

**SENATE BILL 5308**

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**State of Washington**

**52nd Legislature**

**1991 Regular Session**

**By Senator Vognild.**

Read first time January 28, 1991. Referred to Committee on Commerce & Labor.

1 AN ACT Relating to certified payrolls; and amending RCW 39.12.040.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

3 **Sec. 1.** RCW 39.12.040 and 1982 c 130 s 2 are each amended to read  
4 as follows:

5 Before payment is made by or on behalf of the state, or any county,  
6 municipality, or political subdivision created by its laws, of any sum  
7 or sums due on account of a public works contract, it shall be the duty  
8 of the officer or person charged with the custody and disbursement of  
9 public funds to require the contractor and each and every subcontractor  
10 from the contractor or a subcontractor to submit to such officer:

11 (1) A statement in writing certifying the rate of hourly wage paid  
12 each classification of laborers, workers, or mechanics employed upon  
13 such work, listing each worker's name, social security number, and  
14 hours worked in each classification, and certifying that no laborer,  
15 worker, or mechanic employed upon such public work has been paid less

1 than the prevailing rate of wage or less than the minimum rate of wage  
2 specified in the contract. The certificate and statement shall be  
3 verified by the oath of the contractor or subcontractor and submitted  
4 at least once a week; and

5 (2) A "Statement of Intent to Pay Prevailing Wages". For a  
6 contract in excess of ten thousand dollars, the statement of intent to  
7 pay prevailing wages shall include:

8 ~~((1))~~ (a) The contractor's registration certificate number; and  
9 ~~((2))~~ (b) The prevailing rate of wage for each classification of  
10 workers entitled to prevailing wages under RCW 39.12.020 and the  
11 estimated number of workers in each classification.

12 Each statement of intent to pay prevailing wages must be approved  
13 by the industrial statistician of the department of labor and  
14 industries before it is submitted to said officer. Unless otherwise  
15 authorized by the department of labor and industries, each voucher  
16 claim submitted by a contractor for payment on a project estimate shall  
17 state that the prevailing wages have been paid in accordance with the  
18 prefiled statement or statements of intent to pay prevailing wages on  
19 file with the public agency. Following the final acceptance of a  
20 public works project, it shall be the duty of the officer charged with  
21 the disbursement of public funds, to require the contractor and each  
22 and every subcontractor from the contractor or a subcontractor to  
23 submit to such officer an "Affidavit of Wages Paid" before the funds  
24 retained according to the provisions of RCW 60.28.010 are released to  
25 the contractor. Each affidavit of wages paid must be certified by the  
26 industrial statistician of the department of labor and industries  
27 before it is submitted to said officer.