

(b) All contractors and subcontractors required herein to pay not less than the prevailing rate of wages shall make full payment of such wages unconditionally and without subsequent rebate and without any deduction for food, sleeping accommodations, transportation, use of small tools, or any other thing of any kind or description, except deductions which must be made by law or which are required or permitted by a collective bargaining agreement between a bona fide labor organization and the contractor or subcontractor. This subsection does not apply if the employer and employee enter into an agreement in writing at the beginning of any term of employment covering deductions for food, sleeping accommodations, or other similar items, provided the agreement is submitted by the employer to the public body awarding the contract and is approved by the public body as fair and reasonable.

[18-510.] 12-310. WAGE RATES TO BE DETERMINED PRIOR TO ADVERTISING FOR BIDS, AWARDING CONTRACT OR DISBURSING FUNDS; CONTRACTORS AND SUBCONTRACTORS WHO VIOLATE THIS SUBTITLE.

(a) No public body, officer, official, member, agent, or representative, authorized to contract for public works shall fail, before advertising for bids or proposals, to have the Commissioner determine the prevailing rates of wages of workmen for each class of work called for by the public works in the locality where the work is to be performed as provided herein.

(b) No member of a public body authorized to contract for public works shall vote for the award of any contract for the construction of such works or vote for the disbursement of any funds on account of the construction of such public works, unless the public body has first had the Commissioner determine the prevailing rates of wages of workmen for the class of work called for by the public works in the locality where the work is to be performed and a determination has been made a part of the specifications and contract for the public works.

(c) Following investigation as provided in § [18-507] 12-307 OF THIS SUBTITLE the Commissioner shall file with the Secretary of State a list of the contractors and subcontractors whom it finds have persistently and willfully violated this subtitle and such contractors or subcontractors, or simulations thereof, shall be prohibited from contracting directly or indirectly with any public body for the construction of any public works or from performing any work on the same as a contractor or subcontractor for a period of 1 year from the date the list is filed with the Secretary of State. No public body shall award a contract for a public works to any such contractor or subcontractor, or simulations thereof, during the 1 year period. The filing of the list with the Secretary of State shall be notice to all public bodies and their officers, officials, members, agents, and representatives.

[18-511.] 12-311. PROCEDURE UPON NONCOMPLIANCE BY PUBLIC BODY.