

BY A CONTRACTOR OR SUBCONTRACTOR TO A 3RD PERSON UNDER A FUND, PLAN, OR PROGRAM THAT PROVIDES:

1- (I) MEDICAL, SURGICAL, OR HOSPITAL CARE;

2- (II) RETIREMENT, DISABILITY, OR DEATH BENEFITS, INCLUDING A PROFIT SHARING PLAN THAT PROVIDES BENEFITS ON RETIREMENT;

3- (III) UNEMPLOYMENT, LIFE, OR ACCIDENT INSURANCE OR COMPENSATION;

4- (IV) INSURANCE OR COMPENSATION FOR INJURY OR ILLNESS RESULTING FROM OCCUPATIONAL ACTIVITY;

5- (V) VACATION AND HOLIDAY PAY;

6- (VI) SUBSIDIES TO DEFRAY COSTS OF APPRENTICESHIP OR OTHER SIMILAR PROGRAMS; OR

7- (VII) OTHER BONA FIDE FRINGE BENEFITS--;OR

(2) THE HOURLY RATE OF COSTS TO THE CONTRACTOR OR SUBCONTRACTOR THAT REASONABLY MAY BE ANTICIPATED IN PROVIDING THE FRINGE BENEFITS SPECIFIED IN ITEM (1) OF THIS SUBSECTION UNDER AN ENFORCEABLE COMMITMENT TO CARRY OUT A FINANCIALLY RESPONSIBLE PLAN OR PROGRAM THAT IS COMMUNICATED IN WRITING TO THE WORKERS.

(E) RATE FOR APPRENTICES.

AN APPRENTICE UNDER A PUBLIC WORK CONTRACT SHALL BE PAID AT LEAST THE PERCENTAGE, SET BY THE COUNCIL, OF THE PREVAILING WAGE RATE FOR A MECHANIC IN THE TRADE IN WHICH THE APPRENTICE IS EMPLOYED.

REVISOR'S NOTE: This section is new language derived without substantive change from former SF §§ 12-301(e) and (i) and 12-305(c), the third sentence and the first and second clauses of the second sentence of § 12-304(a), and the third sentence of § 12-312.

In subsection (a) of this section, the former reference to the Commissioner determining the prevailing wage rates for "apprentices" is deleted as erroneous. The former reference was inconsistent with another reference in the former law stating that an "apprentice employed on a public works [sic] shall be paid not less than the percentages, as set forth in such approved apprenticeship program, of the journeyman mechanic's prevailing hourly rate of wages". In practice, the Apprenticeship and Training