

COUNTY LOCAL LAWS

BARGAINING AGREEMENTS BETWEEN A BONA FIDE LABOR ORGANIZATION AND THE CONTRACTOR OR SUBCONTRACTOR. THIS PARAGRAPH DOES NOT APPLY IF THE EMPLOYER AND EMPLOYEE ENTER INTO AN AGREEMENT IN WRITING AT THE BEGINNING OF ANY TERM OF EMPLOYMENT COVERING DEDUCTIONS FOR FOOD, SLEEPING ACCOMMODATIONS, OR OTHER SIMILAR ITEMS, PROVIDED THE AGREEMENT IS SUBMITTED BY THE EMPLOYER TO THE PUBLIC BODY AWARDING THE CONTRACT AND IS APPROVED BY THE PUBLIC BODY AS FAIR AND REASONABLE.

(D) IF ANY WORKMAN OR APPRENTICE IS PAID LESS THAN THE COMPENSATION TO WHICH HE IS ENTITLED HEREUNDER, THE CONTRACTOR SHALL MAKE RESTITUTION TO THE AFFECTED EMPLOYEE FOR THE AMOUNT DUE WITHIN FIVE (5) WORKING DAYS AFTER NOTICE THEREOF BY THE PUBLIC BODY OR EMPLOYEE AND SHALL THEREAFTER BE LIABLE TO THE PUBLIC BODY FOR LIQUIDATED DAMAGES AT THE RATE OF TEN DOLLARS (\$10.00) PER DAY FOR EACH EMPLOYEE SO UNDERPAID. EACH DAY OF VIOLATION SHALL CONSTITUTE A SEPARATE VIOLATION.

7-6 PAYROLLS AND BASIC RECORDS

(A) A COPY OF THE PREVAILING HOURLY RATE OF WAGES SHALL BE KEPT POSTED BY THE CONTRACTOR AT THE SITE OF THE WORK IN A PROMINENT PLACE WHERE IT CAN EASILY BE SEEN AND READ BY THE WORKERS. IN THE EVENT A COPY OF SUCH PREVAILING HOURLY RATE OF WAGES SHALL NOT BE SO POSTED, THE CONTRACTOR MAY BE LIABLE TO THE PUBLIC BODY FOR LIQUIDATED DAMAGES AT THE RATE OF TEN DOLLARS (\$10.00) PER DAY FOR EACH DAY ON WHICH THE RATES ARE NOT POSTED. EACH DAY OF VIOLATION SHALL CONSTITUTE A SEPARATE VIOLATION.

(B) PAYROLL RECORDS SHALL BE MAINTAINED IN ACCORDANCE WITH REGULATIONS PRESCRIBED BY THE BOARD. THE RECORDS REQUIRED TO BE KEPT SHALL BE OPEN TO INSPECTION BY ANY AUTHORIZED REPRESENTATIVE OF THE PUBLIC BODY OR THE BOARD AT ANY REASONABLE TIME AND AS OFTEN AS NECESSARY.

(C) THE CONTRACTOR SHALL SUBMIT TWO COMPLETE COPIES OF PAYROLL RECORDS AND THE PAYROLL RECORDS OF EACH OF HIS SUB-CONTRACTORS, IN A FORM PRESCRIBED BY REGULATIONS ESTABLISHED BY THE BOARD, ONE COPY TO BE SENT TO THE AGENCY OF THE PUBLIC BODY WHICH AUTHORIZED THE PUBLIC WORK, THE OTHER TO THE BOARD, WHERE THEY WILL BE AVAILABLE FOR INSPECTION BY THE PUBLIC DURING REGULAR BUSINESS HOURS. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE SUBMISSION OF ALL SUB-CONTRACTORS' PAYROLL RECORDS COVERING WORK PERFORMED DIRECTLY AT THE WORK SITE. EACH COPY OF THE PAYROLL RECORDS SHALL BE ACCOMPANIED BY A STATEMENT SIGNED BY THE CONTRACTOR OR THE SUB-CONTRACTOR, AS THE CASE MAY BE, INDICATING THAT THE PAYROLL RECORDS ARE CORRECT, THAT THE WAGE RATES CONTAINED THEREIN ARE