



**SENATE AMENDMENT 1,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO 1995 SENATE BILL 373**

February 21, 1996 – Offered by COMMITTEE ON HUMAN RESOURCES, LABOR, TOURISM,
VETERANS AND MILITARY AFFAIRS.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 2, line 8: delete lines 8 to 12 and substitute:

3 “(a) “Area” means the county in which a proposed project that is subject to this
4 section is located or, if the department determines that there is insufficient wage
5 data in that county, “area” means those counties that are contiguous to that county
6 or, if the department determines that there is insufficient wage data in those
7 counties, “area” means those counties that are contiguous to those counties or, if the
8 department determines that there is insufficient wage data in those counties, “area”
9 means the entire state or, if the department is requested to review a determination
10 under sub. (3) (br), “area” means the city, village or town in which a proposed project
11 that is subject to this section is located.”.

12 **2.** Page 2, line 15: after that line insert:

13 “(cm) “Insufficient wage data” has the meaning given in s. 103.49 (1) (bg).”.

14 **3.** Page 7, line 10: delete lines 10 to 16 and substitute:

1 **“SECTION 8m.** 66.293 (3) (av) of the statutes is created to read:

2 66.293 (3) (av) In determining prevailing wage rates under par. (am) or (ar),
3 the department may not use data from projects that are subject to this section, s.
4 103.49 or 103.50 or 40 USC 276a unless the department determines that there is
5 insufficient wage data in the area to determine those prevailing wage rates, in which
6 case the department may use data from projects that are subject to this section, s.
7 103.49 or 103.50 or 40 USC 276a.”.

8 **4.** Page 20, line 1: delete lines 1 to 7 and substitute:

9 **“SECTION 33m.** 103.49 (1) (a) of the statutes is amended to read:

10 103.49 (1) (a) ~~“Area” means the county or other locality from which labor for~~
11 ~~any project would normally be secured in which a proposed project that is subject to~~
12 ~~this section is located or, if the department determines that there is insufficient wage~~
13 ~~data in that county, “area” means those counties that are contiguous to that county~~
14 ~~or, if the department determines that there is insufficient wage data in those~~
15 ~~counties, “area” means those counties that are contiguous to those counties or, if the~~
16 ~~department determines that there is insufficient wage data in those counties, “area”~~
17 ~~means the entire state or, if the department is requested to review a determination~~
18 ~~under sub. (3) (c), “area” means the city, village or town in which a proposed project~~
19 ~~that is subject to this section is located.”.~~

20 **5.** Page 20, line 12: after that line insert:

21 **“SECTION 34m.** 103.49 (1) (bg) of the statutes is created to read:

22 103.49 (1) (bg) “Insufficient wage data” means less than 500 hours of work
23 performed in a particular trade or occupation on projects that are similar to a
24 proposed project that is subject to this section.”.

1 **6.** Page 20, line 17: delete lines 17 to 25 and substitute:

2 “**SECTION 36m.** 103.49 (1) (c) of the statutes is renumbered 103.49 (1) (c) (intro.)
3 and amended to read:

4 103.49 (1) (c) “Prevailing hours of labor” ~~in~~ for any trade or occupation in any
5 area means ~~the hours of labor per day and per week worked within the area by a~~
6 ~~larger number of workers than are employed in the trade or occupation for any other~~
7 ~~number of hours per day or week. In no event shall the prevailing hours of labor be~~
8 ~~deemed to be~~ no more than 8 10 hours per day nor more than 40 hours per week; and
9 may not include any hours worked on a Saturday or Sunday or on any of the following
10 holidays.”.

11 **7.** Page 34, line 11: delete lines 11 to 15 and substitute:

12 “**SECTION 63m.** 103.50 (1) (a) of the statutes is amended to read:

13 103.50 (1) (a) “Area” means ~~the locality from which labor for any project within~~
14 ~~such area would normally be secured~~ in which a proposed project that is subject to
15 this section is located or, if the department determines that there is insufficient wage
16 data in that county, “area” means those counties that are contiguous to that county
17 or, if the department determines that there is insufficient wage data in those
18 counties, “area” means those counties that are contiguous to those counties or, if the
19 department determines that there is insufficient wage data in those counties, “area”
20 means the entire state.”.

21 **8.** Page 34, line 20: after that line insert:

22 “**SECTION 64m.** 103.50 (1) (bg) of the statutes is created to read:

23 103.50 (1) (bg) “Insufficient wage data” has the meaning given in s. 103.49 (1)
24 (bg).”.

