

27 development, irrigation system, reclamation project, gas or
28 electrical distribution system, gas or electrical substation, or
29 other facility, project, or portion thereof, including repair,
30 renovation, or remodeling, owned in whole or in part by any
31 political subdivision for which a project for construction,
32 maintenance, repair, or improvement of public works is to be
33 paid for in whole or in part with state funds.

34 (2) (a) Except as required by federal or state law, the
35 state or any political subdivision that contracts for the
36 construction, maintenance, repair, or improvement of public
37 works may not require that a contractor, subcontractor, or
38 material supplier or carrier engaged in the construction,
39 maintenance, repair, or improvement of public works:

40 1. Pay employees a predetermined amount of wages or
41 prescribe any wage rate;

42 2. Provide employees a specified type, amount, or rate of
43 employee benefits;

44 3. Control, limit, or expand staffing; or

45 4. Recruit, train, or hire employees from a designated,
46 restricted, or single source.

47 (b) The state or any political subdivision that contracts
48 for any construction, maintenance, repair, or improvement of a
49 public works project may not prohibit any contractor,
50 subcontractor, or material supplier or carrier able to perform
51 the construction, maintenance, repair, or improvement of public
52 works who is qualified, licensed, or certified as required by

HB 181

2016

53 | state law to perform such work from submitting a bid on any
54 | public works project.

55 | Section 2. This act shall take effect July 1, 2016.