

1 AMENDMENT TO HOUSE BILL 3399

2 AMENDMENT NO. _____. Amend House Bill 3399, AS AMENDED,
3 by replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Prevailing Wage Act is amended by
6 changing Section 2 as follows:

7 (820 ILCS 130/2) (from Ch. 48, par. 39s-2)

8 Sec. 2. This Act applies to the wages of laborers,
9 mechanics and other workers employed in any public works, as
10 hereinafter defined, by any public body and to anyone under
11 contracts for public works.

12 As used in this Act, unless the context indicates
13 otherwise:

14 "Public works" means all fixed works constructed for
15 public use by any public body, other than work done directly
16 by any public utility company, whether or not done under
17 public supervision or direction, or paid for wholly or in
18 part out of public funds. "Public works" as defined herein
19 includes all projects financed in whole or in part with bonds
20 issued under the Industrial Project Revenue Bond Act (Article
21 11, Division 74 of the Illinois Municipal Code), the Tax
22 Increment Allocation Redevelopment Act (Article 11, Division

1 74.4 of the Illinois Municipal Code), the Industrial Building
2 Revenue Bond Act, the Illinois Development Finance Authority
3 Act, the Illinois Sports Facilities Authority Act, or the
4 Build Illinois Bond Act, and all projects financed in whole
5 or in part with loans or other funds made available pursuant
6 to the Build Illinois Act or under the Illinois Enterprise
7 Zone Loan Act. "Public works" also includes all projects
8 financed in whole or in part with funds from the Fund for
9 Illinois' Future under Section 6z-47 of the State Finance
10 Act, funds for school construction under Section 5 of the
11 General Obligation Bond Act, funds authorized under Section 3
12 of the School Construction Bond Act, funds for school
13 infrastructure under Section 6z-45 of the State Finance Act,
14 or funds for transportation purposes under Section 4 of the
15 General Obligation Bond Act.

16 "Construction" means all work on public works involving
17 laborers, workers or mechanics.

18 "Locality" means the county where the physical work upon
19 public works is performed, except (1) that if there is not
20 available in the county a sufficient number of competent
21 skilled laborers, workers and mechanics to construct the
22 public works efficiently and properly, "locality" includes
23 any other county nearest the one in which the work or
24 construction is to be performed and from which such persons
25 may be obtained in sufficient numbers to perform the work and
26 (2) that, with respect to contracts for highway work with the
27 Department of Transportation of this State, "locality" may at
28 the discretion of the Secretary of the Department of
29 Transportation be construed to include two or more adjacent
30 counties from which workers may be accessible for work on
31 such construction.

32 "Public body" means the State or any officer, board or
33 commission of the State or any political subdivision or
34 department thereof, or any institution supported in whole or

1 in part by public funds, authorized by law to construct
2 public works or to enter into any contract for the
3 construction of public works, and includes every county,
4 city, town, village, township, school district, irrigation,
5 utility, reclamation improvement or other district and every
6 other political subdivision, district or municipality of the
7 state whether such political subdivision, municipality or
8 district operates under a special charter or not.

9 The terms "general prevailing rate of hourly wages",
10 "general prevailing rate of wages" or "prevailing rate of
11 wages" when used in this Act mean the hourly cash wages plus
12 fringe benefits for training and apprenticeship programs
13 approved by the U.S. Department of Labor, Bureau of
14 Apprenticeship and Training, health and welfare, insurance,
15 vacations and pensions paid generally, in the locality in
16 which the work is being performed, to employees engaged in
17 work of a similar character on public works.

18 (Source: P.A. 91-105, eff. 1-1-00; 91-935, eff. 6-1-01;
19 92-16, eff. 6-28-01.)

20 Section 99. Effective date. This Act takes effect upon
21 becoming law."