LABOR AND PUBLIC EMPLOYEES COMMITTEE
VOTE TALLY SHEET

Bill No.: SB-920 **Amendment Letter:**

AN ACT CLARIFYING PENSION OBLIGATIONS OF CONTRACTORS AND SUBCONTRACTORS.

Chair: RYAN, K. **Motion:** PRAGUE, E. **Second:** OLSON, M.

Action: Joint Favorable Substitute

Language Change: Allows a general contractor or subcontractor to, in good faith, rely on the certification of a lower tier subcontractor as an affirmative defense to an action brought by the Labor Commissioner to collect unpaid benefits on behalf of an employee of such lower tier subcontractor. The general contractor must require the subcontractor to provide: (1) a payment bond on the public works project, or (2) sufficient verification from the pension and benefit fund administrator of the relevant fund that the amount of the contributions paid or payable on behalf of each such person to any employee welfare fund has been paid.

TOTALS	Voting	Yea	Nay	Abstain	Absent and Not Voting	Voice Vote
	11	9	2	0	0	

	yea	nay	abstain	absent
Sen. **Prague**, E. S19	X			
Rep. **Ryan**, K. 139	X			
Sen. **Gomes**, E. S23	X			
Rep. **O'Brien**, T. 024	X			
Sen. **Guglielmo**, A. S35	X			
Rep. **Noujaim**, S. 074		X		
Rep. **Aman**, W. 014		X		
Rep. **Esposito**, L. 116	X			
Rep. **Hewett**, E. 039	X			
Rep. **Lambert**, B. 118	X			
Rep. **Olson**, M. 046	X			

	yea	nay	abstain	absent

Vote date: 3/12/2009 2:25:00 PM

Correction date: