

Subsection (b)(1) of this section is revised to clarify that the petitioner must send the copy to the public body.

In subsection (b)(2) of this section, the reference to "a copy of the petition" is substituted for the former reference to "notice of the filing of such petition", to conform to subsection (b)(1) of this section.

Also in subsection (b)(2) of this section, the former reference to 5 days after the "determination" is deleted as inconsistent with the reference to 5 days after publication since the 2 events would rarely, if ever, coincide.

Also in subsection (e) of this section, the phrase "in writing", which formerly modified "determination", is deleted as unnecessary in light of the substantive requirements of § 11-207(1) of this article.

Defined terms: "Bid" § 11-101
 "Commissioner" § 17-201 "Construction" § 17-201
 "Person" § 11-101 "Prevailing wage rate" § 17-201
 "Proposal" § 11-101 "Public body" § 17-201
 "Worker" § 17-201

17-212. VOTING ON PUBLIC WORK CONTRACTS.

A MEMBER OF A PUBLIC BODY MAY NOT VOTE FOR THE AWARD OF A PUBLIC WORK CONTRACT OR VOTE TO DISBURSE MONEY FOR THE CONSTRUCTION OF A PUBLIC WORK UNLESS:

(1) THE PUBLIC BODY HAS ASKED THE COMMISSIONER TO DETERMINE THE PREVAILING WAGE RATES IN THE LOCALITY FOR EACH CLASSIFICATION OF WORKER REQUIRED TO PERFORM THE PUBLIC WORK CONTRACT; AND

(2) THE DETERMINATION HAS BEEN MADE PART OF THE SPECIFICATIONS AND PUBLIC WORK CONTRACT FOR THE PUBLIC WORK.

REVISOR'S NOTE: This section is new language derived without substantive change from former SF § 12-310(b).

Defined terms: "Commissioner" § 17-201
 "Construction" § 17-201 "Locality" § 17-201
 "Prevailing wage rate" § 17-201
 "Public body" § 17-201 "Public work" § 17-201
 "Public work contract" § 17-201

17-213. CONTRACT CLAUSE; BONDS.