



SPONSOR: Sen. Marshall & Rep. Lofink ;
Sens. McBride, DeLuca, Henry,
Sharp, Rep. Mulrooney

DELAWARE STATE SENATE

141st GENERAL ASSEMBLY

SENATE BILL NO. 343

AN ACT TO AMEND SECTION 6960, CHAPTER 69, TITLE 29, DELAWARE CODE RELATING TO PUBLIC WORKS CONTRACTS AND PREVAILING WAGE RATES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

1 Section 1. Amend §6960(a), Title 29, Delaware Code by striking therefrom the sentence: "The prevailing wage
2 shall by the wage paid to a majority of employees performing similar work as reported in the Department's annual
3 prevailing wage survey or in the absence of a majority. The average wage paid to all employees reported." and by
4 substituting in lieu thereof the following:

5 "The prevailing wage shall be the rate determined by the U.S. Department of Labor pursuant to the provisions of
6 the Davis-Bacon Act, 40 U.S.C. §276 et seq., to be the prevailing wage to be paid to employees employed in the type
7 construction work involved and performing the work in the county for which a prevailing wage is being determined."

SYNOPSIS

This bill redefines the methods by which the prevailing wage is determined. It adopts as the prevailing wage on state public works projects the federal prevailing wages determined by the U.S. Department of Labor under the Davis-Bacon Act for work performed on federally-funded construction projects within the State of Delaware. The amendment provides for consistency between federal and state prevailing wages on public works projects, and eliminates the need for wage surveys to be conducted by the Delaware Department of Labor to determine prevailing wage rates.

Author: Sen. Marshall