

HOUSE No. 2028

The Commonwealth of Massachusetts

PRESENTED BY:

Lenny Mirra

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act providing for increased transparency in the prevailing wage.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Lenny Mirra</i>	<i>2nd Essex</i>	<i>2/18/2021</i>

HOUSE No. 2028

By Mr. Mirra of Georgetown, a petition (accompanied by bill, House, No. 2028) of Lenny Mirra for legislation to provide for increased transparency in the prevailing wage rates. Labor and Workforce Development.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 1666 OF 2019-2020.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act providing for increased transparency in the prevailing wage.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. There is hereby established a Prevailing Wage Commission, the purpose of
2 which shall be to determine the effectiveness, practicality and usefulness in establishing fair
3 wage rates of Massachusetts Prevailing Wage Law, so-called, as contained in Chapters 149, 5,
4 71, and 121B of the General Laws, as appearing in the 2018 Official Edition. In making such
5 determinations the commission shall consider, at a minimum, whether the provisions of the
6 current law result in wage rates which accurately reflect the actual market wage rates in the
7 specific categories and geographic areas to which they apply, and whether other methodologies,
8 including but not limited to those employed by the federal government, may yield rates which
9 more accurately reflect prevailing market rates. Said commission shall consist of the
10 Commissioner of Labor and Industries, whom shall serve as its chair, two members appointed by

11 the Speaker of the House, one of which shall represent the minority party, two members
12 appointed by the Senate President, one of whom shall represent the minority party, and seven
13 members appointed by the governor, three of whom shall represent organized labor, three of
14 whom shall represent employers of union and non-union employees in the commonwealth, and
15 one member from a list of three names submitted by the Massachusetts Municipal Association.

16 SECTION 2. The Department of Labor Standards within the Executive Office of Labor
17 and Workforce Development is hereby authorized and directed to provide information on its
18 website that details the current prevailing wage rates, the methodology by which the rates are
19 determines, and any actions that have been taken within the last twelve months to modify one or
20 more rates.

21 SECTION 3. The Department of Labor Standards within the Executive Office of Labor
22 and Workforce Development shall conduct at least one public hearing per year on issues relating
23 to the prevailing wage law, notice of which shall be promulgated as extensively as possible, and
24 specifically provided to the municipalities and other political subdivisions of the commonwealth,
25 and to the extent possible, organizations representing employers engaged in public projects and
26 organizations representing organized labor in the commonwealth.