



# New Department of Industrial Relations Requirements

## PRESENTED BY:

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September 26, 2014 - Ontario CA

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# Managing the Remaining AB 1506 and CMU Projects in Light of the New DIR Requirements

## Background – Senate Bill 854

- Created the *Public Works Contractor Registration Program*
- The Department of Industrial Relations' (DIR) monitoring and enforcement is now funded from registration fees rather than payments from contract awarders.
- For more information:  
<http://www.dir.ca.gov/Public-Works/SB854.html>

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- Impacts to the School Facility Program Prevailing Wage Monitoring (PWM) Grants
  - Regulation amendments will be presented at a future State Allocation Board (SAB) meeting.
  - Removal of PWM grant from ineligible projects will take place at a future SAB meeting.
  - Removal of requirement to submit copies of the PWC-100.

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Summary of Prevailing Wage Monitoring Compliance  
for the School Facility Program  
(as of September 23, 2014)

	Assembly Bill 1506 Labor Compliance Program (LCP)	Assembly Bill 436 Compliance Monitoring Unit (CMU)	Senate Bill 854 Public Works Administration
<b>Funding Source</b>	Propositions 47 and 55	Propositions 1A, 47, 55 & 1D	Propositions 1A, 47, 55 & 1D
<b>Significant Dates</b>	Notice to Proceed on or after April 1, 2003, and Contract Award Date before January 1, 2012	Contract Award Date on or after January 1, 2012, and Contract Award Date before June 20, 2014.	SFP Funding June 20, 2014 < Contract Award Date
<b>Prevailing Wage Monitoring Entity</b>	The school district must either have a DIR approved LCP or hire an entity that operates a DIR approved LCP.	DIR's CMU monitors compliance unless the school district meets the exceptions.	DIR's Public Works Administration monitors compliance unless the school district meets the exceptions.
<b>SFP Funding</b>	The school district is eligible for an LCP grant.	The school district is eligible for the PWM grant.	The school district is <u>not</u> eligible for the PWM grant if the Contract Award Date is on or after June 20, 2014.
<b>SFP Fund Release Verification Process</b>	The school district must provide copies of DIR's LCP approval letters.	The school district must provide a copy of the following until SFP Regulations are amended to remove this requirement: a) A copy of the PWC-100 b) DIR's confirmation email received upon submittal of the PWC-100	The school district must provide a copy of the following until SFP Regulations are amended to remove this requirement: a) A copy of the PWC-100 b) DIR's confirmation email received upon submittal of the PWC-100

Acronyms:  
DIR - Department of Industrial Relations  
PWM - Prevailing Wage Monitoring  
SFP - School Facility Program

The Office of Public School Construction (OPSC) has created a simple guide for school districts to understand the requirements for obtaining SFP funding for prevailing wage monitoring requirements and submitting the proper documentation to request a release of funds.

<http://www.dgs.ca.gov/opsc/Programs/pwmlcp.aspx>

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## Frequently Asked Questions

- Q.** Can a school district retain the PWM grant if the school district qualified for the grant before the DIR ceased billing for monitoring on June 20, 2014?
- A.** The grant may be expended on all eligible project expenditures. Any savings on a non-financial hardship project may be expended on other high priority capital facility needs in the district. Any savings on a financial hardship project must be returned to the state.

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## Frequently Asked Questions

- Q. What happens if the school district fails to submit the PWC-100 to DIR after the five-day requirement?
- A. On the Application for Funding (Form SAB 50-04) school districts certify that, “The district will comply with all laws pertaining to the construction or modernization of its school building.” The OPSC will review each project’s circumstances to determine if the project is eligible for state funding.

# Questions

Please let us know if you have any questions...

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Please send comments and suggestions to

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