

1 _____ JOINT RESOLUTION NO. _____
2 INTRODUCED BY _____
3 (Primary Sponsor)

4 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF
5 MONTANA REQUESTING AN INTERIM STUDY ON PUBLIC CONTRACTS AND PREVAILING WAGE LAW.

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7 WHEREAS, Montana's prevailing wage law applies to public works contracts exceeding \$25,000
8 entered into for construction or nonconstruction services by the state, a county, municipality, school district, or
9 political subdivision; and

10 WHEREAS, the methods of establishing wage rates currently include wage surveys, special project
11 rates, valid collective bargaining agreements, and wage rates determined by the federal government; and

12 WHEREAS, the existing intent, need, impacts, and criteria for establishing wage rates should be
13 reevaluated in the interest of all stakeholders, including Montana's taxpayers.

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15 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF
16 THE STATE OF MONTANA:

17 That the Legislative Council be requested to designate an appropriate interim committee or statutory
18 committee, pursuant to section 5-5-217, MCA, or direct sufficient staff resources to:

19 (1) review and examine practices related to prevailing wage and public works contract law, including:

20 (a) the current method used to establish prevailing wage rates, including travel, per diem, zone pay,
21 and other rates;

22 (b) the use of, intent of, and methods for the determination of prevailing wages in other comparable
23 states;

24 (c) the current responsibilities of the contracting agent, contractor, and subcontractor;

25 (d) the current methods for receiving and responding to wage complaints; and

26 (e) any other necessary prevailing wage or public works contract requirements; and

27 (2) allow the committee to make recommendations for statutory, rule, or other regulatory changes, if
28 considered appropriate.

1 BE IT FURTHER RESOLVED, that if the study is assigned to staff, any findings or conclusions be
2 presented to and reviewed by an appropriate committee designated by the Legislative Council.

3 BE IT FURTHER RESOLVED, that all aspects of the study, including presentation and review
4 requirements, be concluded prior to September 15, 2022.

5 BE IT FURTHER RESOLVED, that the final results of the study, including any findings, conclusions,
6 comments, or recommendations of the appropriate committee, be reported to the 68th Legislature.

7 - END -