

SENATE BILL 3

P2, K3

(PRE-FILED)

5lr1469
CF HB 850

By: **Senator Ellis**

Requested: October 29, 2024

Introduced and read first time: January 8, 2025

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 11, 2025

CHAPTER _____

1 AN ACT concerning

2 ~~Procurement – Public Work Contracts – Data Dashboard~~
3 ~~(Maryland Public Works and Apprenticeship Transparency Act)~~
4 Workgroup on the Creation of a Data Dashboard for Public Work Contracts and
5 Apprentices – Establishment

6 FOR the purpose of ~~requiring the Commissioner of Labor and Industry to develop and~~
7 ~~maintain a data dashboard that includes certain information relating to contractors,~~
8 ~~subcontractors, employees, and apprentices working under public work contracts;~~
9 ~~requiring each contractor who is contracted under a public work contract to provide~~
10 ~~certain information to the Commissioner; requiring the Commissioner to update the~~
11 ~~data dashboard on a certain basis, post the data dashboard on the Maryland~~
12 ~~Department of Labor website, and maintain a certain cache; and generally relating~~
13 ~~to public work contracts~~ establishing the Workgroup on the Creation of a Data
14 Dashboard for Public Work Contracts and Apprentices to study the most efficient
15 and cost-effective method to create a publicly available data dashboard that
16 disaggregates information regarding public work contracts with the State and
17 apprentices working under the public work contracts; and generally relating to the
18 Workgroup on the Creation of a Data Dashboard for Public Work Contracts and
19 Apprentices.

20 ~~BY adding to~~
21 ~~Article – State Finance and Procurement~~
22 ~~Section 17-206~~
23 ~~Annotated Code of Maryland~~

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



~~(2021 Replacement Volume and 2024 Supplement)~~

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That ~~the Laws of Maryland read as follows:~~

(a) There is a Workgroup on the Creation of a Data Dashboard for Public Work Contracts and Apprentices.

(b) The Workgroup consists of the following members:

(1) three members of the Senate of Maryland, appointed by the President of the Senate;

(2) three members of the House of Delegates, appointed by the Speaker of the House;

(3) the Secretary of Labor, or the Secretary's designee;

(4) the Commissioner of Labor and Industry, or the Commissioner's designee; and

(5) the following members, appointed by the Governor:

(i) one representative of the Baltimore–DC Building Trades Council, selected by the President of the Council;

(ii) one representative of the Mid–Atlantic Pipe Trades Association;

(iii) one representative who is an attorney and a member of Steamfitters Union Local 602;

(iv) one representative of the Associated Builders and Contractors of Maryland (ABC);

(v) one representative of the Independent Electrical Contractors (IEC) Chesapeake; and

(vi) one representative of the Maryland Minority Contractors Association (MMCA).

(c) The President of the Senate and the Speaker of the House shall designate the co–chairs of the Workgroup.

(d) The Commissioner of Labor and Industry shall provide staff for the Workgroup.

(e) A member of the Workgroup:

(1) may not receive compensation as a member of the Workgroup; but

(2) is entitled to reimbursement for expenses under the Standard State Travel Regulations, as provided in the State budget.

(f) At the first meeting of the Workgroup that occurs on or after July 1, 2025, the Workgroup shall vote to adopt a code of conduct providing for the acceptable conduct of Workgroup members.

(g) The Workgroup shall:

(1) study the most efficient and cost-effective method to create a publicly available data dashboard that disaggregates information regarding public work contracts with the State, including information on:

(i) the name of each contractor and subcontractor working under a public work contract;

(ii) wages, including overtime wages, and benefits paid to each employee of a contractor or subcontractor working under a public work contract;

(iii) the job classification of each employee employed by a contractor or subcontractor working under a public work contract;

(iv) apprentices working under each contractor and subcontractor for public works contracts, including:

1. the number of apprentices employed;

2. demographic information for each apprentice;

3. the date each apprentice registered with the Maryland Department of Labor;

4. the trade practiced by each apprentice; and

5. the certification status of each apprentice; and

(v) each apprenticeship program sponsored by each contractor or subcontractor working under a public work contract; and

(2) make recommendations regarding:

(i) where the data dashboard shall be located;

(ii) necessary costs associated with the development and maintenance of the data dashboard; and

(iii) time frames during which the data dashboard can be developed and implemented and the frequency with which the information in the data dashboard can be updated.

(h) On or before January 7, 2027, the Workgroup shall report its findings and recommendations to the Governor and, in accordance with § 2-1257 of the State Government Article, the General Assembly.

~~Article — State Finance and Procurement~~

~~17-206.~~

~~(A) THE COMMISSIONER SHALL DEVELOP A CLEAR AND EASY TO UNDERSTAND GRAPHIC DATA DASHBOARD THAT INCLUDES, FOR EACH ONGOING PUBLIC WORK CONTRACT;~~

~~(1) THE NAME OF EACH CONTRACTOR AND SUBCONTRACTOR WORKING UNDER THE PUBLIC WORK CONTRACT;~~

~~(2) THE FOLLOWING INFORMATION REGARDING THE EMPLOYEES OF EACH CONTRACTOR AND SUBCONTRACTOR WORKING UNDER THE PUBLIC WORK CONTRACT;~~

~~(I) THE PREVAILING WAGE RATES PAID BY EACH CONTRACTOR OR SUBCONTRACTOR;~~

~~(II) THE NUMBER OF EMPLOYEES EMPLOYED BY EACH CONTRACTOR OR SUBCONTRACTOR;~~

~~(III) THE REGULAR WAGES AND OVERTIME WAGES PAID BY THE CONTRACTOR OR SUBCONTRACTOR;~~

~~(IV) ANY FRINGE BENEFITS PROVIDED TO EMPLOYEES BY THE CONTRACTOR OR SUBCONTRACTOR;~~

~~(V) THE JOB CLASSIFICATION OF EACH EMPLOYEE EMPLOYED BY THE CONTRACTOR OR SUBCONTRACTOR; AND~~

~~(VI) ANY ADDITIONAL INFORMATION DETERMINED NECESSARY BY THE COMMISSIONER; AND~~

~~(3) (I) THE NUMBER OF APPRENTICES WORKING FOR EACH CONTRACTOR OR SUBCONTRACTOR;~~

~~(II) THE TRADE PRACTICED BY EACH APPRENTICE WORKING FOR EACH CONTRACTOR OR SUBCONTRACTOR;~~

~~(III) THE CERTIFICATION STATUS OF EACH APPRENTICE WORKING FOR EACH CONTRACTOR OR SUBCONTRACTOR;~~

~~(IV) CONTACT INFORMATION FOR EACH APPRENTICESHIP PROGRAM SPONSOR;~~

~~(V) DEMOGRAPHIC DATA FOR EACH APPRENTICE WORKING FOR EACH CONTRACTOR OR SUBCONTRACTOR; AND~~

~~(VI) THE DATE EACH APPRENTICE REGISTERED WITH THE MARYLAND DEPARTMENT OF LABOR.~~

~~(B) EACH CONTRACTOR WHO IS CONTRACTED UNDER A PUBLIC WORK CONTRACT SHALL PROVIDE THE COMMISSIONER WITH THE INFORMATION LISTED UNDER SUBSECTION (A) OF THIS SECTION ONCE A WEEK.~~

~~(C) THE COMMISSIONER SHALL:~~

~~(1) UPDATE THE DATA DASHBOARD DEVELOPED UNDER SUBSECTION (A) OF THIS SECTION AT LEAST ONCE A MONTH;~~

~~(2) POST THE MOST RECENTLY UPDATED DATA DASHBOARD PROMINENTLY ON THE MARYLAND DEPARTMENT OF LABOR WEBSITE; AND~~

~~(3) MAINTAIN A CACHE CONTAINING THE INFORMATION POSTED ON THE DATA DASHBOARD FOR AT LEAST THE IMMEDIATELY PRECEDING 24 MONTHS.~~

~~(D) THE COMMISSIONER MAY ADOPT REGULATIONS TO CARRY OUT THIS SECTION.~~

~~SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2025.~~

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2025. It shall remain effective for a period of 1 year and 7 months and, at the end of January 31, 2027, this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.