

**Dirt Gravel and Low
Volume Road Program**

WEBINAR

Prevailing Wage and the DGLVR Program

1/27/22 Starts at 9am

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Dirt, Gravel and Low Volume Roads Program

Prevailing Wage

January 27th, 2022

9:00 AM

- **Sherri Law**
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 - State Conservation Commission
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Purpose:

- Review Q&A Form on Prevailing Wage
 - Document available online at:
www.dirtandgravelroads.org , Program Resources, Reference Material
- Review District Record Keeping Requirements
- Answer District Questions on Prevailing Wage



- Most of this document written by HCCD with help from Labor and Industry
- SCC & Center added and clarified a few items
- This version was OK'd by Labor and Industry 3/21

Prevailing Wage & the Dirt, Gravel, and Low-Volume Road Program Frequently Asked Questions for Municipalities

updated 3/2021

***NOTE:** The information provided here is to help Dirt, Gravel, and Low-Volume Road (DGLVR) grant recipients understand how the Pennsylvania Prevailing Wage Act affects DGLVR Projects and is NOT an official determination on whether or not Prevailing Wage applies to a specific project. If a DGLVR grant recipient has any questions about whether Prevailing Wage applies to a specific project, they should contact the PA Department of Labor and Industry for an official determination.*

Thank you to the Huntingdon County Conservation District and the PA Department of Labor and Industry for preparing this document

The screenshot shows the website for the Penn State Center for Dirt and Gravel Road Studies. The navigation menu is highlighted in green, with 'PA PROGRAM RESOURCES' selected. A yellow arrow points to the 'PROGRAM RESOURCES' link in the dropdown menu. The main content area displays a list of documents under the heading 'Reference Material' and 'Fact Sheets and Guides'.

Navigation Menu: HOME, PA PROGRAM RESOURCES, GENERAL RESOURCES, EDUCATION/TRAINING, NEWS & EVENTS, BOF, CENTER

Dropdown Menu (PA PROGRAM RESOURCES): SCC PROGRAM OVERVIEW, CONSERVATION DISTRICTS, PROGRAM RESOURCES, QA/QC, LOW VOLUME ROADS, ADVISORY WORKGROUPS, PRODUCTS, Conservation District Allocations

Reference Material:

Unless noted otherwise for specific items such as traffic counts, all policies and forms apply to both the "Dirt and Gravel" and "paved Low Volume Road" portions of the Program.

Fact Sheets and Guides:

- [2020 DGLVR Annual Report](#) (2.51 MB): The annual report highlights projects, practices, and expenditures for 2020. (8/21)
- [20th Anniversary Summary](#) (1.04 MB): Two-page summary of the 20th anniversary of the Dirt and Gravel Road Program. (6/17)
- [New-Hire Program Guide](#) (405 KB): One page summary of the Dirt, Gravel, and Low Volume Road Maintenance Program intended for new conservation district staff. (1/2021)
- [Annual Summary Report Guide](#) (322 KB): Step-by-step guide to completing the Annual Summary Report.
- [2021 Municipal Fact Sheet](#) (1.08 MB): Two page summary of DGLVR Program for municipalities and other eligible applicants. (2/21)
- [Summary of Typical Costs](#) (109 KB): A summary of typical expected cost for commonly

URL: <https://www.dirtandgravel.psu.edu/pa-program-resources>

(1) What is the Pennsylvania Prevailing Wage Act?

This piece of legislation requires the “prevailing wage” rate to be paid to contracted labor for construction projects with an estimated cost of \$25,000.00 or more when public funds are involved.

(2) Who determines prevailing wage rates?

The Bureau of Labor Law Compliance, which is part of the PA Department of Labor and Industry

(3) When does the PA Prevailing Wage Act apply to Dirt, Gravel, and Low-Volume Road (DGLVR) projects?

When the estimated or total cost of a project funded in part or in whole by the DGLVR program is \$25,000 or more, any contracted labor must be paid prevailing wage. “In-kind” in the chart below for PW refers to cash or materials only, non-reimbursed municipal equipment or labor does not count toward the in-kind or total project cost for determining Prevailing Wage, as long as those in-kind costs are clearly identified in the grant application and final project paperwork. In-kind equipment and labor should still be reported as in-kind expenses for Program reporting purposes.

Total <u>estimated</u> project cost (DGLVR Grant + in-kind materials/cash)	Total <u>actual</u> project cost (DGLVR Grant + in-kind materials/cash)	Does Prevailing Wage apply?
\$25,000 or more	\$25,000 or more	Yes
\$25,000 or more	Less than \$25,000	Yes
Less than \$25,000	\$25,000 or more	Yes
Less than \$25,000	Less than \$25,000	No

(4) How do I get a prevailing wage rate determination?

- Contact the Bureau of Labor Law Compliance for a prevailing wage rate determination at **(717)-705-5969**
- This determination can also be initiated online at <https://www.dliscureweb.pa.gov/PrevWage/Pages/DeterminationRequest.aspx?ID=&PageType=>

Search Prevailing Wage Projects

Search Criteria

Use the fields below to search all approved projects.
All dates should be in a mm/dd/yyyy format
and must include both a "from" and "to" date.

Project County:

Administrator/Awarding Agency:

Project Name:

Project Serial Number: If project serial number is six digits (09-9999) add a zero after the dash (09-09999)

Determination Date Range: -
(mm/dd/yyyy)

(4) How do I get a prevailing wage rate determination?

- Contact the Bureau of Labor Law Compliance for a prevailing wage rate determination at (717)-705-5969
- This determination can also be initiated online at <https://www.dliscureweb.pa.gov/PrevWage/Pages/DetermineRequest.aspx?ID=&PageType=>
- Solicitors and DGLVR program staff can give their opinion on the Prevailing Wage Act, but ONLY the Bureau of Labor Law Compliance can make determinations.
 - If you have any doubt about whether or not prevailing wage applies to your project, contact the Bureau of Labor Law Compliance!

(5) Why is the prevailing wage threshold for DGLVR projects \$25,000 instead of \$100,000?

In 2013, Act 89 raised the prevailing wage threshold to \$100,000 for certain funding sources, but did not include the DGLVR program as one of those funding sources. **The Penn State Center for Dirt and Gravel Road Studies provides a more detailed explanation of this.**

Prevailing Wage and the PA Dirt, Gravel, and Low Volume Road Maintenance Program 5/4/2015

This document was written by the Penn State Center for Dirt and Gravel Roads, and represents a collection of information from various sources compiled for educational purposes only. This document is not meant as a comprehensive guide to Prevailing Wage. It is only intended to clarify the issue of when it applies to Dirt, Gravel, and Low Volume Road Program projects. Neither the Center nor State Conservation Commission makes prevailing wage determinations.

The threshold for paying Prevailing Wage for Dirt, Gravel, and Low Volume Road Maintenance Program projects remains at \$25,000 (not \$100,000).

Why:

Many people are under the impression that the Prevailing Wage (PW) threshold was increased from \$25,000 to \$100,000 for Dirt, Gravel, and Low Volume Road (DGLVR) Program projects as part of the Transportation Bill (act 89 of 2013). While it is true that Act 89 raised the PW threshold to \$100,000, it also specifically defines the sources of funds that this higher threshold applies to. The language in the act, shown at right, applies to "**locally funded**" projects, and in section (c) goes on to define the term "**locally funded**" using 6

Section 40.5. Title 75 is amended by adding a section to read:
§ 9023. Application of Prevailing Wage Act to locally funded highway and bridge projects.

(a) *Public work.*--For **locally funded** highway and bridge projects, the term "public work" as used in the act of August 15, 1961 (P.L. 987, No. 442), known as the Pennsylvania Prevailing Wage Act, shall mean construction, reconstruction, demolition, alteration and repair work, other than maintenance work, done under contract and paid for in whole or in part out of the funds of a public body if the estimated cost of the total project is in excess of \$100,000. The term shall not include work performed under a rehabilitation or manpower training program.

(b) *Applicability.*--This section shall apply to a contract entered on or after the effective date of this section.

(c) *Definition.*--As used in this section, the term "**locally**

(6) Can I split my project into different phases to avoid paying prevailing wage?

- If you complete work for your DGLVR-funded project in multiple phases **over the life of one DGLVR grant**, the work is still considered one project and prevailing wage applies if the total project cost is \$25,000 or more
- If you receive **two different DGLVR grants for the same road in different years**, prevailing wage is determined for each project separately

(7) My DGLVR grant is over \$25,000. What if the municipal road crew completes part of the project and a contractor completes part of the project?

- **The portion of work completed by municipal employees is not subject to prevailing wage** because it is not contracted labor, but it does count towards the total cost of the project if those costs are reimbursed as part of the grant. Non-reimbursed labor and equipment provided by the municipality do not count toward the total cost of the project, as long as those costs are clearly identified in the grant application and final project paperwork.
- Since the total cost of the project is over \$25,000, **prevailing wage must be paid to any contracted labor, regardless of how much of the project the contractor works on.**

(8) My DGLVR grant is over \$25,000, but two contractors each complete part of the project and each part costs less than \$25,000. Do the contractors still need to be paid prevailing wage?

Yes, the total cost of the project is still over the prevailing wage threshold of \$25,000, so the contractors must be paid prevailing wage

(9) Prevailing Wage applies to construction projects, but not maintenance projects. How do I know whether my project is construction or maintenance?

- For the Prevailing Wage Act, maintenance work is defined as “the repair of existing facilities when the size, type or extent of such facilities is not thereby changed or increased” 43 P.S. § 165-2(3).
- The Bureau of Labor Law Compliance provides guidance on which PennDOT Treatments are considered construction and maintenance (**see attached pages** from the PA Department of Labor and Industry’s website). NOTE: This list is only guidance and the Bureau retains the authority to determine PA prevailing wage requirements.
- ***DGLVR projects are required to provide an improvement to the road and therefore are almost always considered construction for the purpose of prevailing wages.***

(9) Prevailing Wage applies to construction projects, but not maintenance projects. How do I know whether my project is construction or maintenance?

- ***DGLVR projects are required to provide an improvement to the road and therefore are almost always considered construction for the purpose of prevailing wages.***

Interpretation of Maintenance Work for Road Projects Under Pennsylvania Prevailing Wage Act

GENERAL RULE
Construction, reconstruction, demolition, alteration and/or repair work requires prevailing wages. Maintenance work does not trigger payment of Pennsylvania prevailing wages. For Pennsylvania prevailing wage purposes, maintenance work is defined as: "the repair of existing facilities when the size, type or extent of such facilities is not thereby changed or increased." Maintenance work also occurs when a facility once in usable condition, was restored to that condition by being partially overhauled or patched. 43 Pa.C.S. 165-2(3).

SPECIFIC WORK
Listed on attached table (Prevailing Wage/PennDOT Treatments). The list serves only as a guide and the Bureau has the final discretion on determining Pennsylvania prevailing wage requirements.

RECENT COURT CASES
Milling and repaving of a road was non-maintenance requiring Pennsylvania prevailing wages. The percentage of the work constituting maintenance work does not determine whether prevailing wages are required where the project is also comprised of non-maintenance work. Borough of Youngwood v. Prevailing Wage Appeals Board, 938 A.2d 1198 (Pa. Cmwlth. 2007) affirmed __A.2d__, No. 8 WAP 2008 (Pa. June 4, 2008).
Reconstruction (to construct again; to rebuild; to form again or anew) and demolition requires Pennsylvania prevailing wages. Demolition and in-kind replacement of curbs and sidewalks required Pennsylvania prevailing wages. Borough of Ebensburg v. Prevailing Wage Appeals Board, 893 A.2d 181 (Pa. Cmwlth. 2006).

Important Note: Labor & Industry reviews the facts particular to the project and utilizes other relevant court decisions.

PENNSYLVANIA PREVAILING WAGE ACT
Construction projects (construction, reconstruction, demolition, alteration and/or repair work) financed by a public body are subject to prevailing wage requirements.

Prevailing Wage/PennDOT Treatments

Work	Designation ¹	Comments
Crack Sealing	Maintenance	
Seal Coat	Maintenance	
Slurry Seal	Maintenance	
Ralumac application	Maintenance	
Microsurfacing	Maintenance	
Fog Seal	Maintenance	
Scrub Seal	Maintenance	
Ultrathin Friction Course	Construction	
Repaving	Construction	
Cold In-Place Recycling	Construction	
Hot In-Place Recycling	Construction	
Milling with and without Thin HMA Overlay (Wearing Course)	Construction	
Leveling Course with Thin HMA Overlay	Construction	May be maintenance incidental to pothole

(10) How much more does prevailing wage cost than other labor rates?

- Prevailing wage rates vary by location and project. The rates for your project are not set until you receive your rate determination from the Bureau of Labor Law Compliance.
- To estimate how much prevailing wage might cost when planning your DGLVR project, you can use past prevailing wage rates from similar projects.
 - talk to your neighboring municipalities about how much their prevailing wage rates were
 - you can search for registered prevailing wage projects and view their rates on the Department of Labor and Industry's website here: <https://www.dli.pa.gov/Individuals/Labor-Management-Relations/llc/prevailing-wage/Pages/Prevailing-Wage-App.aspx>



Overtime in PA



COVID-19 FAQs



E-Verify



Minimum Wage

[DLI](#) > [Individuals](#) > [Labor Management Relations](#) > [Labor Law Compliance](#) > [Prevailing Wage](#) > Prevailing Wage App

Prevailing Wage

[Prevailing Wage Rates Determination Request Form](#)

[Print Prevailing Wage Rates Determination Request Form](#)

[Prevailing Wage Rates Determination Search](#)

(11) If the Prevailing Wage Act applies to my project, who gets paid prevailing wage?

- Municipal employees are not contractors and therefore do not need to be paid prevailing wage
- All contracted labor actively involved in construction, including owner/operators of a contracting business, must be paid prevailing wage
- Supervisory personnel do NOT need to be paid prevailing wage
 - Supervisory personnel inspect/provide guidance on site. If they actively participate in the construction, such as by picking up a shovel to help spread aggregate, they should be paid prevailing wage for the hours they spend actually doing road construction
- Vendors whose sole involvement in the project is delivering materials on site, including truck drivers delivering aggregate, do NOT need to be paid prevailing wage
 - Trucks delivering aggregate/pavement into a paver are vendors
 - If a truck delivers aggregate and then stays on site, is loaded with debris, and hauls it off site, the truck is no longer considered a vendor and the driver should be paid prevailing wage for the time spend participating in project work

(12) As a DGLVR grant recipient, what are my responsibilities in regards to the Prevailing Wage Act?

- It is the grant recipient's responsibility to contact the Bureau of Labor Law Compliance for a prevailing wage rate determination on your DGLVR project
- If prevailing wage applies to your project, you (grant recipient) must bid the project as a prevailing wage project and include the prevailing wage rates in the contract with your contractor
- The prevailing wage determination is valid for 120 days from the date of issue. If there is no signed contract within 120 days, you will need to request a new project serial number

(13) What if the Prevailing Wage Act applies to my DGLVR project and I (grant recipient) didn't know?

- You (grant recipient) are still required to pay prevailing wage and can do so without additional fees or consequences
- Notify the contractor, contact the Bureau of Labor Law Compliance to obtain a rate determination, and provide a copy of the certified payroll to the Conservation District to verify that you have followed the provisions of the Prevailing Wage Act

(14) What happens if I (a municipality/public entity) don't pay prevailing wage when required?

- If a municipality/public entity does not pay its contracted labor the prevailing wages legally required, that is a civil matter between the municipality/public entity and the contractor
- You (grant recipient) can rectify the situation by paying the difference in wages due to the contractor
- **If the municipality/public entity refuses to pay prevailing wages when required, it may be considered an administrative matter that could equal a “potential debarment proceeding and legal proceeding against a contractor.”**

(14) What happens if I (a municipality/public entity) don't pay prevailing wage when required?

- If the municipality/public entity refuses to pay prevailing wages, the District can not use DGLVR funds to pay for the project

(15) What if my contractor doesn't want to pay prevailing wage to themselves and/or their employees?

- If the contractor is working on a DGLVR project that totals \$25,000 or more, they are **required by law** to comply with the Pennsylvania Prevailing Wage Act.
- *Small “owner/operator” contractors where the owner performs all the work are still required to pay themselves prevailing wage.*
- If the contractor does not pay prevailing wage (even to themselves) when required by law, **they can be debarred from working on publicly funded projects for up to 3 years.** The company's name and owner's name are published on a debarment list so that municipalities and other public entities know that the contractor is ineligible to work on their public projects.

Debarment Search:

<https://www.dgs.internet.state.pa.us/debarmentsearch/debarment/index>

The screenshot shows a web application interface for searching debarment and suspension lists. At the top left is the PA logo. The main heading is "Commonwealth of Pennsylvania - Debarment and Suspension List". Below this is a search form titled "Debarment Search". The form includes a red instruction: "Enter search criteria into any of the fields below and click on the search button." There are three input fields: "Vendor Name", "Commonwealth Vendor Number", and "Agency" (a dropdown menu with "-- Please select --"). A checkbox labeled "Show Archived" is also present. At the bottom of the form are "Search" and "Reset" buttons. Below the form is a table header with columns: "Vendor Name", "SAP Number", "Effective Date", "End Date", "Type", and "Agency".

Vendor Name	SAP Number	Effective Date	End Date	Type	Agency
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(15) What if my contractor doesn't want to pay prevailing wage to themselves and/or their employees?

- If the contractor refuses to pay prevailing wages, the District can not use DGLVR funds to pay for the project

(16) What if my project also includes federal funding and falls under Davis-Bacon requirements?

- If the requirement to use Davis-Bacon wages is in writing, the Department of Labor and Industry will accept their guidelines for wages. **Therefore, PA prevailing wage rates are not required.**

Additional Pages

DGLVR projects are required to provide an improvement to the road and therefore are almost always considered construction for the purpose of prevailing wages.

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SPECIFIC WORK

As listed on attached table (Prevailing Wage/PennDOT Treatments). The list serves only as a guide and the Bureau has the final discretion on determining Pennsylvania prevailing wage requirements.

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Important Note: Labor & Industry reviews the facts particular to the project and utilizes other relevant court decisions.

PENNSYLVANIA PREVAILING WAGE ACT

Construction projects (construction, reconstruction, demolition and in-kind replacement of curbs and sidewalks) financed by a public authority.

Prevailing Wage/PennDOT Treatments

Work	Designation ¹	Comments
Crack Sealing	Maintenance	
Seal Coat	Maintenance	
Slurry Seal	Maintenance	
Ralumac application	Maintenance	
Microsurfacing	Maintenance	
Fog Seal	Maintenance	
Scrub Seal	Maintenance	
Ultrathin Friction Course	Construction	
Repaving	Construction	
Cold In-Place Recycling	Construction	
Hot In-Place Recycling	Construction	
Milling with and without Thin HMA Overlay (Wearing Course)	Construction	
Leveling Course with Thin HMA Overlay	Construction	May be maintenance incidental to potholes

version 5/2019
**DIRT, GRAVEL AND LOW VOLUME ROAD
MAINTENANCE PROJECT AGREEMENT BETWEEN**

_____ COUNTY CONSERVATION DISTRICT
AND

Now, this ___ day of _____, _____, the _____ County
Conservation District ("district")
and _____,
known wherein as the "project participant", agree as
follows:

(1) _____ will
conduct, or cause to be conducted, a road maintenance project on specified portions of
_____ in accordance the Application and Work Plan attached hereto.

(2) This project will be conducted in accordance with standards that prohibit the
use of materials or practices that are environmentally harmful and in accordance with the
application and work plan attached hereto and incorporated herein. Any changes or
modifications to the work plan will be performed to the satisfaction of the district.

(3) This project will be conducted in accordance with the "General Contract
Provisions" required by the State Conservation Commission ("Commission"), the
"Dirt, Gravel and Low Volume Road Maintenance Program Statement of Policy"
which is hereby incorporated by reference and can be found at
www.dirtandgravelroads.org, as adopted by the Commission and as may be amended
from time to time, and the environmental standards approved by the Quality Assurance
Board, which are attached hereto and incorporated herein.

(4) The project participant agrees to provide documentation to the district that all
required federal, state, or local permits have been obtained prior to project
commencement on the portion of the project requiring a permit, and further agrees to
comply with all such permits as a condition of performing this agreement.

(5) The project participant shall ensure that this contract and all other
arrangements entered into pursuant to the implementation of this contract are in
conformance with all applicable local, state, and federal laws, rules, and regulations.
This includes prevailing wage act requirements that must be followed for any
contracts where the total project value is in excess of \$25,000.

(6) The district agrees to fund the eligible costs for this project in an amount up
to, but not exceeding, \$ _____. This contract can be amended
using the Program's "Contract Amendment Form" up to an additional 20% of the
original contract amount identified here, at the discretion of the district.

(7) The project funds will be disbursed by the district to
_____ in accordance with the attached schedule of payments.

(8) A project participant shall maintain a separate accounting of funds received
under the program.

(9) Records must be kept for seven years from the date of project completion.

(10) The Commission will have access to all relevant program documents during
that time.

(11) Neither the district nor the Quality Assurance Board shall be held responsible
for any loss of life, personal injury, or property damages of any kind incurred in
performing or completing the work or duties under this contract.

(12) The project participant agrees to work concurrently with the district to
complete a copy of the Project Completion Report when the project is completed.

(13) The project participant shall provide the district notice of at least _____
days prior to project commencement.

(14) The project participant shall complete the project no later than _____
unless an extension of time is approved by the district.

(15) The project participant shall obtain and satisfy all requirements as
determined by the district.

(16) This document and the attachments hereto constitute the entire agreement
between parties.

WHEREFORE, the parties have set their hands on the date indicated, intending to
be bound hereby.

FOR THE DISTRICT:

FOR: _____

(Signed) (Date)

(Signed) (Date)

(Print Name)

(Print Name)

(Title)

(Title)

List of Attachments:

Attachment A – Grant Application and Workplan (*project specific*)

Attachment B – General Contract Provisions (*PA standard*)

Attachment C – Statement of Policy, incorporated by reference, available at
www.dirtandgravelroads.org

Attachment D – Quality Assurance Board Standards (*county specific*)

Attachment E – Schedule of Payments (*project specific*)

Attachment F – Prevailing Wage Notification Letter (*project specific*)

Attachment G – Prevailing Wage Certified Statement of Compliance (*project specific*)

List of Attachments:

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Attachment F - Prevailing Wage Notification Letter

Attachment F
To Contract

Pa Dirt, Gravel, and Low Volume Road Program

Prevailing Wage Notification and Acknowledgment Form

Conservation District Notification to Grant Recipient

Date: _____
(notification date)

The _____ Conservation District is providing _____
(district name) *(grant recipient)*

this letter as an attachment to the Dirt, Gravel, and Low Volume Road contract on _____ Road regarding the grant recipient's responsibility to meet *(road name / #)* prevailing wage requirements. For projects exceeding a total project value of \$25,000, the grant recipient must obtain a prevailing wage determination through the Department of Labor and Industry (DLI) and included it with the bid package for any contracted labor. Municipal employees are not subject to prevailing wage law.

By signing this form, the grant recipient acknowledges receipt of prevailing wage requirements from the Conservation District. If you have any questions regarding prevailing wage, please contact the PA Department of Labor and Industry, Bureau of Labor Law Compliance, at 800-932-0665, or visit: <https://www.dli.pa.gov/Individuals/Labor-Management-Relations/lc/prevailing-wage>

Grant Recipient Acknowledgement to Conservation District

I hereby acknowledge that I have read and understand the above notification to _____ to comply with Pennsylvania's prevailing wage law.
(grant recipient)

Printed Name *(grant recipient signee)*

Signature *(grant recipient signee)*


Title *(grant recipient signee)*

Date Acknowledged

Project Hard File Webinar

WEEKLY PAYROLL CERTIFICATION FOR PUBLIC WORKS PROJECTS

Contractor or Subcontractor (Please check one) **ALL INFORMATION MUST BE COMPLETED**

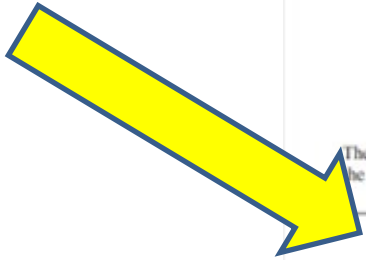
CONTRACTOR ADDRESS		SUBCONTRACTOR ADDRESS		 DEPARTMENT OF LABOR & INDUSTRY <small>PAID EMPLOYERS OF PENNSYLVANIA</small> BUREAU OF LABOR LAW COMPLIANCE PREVAILING WAGE DIVISION 7TH & FORSTER STREETS HARRISBURG, PA 17120 1-800-932-6665
PAYROLL NUMBER	WEEK ENDING DATE	PROJECT AND LOCATION PROJECT SERIAL # PROJECT #		

EMPLOYEE NAME	APPR. RATE (%)	WORK CLASSIFICATION	DAY AND DATE							S-TIME 0-TIME	BASE HOURLY RATE	TOTAL FRINGE BENEFITS (C=Cash) (FB=Contributions)*	TOTAL DEDUCTIONS	GROSS PAY FOR PREVAILING RATE JOB(S)	CHECK #
			HOURS WORKED EACH DAY												
											C:				
											FB:				
											C:				
											FB:				
											C:				
											FB:				
											C:				
											FB:				

Attachment G –
Weekly Payroll
Certification

Attachment G – Prevailing Wage Certification of Compliance

Note: Must be
notarized



THE NOTARIZATION MUST BE COMPLETED ON FIRST AND LAST SUBMISSIONS ONLY. ALL OTHER INFORMATION MUST BE COMPLETED WEEKLY.

*FRINGE BENEFITS EXPLANATION (FB): Bona fide benefits contribution, except those required by Federal or State Law (unemployment tax, workers' compensation, income taxes, etc.)

Please specify the type of benefits provided and contributions per hour:

- 1) Medical or hospital care _____
- 2) Pension or retirement _____
- 3) Life insurance _____
- 4) Disability _____
- 5) Vacation, holiday _____
- 6) Other (please specify) _____

CERTIFIED STATEMENT OF COMPLIANCE

1. The undersigned, having executed a contract with _____
(AWARDING AGENCY, CONTRACTOR OR SUBCONTRACTOR)
_____ for the construction of the above-identified project, acknowledges that:
 - (a) The prevailing wage requirements and the predetermined rates are included in the aforesaid contract.
 - (b) Correction of any infractions of the aforesaid conditions is the contractor's or subcontractor's responsibility.
 - (c) It is the contractor's responsibility to include the Prevailing Wage requirements and the predetermined rates in any subcontract or lower tier subcontract for this project.
2. The undersigned certifies that:
 - (a) Neither he nor his firm, nor any firm, corporation or partnership in which he or his firm has an interest is debarred by the Secretary of Labor and Industry pursuant to Section 11(e) of the PA Prevailing Wage Act, Act of August 15, 1961, P.L. 987 as amended, 43 P.S. § 165-11(e).
 - (b) No part of this contract has been or will be subcontracted to any subcontractor if such subcontractor or any firm, corporation or partnership in which such subcontractor has an interest is debarred pursuant to the aforementioned statute.
3. The undersigned certifies that:
 - (a) the legal name and the business address of the contractor or subcontractor are: _____
 - (b) The undersigned is: a single proprietorship a corporation organized in the state of _____
 a partnership other organization (describe) _____
 - (c) The name, title and address of the owner, partners or officers of the contractor/subcontractor are:

NAME	TITLE	ADDRESS

The willful falsification of any of the above statements may subject the contractor to civil or criminal prosecution, provided in the PA Prevailing Wage Act of August 15, 1961, P.L. 987, as amended, August 9, 1963, 43 P.S. § 165.1 through 165.17.

(DATE)

(SIGNATURE)

(TITLE)

SEAL

Taken, sworn and subscribed before me this _____ Day
of _____ A.D., _____

Additional questions or clarifications?

- *Another municipality offered to do the project for a neighboring municipality. Do they have to pay prevailing wage.*
 - *No.*
- *Is Davis-Bacon documentation acceptable for DGLVR Program documentation in the hard file?*
 - *Yes.*
- *Project was subject to prevailing wage but was not prevailing wage was not paid, and the District has not made final payment. Now what?*
 - *Prevailing wage must be paid. District can cover the additional expense.*



PA Department of Labor and Industry

Phone : (717)-705-5969

E-Mail: RA-LI-SLMR-LLC@pa.gov

Web: <https://www.dli.pa.gov/Individuals/Labor-Management-Relations/llc/prevaling-wage>

Regional Offices:

Altoona District Office

1130 12th Ave. , Suite 200
Altoona, PA 16601
814-940-6224 or 1-877-792-8198

Harrisburg District Office

1301 Labor & Industry Building , 651 Boas St.
Harrisburg, PA 17121
717-787-4671 or 1-800-932-0665

Philadelphia District Office

110 North 8th St., Suite 203
Philadelphia, PA 19107
215-560-1858 or 1-877-817-9497

Pittsburgh District Office

301 5th Ave., Suite 330
Pittsburgh, PA 15222
412-565-5300 or 1-877-504-8354

Scranton District Office

201 B State Office Building, 100 Lackawanna Ave., Scranton, PA 18503
570-963-4577 or 1-877-214-3962

Additional Information:

Brian Smolock,

Labor Law Investigator

PA Department of Labor and Industry

[717-787-0606](tel:717-787-0606)

bsmolock@pa.gov

Thank You! Please reach out with any additional questions you may have.

- **Sherri Law**

- Dirt, Gravel, and Low Volume Road Program
- State Conservation Commission
- shlaw@pa.gov
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- **Justin Challenger**

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- State Conservation Commission
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- Office: 717-772-4187