SENATE BILL NO. 199

1/22 Introduced 1/23 Referred to Labor & Employment Relations 1/29 Hearing 2/01 Committee Report-Bill Pass As Amended 2/04 2nd Reading Pass 2/06 3rd Reading Pass

Transmitted to House

- 2/27 Referred to Business & Labor
- 3/13 Hearing
- 3/14 Committee Report-No Recommendation
- 3/19 2nd Reading Not Concurred 3/19 Bill Killed

LC 1122/01

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labor and industry is considered to be a fully qualified 1 journeyman and must be paid at the prevailing hourly rate 2 3 for journeymen. (2)(3) The provisions of this part do not apply in those instances where the standard prevailing rate of wages is determined pursuant to federal law. (3)(4) In no instances where this part is applicable shall the standard prevailing rate of wage be determined to be greater than the applicable rate of wage in the area for the particular work in question as negotiated under existing

and current collective bargaining agreements." 11

-End-

Lenste BILL NO. 199 INTRODUCED BY Fulle 2 6 Prosterior 3 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THAT A WORKER 4 FOR WHOM AN APPRENTICESHIP AGREEMENT IS REGISTERED BE PAID 5 AT THE PREVAILING HOURLY RATE ON A PUBLIC WORKS PROJECT: 6

AMENDING SECTION 18-2-402, MCA."

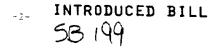
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9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 18-2-402, MCA, is amended to read: 10 "18-2-402. Standard prevailing rate of wages --11 apprentice workers. (1) The Montana commissioner of labor 12 may determine the standard prevailing rate of wages in the 13 14 county or locality in which the contract is to be performed. The commissioner shall undertake to keep and maintain copies 15 of collective bargaining agreements and other information 16 from which rates and jurisdictional areas applicable to 17 public works contracts under this part may be ascertained. 18 (2) (a) An apprentice worker employed on a public 19 20 works project for whom an apprenticeship agreement has been registered and approved with the department of labor and 21 industry pursuant to 39-6-101 must be paid at least the 22 prevailing hourly rate for an apprentice of that trade. 23 (b) Any worker for whom an apprenticeship agreement 24 25 has not been registered and approved by the department of

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APPROVED BY COMM. ON BUSINESS & INDUSTRY

| 1 | SENATE BILL NO. 199 | 1 | (b) Any worker EMPLOYED ON A PUBLIC WORKS PROJECT for |
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| 2 | INTRODUCED BY FULLER, DRISCOLL, CHRISTIAENS | 2 | whom an apprenticeship agreement has not been registered and |
| 3 | | 3 | approved by the department of labor and industry is |
| 4 | A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THAT A WORKER | 4 | considered to be a fully qualified journeyman and must be |
| 5 | FOR WHOM AN APPRENTICESHIP AGREEMENT IS REGISTERED BE PAID | 5 | paid at the prevailing hourly rate for journeymen THAT |
| 6 | ATTHEPREVAILINGHOURLYRATE THE RATE SPECIFIED IN THE | 6 | CRAFT. |
| 7 | REGISTERED AGREEMENT ON A PUBLIC WORKS PROJECT; AMENDING | 7 | (2)(3) The provisions of this part do not apply in |
| 8 | SECTION 18-2-402, MCA." | 8 | those instances where the standard prevailing rate of wages |
| 9 | · · · | 9 | is determined pursuant to federal law. |
| 10 | BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: | 10 | +3+(4) In no instances where this part is applicable |
| 11 | Section 1. Section 18-2-402, MCA, is amended to read: | 11 | shall the standard prevailing rate of wage be determined to |
| 12 | "18-2-402. Standard prevailing rate of wages | 12 | be greater than the applicable rate of wage in the area for |
| 13 | apprentice workers. (1) The Montana commissioner of labor | 13 | the particular work in question as negotiated under existing |
| 14 | may determine the standard prevailing rate of wages in the | 14 | and current collective bargaining agreements." |
| 15 | county or locality in which the contract is to be performed. | | -End- |
| 16 | The commissioner shall undertake to keep and maintain copies | | |
| 17 | of collective bargaining agreements and other information | | |
| 18 | from which rates and jurisdictional areas applicable to | | |
| 19 | public works contracts under this part may be ascertained. | | |
| 20 | (2) (a) An apprentice worker employed on a public | | |
| 21 | works project for whom an apprenticeship agreement has been | | |
| 22 | registered and approved with the department of labor and | | |
| 23 | industry pursuant to 39-6-101 must be paid at-least-the | | |
| 24 | prevailing-hourly-rate-for-an-apprentice-of-thattrade | | |
| 25 | RATE SPECIFIED IN THE REGISTERED AGREEMENT. | | |

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SB 0199/02

SECOND READING -2-

SB 0199/02 APPROVED BY COMMITTEE ON LABOR & EMPLOYMENT RELATIONS

| 1 | SENATE BILL NO. 199 |
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| 2 | INTRODUCED BY PULLER, DRISCOLL, CHRISTIAENS |
| 3 | |
| 4 | A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THAT A WORKER |
| 5 | POR WHOM AN APPRENTICESHIP AGREEMENT IS REGISTERED BE PAID |
| 6 | ATTHBPREVAILINGHOURLYRATE THE RATE SPECIFIED IN THE |
| 7 | REGISTERED AGREENENT ON A PUBLIC WORKS PROJECT; AMENDING |
| 8 | SECTION 18-2-402, MCA." |
| 9 | |
| 10 | BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: |
| 11 | Section 1. Section 18-2-402, MCA, is amended to read: |
| 12 | "18-2-402. Standard prevailing rate of wages |
| 13 | apprentice workers. (1) The Montana commissioner of labor |
| 14 | may determine the standard prevailing rate of wages in the |
| 15 | county or locality in which the contract is to be performed. |
| 16 | The commissioner shall undertake to keep and maintain copies |
| 17 | of collective bargaining agreements and other information |
| 18 | from which rates and jurisdictional areas applicable to |
| 19 | public works contracts under this part may be ascertained. |
| 20 | (2) (a) An apprentice worker employed on a public |
| 21 | works project for whom an apprenticeship agreement has been |
| 22 | registered and approved with the department of labor and |
| 23 | industry pursuant to 39-6-101 must be paid at-least-the |
| 24 | prevailing-hourly-rate-for-an-apprentice-of-thattrade THE |
| 25 | RATE SPECIFIED IN THE REGISTERED AGREEMENT. |

1 (b) Any worker EMPLOYED ON A PUBLIC WORKS PROJECT for 2 whom an apprenticeship agreement has not been registered and 3 approved by the department of labor and industry is 4 considered to be a fully qualified journeyman and must be 5 paid at the prevailing hourly rate for journeymen THAT 6 CRAFT.

7 (2)(3) The provisions of this part do not apply in
8 those instances where the standard prevailing rate of wages
9 is determined pursuant to federal law.

10 (3)(4) In no instances where this part is applicable
11 shall the standard prevailing rate of wage be determined to
12 be greater than the applicable rate of wage in the area for
13 the particular work in question as negotiated under existing
14 and current collective bargaining agreements."

-End-

SECOND PRINTING -2- SB 199 SECOND READING

> CORRECTION ON COMMITTEE

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SENATE BILL NO. 199 INTRODUCED BY FULLER, DRISCOLL, CHRISTIAENS A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THAT A WORKER FOR WHOM AN APPRENTICESHIP AGREEMENT IS REGISTERED BE PAID AT--THE--PREVAILING--HOURLY--RATE THE RATE SPECIFIED IN THE REGISTERED AGREEMENT ON A PUBLIC WORKS PROJECT; AMENDING SECTION 18-2-402, MCA." BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: Section 1. Section 18-2-402, MCA, is amended to read: *18-2-402. Standard prevailing rate of wages -apprentice workers. (1) The Montana commissioner of labor may determine the standard prevailing rate of wages in the county or locality in which the contract is to be performed. The commissioner shall undertake to keep and maintain copies of collective bargaining agreements and other information from which rates and jurisdictional areas applicable to public works contracts under this part may be ascertained.

20 (2) (a) An apprentice worker employed on a public 21 works project for whom an apprenticeship agreement has been 22 registered and approved with the department of labor and 23 industry pursuant to 39-6-101 must be paid at-least-the 24 prevailing-hourly-rate-for-an-apprentice-of-that--trade THE 25 RATE SPECIFIED IN THE REGISTERED AGREEMENT.

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1 (b) Any worker EMPLOYED ON A PUBLIC WORKS PROJECT for 2 whom an apprenticeship agreement has not been registered and 3 approved by the department of labor and industry is 4 considered to be a fully qualified journeyman and must be 5 paid at the prevailing hourly rate for journeymen THAT 6 CRAFT.

7 (2)(3) The provisions of this part do not apply in
8 those instances where the standard prevailing rate of wages
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10 (3)(4) In no instances where this part is applicable
11 shall the standard prevailing rate of wage be determined to
12 be greater than the applicable rate of wage in the area for
13 the particular work in question as negotiated under existing
14 and current collective bargaining agreements."

-End-

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