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IN THE HOUSE BY THE COMMERCE AND LABOR COMMITTEE
BY REQUEST

HOUSE BILL NO. 492

IN THE LEGISLATURE OF THE STATE OF ALASKA
SECOND LEGISLATURE - SECOND SESSION

A BILL

For an Act entitled: "An Act amending Secs. 1 and 5, Ch. 52, SLA 1959; and providing for an effective date."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

Section 1. Sec. 1, Ch. 52, SLA 1959 is amended to read:

Section 1. RATES OF WAGES FOR LABORERS AND MECHANICS ON PUBLIC CONTRACTS. The [ADVERTISED] specifications for every contract in excess of two thousand (\$2,000.00) dollars to which the State of Alaska or a political subdivision thereof is a party, for the construction, alteration, and/or repair including preconstruction engineering, design, surveying and staking and painting and decorating of public buildings or public works of the State or a political subdivision thereof, which requires or involves the employment of mechanics, laborers, or field surveyors shall contain a provision stating the minimum wages to be paid various classes of laborers, mechanics, or field surveyors, which wages shall be determined by the office of the Commissioner of Labor and shall be based upon wages prevailing for the corresponding classes of laborers, mechanics, or field surveyors employed on projects of a character similar to the contract work in the borough, city, village, or other subdivision of the State in which the work is to be performed. Every contract for public works in the State or any of its political subdivisions shall contain stipulations that:

1 (1) The contractor or his subcontractors shall pay
2 all employees unconditionally and not less than once a week;

3 (2) Wages shall be not less than those stated in
4 the advertised specifications, regardless of any contractual
5 relationship which may be alleged to exist between the con-
6 tractor or subcontractors and such laborers, mechanics, or
7 field surveyors;

8 (3) The scale of wages to be paid shall be posted
9 by the contractor in a prominent and easily accessible place
10 at the site of the work;

11 (4) The State, or any political subdivision there-
12 of, may withhold so much of the accrued payments as may be
13 necessary to pay to laborers, mechanics, or field surveyors
14 employed by the contractor or any subcontractors, the dif-
15 ference between (a) the rates of wages required by the con-
16 tract to be paid laborers, mechanics, or field surveyors on
17 the work, and (b) the rates of wages in fact received by such
18 laborers, mechanics or field surveyors.

19 Sec. 2. Sec. 5, Ch. 52, SLA 1959 is amended to read:

20 Sec. 5. APPLICATION OF ACT TO CONTRACTS ENTERED INTO
21 WITHOUT ADVERTISING FOR PROPOSALS. The fact that any public
22 contract authorized by any Act is entered into upon a cost-
23 plus-a-fixed-fee basis or otherwise, without advertising for
24 proposals, shall not be construed to render inapplicable the
25 provisions of this Act, if it would otherwise be applicable
26 to such contract. This Act shall apply to all preconstruction work performed by any laborers, mechanics or field surveyors and shall further apply to all contracts whether
27 entered into by use of bids or by negotiation.
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1 Sec. 3. This Act takes effect on the day after its passage
2 and approval or on the day it becomes law without such approval.
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