

# Document 00 73 43 - Wage Rate Requirements (CM at Risk Contract)

## State of Ohio Standard Requirements for Public Facility Construction

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### PREVAILING WAGE RATES

#### 1.1 Payment of Prevailing Wage Rates

1.1.1 The CM shall pay the prevailing wage rates of the Project locality, as issued by the Ohio Department of Commerce, Wage and Hour Bureau to laborers and mechanics performing Work on the Project.

1.1.2 The CM shall comply with the provisions, duties, obligations, and is subject to the remedies and penalties of ORC Chapter 4115.

1.1.3 If the CM or its Subcontractors fail to comply with ORC Chapter 4115, the Contracting Authority may withhold payment pursuant to Section 9.6.2.5 of the General Conditions. The CM is liable for violations committed by the CM or its Subcontractors to the extent provided in ORC Chapter 4115.

1.1.4 The CM shall submit all payroll reports in compliance with the requirements of Section 1.4 for all of the employees of the CM and of the CM's Subcontractors.

1.1.5 By executing a Contract, the CM certifies that it based its Bid upon the prevailing rates of wages as ascertained by the Ohio Department of Commerce, Wage and Hour Bureau for the Project as provided in ORC Sections 4115.03 through 4115.14, which are inserted at the end of this Document.

#### 1.2 Prevailing Wage Rate Revisions

1.2.1 The Contracting Authority shall, within 7 business days after receipt of a notice of a change in the prevailing wage rates, notify the CM of the change. The prevailing wage rates are available at the Ohio Department of Commerce's web site: <http://com.state.oh.us/>.

1.2.2 The CM shall pay any revised wage rates issued during the term of the Contract.

#### 1.3 Payroll Schedule

1.3.1 Within 10 days of the date of the Notice to Proceed, the CM shall provide the Contracting Authority's Prevailing Wage Coordinator a schedule of dates during the term of the Contract on which wages shall be paid to employees for the Project.

#### 1.4 Payroll Reports

1.4.1 The CM shall submit payroll reports with each CM Payment Request, which reports shall be certified by the CM that the payroll is correct and complete and the wage rates shown are not less than those required by the Contract. The CM is responsible for submitting all payroll reports of its Subcontractors.

1.4.1.1 Each payroll report shall indicate the period covered and include a list containing the name, address and social security number of each employee of the CM and its Subcontractors paid for the Work.

1.4.1.2 Each payroll report shall list the number of hours each employee worked each day on the Project during the reporting period, the total hours each week on the Project, the employee's hourly rate of pay, job classification, hourly rate of fringe benefits, and all deductions from wages and net pay.

1.4.1.3 Each payroll report shall list each fringe benefit and state if it is paid as cash to the employee or to a named plan.

1.4.1.4 The CM and its Subcontractors shall submit apprenticeship agreements for all apprentices utilized on the Project.

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