

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE SENATE BILL 5070**

Chapter 92, Laws of 2011

62nd Legislature  
2011 Regular Session

PREVAILING WAGE RECORDS REQUESTS

EFFECTIVE DATE: 07/22/11

Passed by the Senate March 1, 2011  
YEAS 42 NAYS 3

BRAD OWEN

\_\_\_\_\_  
**President of the Senate**

Passed by the House April 6, 2011  
YEAS 96 NAYS 1

FRANK CHOPP

\_\_\_\_\_  
**Speaker of the House of Representatives**

Approved April 15, 2011, 2:52 p.m.

CHRISTINE GREGOIRE

\_\_\_\_\_  
**Governor of the State of Washington**

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5070** as passed by the Senate and the House of Representatives on the dates hereon set forth.

THOMAS HOEMANN

\_\_\_\_\_  
**Secretary**

FILED

April 15, 2011

**Secretary of State  
State of Washington**

---

**SUBSTITUTE SENATE BILL 5070**

---

Passed Legislature - 2011 Regular Session

**State of Washington                      62nd Legislature                      2011 Regular Session**

**By** Senate Labor, Commerce & Consumer Protection (originally sponsored by Senators Conway, Kohl-Welles, Kline, and Chase; by request of Department of Labor & Industries)

READ FIRST TIME 01/25/11.

1            AN ACT Relating to prevailing wage records requests; and adding a  
2 new section to chapter 39.12 RCW.

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

4            NEW SECTION.    **Sec. 1.** A new section is added to chapter 39.12 RCW  
5 to read as follows:

6            Any employer, contractor, or subcontractor who fails to provide  
7 requested records, or fails to allow adequate inspection of records in  
8 an investigation by the department of labor and industries under this  
9 chapter within sixty calendar days of service of the department's  
10 request may not use the records in any proceeding under this chapter to  
11 challenge the correctness of any determination by the department that  
12 wages are owed, that a record or statement is false, or that the  
13 employer, contractor, or subcontractor has failed to file a record or  
14 statement.

          Passed by the Senate March 1, 2011.

          Passed by the House April 6, 2011.

          Approved by the Governor April 15, 2011.

          Filed in Office of Secretary of State April 15, 2011.