

MAINE STATE LEGISLATURE

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NEW DRAFT

EIGHTY-FIRST LEGISLATURE

SENATE

NO. 317

In Senate, April 2, 1923.

Reported by Mr. Stitham and others from Committee on Labor and laid on table to be printed under joint rules.

L. ERNEST THORNTON, Secretary.

STATE OF MAINE

**IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-THREE**

AN ACT to Amend Section Thirty-six of Chapter Forty-nine of the Revised Statutes of Maine Relating to Preference to Maine Workmen and Contractors.

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

Section thirty-six of chapter forty-nine of the revised statutes of Maine is hereby amended by striking out all of said section and inserting in place thereof the following, so that when said section is amended it shall read as follows:

'Sect. 36. The state, counties, cities and towns, and every charitable or educational institution which is supported in whole or in part by aid granted by the state or by any municipality shall in the awarding of contracts for construct-

5 ing, altering, repairing, furnishing or equipping its buildings,
6 or public works, give preference to bidders, for such con-
7 tracts who are residents of this state, provided the bids
8 submitted by such resident bidders are equally favorable
9 with bids submitted by contractors from without the state.
10 Invitations for bids for such work or material shall be
11 advertised in at least three daily newspapers in the state,
12 one at least of which is published within the county where
13 the work is to be done, provided a daily newspaper is
14 published in such county, otherwise in a weekly newspaper
15 published in such county; and specifications and plans for
16 the same shall be provided and be accessible for figuring,
17 for at least thirty days before the opening of the bids; if
18 the bidders have conformed to all the requirements called
19 for in the advertisements for bids, and the lowest bidder
20 is financially responsible and able to furnish proper bonds
21 for the fulfillment of his contract, such contract for work
22 or materials shall be awarded by the proper officers of the
23 state, county, city or institution, to such bidders; provided
24 the bid submitted by the lowest bidder is equally favorable
25 with bids submitted by any contractors residing without the
26 state, as above provided.

‘The parts of this section applying to the publication or
2 invitation for bids for such work or materials and for the
3 furnishing of specifications and plans for the same shall
4 not apply to construction or repairs amounting to less than

5 one thousand dollars or to emergency work, or to state road
6 work.

'In the employment of workmen in the construction of
2 public works by the state of Maine or by any county, town
3 or district or any charitable or educational institution which
4 is supported in whole or in part by aid granted by the
5 state or by any municipality or by persons contracting with
6 the state or a county, town or district for such construction,
7 preference shall first be given to citizens of this state at
8 the customary and prevailing rate of wages for a day's
9 work in the same trade or occupation in the locality where
10 such public works are constructed. In the case of any
11 dispute of such customary prevailing rate of wages the
12 governor and commissioner of labor shall investigate all
13 books, accounts and payrolls for the purpose of determining
14 the wages paid in the trade or occupation in the locality
15 where such works are under construction and decide what
16 rate of wages shall be paid. And every contract for such
17 work shall contain a provision to this effect.

'The provisions of this section shall not apply to con-
2 tracts for sewers, street or road work.'