

SB19-196

## SENATE FLOOR AMENDMENT

Second Reading

BY SENATOR Gardner

1 Amend the State, Veterans, & Military Affairs Committee Report, dated  
2 April 8, 2019, page 2, line 37, after "(4)" insert "(a)".

3 Page 2, line 39, strike "A" and substitute "EXCEPT AS OTHERWISE  
4 PROVIDED IN SUBSECTION (4)(b) OF THIS SECTION, A".

5 Page 3, after line 5 insert:

6 "(b) IF A CONTRACTOR REQUESTS A WAIVER OF THE REQUIREMENTS  
7 OF THIS SECTION PURSUANT TO SUBSECTION (4)(a) OF THIS SECTION, THE  
8 AGENCY OF GOVERNMENT SHALL GRANT THE WAIVER IF:

9 (I) THE PUBLIC PROJECT IS IN AN AREA OF THE STATE WHERE  
10 REGISTERED APPRENTICESHIP PROGRAMS ARE NOT AVAILABLE, WITHIN A  
11 REASONABLE DISTANCE, FOR APPRENTICES TO PARTICIPATE IN AFTER THEIR  
12 WORKDAY; OR

13 (II) THERE ARE NOT MORE THAN TWO SUBCONTRACTORS  
14 AVAILABLE THAT ARE ABLE TO SATISFY THE REQUIREMENTS OF THIS  
15 SECTION FOR THE MECHANICAL, ELECTRICAL, AND PLUMBING PORTIONS OF  
16 THE PUBLIC PROJECT.

17 (c) A CONTRACTING AGENCY OF GOVERNMENT MAY WAIVE THE  
18 REQUIREMENTS OF THIS SECTION EVEN IF A CONTRACTOR DOES NOT  
19 REQUEST A WAIVER.".

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