



Legislation Text

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**Introductory\***  
**City of Baltimore**  
**Council Bill**

Introduced by: Councilmember Burnett

A Bill Entitled

An Ordinance concerning  
**Prevailing Wage - Revisions and Petitions**

For the purpose of simplifying the manner by which the City revises its prevailing wage for construction contracts and providing for a rate review procedure after the initial rate establishment.

By repealing and re-ordaining, with amendments  
Article 5 - Finance, Property, and Procurement  
Section 25-16  
Baltimore City Code  
(Edition 2000)

**Section 1. Be it ordained by the Mayor and City Council of Baltimore,** That the Laws of Baltimore City read as follows:

**Baltimore City Code**

**Article 5. Finance, Property, and Procurement**

**Subtitle 25. Prevailing Wages for Work under Construction Contracts**

**§ 25-16. [Schedules of prevailing] Prevailing wage [rates] determination.**

(a) *Board of Estimates to adopt, review, and revise.*

(1) The Board of Estimates may adopt, establish, repeal, modify, change, or amend, from time to time, schedules of prevailing hourly wage rates to be paid to all classes of laborers, mechanics, or apprentices directly employed by any contractor or any subcontractor on the site in any of the various types of work or projects mentioned in or contemplated by this subtitle.

(2) These schedules of prevailing hourly wage rates shall be reviewed and revised by the Board of Estimates at least once every year to conform to the area prevailing hourly wage rates.

(b) *Basis of revision.*

(1) The revision may be based [on recommendations by the prevailing wage section of the Wage Commission] on:

(i) the prevailing wage rate established annually for the City by the Maryland State Commissioner of Labor and Industry; or

(ii) a petition filed under subsection (c) of this section.

- (2) The schedules of prevailing hourly wage rates, including overtime rates for all hours worked on Saturdays and Sundays, and all hours worked in excess of 8 hours per day on Monday through Friday, and all hours worked on legal holidays designated as overtime holidays by the Board of Estimates may not be less in amount than the general prevailing hourly wage rates being paid to laborers, mechanics, and apprentices for doing work of a similar character in the locality in which the project is located.
- (3) These general prevailing hourly wage rates shall be determined by the Board of Estimates whose decision in the matter is final.

(c) *Petitions.*

(1) *In general.*

On petition, the Board of Estimates may review and revise any prevailing hourly wage rate established under subsection (a) of this section.

(2) *Timeliness of request.*

Any petition for rate review under this section shall be submitted to the Board within 21 days after a contracting agency publishes a request for bids or proposals for a project for which the prevailing hourly wage rate would be used for the first time following its initial establishment.

(d) [(c)] *Authority of Board not restricted.*

Nothing in this Ordinance limits or restricts in any way the power and authority of the Board of Estimates to classify the type of work to be done for the Mayor and City Council of Baltimore and to establish schedules of prevailing hourly wage rates for these classification.

**Section 2. And be it further ordained,** That this Ordinance takes effect on the 30<sup>th</sup> day after the date it is enacted.