

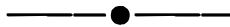
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2001 APR 30 P 4:43

OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 2001



ENROLLED

House Bill No. 2331

(By Delegates Warner and Mezzatesta)



Passed April 14, 2001

In Effect Ninety Days from Passage

FILED

2001 APR 30 P 4: 44

OFFICE WEST VIRGINIA
SECRETARY OF STATE

ENROLLED

H. B. 2331

(BY DELEGATES WARNER AND MEZZATESTA)

[Passed April 14, 2001; in effect ninety days from passage.]

AN ACT to amend and reenact section three, article five-a, chapter twenty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the attachment of wage rates to construction contracts.

Be it enacted by the Legislature of West Virginia:

That section three, article five-a, chapter twenty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 5A. WAGES FOR CONSTRUCTION OF PUBLIC IMPROVEMENTS.

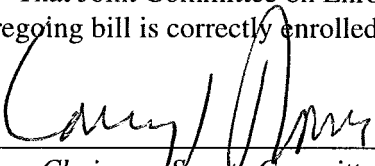
§21-5A-3. Fair minimum rate of wages; determination; filing; schedule of wages part of specifications.

1 Any public authority authorized to let to contract the
2 construction of a public improvement, shall, before advertising
3 for bids for the construction thereof, ascertain from the state
4 commissioner of labor, the fair minimum rate of wages,

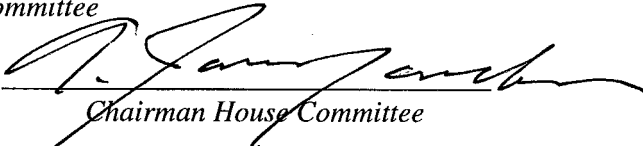
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5 including fair minimum overtime and holiday pay, to be paid by
6 the successful bidder to the laborers, workmen or mechanics in
7 the various branches or classes of the construction to be
8 performed; and such schedule of wages shall be made a part of
9 the specifications for the construction and shall be published in
10 an electronic or other medium and incorporated in the bidding
11 blanks by reference when approved by the commissioner of
12 labor where the construction is to be performed by contract.
13 The "fair minimum rate of wages," for the intents and purposes
14 of this article, shall be the rate of wages paid in the locality in
15 this state as hereinbefore defined to the majority of workmen,
16 laborers or mechanics in the same trade or occupation in the
17 construction industry. The commissioner of labor or a member
18 of his or her department designated by him or her shall assemble
19 the data as to fair minimum wage rates and shall file wage
20 rates. Rates shall be established and filed as hereinafter
21 provided on the first day of January of each year. These rates
22 shall prevail as the minimum wage rate on all public improve-
23 ments on which bids are asked during the year beginning with
24 the date when such new rates are filed and until the new rates
25 are filed, the rates for the preceding year shall remain in effect:
26 *Provided*, That such rates shall not remain in effect for a period
27 longer than fifteen months from the date they are published,
28 but, this provision shall not affect construction of a public
29 improvement then underway.

That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.



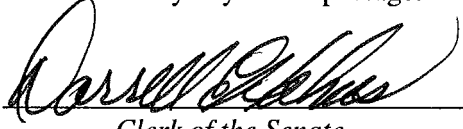
Chairman Senate Committee



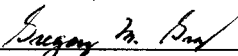
Chairman House Committee

Originating in the House.

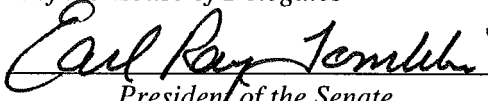
In effect ninety days from passage.



Clerk of the Senate



Clerk of the House of Delegates




President of the Senate



Speaker of the House of Delegates

The within is approved this the 27th
day of April, 2001.



Governor

PRESENTED TO THE

GOVERNOR

Date

4/24/01

Time

4:40 pm