

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

FIRST REGULAR SESSION-2005

Legislative Document

No. 184

H.P. 135

House of Representatives, January 13, 2005

An Act To Improve Prevailing Wage Standards in Maine

Reference to the Committee on Labor suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative CLARK of Millinocket.
Cosponsored by Senator STRIMLING of Cumberland and
Representatives: BURNS of Berwick, GERZOFSKY of Brunswick, HUTTON of
Bowdoinham, JACKSON of Fort Kent, PARADIS of Frenchville, TUTTLE of Sanford,
TWOMEY of Biddeford, Senator: BRYANT of Oxford.

Be it enacted by the People of the State of Maine as follows:

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Sec. 1. 26 MRSA §1314, as amended by PL 1997, c. 757, §11, is
4 further amended to read:

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§1314. Exceptions

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Whenever a public works construction is built in whole or in
part by federal funds and is under the jurisdiction of the
10 Davis-Bacon or other ~~Federal-Act~~ federal act that requires the
Secretary of Labor to establish the minimum wage and benefits and
12 those minimum wages and benefits are established by the Secretary
of Labor and are higher than the minimum wages and benefits under
14 Maine law, sections 1304 to 1313 do not apply. If the minimum
wages and benefits established by the Secretary of Labor are not
16 higher than those established under Maine law, sections 1304 to
1313 apply.

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SUMMARY

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This bill clarifies that in publicly funded construction
projects under the jurisdiction of the federal Davis-Bacon Act or
24 other federal act, minimum wages and benefits are the higher of
the federal and state rates.

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