

HB26-1246 be amended as follows:

1 Amend printed bill, page 5, after line 7 insert:

2 **"40-3.7-108. Workforce practices - nonregulatory guidance.**

3 (1) A PROVIDER OF CONSUMER-REGULATED ELECTRIC SERVICE OR
4 A NEW LARGE-LOAD CUSTOMER CONSTRUCTING A STRUCTURALLY
5 SEPARATE ELECTRIC SYSTEM IS ENCOURAGED TO MAKE GOOD FAITH
6 EFFORTS TO:

7 (a) UTILIZE QUALIFIED STATE LABOR WHERE PRACTICABLE;

8 (b) SUPPORT WORKFORCE DEVELOPMENT THROUGH PARTICIPATION
9 IN REGISTERED APPRENTICESHIP PROGRAMS RECOGNIZED BY THE UNITED
10 STATES DEPARTMENT OF LABOR OR A STATE APPRENTICESHIP AGENCY;
11 AND

12 (c) PROVIDE WAGES AND BENEFITS FOR CONSTRUCTION LABOR
13 THAT ARE COMPETITIVE FOR SIMILAR WORK IN THE LOCALITY, INCLUDING,
14 WHERE PRACTICABLE, WAGES CONSISTENT WITH THE PREVAILING WAGE,
15 AS DEFINED IN SECTION 24-92-201 (6).

16 (2) NOTHING IN THIS SECTION:

17 (a) REQUIRES PAYMENT OF THE PREVAILING WAGE;

18 (b) REQUIRES THE USE OF A PROJECT LABOR AGREEMENT;

19 (c) ESTABLISHES MINIMUM LABOR THRESHOLDS OR QUOTAS;

20 (d) CREATES A CONDITION OF APPROVAL OR ELIGIBILITY UNDER
21 THIS ARTICLE 3.7; OR

22 (e) EXPANDS THE JURISDICTION OR AUTHORITY OF THE
23 COMMISSION.

24 (3) THIS SECTION DOES NOT CREATE A PRIVATE RIGHT OF ACTION
25 OR AN INDEPENDENT BASIS FOR ENFORCEMENT.

26 (4) THE WORKFORCE PRACTICES DESCRIBED IN THIS SECTION MAY
27 BE CONSIDERED FOR PURPOSES OF ELIGIBILITY FOR INCENTIVES UNDER
28 SECTION 40-3.7-109."

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