

SENATE AMENDMENTS TO SENATE BILL 51

By COMMITTEE ON COMMERCE AND WORKFORCE DEVELOPMENT

May 1

1 On page 1 of the printed bill, delete lines 6 through 28 and delete page 2 and insert:

2 “**SECTION 1.** ORS 279C.825 is amended to read:

3 “279C.825. (1)(a) The Commissioner of the Bureau of Labor and Industries, by [*rule*] **order**, shall
4 establish a fee to be paid by the public agency that awards a public works contract subject to ORS
5 279C.800 to 279C.870. The **commissioner shall use the fee** [*shall be used*] to pay the costs of:

6 “(A) Surveys to determine the prevailing rates of wage;

7 “(B) Administering and providing investigations under and enforcement of ORS 279C.800 to
8 279C.870; and

9 “(C) Providing educational programs on public contracting law under the Public Contracting
10 Code.

11 “(b) The [*fee shall be*] **commissioner shall establish the fee in an amount between** 0.1 per-
12 cent **and 0.125 percent** of the contract price. However, in no event may a fee be charged and col-
13 lected that is [*more than \$5,000 or*] less than [*\$100*] **\$250 or more than \$7,500.**

14 “(2) The commissioner shall pay moneys received under this section into the State Treasury. The
15 moneys shall be credited to the Prevailing Wage Education and Enforcement Account created by
16 ORS 651.185.

17 “(3) The public agency shall pay the fee at the time the public agency enters into the public
18 works contract.

19 “**SECTION 2.** The Commissioner of the Bureau of Labor and Industries shall first issue
20 the order described in ORS 279C.825, as amended by section 1 of this 2009 Act, not later than
21 July 15, 2009. The commissioner thereafter shall issue the order not later than 15 days after
22 the beginning of each subsequent biennium.

23 “**SECTION 3.** Section 8, chapter 844, Oregon Laws 2007, is repealed.

24 “**SECTION 4.** This 2009 Act being necessary for the immediate preservation of the public
25 peace, health and safety, an emergency is declared to exist, and this 2009 Act takes effect
26 on its passage.”

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