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Bill No.: _____
Requested: _____
Committee: _____

Drafted by: Ross
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By: **Montgomery County Delegation and Prince George's County Delegation**

A BILL ENTITLED

AN ACT concerning

Maryland–National Capital Park and Planning Commission – Prince George's County Construction Projects – Project Labor Agreements

MC/PG 104–27

FOR the purpose of requiring the Maryland–National Capital Park and Planning Commission to require, as part of a solicitation for certain construction projects located in Prince George's County, that all contractors and subcontractors responding to the solicitation agree to negotiate or become a party to a certain project labor agreement; authorizing the Commission to waive the requirement to negotiate or become a party to a project labor agreement under certain circumstances; and generally relating to the Maryland–National Capital Park and Planning Commission and project labor agreements for construction projects in Prince George's County.

BY repealing and reenacting, without amendments,
Article – Land Use
Section 14–101(a) and (b) and 25–101
Annotated Code of Maryland
(2012 Volume and 2026 Supplement)

BY repealing and reenacting, with amendments,

EXPLANATION: **CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.**
[Brackets**]** indicate matter deleted from existing law.

Article – Land Use
Section 15–202
Annotated Code of Maryland
(2012 Volume and 2026 Supplement)

BY adding to
Article – Land Use
Section 25–103
Annotated Code of Maryland
(2012 Volume and 2026 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Land Use

14–101.

(a) In this division the following words have the meanings indicated.

(b) "Commission" means the Maryland–National Capital Park and Planning Commission.

15–202.

The Commission shall adopt procurement regulations consistent with**:**

(1) the standards and methods for source selection provided in Title 13, Subtitle 1 of the State Finance and Procurement Article**; AND**

(2) THE REQUIREMENTS ESTABLISHED UNDER § 25–103 OF THIS ARTICLE FOR A PROJECT LABOR AGREEMENT FOR A CONSTRUCTION CONTRACT FOR A PROJECT LOCATED IN PRINCE GEORGE'S COUNTY.

25–101.

This title applies only in Prince George's County.

25–103.

(A) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, THE COMMISSION SHALL REQUIRE, AS PART OF A SOLICITATION FOR A CONSTRUCTION CONTRACT FOR A PROJECT LOCATED IN THE COUNTY, THAT EACH CONTRACTOR AND SUBCONTRACTOR RESPONDING TO THE SOLICITATION AGREE TO NEGOTIATE OR BECOME A PARTY TO A PROJECT LABOR AGREEMENT FOR THE PROJECT WITH ONE OR MORE LABOR ORGANIZATIONS IF:

(1) USE OF A PROJECT LABOR AGREEMENT WILL ADVANCE THE INTERESTS OF THE COMMISSION, INCLUDING PROMOTING LABOR–MANAGEMENT STABILITY AND ENSURING COMPLIANCE WITH LAWS AND REGULATIONS GOVERNING SAFETY AND HEALTH, EQUAL EMPLOYMENT OPPORTUNITY, AND LABOR AND EMPLOYMENT STANDARDS; AND

(2) THE TOTAL CONSTRUCTION COST OF THE PROJECT, NOT INCLUDING PLANNING OR ONGOING OPERATIONS AND MAINTENANCE, IS ANTICIPATED TO BE AT LEAST $20,000,000.

(B) A PROJECT LABOR AGREEMENT UNDER SUBSECTION (A) OF THIS SECTION SHALL:

(1) REQUIRE ALL CONTRACTORS AND SUBCONTRACTORS ENGAGED IN CONSTRUCTION ON THE CONSTRUCTION PROJECT TO COMPLY WITH THE PROJECT LABOR AGREEMENT;

(2) CONTAIN GUARANTEES AGAINST STRIKES, LOCKOUTS, AND SIMILAR JOB DISRUPTIONS;

(3) ESTABLISH MUTUALLY BINDING PROCEDURES FOR RESOLVING LABOR DISPUTES;

(4) PROVIDE OTHER MECHANISMS FOR LABOR–MANAGEMENT COOPERATION ON MATTERS OF MUTUAL INTEREST AND CONCERN, INCLUDING PRODUCTIVITY, QUALITY OF WORK, SAFETY, AND HEALTH;

(5) CONTAIN A PLAN THAT DETAILS HOW EXPENDITURES FOR THE CONSTRUCTION PROJECT WILL SUPPORT SMALL BUSINESSES AND MINORITY

BUSINESS ENTERPRISES THAT ARE LOCATED IN THE COUNTY AND OTHER BUSINESSES OWNED AND OPERATED IN THE COUNTY;

(6) CONTAIN A DIVERSITY PLAN THAT DETAILS EFFORTS AND COMMITMENTS THE CONTRACTORS AND SUBCONTRACTORS WILL MAKE TO CONDUCT OUTREACH AND RECRUITMENT FOR EMPLOYMENT AND APPRENTICESHIP POSITIONS ON THE CONSTRUCTION PROJECT FOR MINORITY GROUP MEMBERS, MEMBERS OF DISADVANTAGED COMMUNITIES, AND WOMEN; AND

(7) INCLUDE ANY ADDITIONAL REQUIREMENTS THAT THE COMMISSION CONSIDERS NECESSARY TO PROMOTE THE INTERESTS OF THE COMMISSION.

(C) THE COMMISSION MAY WAIVE THE REQUIREMENT UNDER SUBSECTION (A) OF THIS SECTION BY ISSUING A DETERMINATION, POSTED ON THE INTERNET FOR AT LEAST 10 CALENDAR DAYS BEFORE ADVERTISING A SOLICITATION FOR A CONSTRUCTION CONTRACT, THAT USE OF A PROJECT LABOR AGREEMENT OR THE CONSTRUCTION COSTS OF THE PROJECT DO NOT MEET THE CRITERIA ESTABLISHED UNDER SUBSECTION (A) OF THIS SECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2027.