

---

HOUSE BILL 1958

---

State of Washington                      56th Legislature                      1999 Regular Session

By Representatives Conway, Clements, Wood and Cairnes

Read first time 02/11/1999. Referred to Committee on Commerce & Labor.

1            AN ACT Relating to transfers of funds from the public works  
2 administration account; and amending RCW 39.12.070 and 39.12.080.

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

4            **Sec. 1.** RCW 39.12.070 and 1993 c 404 s 1 are each amended to read  
5 as follows:

6            The department of labor and industries may charge fees to awarding  
7 agencies on public works for the approval of statements of intent to  
8 pay prevailing wages and the certification of affidavits of wages paid.  
9 The department may also charge fees to persons or organizations  
10 requesting the arbitration of disputes under RCW 39.12.060. The amount  
11 of the fees shall be established by rules adopted by the department  
12 under the procedures in the administrative procedure act, chapter 34.05  
13 RCW. The fees shall apply to all approvals, certifications, and  
14 arbitration requests made after the effective date of the rules. All  
15 fees shall be deposited in the public works administration account.  
16 (~~On the fifteenth day of the first month of each quarterly period, an~~  
17 ~~amount equalling thirty percent of the revenues received into the~~  
18 ~~public works administration account shall be transferred into the~~  
19 ~~general fund.~~))            The department may refuse to arbitrate for

1 contractors, subcontractors, persons, or organizations which have not  
2 paid the proper fees. The department may, if necessary, request the  
3 attorney general to take legal action to collect delinquent fees.

4 The department shall set the fees permitted by this section at a  
5 level that generates revenue that is as near as practicable to the  
6 amount of the appropriation to administer this chapter, including, but  
7 not limited to, the performance of adequate wage surveys, and to  
8 investigate and enforce all alleged violations of this chapter,  
9 including, but not limited to, incorrect statements of intent to pay  
10 prevailing wage, incorrect certificates of affidavits of wages paid,  
11 and wage claims, as provided for in this chapter and chapters 49.48 and  
12 49.52 RCW. However, the fees charged for the approval of statements of  
13 intent to pay prevailing wages and the certification of affidavits of  
14 wages paid shall be no greater than twenty-five dollars.

15 **Sec. 2.** RCW 39.12.080 and 1993 c 404 s 2 are each amended to read  
16 as follows:

17 The public works administration account is created in the state  
18 treasury. The department of labor and industries shall deposit in the  
19 account all moneys received from fees collected under RCW 39.12.070.  
20 Appropriations from the account(~~(, not including moneys transferred to~~  
21 ~~the general fund pursuant to RCW 39.12.070,)~~) may be made only for the  
22 purposes of administration of this chapter, including, but not limited  
23 to, the performance of adequate wage surveys, and for the investigation  
24 and enforcement of all alleged violations of this chapter as provided  
25 for in this chapter and chapters 49.48 and 49.52 RCW.

--- END ---