

ALASKA STATE LEGISLATURE

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Sectional Summary HB 155 – Public Construction Contracts

The following is a sectional summary of HB 155 and is not an authoritative representation of the bill. For an authoritative interpretation, please refer to the bill itself.

- Section 1:** Specifies that the chapter only applies to public construction projects over \$75,000
- Section 2:** Specifies that contractors or subcontractors who perform work on a public construction contract in the state shall pay not less than the prevailing wage
- Section 3:** (a) Details the responsibility of the primary contractor with regard to the filing of work notice with the Department of Labor and Workforce Development and with regard to the payment of filing fees
- Defines the term “contractor”
- Section 4:** (a) Relates to advertising specifications for a contract and requires that the advertisement must contain a statement of the minimum wage that is to be paid
- Section 5:** (c) Public construction contracts must contain provisions that
- 1) The employees of contractors or subcontractors must be paid unconditionally and at least once a week
 - 2) Wages must be at least the amount that was stated in the advertised specifications
 - 3) Wage scale to be paid must be posted by the contractor in a prominent place at the work site

- 4) The state or political subdivision shall withhold so much of the accrued payments as is necessary to pay laborers, mechanics, or field surveyors employed by the contractor or subcontractors the difference between
 - a. the rates of wages required by the contract to be paid, and
 - b. the rates of wages received

Section 6: States that the state disbursing officer in the case of a state public construction contract and the local fiscal officer in the case of a political subdivision public construction contract shall pay directly to laborers, mechanics, or field surveyors from accrued payments withheld under the terms of the contract the wages due laborers, mechanics, or field surveyors

Section 7: The fact that a public construction contract is entered into upon a cost-plus-a-fixed-fee basis or otherwise, without advertising for proposals, does not make 36.05.070-36.05.110 inapplicable if they are otherwise applicable to the contract

Section 8: (2) Defines “public construction” and excludes “maintenance” from the definition of “public construction”

Defines “maintenance”

(3) Defines “public construction contract”

(4) Defines “state or political subdivision of the state”

Section 9: Relates to the applicability of the Act