



CRASH COURSE IN PUBLIC WORKS

Presented by Yolanda DeMello &
Aurora Escott

DISCLAIMER

The information provided herein is for general informational purposes only. Accordingly, LCPtracker, Inc. does not warrant the completeness or accuracy of the above information. The information displayed herein is provided on an "as is" basis with no assurance of completeness, accuracy or timeliness of the information, and without warranty of any kind, express or implied, including but not limited to any warranties of performance, merchantability, fitness, or for any particular purpose. No license, express or implied is granted or intended hereby. It does not constitute the provision of legal advice, tax advice, accounting services, or professional consulting of any kind. The information provided herein should not be used as a substitute for consultation with professional tax, accounting, legal, or other professional advisors. Before making any decision or taking any action, you should consult a professional adviser who had been provided with all pertinent facts relevant to your particular situation. Product or company names mentioned herein may be the trademarks of their respective owners. This guide is protected by copyright law. Individuals may reproduce and distribute this guide for individual, non-commercial use. LCPtracker, Inc. is not responsible for any liabilities that may arise out of the reproduction or distribution of the information herein.



Aurora Escott

Account Manager, LCPtracker

Aurora has over 5 years in the construction industry, primarily focused on processing California Certified Payroll Reports.

Aurora has also held roles as a Labor Compliance/Human Resource Specialist and Payroll Specialist. She has experience with California DIR Requirements and other areas of California compliance and reporting.

She enjoys learning about her clients and collaborating to problem-solve their concerns at hand.



Yolanda DeMello

Account Manager, LCPtracker

Yolanda has over 10 years of experience in the Construction Industry as a Project Accountant and as Labor Compliance Officer before joining LCPtracker.

Yolanda is a Certified Fraud Examiner who experienced and participated in many public works civil wage penalty assessment audits in the State of California.

Yolanda enjoys collaborating with her clients, providing them with the highest quality of service, and customer satisfaction.

POLL TIME!!



What is your knowledge level regarding Public Works?

- a) No experience in Public Works and I don't know where to start.
- b) I have some Public Works experience and want to learn more or test myself.
- c) I'm a **boss** with public works, this is just a refresher for me.

AGENDA

- What is Public Works?
- Different Actors/Roles
- Compliance Requirements
- Penalties
- Resources

What is Public Works?

Defining Public Works

“The work of building such things as roads, schools, and reservoirs, carried out by the government for the community.”



Prevailing Wages

Established base rate of pay for all workers of the same craft on a public works project (to make sure workers are paid equally).



Prevailing Wages

- Davis Bacon Act (DBA) & Davis Bacon and Related Act (DBRA) & Copeland Act



Prevailing Wages: Terminology

Wage Decision

- Wage Determination, Wage Rates, Schedules

SAM.GOV

"General Decision Number: TX20230231 04/14/2023

Superseded General Decision Number: TX20220231

State: Texas

Construction Type: Building

County: Bexar County in Texas.

BUILDING CONSTRUCTION PROJECTS (does not include single family homes or apartments up to and including 4 stories).

Note: Contracts subject to the Davis-Bacon Act are generally required to pay at least the applicable minimum wage rate required under Executive Order 14026 or Executive Order 13658. Please note that these Executive Orders apply to covered contracts entered into by the federal government that are subject to the Davis-Bacon Act itself, but do not apply to contracts subject only to the Davis-Bacon Related Acts, including those set forth at 29 CFR 5.1(a)(2)-(60).

If the contract is entered into on or after January 30, 2022, or the contract is renewed or extended (e.g., an option is exercised) on or after January 30, 2022:	<ul style="list-style-type: none">. Executive Order 14026 generally applies to the contract.. The contractor must pay all covered workers at least \$16.20 per hour (or the applicable wage rate listed on this wage determination, if it is higher) for all hours spent performing on the contract in 2023.
If the contract was awarded on or between January 1, 2015 and January 29, 2022, and the contract is not renewed or extended on or after January 30, 2022:	<ul style="list-style-type: none">. Executive Order 13658 generally applies to the contract.. The contractor must pay all covered workers at least \$12.15 per hour (or the applicable wage rate listed on this wage determination, if it is higher) for all hours spent performing on that contract in 2023.

The applicable Executive Order minimum wage rate will be adjusted annually. If this contract is covered by one of the Executive Orders and a classification considered necessary for performance of work on the contract does not appear on this wage determination, the contractor must still submit a conformance request.

Additional information on contractor requirements and worker protections under the Executive Orders is available at <http://www.dol.gov/whd/govcontracts>.

Modification Number	Publication Date
0	01/06/2023
1	01/13/2023

Prevailing Wages: Terminology

- Craft
- Classification
- Fringe Benefits

SHEE0067-004 04/01/2022

	Rates	Fringes
Sheet metal worker		
Excludes HVAC Duct Installation.....	\$ 27.89	16.25
HVAC Duct Installation Only	\$ 27.89	16.25

CUTV001 006 07/01/2021

Prevailing Wages: Terminology

Journeyman



Apprentices



Prevailing Wages: Results May Vary



Prevailing Wages: Comparison

Craft: CARPENTER (Union Rate)

Prevailing wage rates include the base rate as well as all applicable fringes

Carpenter Journeyman.....	54.91
Carpenter Foreman.....	58.32
Carpenter General Foreman.....	62.07

ADD ZONE RATE

(Building and Heavy Highway and Dam Construction)

In addition to CARPENTER rates add the applicable amounts per hour, calculated from the Washoe County Courthouse:

Zone 1	0 to 75 miles	\$0.00 (Road miles from the Washoe County Courthouse)
Zone 2	75 to 150 miles	\$4.00
Zone 3	150 to 300 miles	\$5.00
Zone 4	Over 300 miles	\$6.00

ADD PREMIUM PAY

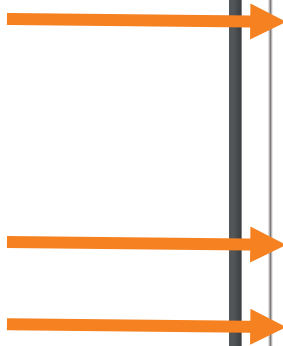
Any work performed over eight (8) hours per day and on Saturdays shall be compensated at time and one-half (1-1/2x) the appropriate hourly rate. All work performed on Sundays, holidays and over twelve (12) hours in one (1) day shall be compensated at two times (2x) the appropriate hourly rate. In the event a day's work is lost because of severe weather conditions or major mechanical breakdown, work may be performed on a voluntary basis on a Saturday at the straight time hourly rate for eight (8) hours provided the straight time hours worked in one (1) week do not exceed forty (40) hours.

RECOGNIZED HOLIDAYS

New Year's Day, Memorial Day, 4th of July, Labor Day, Admission's Day, Thanksgiving Day, the Friday after Thanksgiving, Christmas Day.

JOB DESCRIPTION Excerpt from Southwest Regional Council of Carpenters and Affiliated Local Unions Master Labor Agreement

(1) All building construction, including but not limited to the construction, erection, alteration, repair,



Prevailing Wages: Comparison

Carpenter - Building / Heavy&Highway

Page 4

Prevailing Wage Rates for 07/01/2022 - 06/30/2023
Last Published on May 01 2023

JOB DESCRIPTION Carpenter - Building / Heavy&Highway

ENTIRE COUNTIES

Albany, Allegany, Broome, Cattaraugus, Cayuga, Chautauqua, Chemung, Chenango, Clinton, Franklin, Fulton, Genesee, Greene, Hamilton, Herkimer, Jefferson, Lewis, Livingston, Madison, Onondaga, Ontario, Orleans, Oswego, Otsego, Rensselaer, Saratoga, Schenectady, Schoharie, Sullivan, Tioga, Tompkins, Ulster, Warren, Washington, Wayne, Wyoming, Yates

PARTIAL COUNTIES

Orange: The area lying on Northern side of Orange County demarcated by a line drawn from the Bear Mountain Circle, continue North on 9W to the town of Cornwall where County Road 9W, then east on County Road 107 to Route 32, then north on Route 32 to Orrs Mills Rd, then west and south on Route 94 to the Town of Chester, to the intersection of Kings Highway, west on Bellvale Rd to Bellvale Lakes Rd, then south on Bellvale Lakes Rd to Kain Rd, then southeast along Route 17A to Route 210, then follow Route 210 to NJ Border.

WAGES

Wages per hour:	07/01/2022	07/01/2023 Additional
Carpenter - ONLY for Artificial Turf/Synthetic Sport Surface	\$ 33.08	\$ 2.25*

*To be allocated at a later date

Note - Does not include the operation of equipment. Please see Operating Engineers rates

Carpenter - Heavy&Highway

JOB DESCRIPTION Carpenter - Heavy&Highway

DISTRICT 2

ENTIRE COUNTIES

Albany, Fulton, Greene, Montgomery, Rensselaer, Saratoga, Schenectady, Schoharie, Warren, Washington

WAGES

Per hour	07/01/2022	07/01/2023 Additional	07/01/2024 Additional
Carpenter	\$ 37.52	\$ 3.75*	\$ 4.00*
Piledriver	37.52	3.75*	4.00*
Diver-Wet Day	62.52	3.75*	4.00*
Diver-Dry Day	38.52	3.75*	4.00*
Diver-Tender	38.52	3.75*	4.00*

*To be allocated at a later date.

NOTE ADDITIONAL AMOUNTS PAID FOR THE FOLLOWING WORK LISTED BELOW (per hour worked):

Carpenter - Building

05/01/2023

JOB DESCRIPTION Carpenter - Building

DISTRICT 2

ENTIRE COUNTIES

Albany, Fulton, Greene, Montgomery, Rensselaer, Saratoga, Schenectady, Schoharie

WAGES

Per hour:	07/01/2022	07/01/2023 Additional	07/01/2024 Additional	07/01/2025 Additional
Carpenter	\$ 34.00	\$ 1.25	\$ 1.25	\$ 1.25
Floor Coverer	34.00	1.25	1.25	1.25
Carpet Layer	34.00	1.25	1.25	1.25
Dry-Wall	34.00	1.25	1.25	1.25
Diver-Wet Day	61.25	0.00	0.00	0.00
Diver-Dry Day	35.00	1.25	1.25	1.25
Diver Tender	35.00	1.25	1.25	1.25

NOTE ADDITIONAL AMOUNTS PAID FOR THE FOLLOWING WORK LISTED BELOW (per hour worked):

- Pile Drivers/Dock Builders shall receive \$0.25 per hour over the journeyman's rate of pay when performing piledriving/dock building work.

POP QUIZ!!

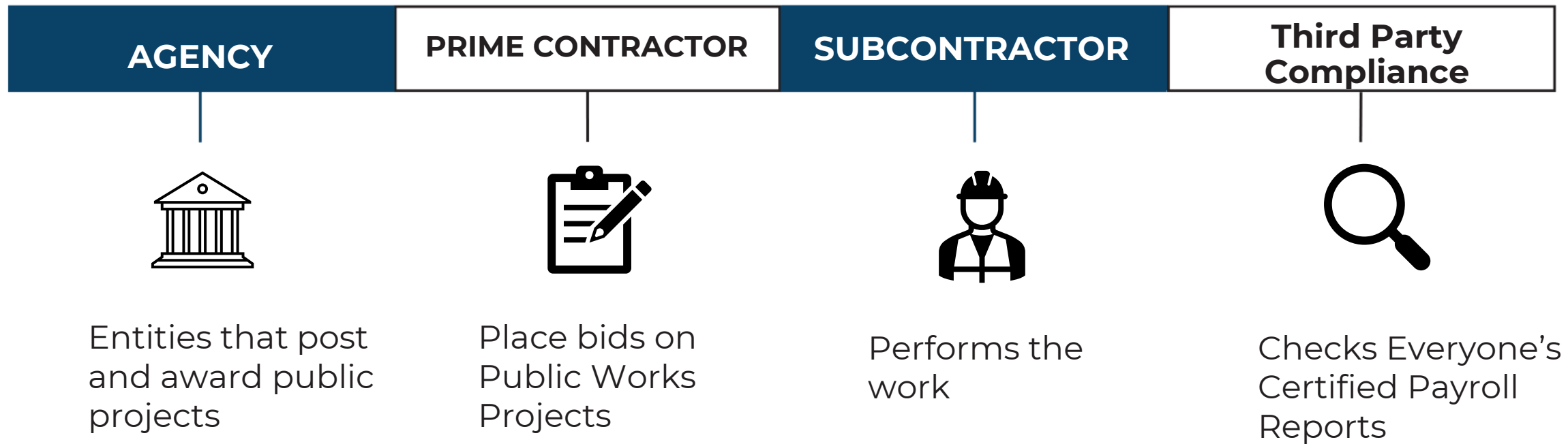


What is the difference between the Davis Bacon Act and the Davis Bacon and Related Act?

- a) DBA is applied to culinary art schools, and DBRA is applied to High School Home Economics
- b) DBA is for public projects, and DBRA is for private projects
- c) DBA is for direct federal projects, and DBRA is for projects that are assisted by federal funds

WHO ARE THE ACTORS?

YOU MAY BE A...



HOW IT ALL STARTS

Agency Puts out Bid

Prime Contractor Places Bid

Agency Accepts/Awards Bid

Prime Notifies Subcontractors

Project Begins

LABOR COMPLIANCE REQUIREMENTS

DBA/DBRA Labor Law Poster

Required posting on jobsite in prominent and accessible place that can be seen by workers

EMPLOYEE RIGHTS UNDER THE DAVIS-BACON ACT

FOR LABORERS AND MECHANICS EMPLOYED ON FEDERAL OR FEDERALLY ASSISTED CONSTRUCTION PROJECTS

PREVAILING WAGES

You must be paid not less than the wage rate listed in the Davis-Bacon Wage Decision posted with this Notice for the work you perform.

OVERTIME

You must be paid not less than one and one-half times your basic rate of pay for all hours worked over 40 in a work week. There are few exceptions.

ENFORCEMENT

Contract payments can be withheld to ensure workers receive wages and overtime pay due, and liquidated damages may apply if overtime pay requirements are not met. Davis-Bacon contract clauses allow contract termination and debarment of contractors from future federal contracts for up to three years. A contractor who falsifies certified payroll records or induces wage kickbacks may be subject to civil or criminal prosecution, fines and/or imprisonment.

APPRENTICES

Apprentice rates apply only to apprentices properly registered under approved Federal or State apprenticeship programs.

PROPER PAY

If you do not receive proper pay, or require further information on the applicable wages, contact the Contracting Officer listed below:

or contact the U.S. Department of Labor's Wage and Hour Division.



WAGE AND HOUR DIVISION
UNITED STATES DEPARTMENT OF LABOR

1-866-487-9243
TTY: 1-877-889-5627
www.dol.gov/whd



WH0201 002 0077

General Requirements: Federal Projects

29 CFR Part 5 (up to date as of 5/05/2023)

Labor Standards Provisions Applicable to Contracts Covering Federally...

29 CFR Part 5 (2023-05-05)

Title 29 – Labor

Subtitle A – Office of the Secretary of Labor

Part 5 Labor Standards Provisions Applicable to Contracts Covering Federally Financed and Assisted Construction (Also Labor Standards Provisions Applicable to Nonconstruction Contracts Subject to the Contract Work Hours and Safety Standards Act)

Subpart A Davis-Bacon and Related Acts Provisions and Procedures

§ 5.1 Purpose and scope.

§ 5.2 Definitions.

§§ 5.3-5.4 *[Reserved]*

§ 5.5 Contract provisions and related matters.

§ 5.6 Enforcement.

§ 5.7 Reports to the Secretary of Labor.

§ 5.8 Liquidated damages under the Contract Work Hours and Safety Standards Act.

Contract Requirement

- Labor Standard Clauses:
 - 29 CFR 5.5
 - Pay wages weekly
 - Pay Prevailing Wages
 - OT After 40 Hrs/week
 - Payroll Recordkeeping (Certified Payroll Reports)

Story Time

ALWAYS confirm if the
project is subject to
Prevailing Wages

General Requirements: State Funded Projects

Results May Vary

Nevada

- Public Works Projects are over \$100,000
- State Wages are published October 1st annually
- NV.GOV

California

- Public Works Projects over \$25K & \$15K
- State Wages published Feb 22nd & August 22nd
- DIR.CA.GOV

When is the only time you can pay an employee less than prevailing wage?

State fines Novato plumber \$512,000 over apprentice-training lapses

NBBJSTAFF
NBBJSTAFF
March 14, 2011

Only when they are a registered Apprentice.

Calif. contractor debarred for violating apprentice-training requirements

May 2, 2011

State fines Bay Area contractor \$500,000 for ignoring apprenticeship rules



By TOM LOCHNER | Bay Area News Group
April 6, 2011 at 10:38 a.m.



General Requirements:

Pre-Conferences

Make it a contract requirement!



Story Time

Have a Pre-Conference Meeting

Checklist for Success



1. Pre-Conference Meeting
2. WEEKLY Pay
3. Prevailing Wages
 1. Federal Rates: SAM.GOV
 2. State Rates Vary
4. Generate Certified Payroll Reports

CONTRACTOR DOCUMENTATION



RECORDKEEPING



- Hard Copies

- Paper files
- Old binders and folders

- Electronic Copies

- Thumb drive
- Server back- up
- Emails

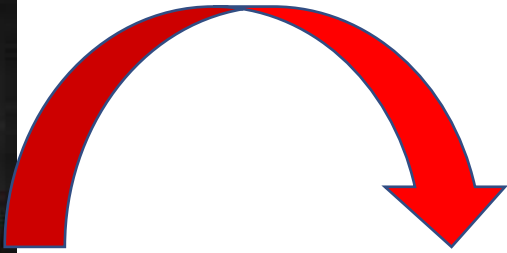
NOW WHAT



- Employee Records
- Timecards
- Workforce Requirements
- Contracts
- Monthly and weekly compliance documents
- Paychecks and stubs
- Deduction documentations
- Certified payroll reports
- Union Dues
- Wage Determinations

 **CAUTION**





- Exemptions and Provisions
- State Labor Codes
- 1099 –Independent Contractors
- Owner Operators – Truck Drivers



Exemptions and Provisions



Apprentices

- Some crafts are apprenticeable and some are not.
- Using Apprentices on federal projects.
- Sending Conformances

Field Surveyors/Inspectors

- As long as they don't perform work on the field as a mechanic or laborer.

Managerial and Professional Employees

- Administrative personnel
- Supervisors who does not spend more than 20% as a laborer or mechanic in a given work week.

Material Suppliers

- Delivers materials ONLY

EXEMPTIONS

Certified Payroll Reporting Exemptions

Only projects monitored and enforced by an approved labor compliance program (LCP) or covered by a qualifying project labor agreement may be exempted from the requirement to submit certified payroll records to DIR.

Until further notice, the following projects are exempt:

- Any projects monitored and enforced by the following legacy LCPs:
 - California Department of Transportation (Caltrans)
 - City of Los Angeles
 - Los Angeles Unified School District
 - County of Sacramento
- Projects covered by qualifying project labor agreements



EXEMPTIONS

15e15 Managerial and professional employees.

- (a) An individual employed in a bona fide executive, administrative, or professional capacity, as defined in 29 CFR Part 541, is not a laborer or mechanic for purposes of DBRA.
- (b) A supervisory employee who is not exempt under 29 CFR Part 541 and who spends more than a substantial amount of time (20 percent) in a given workweek as a laborer or mechanic must be paid the applicable DBRA prevailing wage rate for the classification of work performed for all hours engaged in such work as a laborer or mechanic. For example, if a nonexempt working foreman spends 60 percent or 24 hours of a 40 hour workweek performing administrative functions such as preparing time cards, supervising the project work, and arranging for deliveries and the remaining 40 percent (16 hours) of the time performing the duties of an electrician, the individual must be paid the electrician's prevailing wage rate for the 16 hours. See 29 CFR 5.2(m).
- (c) An employee who owns at least a bona fide 20 percent equity interest in the enterprise in which he or she is employed, regardless of the type of business organization (e.g., corporation, partnership, or other), and who is actively engaged in its management, is considered a bona fide exempt executive. The salary and salary basis requirements do not apply to the exemption of business owners under 29 CFR 541.101. An individual with a 20 percent or greater interest in a business who is required to work long hours, makes no management decisions, supervises no one and has no authority over personnel does not qualify for the executive exemption. To qualify for the exemption, a minority owner with at least a bona fide 20 percent interest in the business must be an employee of the business and actively engaged in management. See 29 CFR 541.101.

15e16 Material suppliers.

- (a) The manufacture and delivery to the work site of supply items such as sand, gravel, and ready-mixed concrete, when accomplished by bona fide material suppliers operating facilities serving the public in general, are activities not covered by DBRA. This would be so even though the materials are delivered directly into a contractor's mixing facilities at the work site. Such bona fide material suppliers are not considered contractors under DBRA. Thus, their employees are not subject to DBRA labor standards. See [FOH 15b04](#) and [FOH 15e22](#).



Davis Bacon Act and Davis Bacon & Related Act

Who is a Truck Driver?

- Someone who drives a truck!
- Spend time onsite
- Spend time loading or unloading
- Drive between site of work and actual construction site



PROVISIONS

STATE PROVISIONS MAY BE DIFFERENT!

Statewide provision selection page

General prevailing wage determinations
made by the director of industrial relations

Pursuant to California Labor Code part 7,
chapter 1, article 2, sections 1770, 1773, and 1773.1

Craft: Driver (On/Off Hauling to/from Construction Site)

Determination	Holidays, scope of work, travel & subsistence	Predetermined increase
Mixer Trucks	Select One ▾	Increase
Dump Trucks	Select One ▾	No increase *

[Return to main table](#)

Concrete Delivery Requirements (AB 219)

[Back to top](#)

1. The bill says it does not apply to public works contracts that were advertised for bid or awarded prior to July 1, 2016. What about contracts that are still in process?

If a public works contract was advertised for bid or awarded prior to July 1, 2016, the delivery of concrete to that public work is not subject to AB 219. If the contract was advertised for bid before July 1, 2016, but awarded after that date, AB 219 does not apply.

2. How will ready-mix suppliers know if an order is for public works? Who will be held responsible if they are not informed?

If the worksite owner is a public entity (e.g. school, library), it is likely a public work. The entities engaging the ready-mix services should know if the project is subject to the public works statutes, and it should be noted as part of the written agreement required by AB 219.

3. What if it is discovered that an order is for public works after the fact? How will a ready-mix supplier know if a project is public works but under the minimum threshold for applying prevailing wages?

The companies engaging the ready-mix services should also know if a project is exempt. There are potential legal consequences for misleading contractors and subcontractors about whether a project is exempt, including joint liability for back wage and penalty assessments.

4. Do apprenticeship requirements apply to this law?

Yes, if the prevailing wage rate is based on a qualifying craft (i.e. a craft for which there is an approved apprenticeship program). Qualifying crafts are usually indicated with a pound or hashtag sign (#) by the applicable prevailing wage rate.

LABOR CODES



Search By Number
(example: HB0001)

Go Search Tips

Search By Keyword

Go Search Tips

Advanced Search



Illinois Compiled Statutes

[Back to Act Listing](#) [Public Acts](#) [Search](#) [Guide](#) [Disclaimer](#) [Printer-Friendly Version](#)

Information maintained by the Legislative Reference Bureau

Updating the database of the Illinois Compiled Statutes (ILCS) is an ongoing process. Recent laws may not yet be included in the ILCS database, but they are found on this site as [Public Acts](#) soon after they become law. For information concerning the relationship between statutes and Public Acts, refer to the [Guide](#).

Because the statute database is maintained primarily for legislative drafting purposes, statutory changes are sometimes included in the statute database before they take effect. If the source note at the end of a Section of the statutes includes a Public Act that has not yet taken effect, the version of the law that is currently in effect may have already been removed from the database and you should refer to that Public Act to see the changes made to the current law.

EMPLOYMENT (820 ILCS 130/) Prevailing Wage Act.

(820 ILCS 130/0.01) (from Ch. 48, par. 39s-0.01)

Sec. 0.01. Short title. This Act may be cited as the Prevailing Wage Act.
(Source: P.A. 86-1324.)

(820 ILCS 130/1) (from Ch. 48, par. 39s-1)

Sec. 1. It is the policy of the State of Illinois that a wage of no less than the general prevailing hourly rate as paid for work of a similar character in the locality in which the work is performed, shall be paid to all laborers, workers and mechanics employed by or on behalf of any and all public bodies engaged in public works.
(Source: P.A. 83-443.)

(820 ILCS 130/2) (from Ch. 48, par. 39s-2)

Sec. 2. This Act applies to the wages of laborers, mechanics and other workers employed in any public works, as hereinafter defined, by any public body and to anyone under contracts for public works. This includes any maintenance, repair, assembly, or disassembly work performed on equipment whether owned, leased, or rented.

As used in this Act, unless the context indicates otherwise:

"Public works" means all fixed works constructed or demolished by any public body, or paid for wholly or in part out of public funds. "Public works" as defined herein includes all projects financed in whole or in part with bonds, grants, loans, or other funds made available by or through the State or any of its political subdivisions, including but not limited to: bonds issued under the Industrial Project Revenue Bond Act (Article 11, Division 74 of the Illinois Municipal Code), the Industrial Building Revenue Bond Act, the Illinois Finance Authority Act, the Illinois Sports Facilities Authority Act, or the Build Illinois Bond Act; loans or other funds made available pursuant to the Build Illinois Act; loans or other funds made available pursuant to the Riverfront Development Fund under Section 10-15

EMPLOYEE RIGHTS UNDER THE DAVIS-BACON ACT

FOR LABORERS AND MECHANICS EMPLOYED ON FEDERAL OR FEDERALLY ASSISTED CONSTRUCTION PROJECTS

PREVAILING WAGES

You must be paid not less than the wage rate listed in the Davis-Bacon Wage Decision posted with this Notice for the work you perform.

OVERTIME

You must be paid not less than one and one-half times your basic rate of pay for all hours worked over 40 in a work week. There are few exceptions.

ENFORCEMENT

Contract payments can be withheld to ensure workers receive wages and overtime pay due, and liquidated damages may apply if overtime pay requirements are not met. Davis-Bacon contract clauses allow contract termination and debarment of contractors from future federal contracts for up to three years. A contractor who falsifies certified payroll records or induces wage kickbacks may be subject to civil or criminal prosecution, fines and/or imprisonment.

APPRENTICES

Apprentice rates apply only to apprentices properly registered under approved Federal or State apprenticeship programs.

PROPER PAY

If you do not receive proper pay, or require further information on the applicable wages, contact the Contracting Officer listed below:

or contact the U.S. Department of Labor's Wage and Hour Division.

California Prevailing Wage Laws Revised February 1, 2020

EDUCATION CODE	8
TITLE 1. GENERAL EDUCATION CODE PROVISIONS DIVISION 1. GENERAL EDUCATION CODE PROVISIONS PART 10. SCHOOL BONDS CHAPTER 12. STATE SCHOOL BUILDING LEASE-PURCHASE LAW OF 1976 ARTICLE 5 JOINT VENTURE SCHOOL FACILITIES CONSTRUCTION PROJECTS	8
§ 17066. Prevailing wage requirements.....	8
TITLE 3. POSTSECONDARY EDUCATION DIVISION 7. COMMUNITY COLLEGES PART 49. COMMUNITY COLLEGES, EDUCATION FACILITIES CHAPTER 3.5. DESIGN-BUILD CONTRACTS	8
§ 81704. Bonds; awards of additional subcontracts; labor compliance program for public works projects	8
FISH & GAME CODE	9
DIVISION 2. DEPARTMENT OF FISH AND GAME CHAPTER 4 WILDLIFE CONSERVATION LAW OF 1947 ARTICLE 3. POWERS AND PURPOSES	9
§ 1350. Construction of facilities; acceptance of federal grants and receipt of gifts, donations, and other financial support; award of grants or loans by the board	9
DIVISION 2. DEPARTMENT OF FISH AND GAME CHAPTER 5. FISH AND GAME MANAGEMENT ARTICLE 1. GENERALLY	10
§ 1501.5. Contracts and state aid for fish and wildlife habitat preservation, restoration and enhancement	10
GOVERNMENT CODE	11
TITLE 1. GENERAL DIVISION 6. PUBLIC BONDS AND OBLIGATIONS CHAPTER 14. INFRASTRUCTURE FINANCING	11
§ 5956.8. Plans and specifications; standards; design and construction; facilities leased to private entities	11
TITLE 2. GOVERNMENT OF THE STATE OF CALIFORNIA DIVISION 3. EXECUTIVE DEPARTMENT PART 5. DEPARTMENT OF TRANSPORTATION CHAPTER 4. CALIFORNIA TRANSPORTATION RESEARCH AND INNOVATION PROGRAM	12
§ 14453. Role of department; site evaluation and selection guidelines	12
TITLE 2. GOVERNMENT OF THE STATE OF CALIFORNIA	13
DIVISION 3. EXECUTIVE DEPARTMENT	13
PART 5.5. DEPARTMENT OF GENERAL SERVICES	13
CHAPTER 2. POWERS AND DUTIES, GENERALLY	13
ARTICLE 2. STATE PROPERTY	13
§ 14670.36 Fairview Developmental Center Leases	13
TITLE 2. GOVERNMENT OF THE STATE OF CALIFORNIA DIVISION 3. EXECUTIVE DEPARTMENT PART 5.5. DEPARTMENT OF GENERAL SERVICES CHAPTER 10. STATE ARCHITECT	14
§ 14955. Contracts not susceptible to bids on plans and specifications; rental of equipment; bids; emergency work	14
TITLE 2. GOVERNMENT OF THE STATE OF CALIFORNIA DIVISION 3. EXECUTIVE DEPARTMENT PART 5.5. DEPARTMENT OF GENERAL SERVICES CHAPTER 11. EMERGENCIES	15
§ 14975. Payment bond.....	15
§ 14976. Prevailing wage rates	15
TITLE 5. LOCAL AGENCIES DIVISION 2. CITIES, COUNTIES, AND OTHER AGENCIES PART 1. POWERS AND DUTIES COMMON TO CITIES, COUNTIES, AND OTHER AGENCIES CHAPTER 5.	



1099 INDEPENDENT CONTRACTOR



- Can they be work on prevailing wage projects?
- How are they going to get paid?
- How are can they be reported on the CPR?



VIOLATIONS

- Unpaid prevailing wages
- Unreported hours
- Misclassification of workers
- Failure or late reporting
- Falsified documents
- Missing record keeping
- Apprentice Ratio
- Ghost Employee
- None or late payment of trust fund
- Incomplete labor compliance documents
- Deductions – Permissible vs. Approval requirement



PENALTIES

- Civil wage assessment penalty
- Debarment up to 3 years
- Withholding of funds
- Criminal prosecution
- Reimbursement of investigation cost
- Monetary penalties for erroneous or non-filing of documents



Inspect What You Expect!

Inspect What You Expect!

thank
you

Q&A

RESOURCES

- <https://www.dol.gov/agencies/whd/government-contracts/construction/fact-sheets>
- <https://www.dir.ca.gov>
- <https://www.dol.gov/agencies/whd/government-contracts/prevailing-wage-resource-book>
- <https://www.dol.gov/agencies/whd>
- <https://labor.illinois.gov/laws-rules/conmed/prevailing-wage-rates.html>



Aurora Escott

Account Manager

LCPtracker

aescott@lcptracker.com

Yolanda DeMello

Account Manager

LCPtracker

ydemello@lcptracker.com

**Get
Connected
With Us**

Tag **#Ignite2023** on your social media!



@LCPtracker



LCPtracker, Inc.



@LCPtrackerInc