, No.442), known as the Pennsylvania Prevailing
10 Wage Act, are amended and the section is amended by adding
11 paragraphs to read:

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

13 * * *

14 (4) "Public body" means the Commonwealth of Pennsylvania,
15 any of its political subdivisions, any authority created by the
16 General Assembly of the Commonwealth of Pennsylvania and any
17 instrumentality or agency of the Commonwealth of Pennsylvania[.]
18 or a public utility.

19 (4.1) "Public utility" means a public utility as defined
20 under 66 Pa.C.S. § 102 (relating to definitions). The term shall

1 not include electric distribution companies as defined under 66
2 Pa.C.S. § 2803 (relating to definitions).

3 (5) "Public work" means construction, reconstruction,
4 demolition, alteration and/or repair work other than maintenance
5 work, done under contract and paid for in whole or in part out
6 of the funds of a public body where the estimated cost of the
7 total project is in excess of twenty-five thousand dollars
8 (\$25,000), but shall not include work performed under a
9 rehabilitation or manpower training program, and with regard to
10 a public utility, public work shall be limited to underground
11 infrastructure work.

12 * * *

13 (6.1) "Underground infrastructure work" means all
14 construction, reconstruction, demolition, alteration or repair
15 work, other than maintenance work, including traffic control,
16 related to an underground system of distribution, conveyance,
17 transmission, diversion, collection, treatment or storage that
18 is owned, used or maintained by a public utility.

19 * * *

20 Section 2. This act shall take effect in 60 days.