2013 ASSEMBLY BILL 831

February 28, 2014 - Introduced by Representatives STROEBEL, JACQUE, PETRYK, HUTTON, TITTL, T. LARSON, PRIDEMORE, STRACHOTA, WEATHERSTON, KNODL and CRAIG. Referred to Committee on Jobs, Economy and Mining.

1 AN ACT *to amend* 66.0903 (5) (a), 103.49 (3g) (a) and 103.50 (2g) of the statutes;

2 **relating to:** the cost threshold for applicability of the prevailing wage law to

3 a project of public works.

Analysis by the Legislative Reference Bureau

Under current law, laborers, workers, mechanics, and truck drivers employed on the site of certain state or local projects of public works (generally, single-trade projects whose estimated cost of completion is $48,000 or more, multiple-trade projects whose estimated cost of completion is $100,000 or more, and multiple-trade projects constructed for a city or village having a population of less than 2,500 or for a town whose estimated cost of completion is $234,000 or more): 1) must be paid at the rate paid for a majority of the hours worked in the person's trade or occupation in the area in which the project is located, as determined by the Department of Workforce Development; and 2) may not be required or permitted to work a greater number of hours per day and per week than the prevailing hours of labor, which is no more than ten hours per day and 40 hours per week, unless they are paid 1.5 times their basic rate of pay (commonly referred to as "overtime pay") for all hours worked in excess of the prevailing hours of labor (prevailing wage law).

This bill raises the cost threshold for applicability of the prevailing wage law to $96,000 for single-trade projects, $200,000 for multiple-trade projects, and $468,000 for multiple-trade projects constructed for a city or village having a population of less than 2,500 or for a town.

ASSEMBLY BILL 831

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:

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

2   66.0903 **(5)** (a) A single−trade project of public works for which the estimated

3   project cost of completion is less than ~~$48,000~~ $96,000, a multiple−trade project of

4   public works for which the estimated project cost of completion is less than ~~$100,000~~

5    $200,000, or, in the case of a multiple−trade project of public works erected,

6   constructed, repaired, remodeled, or demolished by a private contractor for a city or

7   village having a population of less than 2,500 or for a town, a multiple−trade project

8   of public works for which the estimated project cost of completion is less than

9   ~~$234,000~~ $468,000.

10   SECTION 2. 103.49 (3g) (a) of the statutes is amended to read:

11   103.49 **(3g)** (a) A single−trade project of public works for which the estimated

12   project cost of completion is less than ~~$48,000~~ $96,000 or a multiple−trade project of

13   public works for which the estimated project cost of completion is less than ~~$100,000~~

14    $200,000.

15   SECTION 3. 103.50 (2g) of the statutes is amended to read:

16   103.50 **(2g)** NONAPPLICABILITY. This section does not apply to a single−trade

17   project of public works, as defined in s. 103.49 (1) (em), for which the estimated

18   project cost of completion is less than ~~$48,000~~ $96,000 or a multiple−trade project of

19   public works, as defined in s. 103.49 (1) (br), for which the estimated project cost of

20   completion is less than ~~$100,000~~ $200,000.

21   SECTION 4. **Initial applicability.**

1   (1) THRESHOLD FOR APPLICABILITY OF PREVAILING WAGE LAW. This act first applies,

2 with respect to a project of public works that is subject to bidding, to a project for

3 which the request for bids is issued on the effective date of this subsection and, with

4 respect to a project of public works that is not subject to bidding, to a project the

5 contract for which is entered into on the effective date of this subsection.

6   **(END)**