
SUBSTITUTE HOUSE BILL 1254

State of Washington

63rd Legislature

2013 Regular Session

By House Labor & Workforce Development (originally sponsored by Representatives Manweller and Condotta)

READ FIRST TIME 02/21/13.

1 AN ACT Relating to prevailing wage filings; and amending RCW
2 39.12.070.

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

4 **Sec. 1.** RCW 39.12.070 and 2008 c 285 s 2 are each amended to read
5 as follows:

6 (1) The department of labor and industries may charge fees to
7 awarding agencies on public works for the approval of statements of
8 intent to pay prevailing wages and the certification of affidavits of
9 wages paid. The department may also charge fees to persons or
10 organizations requesting the arbitration of disputes under RCW
11 39.12.060. The amount of the fees shall be established by rules
12 adopted by the department under the procedures in the administrative
13 procedure act, chapter 34.05 RCW. Except as provided in subsection (3)
14 of this section, the fees shall apply to all approvals, certifications,
15 and arbitration requests made after the effective date of the rules.
16 All fees shall be deposited in the public works administration account.
17 The department may refuse to arbitrate for contractors, subcontractors,
18 persons, or organizations which have not paid the proper fees. The

1 department may, if necessary, request the attorney general to take
2 legal action to collect delinquent fees.

3 (2) The department shall set the fees permitted by this section at
4 a level that generates revenue that is as near as practicable to the
5 amount of the appropriation to administer this chapter, including, but
6 not limited to, the performance of adequate wage surveys, and to
7 investigate and enforce all alleged violations of this chapter,
8 including, but not limited to, incorrect statements of intent to pay
9 prevailing wage, incorrect certificates of affidavits of wages paid,
10 and wage claims, as provided for in this chapter and chapters 49.48 and
11 49.52 RCW. However, the fees charged for the approval of statements of
12 intent to pay prevailing wages and the certification of affidavits of
13 wages paid shall be forty dollars.

14 (3) If, at the time an individual or entity files an affidavit of
15 wages paid, the individual or entity is exempt from the requirement to
16 pay the prevailing rate of wage under RCW 39.12.020, the department of
17 labor and industries may not charge a fee to certify the affidavit of
18 wages paid.

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