

1-1 By: Kolkhorst S.B. No. 518
 1-2 (In the Senate - Filed January 29, 2021; March 9, 2021, read
 1-3 first time and referred to Committee on Natural Resources &
 1-4 Economic Development; April 12, 2021, reported adversely, with
 1-5 favorable Committee Substitute by the following vote: Yeas 6,
 1-6 Nays 3; April 12, 2021, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10		X		
1-11		X		
1-12	X			
1-13		X		
1-14	X			
1-15	X			
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 518 By: Kolkhorst

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to the use of certain data collected by the Texas Workforce
 1-22 Commission to determine general prevailing wage rates for certain
 1-23 public work contracts.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Section 2258.022(a), Government Code, is amended
 1-26 to read as follows:

1-27 (a) For a contract for a public work awarded by a political
 1-28 subdivision of the state, the public body shall determine the
 1-29 general prevailing rate of per diem wages in the locality in which
 1-30 the public work is to be performed for each craft or type of worker
 1-31 needed to execute the contract and the prevailing rate for legal
 1-32 holiday and overtime work by:

1-33 (1) conducting a survey of the wages received by
 1-34 classes of workers employed on projects of a character similar to
 1-35 the contract work in the political subdivision of the state in which
 1-36 the public work is to be performed; ~~or~~

1-37 (2) using the prevailing wage rate as determined by
 1-38 the United States Department of Labor in accordance with the
 1-39 Davis-Bacon Act (40 U.S.C. Section 3141 [276a] et seq.), and its
 1-40 subsequent amendments; or

1-41 (3) if each county in which the public work is located
 1-42 has a population of less than one million, using the most recent
 1-43 data, as of the time when the political subdivision submitted the
 1-44 public work for bids or requested proposals, compiled by the Texas
 1-45 Workforce Commission's Labor Market and Career Information
 1-46 Department, including occupational employment statistics wage data
 1-47 for:

1-48 (A) the local workforce development area or
 1-49 metropolitan statistical area relating to the locality in which the
 1-50 public work is performed; or

1-51 (B) the state, but only if there is no data
 1-52 available for the relevant local workforce development area or the
 1-53 metropolitan statistical area for the specific occupation, as
 1-54 classified by the United States Office of Management and Budget in
 1-55 the North American Industry Classification System, for which data
 1-56 is sought.

2-1 SECTION 2. The change in law made by this Act applies only
2-2 to a public work contract entered into or renewed on or after the
2-3 effective date of this Act.

2-4 SECTION 3. This Act takes effect September 1, 2021.

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