

House Bill 3216

Sponsored by Representative SMITH G (Pre-session filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: Tells people who must pay a certain wage to workers who do construction on public works to send to a state agency reports about what they pay the workers. Says that the reports must be done online at a particular website. Tells the state agency to create the website and make it ready for use by the beginning of 2027. (Flesch Readability Score: 63.8).

Requires contractors and subcontractors that must report compliance with the prevailing wage laws to submit certified statements and reports showing compliance to the Bureau of Labor and Industries by means of a centralized system and electronic portal. Directs the bureau to develop and implement an appropriate electronic portal. Lists specifications for and required elements of the electronic portal.

Takes effect on the 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to a system for submitting certified statements required for reporting compliance with the
3 prevailing wage laws; creating new provisions; amending ORS 279C.533 and 279C.845; and pre-
4 scribing an effective date.

5 **Be It Enacted by the People of the State of Oregon:**

6 **SECTION 1.** ORS 279C.533 is amended to read:

7 279C.533. (1) As used in this section:

8 (a) "Apprentice" has the meaning given that term in ORS 660.010.

9 (b) "Apprenticeable occupation" has the meaning given that term in ORS 660.010.

10 (c) "Apprenticeship agreement" has the meaning given that term in ORS 660.010.

11 (d) "Apprenticeship training program" means the total system of apprenticeship that a particular
12 local joint committee, as defined in ORS 660.010, operates, including the local joint committee's
13 registered standards and all other terms and conditions for qualifying, recruiting, selecting, em-
14 ploying and training apprentices in an apprenticeable occupation.

15 (e) "Minority individual" has the meaning given that term in ORS 200.005.

16 (f) "Qualifying agency" means:

17 (A) A state contracting agency; and

18 (B) The Higher Education Coordinating Commission, a public university listed in ORS 352.002
19 and a community college district, as defined in ORS 341.005, to the extent that the commission, the
20 university or the district uses funds paid directly or indirectly from the State Treasury for all or a
21 portion of the construction costs of a public improvement.

22 (g) "Veteran" has the meaning given that term in ORS 408.225.

23 (h) "Woman" has the meaning given that term in ORS 200.005.

24 (2) A qualifying agency shall provide in each public improvement contract for which the con-
25 tract price exceeds \$3 million that the contractor shall:

26 (a) Employ apprentices to perform 12 percent or more of the work hours that workers in

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 apprenticeable occupations perform for each contract on the public improvement; and

2 (b) Require in each subcontract with a contract price of \$750,000 or more that the subcontractor
 3 employ apprentices to perform 12 percent or more of the work hours that workers in apprenticeable
 4 occupations perform on the subcontract.

5 (3) A contractor or subcontractor shall pay an apprentice for work on the public improvement
 6 at the hourly rate to which the apprentice is entitled under an apprenticeship agreement or that the
 7 apprenticeship training program specifies.

8 (4)(a) A qualifying agency shall require as a material provision of a public improvement contract
 9 that the contractor establish and implement a plan for outreach to and recruitment and retention
 10 of women, minority individuals and veterans to perform work under the public improvement con-
 11 tract, with an aspirational target of having individuals in one or more of these groups to compose
 12 at least 15 percent of the total number of workers who perform work under the public improvement
 13 contract. A contractor's plan for outreach, recruitment and retention must require the contractor
 14 to, at a minimum:

15 (A) Advertise employment opportunities available under the public improvement contract in
 16 general circulation publications, trade association publications and publications that serve an audi-
 17 ence or readership that consists primarily of minority individuals, women or veterans;

18 (B) Follow up on the contractor's initial solicitations of interest by contacting minority individ-
 19 uals, women or veterans who expressed interest in or responded to the initial solicitation to deter-
 20 mine with certainty whether the minority individual, woman or veteran is interested in the
 21 opportunities described in subparagraph (A) of this paragraph;

22 (C) Provide all persons who express continued interest with adequate information about hiring
 23 qualifications, pay rates, benefits, the expected duration of employment, work hours and other con-
 24 ditions of employment under the public improvement contract;

25 (D) Make efforts to encourage minority individuals, women and veterans to seek employment
 26 under the public improvement contract that the contractor may reasonably expect will produce a
 27 level of participation that meets the aspirational target described in this paragraph; and

28 (E) Use the services of minority community organizations, local, state, federal and tribal gov-
 29 ernments or other organizations that have recruiting, training and otherwise assisting minority in-
 30 dividuals, women and veterans as the organization's primary purpose or mission to assist the
 31 contractor with outreach, recruitment and retention.

32 (b) A contractor shall demonstrate adequate good faith efforts to comply with the requirements
 33 of paragraph (a) of this subsection.

34 (c) A contractor shall require any subcontractor with which the contractor has a subcontract
 35 with a contract price of \$750,000 or more to comply with the requirements set forth for the con-
 36 tractor in paragraph (a) of this subsection.

37 (5)(a) A contractor shall report the extent of the contractor's compliance with this section and
 38 the compliance of a subcontractor described in subsection (4)(c) of this section to the [*qualifying*
 39 *agency*] **Bureau of Labor and Industries** on forms, in a format and with contents the Commissioner
 40 of the Bureau of Labor and Industries specifies by rule, and at regular intervals that the qualifying
 41 agency specifies in the public improvement contract.

42 (b) [*A qualifying agency*] **The bureau** shall require the contractor to submit for each contract
 43 and subcontract the report described in paragraph (a) of this subsection as part of, or as a supple-
 44 ment to, certified statements required under ORS 279C.845, shall require contractors to preserve the
 45 reports as provided for certified statements in ORS 279C.845 (5), may disclose the reports as pro-

1 vided in ORS 279C.845 (6) and may enforce a failure to submit a report as provided in ORS 279C.845
 2 (7). The reports described in this subsection must include, at a minimum, for each contract or sub-
 3 contract related to the public improvement contract:

- 4 (A) The name of or other identification for the public improvement project;
- 5 (B) The city or county in which the public improvement project is located;
- 6 (C) A detailed accounting of:

7 (i) The total number of hours of work that workers performed under each contract and subcon-
 8 tract;

9 (ii) The total number of hours of work that workers performed in each apprenticeable trade or
 10 craft for each contract and subcontract on the public improvement;

11 (iii) The total number of hours of work that apprentices performed for each contract and sub-
 12 contract on the public improvement; and

13 (iv) The total number of hours of work that apprentices in each trade or craft performed for
 14 each contract and subcontract on the public improvement; and

15 (D) The total number of workers who performed construction work and the total numbers of
 16 minority individuals, women and veterans who performed construction work under the public im-
 17 provement contract. A report under this subparagraph must separately list for each worker the
 18 worker's race, ethnicity, gender, veteran status and, as applicable, trade, craft or job category. The
 19 Commissioner of the Bureau of Labor and Industries by rule may specify a method for identifying,
 20 collecting and reporting the information required under this subparagraph, which may consist of
 21 methods the United States Equal Employment Opportunity Commission prescribes in regulations the
 22 United States Equal Employment Opportunity Commission adopts under Title VII of the Civil Rights
 23 Act of 1964, 42 U.S.C. 2000e et seq.

24 (6) At least 30 days before making any final payment to a contractor under a public improve-
 25 ment contract, a qualifying agency shall determine the extent of the contractor's compliance with
 26 the requirements in subsections (2) and (3) of this section. The qualifying agency shall base the
 27 determination on the ratio between the actual number of work hours that workers in apprenticeable
 28 occupations performed for each contract and subcontract on the public improvement and the actual
 29 number of work hours that apprentices performed for each contract and subcontract on the public
 30 improvement, as shown in reports the *[qualifying agency receives]* **contractor submits** under sub-
 31 section (5) of this section.

32 (7)(a) Not later than 30 days after making a final payment to a contractor under a public im-
 33 provement contract, a qualifying agency shall report to the Bureau of Labor and Industries *[the in-*
 34 *formation the qualifying agency collected from the contractor under subsection (5) of this section,*
 35 *together with]* the qualifying agency's determination under subsection (6) of this section as to
 36 whether the contractor and any subcontractor met the requirements for employing and paying ap-
 37 prentices set forth in subsections (2) and (3) of this section. The bureau may specify the form and
 38 contents of a report under this paragraph and may require the qualifying agency to also report ag-
 39 gregated data.

40 (b) Not later than January 2 of each odd-numbered year, the bureau shall report to a committee
 41 of the Legislative Assembly that considers matters related to apprenticeship and apprenticeship
 42 utilization on public improvement contracts the following data concerning each public improvement
 43 contract and subcontract that each qualifying agency completed within the previous two years:

44 (A) The total number of hours of work that workers performed for each contract or subcontract
 45 on all public improvement projects;

1 (B) The total number of hours of work that workers performed in each apprenticeable trade and
 2 craft for each contract and subcontract on all public improvement projects;

3 (C) The total number of hours of work that apprentices performed for each contract and sub-
 4 contract on all public improvement projects;

5 (D) The total number of hours of work that apprentices in each apprenticeable trade or craft
 6 performed for each contract and subcontract on all public improvement projects;

7 (E) The total number of minority individuals, women and veterans who performed work on the
 8 public improvement projects; and

9 (F) Any additional information the bureau determines is necessary to carry out the purposes of
 10 this section.

11 (8)(a) A qualifying agency shall reduce the payment due under a public improvement contract
 12 to a contractor that does not meet the requirements set forth under subsections (2) and (3) of this
 13 section. The amount of the reduction must be equivalent to the difference between the total number
 14 of work hours that apprentices in apprenticeable occupations should have performed on the public
 15 improvement project to meet the requirement set forth in subsection (2) of this section less the total
 16 number of work hours that apprentices in apprenticeable occupations actually performed on the
 17 public improvement project, multiplied by \$15 per hour.

18 (b) The qualifying agency shall pay the amount of the reduction under paragraph (a) of this
 19 subsection to the State Treasury to the credit of the Bureau of Labor and Industries Account es-
 20 tablished under ORS 651.160. The bureau shall use the amount deposited to fund expansions of ap-
 21 prenticeship training programs, with a focus on programs in areas of this state where contractors
 22 did not meet the targets specified in subsection (2) of this section.

23 (c) A contractor, in a subcontract related to the contractor’s public improvement contract, may
 24 provide to the same extent described in paragraph (a) of this subsection for a reduction in the
 25 amount due to the subcontractor if the subcontractor fails to perform the subcontract in accordance
 26 with the contractor’s requirements under subsections (2) and (3) of this section. The contractor may
 27 also provide in the contract for a reduction in the amount due a subcontractor that fails to comply
 28 with subsection (4)(c) of this section.

29 (9) This section does not apply to a public contract that a qualifying agency enters into under
 30 ORS 279B.080.

31 **SECTION 2.** ORS 279C.533, as amended by section 2, chapter 504, Oregon Laws 2023, is
 32 amended to read:

33 279C.533. (1) As used in this section:

34 (a) “Apprentice” has the meaning given that term in ORS 660.010.

35 (b) “Apprenticeable occupation” has the meaning given that term in ORS 660.010.

36 (c) “Apprenticeship agreement” has the meaning given that term in ORS 660.010.

37 (d) “Apprenticeship training program” means the total system of apprenticeship that a particular
 38 local joint committee, as defined in ORS 660.010, operates, including the local joint committee’s
 39 registered standards and all other terms and conditions for qualifying, recruiting, selecting, em-
 40 ploying and training apprentices in an apprenticeable occupation.

41 (e) “Minority individual” has the meaning given that term in ORS 200.005.

42 (f) “Qualifying agency” means:

43 (A) A state contracting agency; and

44 (B) The Higher Education Coordinating Commission, a public university listed in ORS 352.002
 45 and a community college district, as defined in ORS 341.005, to the extent that the commission, the

1 university or the district uses funds paid directly or indirectly from the State Treasury for all or a
2 portion of the construction costs of a public improvement.

3 (g) "Veteran" has the meaning given that term in ORS 408.225.

4 (h) "Woman" has the meaning given that term in ORS 200.005.

5 (2) A qualifying agency shall provide in each public improvement contract for which the con-
6 tract price exceeds \$3 million that the contractor shall:

7 (a) Employ apprentices to perform 15 percent or more of the work hours that workers in
8 apprenticeable occupations perform for each contract on the public improvement; and

9 (b) Require in each subcontract with a contract price of \$750,000 or more that the subcontractor
10 employ apprentices to perform 15 percent or more of the work hours that workers in apprenticeable
11 occupations perform on the subcontract;

12 (3) A contractor or subcontractor shall pay an apprentice for work on the public improvement
13 at the hourly rate to which the apprentice is entitled under an apprenticeship agreement or that the
14 apprenticeship training program specifies.

15 (4)(a) A qualifying agency shall require as a material provision of a public improvement contract
16 that the contractor establish and implement a plan for outreach to and recruitment and retention
17 of women, minority individuals and veterans to perform work under the public improvement con-
18 tract, with an aspirational target of having individuals in one or more of these groups to compose
19 at least 15 percent of the total number of workers who perform work under the public improvement
20 contract. A contractor's plan for outreach, recruitment and retention must require the contractor
21 to, at a minimum:

22 (A) Advertise employment opportunities available under the public improvement contract in
23 general circulation publications, trade association publications and publications that serve an audi-
24 ence or readership that consists primarily of minority individuals, women or veterans;

25 (B) Follow up on the contractor's initial solicitations of interest by contacting minority individ-
26 uals, women or veterans who expressed interest in or responded to the initial solicitation to deter-
27 mine with certainty whether the minority individual, woman or veteran is interested in the
28 opportunities described in subparagraph (A) of this paragraph;

29 (C) Provide all persons who express continued interest with adequate information about hiring
30 qualifications, pay rates, benefits, the expected duration of employment, work hours and other con-
31 ditions of employment under the public improvement contract;

32 (D) Make efforts to encourage minority individuals, women and veterans to seek employment
33 under the public improvement contract that the contractor may reasonably expect will produce a
34 level of participation that meets the aspirational target described in this paragraph; and

35 (E) Use the services of minority community organizations, local, state, federal and tribal gov-
36 ernments or other organizations that have recruiting, training and otherwise assisting minority in-
37 dividuals, women and veterans as the organization's primary purpose or mission to assist the
38 contractor with outreach, recruitment and retention.

39 (b) A contractor shall demonstrate adequate good faith efforts to comply with the requirements
40 of paragraph (a) of this subsection.

41 (c) A contractor shall require any subcontractor with which the contractor has a subcontract
42 with a contract price of \$750,000 or more to comply with the requirements set forth for the con-
43 tractor in paragraph (a) of this subsection.

44 (5)(a) A contractor shall report the extent of the contractor's compliance with this section and
45 the compliance of a subcontractor described in subsection (4)(c) of this section to the *[qualifying*

1 *agency*] **Bureau of Labor and Industries** on forms, in a format and with contents the Commissioner
 2 of the Bureau of Labor and Industries specifies by rule, and at regular intervals that the qualifying
 3 agency specifies in the public improvement contract.

4 (b) [A *qualifying agency*] **The bureau** shall require the contractor to submit for each contract
 5 and subcontract the report described in paragraph (a) of this subsection as part of, or as a supple-
 6 ment to, certified statements required under ORS 279C.845, shall require contractors to preserve the
 7 reports as provided for certified statements in ORS 279C.845 (5), may disclose the reports as pro-
 8 vided in ORS 279C.845 (6) and may enforce a failure to submit a report as provided in ORS 279C.845
 9 (7). The reports described in this subsection must include, at a minimum, for each contract or sub-
 10 contract related to the public improvement contract:

11 (A) The name of or other identification for the public improvement project;

12 (B) The city or county in which the public improvement project is located;

13 (C) A detailed accounting of:

14 (i) The total number of hours of work that workers performed under each contract and subcon-
 15 tract;

16 (ii) The total number of hours of work that workers performed in each apprenticeable trade or
 17 craft for each contract and subcontract on the public improvement;

18 (iii) The total number of hours of work that apprentices performed for each contract and sub-
 19 contract on the public improvement; and

20 (iv) The total number of hours of work that apprentices in each trade or craft performed for
 21 each contract and subcontract on the public improvement; and

22 (D) The total number of workers who performed construction work and the total numbers of
 23 minority individuals, women and veterans who performed construction work under the public im-
 24 provement contract. A report under this subparagraph must separately list for each worker the
 25 worker's race, ethnicity, gender, veteran status and, as applicable, trade, craft or job category. The
 26 Commissioner of the Bureau of Labor and Industries by rule may specify a method for identifying,
 27 collecting and reporting the information required under this subparagraph, which may consist of
 28 methods the United States Equal Employment Opportunity Commission prescribes in regulations the
 29 United States Equal Employment Opportunity Commission adopts under Title VII of the Civil Rights
 30 Act of 1964, 42 U.S.C. 2000e et seq.

31 (6) At least 30 days before making any final payment to a contractor under a public improve-
 32 ment contract, a qualifying agency shall determine the extent of the contractor's compliance with
 33 the requirements in subsections (2) and (3) of this section. The qualifying agency shall base the
 34 determination on the ratio between the actual number of work hours that workers in apprenticeable
 35 occupations performed for each contract and subcontract on the public improvement and the actual
 36 number of work hours that apprentices performed for each contract and subcontract on the public
 37 improvement, as shown in reports the [*qualifying agency receives*] **contractor submits** under sub-
 38 section (5) of this section.

39 (7)(a) Not later than 30 days after making a final payment to a contractor under a public im-
 40 provement contract, a qualifying agency shall report to the Bureau of Labor and Industries [*the in-*
 41 *formation the qualifying agency collected from the contractor under subsection (5) of this section,*
 42 *together with*] the qualifying agency's determination under subsection (6) of this section as to
 43 whether the contractor and any subcontractor met the requirements for employing and paying ap-
 44 prentices set forth in subsections (2) and (3) of this section. The bureau may specify the form and
 45 contents of a report under this paragraph and may require the qualifying agency to also report ag-

gregated data.

(b) Not later than January 2 of each odd-numbered year, the bureau shall report to a committee of the Legislative Assembly that considers matters related to apprenticeship and apprenticeship utilization on public improvement contracts the following data concerning each public improvement contract and subcontract that each qualifying agency completed within the previous two years:

(A) The total number of hours of work that workers performed for each contract or subcontract on all public improvement projects;

(B) The total number of hours of work that workers performed in each apprenticeable trade or craft for each contract and subcontract on all public improvement projects;

(C) The total number of hours of work that apprentices performed for each contract and subcontract on all public improvement projects;

(D) The total number of hours of work that apprentices in each apprenticeable trade or craft performed for each contract and subcontract on all public improvement projects;

(E) The total number of minority individuals, women and veterans who performed work on the public improvement projects; and

(F) Any additional information the bureau determines is necessary to carry out the purposes of this section.

(8)(a) A qualifying agency shall reduce the payment due under a public improvement contract to a contractor that does not meet the requirements set forth under subsections (2) and (3) of this section. The amount of the reduction must be equivalent to the difference between the total number of work hours that apprentices in apprenticeable occupations should have performed on the public improvement project to meet the requirement set forth in subsection (2) of this section less the total number of work hours that apprentices in apprenticeable occupations actually performed on the public improvement project, multiplied by \$15 per hour.

(b) The qualifying agency shall pay the amount of the reduction under paragraph (a) of this subsection to the State Treasury to the credit of the Bureau of Labor and Industries Account established under ORS 651.160. The bureau shall use the amount deposited to fund expansions of apprenticeship training programs, with a focus on programs in areas of this state where contractors did not meet the targets specified in subsection (2) of this section.

(c) A contractor, in a subcontract related to the contractor's public improvement contract, may provide to the same extent described in paragraph (a) of this subsection for a reduction in the amount due to the subcontractor if the subcontractor fails to perform the subcontract in accordance with the contractor's requirements under subsections (2) and (3) of this section. The contractor may also provide in the contract for a reduction in the amount due a subcontractor that fails to comply with subsection (4)(c) of this section.

(9) This section does not apply to a public contract that a qualifying agency enters into under ORS 279B.080.

SECTION 3. ORS 279C.845 is amended to read:

279C.845. (1) *[The]* **A** contractor or the contractor's surety and every subcontractor or the subcontractor's surety shall file certified statements with the *[public agency]* **Bureau of Labor and Industries** in writing, on a form prescribed by the Commissioner of the Bureau of Labor and Industries, certifying:

(a) The hourly rate of wage paid each worker whom the contractor or the subcontractor has employed upon the public works; and

(b) That no worker employed upon the public works has been paid less than the prevailing rate

1 of wage or less than the minimum hourly rate of wage specified in the contract.

2 (2) The *[certified statement shall be verified by the oath of the]* contractor or the contractor's
 3 surety or **the** subcontractor or the subcontractor's surety **shall verify by oath in the certified**
 4 **statement** that the contractor or subcontractor has read the certified statement, that the contrac-
 5 tor or subcontractor knows the contents of the certified statement and that to the contractor or
 6 subcontractor's knowledge the certified statement is true.

7 (3) The certified statements *[shall]* **must** set out accurately and completely the contractor's or
 8 subcontractor's payroll records, including the name and address of each worker, the worker's cor-
 9 rect classification, rate of pay, daily and weekly number of hours worked and the gross wages the
 10 worker earned upon the public works during each week identified in the certified statement.

11 (4) The contractor or subcontractor shall *[deliver or mail]* **complete** each certified statement
 12 required by subsection (1) of this section *[to the public agency]* **by means of an electronic portal**
 13 **that the bureau maintains for the purpose of receiving certified statements.** Certified state-
 14 ments for each week during which the contractor or subcontractor employs a worker upon the
 15 public works *[shall]* **must** be submitted once a month, by the fifth business day of the following
 16 month. Information submitted on certified statements may be used only to ensure compliance with
 17 the provisions of ORS 279C.800 to 279C.870.

18 (5) Each contractor or subcontractor shall preserve **a record of** the certified statements for a
 19 period of three years *[from]* **after** the date of completion of the contract.

20 (6) Certified statements *[received by a public agency]* are public records subject to the provisions
 21 of ORS 192.311 to 192.478.

22 (7) Notwithstanding ORS 279C.555 or 279C.570 (7), if a contractor *[is required to]* **must** file
 23 certified statements under this section, the public agency shall retain 25 percent of any amount
 24 *[earned by]* the contractor **earns** on the public works until the contractor has filed *[with the public*
 25 *agency]* certified statements as required by this section. The public agency shall pay the contractor
 26 the amount retained under this subsection within 14 days after the contractor files the certified
 27 statements as required by this section, regardless of whether a subcontractor has failed to file cer-
 28 tified statements as required by this section. **Neither** the public agency **nor the bureau** is *[not]*
 29 required to verify the truth of the contents of certified statements *[filed by]* the contractor **files**
 30 under this section.

31 (8) Notwithstanding ORS 279C.555, the contractor shall retain 25 percent of any amount *[earned*
 32 *by]* a first-tier subcontractor **earns** on a public works until the subcontractor has filed with the
 33 *[public agency]* certified statements as required by this section. The contractor shall verify that the
 34 first-tier subcontractor has filed the certified statements before the contractor may pay the subcon-
 35 tractor any amount retained under this subsection. The contractor shall pay the first-tier subcon-
 36 tractor the amount retained under this subsection within 14 days after the subcontractor files the
 37 certified statements as required by this section. Neither the public agency, **the bureau** nor the
 38 contractor is required to verify the truth of the contents of certified statements filed by a first-tier
 39 subcontractor under this section.

40 (9)(a) **The bureau shall devise and implement a secure electronic system for receiving,**
 41 **filing and storing, for later retrieval, certified statements required under this section and the**
 42 **reports required under ORS 279C.533 (5). The system must:**

43 (A) **Allow access via the Internet and by means of a mobile device;**

44 (B) **Include security features that enable a person to verify the person's identity and that**
 45 **bar unauthorized access to the account the person uses to submit a certified statement or**

1 report and unauthorized access to the contents of the certified statement or report the
 2 person submits;

3 (C) Provide a standardized form for certified statements and reports that makes entry
 4 of required information as simple, quick and direct as possible while allowing for submission
 5 of unanticipated information, explanations or other data where necessary or useful;

6 (D) Provide a means by which a person may print or retain an electronic copy of the
 7 completed form with all information that a contractor or subcontractor must retain as a
 8 record of the certified statement under subsection (5) of this section;

9 (E) Provide a means by which a person can electronically sign, authenticate and verify
 10 by oath the truth of the information the person submits in the certified statement or report;

11 (F) Provide a means by which a public agency charged with determining a contractor's
 12 or subcontractor's compliance with ORS 279C.800 to 279C.870 can easily retrieve information
 13 needed to make the determination; and

14 (G) Allow keyword searches of completed certified statements and reports that enable
 15 interested persons to find any certified statement or report completed and submitted via the
 16 electronic portal by entering:

17 (i) A contractor's or subcontractor's name, address or other contact information;

18 (ii) The name of a worker whose wages the contractor or subcontractor paid in con-
 19 nection with work on the public works;

20 (iii) The date of the certified statement or report or the date on which a worker worked
 21 on the public works;

22 (iv) A worker's job classification or rate of pay; or

23 (v) Other data that would enable interested persons to find a specific certified statement
 24 or report.

25 (b) In addition to the electronic portal described in paragraph (a) of this subsection, the
 26 bureau shall provide adequate resources to receive, file and store printed certified state-
 27 ments or reports delivered or mailed by persons that are unable to gain access to the elec-
 28 tronic portal or otherwise unable to submit certified statements or reports via the electronic
 29 portal.

30 **SECTION 4.** (1)(a) To the extent practicable, the Bureau of Labor and Industries shall
 31 complete development of, or contract with another person to develop, the electronic portal
 32 described in ORS 279C.845 (9) and have the electronic portal, together with all necessary
 33 personnel and support to enable the electronic portal and the certified statement reporting
 34 system as a whole to function as intended, available for submitting and receiving certified
 35 statements and reports not later than December 31, 2026.

36 (b) The bureau shall report progress on development of the portal to an interim com-
 37 mittee of the Legislative Assembly related to public procurement at least once each quarter
 38 until development on the electronic portal is complete and the electronic portal is available
 39 for use.

40 (2) The amendments to ORS 279C.533 and 279C.845 by sections 1 to 3 of this 2025 Act apply
 41 to certified statements and reports that a person submits on and after January 1, 2027.

42 **SECTION 5.** This 2025 Act takes effect on the 91st day after the date on which the 2025
 43 regular session of the Eighty-third Legislative Assembly adjourns sine die.