
SUBSTITUTE SENATE BILL 5246

State of Washington

53rd Legislature

1993 Regular Session

By Senate Committee on Labor & Commerce (originally sponsored by Senators Snyder, Winsley, Rinehart, Gaspard, Prentice, Moore, Hargrove, Roach, Loveland, Jesernig, Vognild, Sutherland, von Reichbauer, Bauer, Quigley and Erwin)

Read first time 02/04/93.

1 AN ACT Relating to creating the public works administration
2 account; amending RCW 39.12.070; adding a new section to chapter 39.12
3 RCW; providing an effective date; and declaring an emergency.

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

5 **Sec. 1.** RCW 39.12.070 and 1982 1st ex.s. c 38 s 1 are each amended
6 to read as follows:

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

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

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

17 NEW SECTION. Sec. 2. A new section is added to chapter 39.12 RCW
18 to read as follows:

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

27 NEW SECTION. Sec. 3. This act is necessary for the immediate
28 preservation of the public peace, health, or safety, or support of the
29 state government and its existing public institutions, and shall take
30 effect July 1, 1993.

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