



PUBLIC WORK COMPLIANCE

It's The Law

PUBLIC WORKS CONTRACTOR'S OBLIGATIONS

PAY THE PREVAILING WAGE RATES

Failure to comply with the payment of prevailing wages results in the assessment of a penalty of not more than \$100.00 per day for each worker paid less than the prevailing wage rate. APPRENTICESHIP TRAINING FUNDS* (ATF) are part of the Prevailing Wage Rate and contractors shall pay the ATF on all hours worked by your journey persons and apprentices who worked on the job to the applicable apprenticeship committee or California Apprenticeship Council. Overtime shall be paid at the rate of one and one half times for any hours over 8 in one day plus all hours worked on Saturdays, Sundays, and holidays. * **Note that ABC-GGC can accept training contributions, in approved areas for carpenters, electricians, laborers, painters and plumbers. You may submit your training contribution using the attached form or you can access our online form at www.abc.org/gate. We are also pleased to offer you the option of processing your contributions online at our training website, www.abcggc.org/training. Contact Frances Ruelas at 925-960-8507 to obtain a login and password.**

MAINTAIN AND FURNISH CERTIFIED PAYROLL RECORDS

Any member of the public has the right to obtain these records through the Awarding Body, DAS or DLSE. General Contractors are responsible for compliance with the public works laws by their sub-contractors. If a sub-contractor is found to have violated the public works law, a NOTICE TO WITHHOLD may be issued stopping payments from the Awarding Body to the general contractor.

COMPLY WITH ALL APPRENTICESHIP OBLIGATIONS TO THE LAW

Labor Code Sec: 1777.5 "Employment of Apprentices on Public Works"

Contractors shall employ registered apprentice(s) as defined by Labor Code Section 3077, during the performance of a Public Works project in accordance with the required 1:5 ratio of apprentice to journey person hours, unless covered by one of the exemptions as listed in Labor Code Section 1777.5. Registered apprentices can be obtained from the Apprenticeship Committee of the craft or trade in the area of the site of the public work. A contractor must request the dispatch of required apprentices by giving actual notice at least 48 hours (excluding Saturdays, Sundays and holidays) before the date on which one or more apprentices are required. If a contractor declines to abide by and comply with the local committee's standards the Apprenticeship committee shall not be required to dispatch apprentices to such contractor. Any contractor not approved to train by a committee must notify at least two applicable committees in the geographic area of the work being performed. If an Apprenticeship committee does not dispatch an apprentice to a contractor who has agreed to employ and train apprentices in accordance with the Apprenticeship Committee's Standards, the contractor shall be excused from the obligation to employ apprentices for the remainder of the project.

CALIFORNIA CODE OF REGULATIONS 230

Notification of Contract Award Information.

Contractors not approved to train apprentices shall provide contract award information to ALL of the Apprenticeship committees for each applicable apprenticeable craft or trade in the area of the public works project. Contractors approved to train need only notify the committee who approved them to train. This contract award information shall be in writing and may be a DAS 140 Form. It shall be submitted to the Apprenticeship committee within ten days of the contract award, but in no event, later than the first day in which the contractor has workers on the public works job. It shall include an estimate of journeyman hours to be performed under the contract, the number of apprentices proposed to be employed and the approximate dated. A copy of this information shall also be provided to the awarding body if requested. Failure to provide award information, which is known by the awarded contractor, shall be deemed to be a continuing violation for the duration of the contract. Within 60 days after concluding work on the contract, each contractor and subcontractor shall submit to the awarding body if requested, AND to the apprenticeship program a verified statement of the journeyman and apprentice hours performed on the contract. The information under this subdivision shall be public. The apprenticeship program shall retain the information for 12 months.