

## 2011 DRAFTING REQUEST

### Bill

Received: 01/12/2011

Received By: gmalaise

Wanted: As time permits

Companion to LRB:

For: Jim Holperin (608) 266-2509

By/Representing: Ian Shannon-Bradley

May Contact:

Drafter: gmalaise

Subject: Employ Priv - prevailing wage

Addl. Drafters:

Extra Copies:

Submit via email: YES

Requester's email: Sen.Holperin@legis.wisconsin.gov

Carbon copy (CC:) to:

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#### Pre Topic:

No specific pre topic given

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#### Topic:

Prevailing wage for local street projects; higher applicability threshold for towns

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#### Instructions:

Raise threshold for applicability of prevailing wage law to street project to \$125,000 for towns, indexed to inflation

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#### Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	gmalaise 01/13/2011	jdye 01/14/2011		_____			S&L
/1			rschluet 01/14/2011	_____	sbasford 01/14/2011	lparisi 01/27/2011	

FE Sent For:

at  
intro  
3-25-11

<END>

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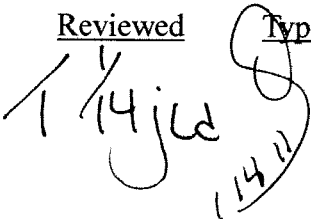
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/?	gmalaise	1/14 jld		_____	_____		

FE Sent For:

<END>

**Malaise, Gordon**

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**From:** Shannon-Bradley, Ian  
**Sent:** Wednesday, January 12, 2011 9:57 AM  
**To:** Malaise, Gordon  
**Cc:** Stafford, Beau  
**Subject:** Prevailing Wage Law Exemption Bill Draft

Hi Gordon,

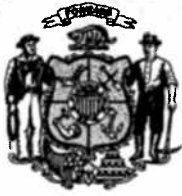
Rep. Clark's office passed along a copy of a bill draft from last session (2009 LRB 3726/1). Senator Holperin would like to have a similar bill drafted this session with some changes. Senator Holperin would like the bill to exempt all towns from the prevailing wage law for road and road-related projects costing less than \$125,000, with that number indexed for inflation.

Please let me know if you require any more information.

Thank you,

Ian

Ian Shannon-Bradley  
Office of State Senator Jim Holperin  
12th District  
(608) 266-2509



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-1000/7  
GMM: ^:...

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IN 1113  
5000

jld

✓

Gen

- 1 AN ACT ...; relating to: the cost threshold for applicability of the prevailing wage
- 2 law to a highway, road, street, bridge, sanitary sewer, or water main project
- 3 contracted by a town. ✓

**Analysis by the Legislative Reference Bureau**

Under the current prevailing wage law, ✓ certain laborers, workers, mechanics, and truck drivers ✓ employed on a project of public works contracted by a local governmental unit ✓ for which the project cost of completion is \$25,000 ✓ or more (statutory threshold) ✓ must be paid at the rate paid for a majority of the hours worked in the person's trade or occupation in the county in which the project is located, as determined by the Department of Workforce Development (DWD), and may not be required or permitted to work more than ten hours per day ✓ and 40 ✓ hours per week, unless they are paid 1.5 ✓ times their basic rate of pay for all hours worked in excess of those hours. Currently, for purposes of the prevailing wage law, "local governmental unit" ✓ is defined to include a political subdivision of this state, which includes a town. ✓

This bill raises from ✓ \$25,000 to \$125,000 ✓ the statutory threshold ✓ for applicability of the prevailing wage law to ~~a project of public works that is~~ a highway, road, street, bridge, sanitary sewer, or water main project ✓ erected, constructed, repaired, remodeled, or demolished for a town. ✓ The bill also requires DWD ✓ to adjust the statutory thresholds for applicability of the prevailing wage law every year by the change in construction costs since the establishment of those statutory thresholds. ✓

✶

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION 1. 66.0903 (5) (a) of the statutes is amended to read:

66.0903 (5) (a) A project of public works for which the estimated project cost of completion is below \$25,000 or, in the case of a project of public works that is a highway, road, street, bridge, sanitary sewer, or water main project constructed, repaired, remodeled, or demolished for a town, a project of public works for which the estimated project cost of completion is below \$125,000. The department shall adjust those dollar amounts every year, the first adjustment to be made no sooner than December 1, 2012. The adjustments shall be in proportion to any change in construction costs since the effective of the dollar amounts established under this paragraph.

History: 1971 c. 154, 307; 1973 c. 181; 1977 c. 29; 1985 a. 159; 1989 a. 56, 228; 1991 a. 316; 1993 a. 112, 399; 1995 a. 27 ss. 3318, 3319, 9130 (4); 1995 a. 215; 1997 a. 3, 35; 1999 a. 70; 1999 a. 150 s. 335; Stats. 1999 s. 66.0903; 1999 a. 186 ss. 51 to 60; 2009 a. 28, 276.

**SECTION 2. Initial applicability.**

(1) THRESHOLD FOR FOR APPLICABILITY OF PREVAILING WAGE LAW. This act first applies to a contract for a project of public works entered into by direct negotiation, or to a notice for the purpose of soliciting bids for a project of public works issued, on the effective date of this subsection.

**SECTION 3. Effective date.**

(1) EXEMPTION FROM PREVAILING WAGE LAW. This act takes effect on the January 1 after publication.

(END)

**Parisi, Lori**

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**From:** Meinholz, Susan  
**Sent:** Thursday, January 27, 2011 11:35 AM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB 11-1000/1 Topic: Prevailing wage for local street projects; higher applicability threshold for towns

Please Jacket LRB 11-1000/1 for the SENATE.