



General Assembly

January Session, 2021

Raised Bill No. 6378

LCO No. 2859



Referred to Committee on LABOR AND PUBLIC
EMPLOYEES

Introduced by:
(LAB)

AN ACT CODIFYING PREVAILING WAGE CONTRACT RATES.

Be it enacted by the Senate and House of Representatives in General
Assembly convened:

1 Section 1. Subsection (d) of section 31-53 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective October*
3 *1, 2021*):

4 (d) For the purpose of predetermining the prevailing rate of wage on
5 an hourly basis and the amount of payment or contributions paid or
6 payable on behalf of each person to any employee welfare fund, as
7 defined in subsection (i) of this section, in each town where such
8 contract is to be performed, the Labor Commissioner shall [(1) hold a
9 hearing at any required time to determine the prevailing rate of wages
10 on an hourly basis and the amount of payment or contributions paid or
11 payable on behalf of each person to any employee welfare fund, as
12 defined in subsection (i) of this section, upon any public work within
13 any specified area, and shall establish classifications of skilled,
14 semiskilled and ordinary labor, or (2)] adopt the rate of wages on an
15 hourly basis and the amount of payment or contributions paid or

16 payable on behalf of each person to any employee welfare fund, as
17 defined in subsection (i) of this section, as established in dominant
18 collective bargaining agreements or understandings between employers
19 or employer associations and bona fide labor organizations for the same
20 work in the same trade or occupation in the town in which the
21 applicable building, heavy or highway works project is being
22 constructed. For each trade or occupation for which more than one
23 collective bargaining agreement is in effect for the town in which such
24 project is being constructed, the dominant collective bargaining
25 agreement shall prevail. For each trade or occupation for which there is
26 no collective bargaining agreement in effect for the town in which such
27 project is being constructed, the Labor Commissioner shall adopt and
28 use such appropriate and applicable prevailing wage rate
29 determinations as have been made by the Secretary of Labor of the
30 United States under the provisions of the Davis-Bacon Act, as amended.

31 Sec. 2. Section 31-54 of the general statutes is repealed and the
32 following is substituted in lieu thereof (*Effective October 1, 2021*):

33 The Labor Commissioner shall [hold a hearing at any required time
34 to] determine the prevailing rate of wages upon any highway contract
35 within any specified area on an hourly basis and the amount of payment
36 or contributions paid or payable on behalf of each employee to any
37 employee welfare fund, as defined in section 31-53, as amended by this
38 act, upon any classifications of skilled, semiskilled and ordinary labor.
39 Said commissioner shall determine the prevailing rate of wages on an
40 hourly basis and the amount of payment or contributions paid or
41 payable on behalf of each employee to any employee welfare fund, as
42 defined in section 31-53, as amended by this act, in each locality where
43 any highway or bridge is to be constructed, and the Commissioner of
44 Transportation shall include such rate of wage on an hourly basis and
45 the amount of payment or contributions paid or payable on behalf of
46 each employee to any employee welfare fund, as defined in section 31-
47 53, as amended by this act, or in lieu thereof, in cash as part of wages
48 each pay day, for each classification of labor in the proposal for the

49 contract and in the contract. The rate and the amount so established
50 shall, at all times, be considered as the minimum rate of wage on an
51 hourly basis and the amount of payment or contributions to an
52 employee welfare fund, or cash in lieu thereof, for the classification for
53 which it was established. Any contractor who pays any person at a
54 lower rate of wage on an hourly basis or the amount of payment or
55 contributions paid or payable on behalf of each employee to any
56 employee welfare fund, as defined in section 31-53, as amended by this
57 act, or where he is not obligated by any agreement to make payment or
58 contributions to the employee welfare funds, as defined in section 31-
59 53, as amended by this act, and fails to pay the amount of such payment
60 or contributions directly to the employee as a part of his wages each pay
61 day, than that so established for the classifications of work specified in
62 any such contract shall be fined not more than two hundred dollars for
63 each offense. The provisions of this section shall apply only to state
64 highways and bridges on state highways.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2021	31-53(d)
Sec. 2	October 1, 2021	31-54

LAB *Joint Favorable*