

## DEPARTMENT OF INDUSTRIAL RELATIONS

Office of the Director

455 Golden Gate Avenue, 10<sup>th</sup> Floor

San Francisco, CA 94102

Tel: (415) 703-5050 Fax: (415) 703-5058

MAILING ADDRESS:

P. O. Box 420603

San Francisco, CA 94142-0603



November 16, 2010

Riverside Community College District  
1533 Spruce St. Ste. 210  
Riverside, CA 92507

Attn.: Orin Williams, Associate Vice Chancellor, Facilities, Planning, Design &amp; Construction

RE: Application for Approval of Labor Compliance Program  
LCP ID No. 2010.00659

Dear Mr. Williams:

In accordance with the provisions of Title 8, California Code of Regulations; section 16425, the application for approval of Riverside Community College District Labor Compliance Program (LCP) is hereby denied. This action is based on the program's failure to establish its ability and capacity to operate an effective labor compliance program in accordance with applicable legal requirements. In particular, the Department is concerned with the staff's lack of sufficient training to monitor and enforce prevailing wages on approximately 8-10 LCP projects per year. Your application indicates that staff will spend the equivalent of 20% of their time performing monitoring duties. Further, your application indicated that your agency has taken cognizance of violations and made referrals for debarment to the Labor Commissioner; however, we have been unable to confirm. You also indicate that you have an agreement with Padilla and Associates, a DIR approved LCP. It is not necessary to have a separate approval to operate a LCP when you contract with an approved program.

In addition, the manual submitted is missing or needs to implement the following regulations:

16421(a) 5, (b), (d), (e) & (f), 16422, 16423, 16428, 16433(b), (c) missing, 16436(a), (c), 16437(b) is not updated, 16439(a), (b) and the Notice of Withholding of Contract Payments- Liquidated Damages is not updated.

We would also like to call your attention that regulations submitted to the Office of Administrative Law to make further changes to the rules applicable to the Labor Compliance Programs became effective on August 1, 2010. For additional information about these proposals, please visit our website at [www.dir.ca.gov/lcp.asp](http://www.dir.ca.gov/lcp.asp).

Re: Application for Approval of Labor Compliance Program,  
ID No. 2009.00639

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If you have any questions about this determination, please contact Victor Osorio, at 415-703-5054.

Sincerely,

A handwritten signature in black ink, appearing to read "Nance S. Steffen". The signature is written in a cursive style with a large initial "N".

Nance S. Steffen, Special Assistant  
to the Director of Industrial Relations

cc: Susan Nakagama, Regional Manager, Division of Labor Standards Enforcement