

1 **SHB 1125** - H AMD TO H AMD (H-2939.2/99) **0399 FAILED 5/18/99**

2 By Representative Campbell

3 On page 84, after line 19, insert the following:

4 "NEW SECTION. **Sec. 616.** (1) The definitions in this section apply  
5 throughout this section unless the context clearly requires otherwise.

6 (a) "Apprentice" means an apprentice enrolled in a state-approved  
7 apprenticeship training program.

8 (b) "Apprentice utilization requirement" means the requirement  
9 that no less than ten percent of the labor hours be performed by  
10 apprentices, if available.

11 (c) "Labor hours" means the total hours of workers receiving an  
12 hourly wage who are directly employed on the site of the public works  
13 project. "Labor hours" shall include hours performed by workers  
14 employed by the contractor and all subcontractors working on the  
15 project. "Labor hours" shall exclude hours worked by foremen,  
16 superintendents, owners, and workers who are not subject to prevailing  
17 wage requirements.

18 (d) "State-approved apprenticeship training program" means an  
19 apprenticeship training program approved by the Washington state  
20 apprenticeship and training council.

21 (2) All state highway construction, alteration, repair or  
22 improvement contracts estimated to cost one million dollars or more  
23 funded fully or partially from moneys appropriated in this act shall  
24 require that no less than ten percent of the labor hours be performed  
25 by apprentices, if available.

26 (3) The failure by a contractor to comply with the apprentice  
27 utilization requirements shall be deemed a breach of contract for which  
28 the state or the municipality shall be entitled to all remedies allowed  
29 by law and under the contract. Failure to comply with the apprentice  
30 utilization requirement may be considered evidence bearing on a  
31 contractor's qualification for award of future contracts."

32 Renumber remaining sections and correct internal references  
33 accordingly.

1        EFFECT: Requires that contractors working on public highway  
2 projects funded in the 1999-01 transportation budget ensure that at  
3 least ten percent of the labor hours on the project are performed by  
4 apprentices if available. Failure of a contractor to comply would  
5 constitute a breach of contract.