STATE OF CALIFORNIA **Gray Davis,** ***GOVERNOR***

DEPARTMENT OF INDUSTRIAL RELATIONS
OFFICE OF THE DIRECTOR
455 Golden Gate Avenue, 10th Floor
San Francisco, CA 94102

ADDRESS REPLY TO:
P.O. Box 420603
San Francisco CA 94142-0603

November 5, 2001

IMPORTANT NOTICE TO AWARDING BODIES AND OTHER INTERESTED PARTIES CONCERNING THE NEW AMENDMENTS TO LABOR CODE SECTION 1720(a)

The passage of Senate Bill 975 (Chapter 938), effective January 1, 2002, codifies existing Department of Industrial Relations' administrative decisions on appeal and determinations regarding the above referenced statute. This statute, among other things, also expands the definition of "public funds" for purposes of the Prevailing Wage Law and adds "installation" to the definition of construction. Chapter 938 also provides for certain specified exemptions to the new definition of "public funds."

In accordance with SB 975, its terms will be strictly enforced for all public works projects advertised for bids on or after January 1, 2002, except for those projects that that would have been covered under the Department's public works coverage determinations or decisions on appeal made precedential prior January 1, 2002, in which case there is an independent basis for enforcement of projects advertised for bid prior to January 1, 2002.

STATE OF CALIFORNIA GRAY DAVIS, *GOVERNOR*

DEPARTMENT OF INDUSTRIAL RELATIONS
OFFICE OF THE DIRECTOR
455 Golden Gate Avenue, 10th Floor
San Francisco, CA 94102

ADDRESS REPLY TO:
P.O. Box 420603
San Francisco CA 94142-0603

February 8, 2002

IMPORTANT NOTICE TO AWARDING BODIES AND OTHER INTERESTED PARTIES CONCERNING INSPECTION AND SOILS AND MATERIALS TESTING

Dear Public Official/Other Interested Party:

This notice provides clarification to many questions from the public regarding the scope of work of the testing and inspection determinations. In addition, it answers many questions from the public regarding work performed by architects and engineers.

Attached please find letters from Operating Engineers Local Union No. 3 dated February 4, 2002, and Operating Engineers Local Union No. 12 dated December 6, 2001, clarifying the scope of work for the following determinations:

SOUTHERN CALIFORNIA
BUILDING/CONSTRUCTION INSPECTOR AND FIELD SOILS AND MATERIAL TESTER, page 10E

SAN DIEGO COUNTY
BUILDING CONSTRUCTION INSPECTOR AND FIELD SOILS AND MATERIAL TESTER, page 27C

NORTHERN CALIFORNIA
OPERATING ENGINEER (Heavy and Highway Work): Group 6 (Soils and Materials Tester), page 39
OPERATING ENGINEER (Building Construction): Group 6 (Soils and Materials Tester), page 40A

Scope of work for each of these classifications has been posted on the Internet at http://www.dir.ca.gov/DLSR/PWD. This information may also be requested from the Division of Labor Statistics and Research, Prevailing Wage Unit by calling (415) 703-4774, by faxing a request to (415) 703-4771 or by writing to:

California Department of Industrial Relations
Division of Labor Statistics and Research
Prevailing Wage Unit
P.O. Box 420603
San Francisco, CA 94142

When referring to questions 7 and 8 in the letters from Operating Engineers Local No. 3 and Local No. 12 respectively, please note that testing and inspection is covered at off-site manufacturing and/or fabrication facilities only if the off-site facility is determined covered under prevailing wage laws. If there are any questions pertaining to this area please contact the Division of Labor Statistics and Research at the above address. Please include all relevant documents including but not limited to the contract, financial documents, plans, specifications, as well as contact information for the Awarding Body.

Please refer to an Important Notice dated December 29, 2000 for additional information pertaining to testing, inspection, and field surveying.

Sincerely,

Chuck Cake

Chuck Cake
Chief Deputy Director

OPERATING ENGINEERS LOCAL UNION NO. 3

1620 SOUTH LOOP ROAD, ALAMEDA, CA 94502-7090 • (510) 748-7400 • FAX (510) 748-7401

Jurisdiction: Northern California, Northern Nevada, Utah, Wyoming, South Dakota, Hawaii and Mid-Pacific Islands

February 4, 2002

Ms. Maria Y. Robbins, Deputy Chief
California State Department of Industrial Relations
Division of Labor Statistics and Research
455 Golden Gate Avenue, 8th Floor
San Francisco, CA 94102

RE: Prevailing Wage Determination - Soils and Materials Tester (SMT) On Site

Dear Ms. Robbins:

Please find enclosed the response of Operating Engineers Local Union No. 3 in support of a Prevailing Wage Determination for a Soils and Materials Tester as set forth in the Master Construction Agreement for Northern California.

The data enclosed, we believe, justifies and establishes the Scope of Work Conforming to SB1999 for a Soils and Materials Tester performing on-site work in Northern California.

We respectfully request that a conclusive determination be made that the wage rates and fringe benefit rates applicable to this classification are the prevailing wage for this type of work within the geographical jurisdiction established in the Master Agreement and are consistent with the requirements of SB1999.

Your continuing assistance is appreciated. If there are any further questions, do not hesitate to contact myself or Dean Dye at 510/748-7400.

Sincerely,

Robert E. Clark,
Director/Contracts Department

RECEIVED
Department of Industrial Relations
FEB 06 2002
Div. of Labor Statistics & Research
Chief's Office

cc: Don Doser, Local 3 Business Manager
Dean Dye, Director - Testing & Inspection Division
and Technical Engineers Division

REC:mer
opeiu-3-afl-cio(3)

DEPARTMENT OF INDUSTRIAL RELATIONS
STATE OF CALIFORNIA
CLARIFICATION REQUEST - SOILS & MATERIALS TESTER (SMT)
WITH
OPERATING ENGINEERS LOCAL 3'S RESPONSES

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1. Summarize the intent of the coverage of the SMT classification in your No. CA Master Agreement, which serves as the basis for the prevailing wage determination.

All visual, physical and non-destructive testing that is done at a jobsite, on-site lab, fabrication site (yard), or off-site lab used exclusively for covered work.

2. Define the following and indicate if done by the SMT classification:

a) Magnetic particle testing -- used for welding, laminations and other steel inspections; done by SMT
b) Non-destructive inspection -- used for welding, laminations and other steel inspections; done by SMT
c) Ultrasonic testing -- used for welding, laminations and other steel inspections; done by SMT
d) Keying -- excavation at the toe of a slope; done by equipment operator
e) Benching -- process of removing noncompacted or "soft" soil in order to properly place the compacted soil on unyielding materials; done by equipment operator
f) Scarifying -- process of ripping or otherwise preparing the existing surface; done by equipment operator
g) "Rolling of slopes" -- process of compacting the slope to the required density (also called "back rolling"); done by equipment operator
h) One-pointer -- test made to roughly determine the weight and maximum density of the soil being used as fill material; done by SMT
i) "Correction for rock" -- used during a compaction test to mathematically remove all oversize rock from the equation; done by SMT

3. Does lab work fall within the jurisdiction of the SMT? Does the on/off site location of the lab make a difference?

Lab work done offsite normally does not fall under the Construction Inspectors jurisdiction. If a field lab is set up at the project site in the field, it then falls under the Construction Inspectors jurisdiction.

4. What is the civil engineer's job when working with the SMT? Is the civil engineer covered under the scope of the SMT sections of the collective bargaining agreement (CBA)?

A Civil Engineer generally provides direction, plan interpretation and engineering type decisions. They may be either on- or off-site (depends on the nature of the project). They generally do not do the Construction Inspector type work; but if they do, then it is covered work.

5. The MLA (p.5) lists employees excluded from coverage. Does this imply that engineers and architects, project managers, off-site laboratory workers are excluded?

Engineers, Architects, Project Managers, off-site Lab Workers, as long as they do not perform the Construction Inspector work, would not be covered.

6. Some signatories perform mechanical & electrical inspections. Are these jobs covered under the Operating Engineers Agreement? If so, how is work performed?

We (OE3) consider Mechanical Inspectors to be covered by our CBA, therefore the prevailing wage (at the SMT rate) would be paid. Electrical should be covered work by the electrical craft.

7. Regarding manufacturing sites, if inspectors visit plants, is that inspection of the plant and its processes covered under the Agreement, is that the intent of SB1999?

Steel fab shops, concrete and asphalt batch plants, prestressed yard and fabrication shop, etc. (such as those for piles & girders, gul lam beams) is covered work under the intent of SB1999, including mechanical and electric.

8. Are the following inspectors included in the scope of the agreement: Geotechnical, Concrete, Painting, Steel and Electrical?

Concrete, Steel, Painting and Electrical Inspectors are covered work. Also Inspectors such as Roofing, Mechanical (HVAC), Suspended Ceiling, Plumbing, Geotechnical (unless registered Geologists/Engineer is specifically required by the plans & specs) Masonry, Fireproofing, Gul lam beams, Shotcrete, etc. In essence all inspection as required by the Uniform Building Code (UBC) is considered covered work.

9. Is visual observation inspection covered? For example: Using tape measures…

The Construction/Special Inspector shall observe the work for conformance…….” is part of the UBC requirements. The majority of inspection work is visually by nature. Slump of concrete, length of weld, depth of footings, pile caps, width of footings, pile caps etc. are but a short list of work that a Construction Inspector would use a tape measure for.

10. What is the difference between a Geotechnical Inspector and a Geotechnical Engineer? Are they covered under the Operating Engineer Agreement?

A Geotechnical Engineer normally would be a registered person with a college degree. They may be a Geologist/Engineer in training also. Geotechnical Engineer performs/supervises the analyses, design and documents preparation associated with the geotechnical aspects of the project. They would not normally be covered, unless doing Construction Inspector work.

A Geotechnical Inspector ascertains through inspection and/or testing that the Geotechnical Engineer’s requirements/recommendations are complied with. A Geotechnical Inspector would normally be covered.

11. Is a Project Manager whose duties include weekly meetings, approving, contracts, managing engineers, managing subcontracts and preparing monthly reports be covered under the CBA?

A Project Manager, (who would normally not be doing construction inspection work) would not be covered.

12. Is a Resident Engineer whose duties include logging correspondence amongst contractors and subcontractors, performing soil, concrete, masonry, and HVAC tests, and acting as a liaison between contractors and engineers be covered?

Resident Engineers, normally a professional registered person is not covered unless doing Construction Inspector work (such as performing soils, concrete, masonry & HVAC tests).

13. Is the SMT an apprenticeable classification?

Yes.

14. Is inspection of bridges and piers covered under the SMT classification under Operating Engineers Local #3's agreement?

Yes.

The following, in addition to the above, are also considered covered inspection work: high strength bolting; shearwall & diaphragms; metal connectors, anchors or fasteners for wood construction; piling; drilled piers; caissons; bolts installed in concrete; post tensioning steel; pre-stressed steel. Also includes, but not limited to, underground construction (sewers, gas lines, drainage devices, water lines, backfilling, welding, bedding). SMT rates apply.

WM. C. WAGGONER
Business Manager
and
General Vice-President

INTERNATIONAL UNION OF OPERATING ENGINEERS

LOCAL 12

December 6, 2001

RECEIVED
Department of Industrial Relations

DEC 11 2001

Div. of Labor Statistics & Research
Chief's Office

Via Fax & U.S. Postal Service
Maria Y. Robbins, Deputy Chief
State of California Department of Industrial Relations
Division of Labor Statistics & Research
455 Golden Gate Avenue, Eighth Floor
San Francisco, CA 94102

Re: Building Construction Inspector (BCI) and Field Soils and Material Tester (FSMT) Classifications

Dear Ms. Robbins:

Pursuant to your request for clarification contained in your November 20, 2001 correspondence we submit the following:

1. What is the difference between the Building Construction Inspector (BCI) and the Field Soils and Materials Tester (FSMT) classifications? There appears to be some overlap of duties. Could you summarize the intent of the coverage between Southern California Contractors Association, Inc. and the International Union of Operating Engineers Local No. 12, which serves as the basis for the prevailing wage determination?

As stated in our June 5, 2001 correspondence to your office, a Building Construction Inspector (BCI) is a licensed inspector who generally works under the direction of a registered civil engineer. The BCI is used when higher stresses are involved, e.g., welding, reinforced concrete, masonry, non-destructive testing and other related disciplines. The term "building inspector" or "construction inspector" has the same meaning as "special inspector." The BCI classification is meant to include inspection of <u>all structures,</u> including but not limited to, residential and commercial buildings, bridges, piers, warehouses, oil/water tanks, docks, refineries, heavy highway construction, underground construction, water works, sewers, water reclamation, flood control, dams, dredge, etc.

A field soils and material tester (FSMT) performs a variety of duties. They include special grading, excavation filling, soils used in construction, concrete sampling, density testing and various types of verification tests.

Occasional overlap of duties may occur between the BCI and FSMT, such as taking concrete specimens in the field, however, one must look at the overall scope of work/duties to determine the proper prevailing wage/rate classification.

2. *How is grading inspection different when performed by a BCI or by a FSMT?*

"Grading inspection is generally the work of a FSMT. The City of Los Angeles certifies/licenses grading inspectors whose duties are similar, but more stringent than those of the FSMT. The grading inspector in the Los Angeles area is covered under the BCI classification/wage rate.

3. *Please define the following and identify which classification performs this work:*
   - *a) Magnetic particle testing*
   - *b) Nondestructive inspection*
   - *c) Ultrasonic testing*
   - *d) Keying*
   - *e) Benching*
   - *f) Scarifying*
   - *g) "Rolling of slopes"*
   - *h) One-pointer*
   - *i) "Correction for rock"*

a) b) c) Magnetic and ultrasonic testing are two different forms of non-destructive testing (NDT). They use mechanical devices to check defects in structures such as welds. The use of magnetic and ultrasonic waves in the evaluation process does not cause any damage to the structure, hence, the term non-destructive testing. Other forms of non-destructive testing include radiography (x-rays) and penetrant testing. All of this work is that of the BCI.

d) Keying in is benching into existing material while filling up an adjacent fill, to bind the two areas (materials) together, eliminating the chance of a soft or uncompacted area in between the two materials or areas. A "stair-step" procedure is usually used.

e) Benching is using a piece of equipment (usually a dozer) to cut into existing material while filling up an adjacent fill, to bind the two areas (materials) together. This eliminates the chance of soft or uncompacted area in-between the two materials or areas. A "stair-step" procedure is usually used.

f) Scarifying is a procedure performed by equipment that rips up existing material approximately one foot deep, then processing that material by watering and mixing it.

g) Rolling of Slopes is a compaction technique used on the slopes of a new fill area. The time required for compaction on the slope of a fill is the same as the required compaction on the top of the fill.

h) A One-Pointer is one test made on the soil by a field soils and material tester (or FSMT).

i) Correction for Rock is a calculation made for oversized rock in soil, done by a field soils and material tester (FSMT).

Items a, b and c are performed by the BCI. Items d, e, f, g, h and i are performed by the FSMT.

To perform items a, b, and c, the individual would have to obtain certification as required by the agency. If certified, for example, in "Ultrasonic Testing," one could perform FSMT work and then move to BCI work if certified to do so.

4. Does lab work fall within the jurisdiction of the BCI? Does the on/off site location of the lab make a difference?

No, lab work is not covered. If a lab is located on-site and the individual stays "inside" the lab, there is no coverage. However, if the individual goes on-site and performs "field work," then he or she is covered for all hours worked.

5. What is the civil engineer's job when working with the BCI or FSMT? Is the civil engineer covered under the scope of the BCI or FSMT sections of the collective bargaining agreement (CBA)?

The civil engineer usually acts in a supervisory role, directing the BCI or FSMT activities. The civil engineer work would not be covered unless he or she performs "field work."

6. The Master Labor Agreement (page 5) lists employees excluded from coverage. Does this imply that engineers, architects, project managers and off-site laboratory workers are excluded?

Yes.

7. Some signatories perform mechanical & electrical inspections. Are these jobs covered under the Operating Engineers agreement? If so, how is work performed?

Not covered.

8. When inspectors visit manufacturing sites, is the inspection of the plant and its processes covered under the agreement? Is that the intent of SB 1999?

Yes, pursuant to the agreement. The intent of SB1999 was to further define coverage in the public work arena.

9. Are the following inspectors included in the scope of the agreement: Geotechnical, Concrete, Painting, Steel and Electrical?

Geotechnical, yes. Concrete, yes. Painting, no. Steel, yes. Electrical, no.

10. Is visual observation inspection (e.g., using tape measures) covered?

Yes. Visual inspection is a component of the Inspector's duties.

11. What is the difference between a Geotechnical Inspector and a Geotechnical Engineer? Are they covered under the Operating Engineer agreement?

A Geotechnical Inspector is "on-site" performing the "field work" and is covered. The

Geotechnical Engineer is usually "in-house," a supervisory position, "off-site."

12. Is a project manager whose duties include weekly meetings, approving contracts, managing engineers, managing subcontracts and preparing monthly reports covered under the CBA?

No.

13. Is a resident engineer whose duties include logging correspondence amongst contractors and subcontractors, performing soil, concrete, masonry and HVAC tests, and acting as a liaison between contractors and engineers covered?

When a Resident Engineer logs correspondence among contractors and subcontractors, the work is not covered. When the Resident Engineer acts as a liaison between contractors and engineers, the work is not covered. When performing soil, concrete or masonry tests, the work **is** covered. HVAC tests are not covered.

14. Is the BCI an apprenticeable classification?

Yes.

15. Is the FSMT an apprenticeable classification?

Yes.

16. Is inspection of bridges and piers covered under the BCI and/or FSMT classifications under your agreement?

Yes. Please see the coverage language in the CBA. Both classifications are covered pertaining to bridge work.

We hope the information provided herein is beneficial to you. Please call this office if you should have any questions.

Sincerely,

Fred C. Young

Fred C. Young, Financial Secretary
I. U. O. E., Local Union No. 12

FCY:smc
cc: David Lanham, Contract Compliance

STATE OF CALIFORNIA GRAY DAVIS, *GOVERNOR*

DEPARTMENT OF INDUSTRIAL RELATIONS
OFFICE OF THE DIRECTOR
455 Golden Gate Avenue, 10th Floor
San Francisco, CA 94102

ADDRESS REPLY TO:
P.O. Box 420603
San Francisco CA 94142-0603

December 29, 2000

IMPORTANT NOTICE TO AWARDING BODIES AND OTHER INTERESTED PARTIES CONCERNING INSPECTION, FIELD SURVEYING AND SOILS TESTING

The passage of Senate Bill 1999 (Chapter 881), effective January 1, 2001, codifies existing Department of Industrial Relations administrative decisions, determinations and regulations concerning the above referenced work. This work when done on or in the execution of a "Public Works" project requires the payment of prevailing wages. In accordance with SB 1999, Inspection and Testing determinations will be strictly enforced for all public works projects advertised for bids on or after January 1, 2001. Field surveying determinations have been and will continue to be enforced for all public works projects.

The classifications that perform this work have been published in the Director's General Prevailing Wage Determinations for over 20 years and can be found on the Basic Trades pages (Building Inspection, Soils Testing) and on the individual county sheets (Field Surveying). For the basic trades, please use the following determinations:

SOUTHERN CALIFORNIA
OPERATING ENGINEER, Group 2 (Soils Field Technician), page 7
BUILDING CONSTRUCTION INSPECTOR (OPERATING ENGINEER), page 10E

SAN DIEGO COUNTY
OPERATING ENGINEER, Group 2 (Soils Field Technician), page 25
BUILDING CONSTRUCTION INSPECTOR (OPERATING ENGINEER), page 10E

NORTHERN CALIFORNIA
OPERATING ENGINEER (Heavy and Highway Work): Group 6 (Soils and Materials Tester), page 39
OPERATING ENGINEER (Building Construction): Group 6 (Soils and Materials Tester), page 40A

Advisory scope of work covered by each of these classifications has been posted on the Internet at http://www.dir.ca.gov/DLSR/PWD. This information may also be requested from the Division of Labor Statistics and Research, Prevailing Wage Unit by calling (415) 703-4774, by faxing a request to (415) 703-4771 or by writing to:

California Department of Industrial Relations
Division of Labor Statistics and Research
Prevailing Wage Unit
P.O. Box 420603
San Francisco, CA 94142

In addition, Director's precedential Public Works coverage determinations concerning inspection and testing work will be enforced for all public works projects advertised for bids on or after the dates the precedential decisions were designated as such. For determinations of the applicability of prevailing wage requirements to other work covered by SB 1999, please contact the Division either via fax number or by mailing your request to the address indicated above. Requests of this nature should include all of the relevant documents including, but not limited to, the contract for the work and a detailed description of the work to be performed. Future clarifications regarding the scope and application of Senate Bill 1999, if needed, will be posted on the DLSR website and mailed to those on the Prevailing Wage mailing list.

STATE OF CALIFORNIA GRAY DAVIS, *GOVERNOR*

DEPARTMENT OF INDUSTRIAL RELATIONS
DIVISION OF LABOR STATISTICS & RESEARCH
455 Golden Gate Avenue, 8th Floor
San Francisco, CA 94102

ADDRESS REPLY TO:
P.O. Box 420603
San Francisco CA 94142-0603

February 22, 2002

IMPORTANT NOTICE
TO AWARDING BODIES AND INTERESTED PARTIES

REGARDING THE
GENERAL PREVAILING WAGE DETERMINATIONS
FOR THE CRAFTS/CLASSIFICATIONS BELOW THE
MINIMUM WAGE

In accordance with Labor Code Sections 1770, 1773, and 1773.1, the Director of the Department of Industrial Relations is responsible for determining the prevailing wage rates for each worker employed on public works projects of more than $1,000.

The minimum wage in California increased to six dollars and seventy-five cents ($6.75) per hour effective January 1, 2002. The Director's Prevailing Wage Determinations shall not be below the minimum wage. Each employer is required to pay at least the minimum wage for the basic hourly rate in all cases where the published prevailing wage rate is below the minimum wage. Any and all employer payments required by these determinations must also be paid.

If the minimum wage is increased in the future to an amount above that shown in a prevailing wage determination, the basic hourly rate in that determination automatically increases to the new minimum wage.

STATE OF CALIFORNIA
DEPARTMENT OF INDUSTRIAL RELATIONS
OFFICE OF THE DIRECTOR
San Francisco, CA 94102
455 Golden Gate Avenue, 10th Floor

GRAY DAVIS, *GOVERNOR*

ADDRESS REPLY TO:
P.O. Box 420603
San Francisco CA 94142-0603

March 4, 2002

Important Notice to Awarding Bodies and Other Interested Parties
Regarding Shift Differential Pay in the Director's General Prevailing Wage Determinations

Dear Public Official/Other Interested Parties:

The Director's General Prevailing Wage Determinations includes shift differential pay for various crafts used on public works projects. This notice is to clarify the worker's eligibility to receive the shift differential pay when working on a public works project. Please note that not all crafts have shift differential pay published in the Director's General Prevailing Wage Determinations.

When a worker is required to work a regular shift, he/she must be paid the applicable craft rate from the Director's General Prevailing Wage Determinations for the construction activity he/she is performing. However, when a worker is required to work a shift outside of normal working hours, he/she must be paid the shift differential pay according to the shift he/she is working. For example, if only one shift is utilized for the day, and the work being performed is during the hours typically considered to be a swing (second) shift or graveyard (third) shift, the worker employed during the hours typically considered to be a swing shift or graveyard shift must be paid the shift differential pay for the shift he/she is working. If multiple shifts are used for the day, the worker working on the second or third shift must be paid according to the shift he/she is working.

Please refer to the contract provisions posted on the Internet at www.dir.ca.gov/DLSR/PWD for the working hours applicable to the craft/classification published in the Director's General Prevailing Wage Determinations, which has a swing shift and/or a graveyard shift.

Sincerely,

Chuck Cake
Chief Deputy Director

STATE OF CALIFORNIA

GRAY DAVIS, *GOVERNOR*

DEPARTMENT OF INDUSTRIAL RELATIONS
OFFICE OF THE DIRECTOR
455 Golden Gate Avenue, 10th Floor
San Francisco, CA 94102

ADDRESS REPLY TO:
P.O. Box 420603
San Francisco CA 94142-0603

March 5, 2003

IMPORTANT NOTICE TO AWARDING BODIES AND OTHER INTERESTED PARTIES CONCERNING BURGLAR ALARM AND FIRE ALARM INSTALLATION

Dear Public Official/Other Interested Parties:

This notice provides clarification and updates the June 27, 2002, Important Notice regarding the applicable rate of pay for work involving the installation of burglar and fire alarms.

In the following counties, the minimum rate of pay for **burglar alarm** installation would be that of the craft/classification of Electrician/Comm & System Installer: Los Angeles and Orange.

In the following counties, the minimum rate of pay for **fire alarm** installation would be that of the craft/classification of Electrician/Comm & System Installer: Contra Costa, Orange, and Santa Clara.

In Imperial and San Diego Counties only, the minimum rate of pay for **burglar alarm** and **fire alarm** installation would be that of the craft/classification of Electrician/Sound & Signal Technician.

Please note that the minimum rate of pay for all conduit installation associated with either alarm system installation would be that of the craft/classification of Electrician/Inside Wireman.

Please refer to the county determinations to find the rates for the classifications referenced above. The scope of work for each of these classifications is posted on the Internet at http://www.dir.ca.gov/DLSR. This information may also be requested from the Division of Labor Statistics and Research, Prevailing Wage Unit by calling (415) 703-4774, by faxing a request to (415) 703-4771 or by writing to:

California Department of Industrial Relations
Division of Labor Statistics and Research
Prevailing Wage Unit
P.O. Box 420603
San Francisco, CA 94142

For questions on burglar alarm and/or fire alarm installation in any county not addressed above or in the Important Notice issued June 27, 2002, please send a written request to the above address. Please note that type of work/rate of pay determinations are issued on a project-by-project basis. Requests should include all relevant documents including but not limited to the contract, financial documents, plans, specifications, as well as contact information for the Awarding Body.

These changes apply to public works projects advertised for bid on or after March 15, 2003.

Sincerely,

Chuck Cake

Chuck Cake
Acting Director

STATE OF CALIFORNIA **Gray Davis,** ***GOVERNOR***

DEPARTMENT OF INDUSTRIAL RELATIONS
OFFICE OF THE DIRECTOR
455 Golden Gate Avenue, 10th Floor
San Francisco, CA 94102

ADDRESS REPLY TO:
P.O. Box 420603
San Francisco CA 94142-0603

June 27, 2002

IMPORTANT NOTICE TO AWARDING BODIES AND OTHER INTERESTED PARTIES CONCERNING BURGLAR ALARM AND FIRE ALARM INSTALLATION

Dear Public Official/Other Interested Parties:

This notice provides clarification regarding the applicable classifications for work involving the installation of burglar alarms and fire alarms.

Burglar alarm installation is performed at the minimum rate of pay of the Electrician determination for Inside Wireman in the following counties: Alpine, Amador, Butte, Colusa, El Dorado, Glenn, Lassen, Mariposa, Merced, Nevada, Placer, Plumas, Sacramento, San Luis Obispo, Shasta, Sierra, Stanislaus, Sutter, Tehama, Trinity, Tuolumne, Yolo and Yuba.

Burglar alarm installation is performed at the minimum rate of pay of the Electrician determination for Comm & System Installer in the following counties: Contra Costa, Del Norte, Fresno, Humboldt, Imperial, Inyo, Kings, Lake, Madera, Marin, Mendocino, Mono, Monterey[a], San Benito[a], San Bernardino, San Diego, San Francisco, Santa Barbara, Santa Clara, Santa Cruz[a], Sonoma, Tulare and Ventura. **Please note that if the installation of the burglar alarm and fire alarm are integrated, then the classification for the fire alarm installation listed below applies.**

Fire alarm installation is performed at the rate of pay of the Electrician determination for Inside Wireman in the following counties: Alpine, Amador, Butte, Colusa, Contra Costa, Del Norte, El Dorado, Fresno[b], Glenn, Humboldt, Imperial, Inyo, Kern, Kings[b], Lake, Lassen, Los Angeles, Madera[b], Marin, Mariposa, Mendocino, Merced, Mono, Monterey[a], Nevada, Placer, Plumas, Riverside, Sacramento, San Benito[a], San Bernardino, San Diego, San Francisco, San Luis Obispo, Santa Barbara, Santa Clara, Santa Cruz[a], Shasta, Sierra, Sonoma, Stanislaus, Sutter, Tehama, Trinity, Tulare[b], Tuolumne, Ventura, Yolo and Yuba.

Please refer to the county determinations to find the rates for the classifications referenced above. The scope of work for each of these classifications is posted on the Internet at http://www.dir.ca.gov/DLSR. This information may also be requested from the Division of Labor Statistics and Research, Prevailing Wage Unit by calling (415) 703-4774, by faxing a request to (415) 703-4771 or by writing to:

California Department of Industrial Relations
Division of Labor Statistics and Research
Prevailing Wage Unit
P.O. Box 420603
San Francisco, CA 94142

For questions on burglar alarm and/or fire alarm installation in any county not listed above, please send a written request to the above address. Please note that classification determinations are issued on a project-by-project basis. Requests should include all relevant documents including but not limited to the contract, financial documents, plans, specifications, as well as contact information for the Awarding Body.

Sincerely,

Chuck Cake

Chuck Cake
Chief Deputy Director

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[a] Installation of conduit, boxes, cables and devices is performed at the Inside Wireman rate, and the final connection and programming is performed at the Comm and System Installer rate.

[b] Conduit installation and wire pull are performed at the Inside Wireman rate, and the termination, setting of devices, wiring of control panel and system performance checks are performed at the Comm and System Installer rate.

STATE OF CALIFORNIA
GRAY DAVIS, *GOVERNOR*

DEPARTMENT OF INDUSTRIAL RELATIONS
OFFICE OF THE DIRECTOR
455 Golden Gate Avenue, 10th Floor
San Francisco, CA 94102

ADDRESS REPLY TO:
P.O. Box 420603
San Francisco CA 94142-0603

March 11, 2003

IMPORTANT NOTICE
TO AWARDING BODIES AND INTERESTED PARTIES
REGARDING THE
TELEPHONE INSTALLATION WORKER

Based upon the attached communications dated February 20, 2002, from Bill Quirk of the Communications Workers of America to Chuck Cake, Acting Director of the Department of Industrial Relations, the Office of the Director has determined the following:

> Effective March 21, 2003, for all projects advertised for bids as of this date and prospectively which involve voice, data, and video communications work, the scope of work for this determination is clarified to exclude conduit work except in cases involving conduit runs of less than or equal to ten (10) feet within telecommunications rooms/closets.

Bill Quirk - Conduit issues

From: Bill Quirk
To: ccake
Date: 02/20/2002 5:10 PM
Subject: Conduit issues

>>> Bill Quirk Wednesday, February 20, 2002 3:27:57 PM >>>

Dear Chuck,

I hope the information below will help you.

For C7 licensed contractors with whom CWA holds a collective bargaining agreement in the State of California, I believe the following statement covers 95 % of work performed by our members.

The scope of work that CWA members perform requires the running of conduit from time to time. This conduit work is typically coincidental to Telecommunications work and normally in telecommunications rooms / closets. Usually the conduit run is not longer than 10 feet.

Sincerely,

Bill Quirk
Assistant to Vice President
Communications Workers of America, District 9

STATE OF CALIFORNIA GRAY DAVIS, *GOVERNOR*

DEPARTMENT OF INDUSTRIAL RELATIONS
OFFICE OF THE DIRECTOR
455 Golden Gate Avenue, 10th Floor
San Francisco, CA 94102

ADDRESS REPLY TO:
P.O. Box 420603
San Francisco CA 94142-0603

August 22, 2003

NOTICE REGARDING ADVISORY SCOPE OF WORK FOR THE SOUTHERN CALIFORNIA LABORERS' GENERAL PREVALING WAGE DETERMINATION

The classifications and type of work listed below, as identified in the Laborers 2003-2006 Master Labor Agreement, Memorandum of Agreement by and between Southern California District Council of Laborers and Associated General Contractors of California, Inc., Building Industry Association of Southern California, Inc. and Southern California Contractors Association, were not published or recognized by the Department of Industrial Relations in the August 22, 2003 issuance of the Southern California Laborers' general determination, SC-23-102-2-2003-2. The rates associated with these unrecognized classifications **SHALL NOT** be applied or used on public works projects for the associated type of work.

The Department of Industrial Relations has not recognized the amendments under Article 1 in the attached Memorandum of Agreement. The following classifications have not been adopted for public works projects:

Group 1
Certified Confined Space Laborer
Concrete Curb and Gutter Laborer
Environmental, Remediation, Monitoring Well, Toxic waste, Geotechnical Drill Helper
Expansion Joint Caulking by any method (including preparation and clean-up)
Laborer, Concrete
Laborer, Asphalt-Rubber Material Loader
Traffic Control Pilot Truck, Vehicle Operator in connection with all Laborers' work

Group 2
Grout Man (including forming, pouring, handling, mixing, finishing and cleanup of all types of grout)
Irrigation Laborer

Group 3
Asphalt Installation of all fabrics
Bushing Hammer
Guardrail Erector/Guardrail Builder
Shot Blast Equipment Operator (8 to 48 inches)
Small Skid Steer Loader

Group 4
Concrete Handworking by any method or means
Industrial Pipefitter
Installer of Subsurface Instrumentation, Monitoring Wells, or Points, Remediation Systems Installer

Group 5
Environmental, Remediation, Monitoring Well, Toxic Waste and Geotechnical Driller
Directional Boring Drill Operator/Horizontal Directional Boring Driller

Group 6
Boring System Electronic Tracking Locator/Horizontal Directional Drill Locator

STATE OF CALIFORNIA GRAY DAVIS, *GOVERNOR*

DEPARTMENT OF INDUSTRIAL RELATIONS
DIVISION OF LABOR STATISTICS & RESEARCH
455 Golden Gate Ave. 8th Floor
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ADDRESS REPLY TO:
P.O. Box 420603
San Francisco CA 94142-0603

September 1, 2003

IMPORTANT NOTICE TO 2003-2 CD RECIPIENTS
AWARDING BODIES AND ALL INTERESTED PARTIES
REGARDING CORRECTIONS IN THE DIRECTOR'S GENERAL PREVAILING WAGE DETERMINATION

CRAFT: Modular Furniture Installer (Carpenter) (pg. 4A)
DETERMINATION: SC-23-31-16-2003-2
LOCALITY: All Localities within Imperial, Inyo, Kern, Los Angeles, Mono, Orange, Riverside, San Bernardino, San Diego, San Luis Obispo, Santa Barbara, and Ventura Counties.

- *The contract provisions for **Holiday, Scope of Work, and Travel and Subsistence** published in the CD 2003-2 are unavailable; to obtain the provisions please visit our website @ http://www.dir.ca.gov/DLSR/PWD/Southern.html or contact the prevailing wage unit @ 415-703-4774.*

STATE OF CALIFORNIA GRAY DAVIS, *GOVERNOR*

DEPARTMENT OF INDUSTRIAL RELATIONS
DIVISION OF LABOR STATISTICS & RESEARCH
455 Golden Gate Avenue, 8th Floor
San Francisco, CA 94102

ADDRESS REPLY TO:
P.O. Box 420603
San Francisco CA 94142-0603

September 1, 2003

IMPORTANT NOTICE TO AWARDING BODIES & ALL INTERESTED PARTIES REGARDING A *CORRECTION* TO THE GENERAL PREVAILING WAGE APPRENTICE SCHEDULES

FOR THE CRAFT OF APPRENTICE FIELD SURVEYOR

Dear Public Official/Other Interested Parties:

CRAFT: Field Surveyor: Chainman/Rodman
DETERMINATION: IMP-2003-2, INY-2003-2, KER-2003-2, LOS-2003-2, MON-2003-2, ORA-2003-2, RIV-2003-2, SBR-2003-2, SDI-2003-2, SLO-2003-2, STB-2003-2, and VEN-2003-2
LOCALITIES: All localities within Imperial, Inyo, Kern, Los Angeles, Mono, Orange, Riverside, San Bernardino, San Diego, San Luis Obispo, Santa Barbara, and Ventura Counties.

- ***The* "FULL*" under the pension contribution column for 1st and 2nd period apprentice for the above named crafts/classifications is incorrect. There should be no pension contribution for 1st and 2nd period apprentice.***

With the exception of this correction, all of the wage rates and other conditions found the General Prevailing Wage Apprentice Schedules 2003-2 remains in effect.

STATE OF CALIFORNIA GRAY DAVIS, *GOVERNOR*

DEPARTMENT OF INDUSTRIAL RELATIONS
DIVISION OF LABOR STATISTICS & RESEARCH
455 Golden Gate Ave. 8th Floor
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P.O. Box 420603
San Francisco CA 94142-0603

September 1, 2003

**IMPORTANT NOTICE TO 2003-2 CD RECIPIENTS,
AWARDING BODIES AND ALL INTERESTED PARTIES
REGARDING CORRECTIONS TO
THE DIRECTOR'S GENERAL PREVAILING WAGE DETERMINATIONS**

CRAFT/CLASSIFICATION: Drywall Installer/Lather (Carpenter) and Stocker/Scrapper (pg. 23)
DETERMINATIONS: SD-31-X-41-2003-2 and SD-31-X-41-2003-1A
LOCALITY: All Localities within San Diego County

- *Determinations SD-31-X-41-2003-1 and SD-31-X-41-2002-1A, which are published in the 2003-2 CD are incorrect. To obtain the correct determinations please visit our website at http://www.dir.ca.gov/dlsr/pwd/SanDiego.html or contact the Prevailing Wage Unit at 415-703-4774.*

STATE OF CALIFORNIA GRAY DAVIS, *GOVERNOR*

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San Francisco CA 94142-0603

September 1, 2003

**IMPORTANT NOTICE TO 2003-2 CD RECIPIENTS,
AWARDING BODIES AND ALL INTERESTED PARTIES
REGARDING CORRECTIONS IN THE DIRECTOR'S GENERAL PREVAILING WAGE DETERMINATIONS**

CRAFT: Parking and Highway Improvement (Striping, Slurry and Seal Coat Operations-Laborer (18E)
DETERMINATION: SC-23-102-6-2003-1
LOCALITY: All Localities within Imperial, Inyo, Kern, Los Angeles, Mono, Orange, Riverside, San Bernardino, San Diego, San Luis Obispo, Santa Barbara, and Ventura Counties.

- *The link to the determination and the increase for the craft of **Parking and Highway Improvement (Striping, Slurry and Seal Coat Operations-Laborer** for San Diego county published on the CD 2003-2 cannot be opened. To obtain the determination and increase please visit our website @ http://www.dir.ca.gov/dlsr/pwd/SanDiego.html or contact the prevailing wage unit @ 415-703-4774.*

STATE OF CALIFORNIA GRAY DAVIS, *GOVERNOR*

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September 1, 2003

IMPORTANT NOTICE TO 2003-2 CD RECIPIENTS, AWARDING BODIES AND ALL INTERESTED PARTIES REGARDING CORRECTIONS IN THE DIRECTOR'S GENERAL PREVAILING WAGE DETERMINATIONS

The determination number published in the 2003-2 CD for the Journeyman County Determinations (Subtrades) in Butte, San Benito, and San Bernardino Counties and the Apprentice County Schedules (Subtrades) in King and Sutter Counties are showing an incorrect determination number of BUT-2003-1, SBE-2003-1, SBR-2003-1, KIN-2003-1, and SUT-2003-1 respectively. The correct determination number should be BUT-2003-2, SBE-2003-2, SBR-2003-2, KIN-2003-2, and SUT-2003-2.

With the exception of these corrections, all of the wage rates and other conditions published in the 2003-2 CD for the above named counties remain in effect.

STATE OF CALIFORNIA GRAY DAVIS, *GOVERNOR*

DEPARTMENT OF INDUSTRIAL RELATIONS
OFFICE OF THE DIRECTOR
455 Golden Gate Avenue, 10th Floor
San Francisco, CA 94102

ADDRESS REPLY TO:
P.O. Box 420603
San Francisco CA 94142-0603

September 26, 2003

NOTICE REGARDING CORRECTION OF THE ADVISORY SCOPE OF WORK FOR THE NORTHERN CALIFORNIA *ASBESTOS WORKER, HAZARDOUS MATERIAL HANDLER MECHANIC* GENERAL PREVALING WAGE DETERMINATION

The following type work listed below, which is part of the ***Abatement Agreement between the International Association of Heat and Frost Insulators and Asbestos Workers Local 16 and the Northern California Chapter, Inc. Western Insulation Contractors Association and Individual Abatement Contractors,*** is not recognized by the Department of Industrial Relations in the August 22, 2003 issuance of the Northern California *Asbestos Worker, Hazardous Material Handler Mechanic*, determination **NC-3-16-3-2003-1**.

- Lead and Mold Abatement

This type of work **SHALL NOT** apply to the *Asbestos Worker, Hazardous Material Handler Mechanic* classification. The minimum rate of pay for this type of work shall be that of the appropriate construction crafts/classifications published in the Director's General Prevailing Wage Determinations.

STATE OF CALIFORNIA GRAY DAVIS, *GOVERNOR*

DEPARTMENT OF INDUSTRIAL RELATIONS
DIVISION OF LABOR STATISTICS & RESEARCH
455 Golden Gate Avenue, 8th Floor
San Francisco, CA 94102

ADDRESS REPLY TO:
P.O. Box 420603
San Francisco CA 94142-0603

November 13, 2003

IMPORTANT NOTICE TO INTERESTED PARTIES REGARDING THE MODIFICATION OF PREDETERMINED CHANGES TO THE DIRECTOR'S GENERAL PREVAILING WAGE DETERMINATIONS

The following are the modifications of the predetermined wage increases for the crafts listed below.

Localities: Imperial and San Diego Counties
Determination: IMP-2003-2 and SDI-2003-2
Craft: Bricklayer

- **Effective on November 1, 2003**, there was a $1.00 increase to the Basic Hourly Rate and $0.50 to the Pension, instead of $1.50 to the Basic Hourly Rate.

Localities: Imperial and San Diego Counties
Determination: IMP-2003-2 and SDI-2003-2
Craft/Classifications[1]: Electrician: Inside Wireman, Technician, Cable Splicer, Tunnel Wireman, and Tunnel Cable Splicer.

- **Effective on December 1, 2003**, there will be a $0.80 increase to the Health & Welfare applicable to all shifts.

Localities: Inyo, Kern, Los Angeles, Mono, Orange, Riverside, San Bernardino, San Luis Obispo, Santa Barbara, and Ventura Counties
Determination: INY-2003-2, KER-2003-2, LOS-2003-2, MON-2003-2, ORA-2003-2, RIV-2003-2, SBR-2003-2, SLO-2003-2, STB-2003-2, and VEN-2003-2
Craft/Classification: Electrician: Communication & System Installer, Communication & System Technician, and Sound Electrician

The predetermined wage increase effective on December 1, 2003, has been modified as follows and applies to all shifts.

- $0.90 to Health & Welfare
- $0.45 to Pension
- $0.05 to Training

[1] Includes electrical projects of more than $500,000 in Imperial County.

STATE OF CALIFORNIA
DEPARTMENT OF INDUSTRIAL RELATIONS
DIVISION OF LABOR STATISTICS & RESEARCH
455 Golden Gate Avenue, 8th Floor
San Francisco, CA 94102

GRAY DAVIS, *GOVERNOR*

ADDRESS REPLY TO:
P.O. Box 420603
San Francisco CA 94142-0603

IMPORTANT NOTICE TO AWARDING BODIES
AND ALL INTERESTED PARTIES
REGARDING A CHANGE TO THE
DIRECTOR'S GENERAL PREVAILING WAGE DETERMINATIONS

INTERIM DETERMINATION FOR THE CRAFT OF #CARPENTER: ASSISTANT TENDER (DIVER'S)

Interim Determination: SC-23-31-2-2003-1A
Issue Date: November 13, 2003
Expiration Date of Determination: June 30, 2004**. The rate to be paid for work performed after this date has been determined. If work will extend past this date, the new rate must be paid and should be incorporated in contracts entered into now. Contact the Division of Labor Statistics and Research for specific rates at (415) 703-4774.

Locality: All localities within Imperial, Inyo, Kern, Los Angeles, Mono, Orange, Riverside, San Bernardino, San Luis Obispo, Santa Barbara, and Ventura counties.

The Assistant Tender classification was inadvertently omitted from the Southern California Carpenter's prevailing wage determination, SC-23-31-2-2003-1 (Page 4), issued on August 22, 2003. The wage rates below apply to Areas 1 and 2.

	Employer Payments					Straight-Time		Overtime Hourly Rate		
Classification	Basic Hourly Rate	Health and Welfare	Pension	Vacation and Holiday	Training	Hours	Total Hourly Rate	Daily	Saturday	Sunday/ Holiday
Assistant Tender (Diver's)	$29.93	$2.95	$1.11	$2.92[a]	$0.40	8	$37.31	$52.275	$52.275[b]	$67.24

# Indicates an apprenticeable craft. For apprentice rates, please refer to the General Prevailing Wage Apprentice Schedules.
a) Includes an amount for supplemental dues.
b) Saturdays in the same work week may be worked at straight-time rates if a job is shut down during the normal work week due to inclement weather, major mechanical breakdown or lack of materials beyond the control of the employer.

This interim prevailing wage determination applies to public works projects advertised for bids on or after November 23, 2003.

STATE OF CALIFORNIA Arnold Schwarzenegger, *Governor*

DEPARTMENT OF INDUSTRIAL RELATIONS
Division of Labor Statistics and Research
455 Golden Gate Avenue, 8th Floor
San Francisco, CA 94102

MAILING ADDRESS:
P. O. Box 420603
San Francisco, CA 94142-0603

IMPORTANT NOTICE TO AWARDING BODIES AND ALL INTERESTED PARTIES
REGARDING CHANGES IN THE DIRECTOR'S GENERAL PREVAILING WAGE DETERMINATIONS

INTERIM DETERMINATION FOR THE CRAFT OF #PLUMBER

Locality: Contra Costa County
Issue Date: December 3, 2003
Expiration date of determination: June 30, 2004** The rate to be paid for work performed after this date has been determined. If work will extend past this date, the new rate must be paid and should be incorporated in contracts entered into now. Contact the Division of Labor Statistics and Research for specific rates at (415) 703-4774.

		EMPLOYER PAYMENTS				STRAIGHT-TIME		OVERTIME HOURLY RATE		
Classification	Basic Hourly Rate[a]	Health and Welfare	Pension	Vacation/ Holiday	Training	Hours	Total Hourly Rate	Daily	Saturday	Sunday/ Holiday
Plumber, Pipefitter, Refrigeration Fitter (HVAC)	35.06	8.35	8.09	-	.85	8	52.35	69.88[b]	69.88[b]	87.41
Service Technician	34.17	8.35	8.09	-	.85	8	51.46	68.545	68.545[c]	68.545

Note: This interim determination is applicable to public works projects advertised for bids on or after December 13, 2003.

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[a] Includes an amount for Dues Check-Off.
[b] Rate applies to the first 2 daily overtime hours and the first 10 hours worked on Saturday, all other overtime is paid at the Sunday/Holiday rate.
[c] Saturday may be paid at straight-time if the work week is Tuesday through Saturday.

STATE OF CALIFORNIA Arnold Schwarzenegger, *Governor*

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IMPORTANT NOTICE TO AWARDING BODIES AND ALL INTERESTED PARTIES
REGARDING CHANGES IN THE DIRECTOR'S GENERAL PREVAILING WAGE DETERMINATIONS

INTERIM DETERMINATION FOR THE CRAFT OF BRICK TENDER

Locality: San Diego County
Issue Date: December 3, 2003
Expiration date of determination: October 31, 2004** The rate to be paid for work performed after this date has been determined. If work will extend past this date, the new rate must be paid and should be incorporated in contracts entered into now. Contact the Division of Labor Statistics and Research for specific rates at (415) 703-4774.

		EMPLOYER PAYMENTS					STRAIGHT-TIME		OVERTIME HOURLY RATE		
Classification[1]	Basic Hourly Rate	Health and Welfare	Pension	Vacation / Holiday	Training	Other[2]	Hours	Total Hourly Rate	Daily	Saturday[3]	Sunday/ Holiday
Brick Tender	20.48	3.15	3.16	2.00	0.10	.70	8	29.59	39.83	39.83	39.83
Trainee 1st Period (0-375 hours)	10.24	3.15	-	-	-	.70	8	14.09	19.21	19.21	19.21
Trainee 2nd Period (376-750 hours)	11.26	3.15	-	-	-	.70	8	15.11	20.74	20.74	20.74
Trainee 3rd Period (751-1125 hours)	12.29	3.15	-	-	-	.70	8	16.14	22.285	22.285	22.285
Trainee 4th Period (1126-1500 hours)	13.31	3.15	-	-	-	.70	8	17.16	23.815	23.815	23.815
Trainee 5th Period (1501-1875 hours)	14.34	3.15	-	2.00	-	.70	8	20.19	27.36	27.36	27.36
Trainee 6th Period (1876-2250 hours)	15.36	3.15	-	2.00	-	.70	8	21.21	28.89	28.89	28.89
Trainee 7th Period (2251-2635 hours)	16.38	3.15	-	2.00	-	.70	8	22.23	30.42	30.42	30.42
Trainee 8th Period (2636-3000 hours)	17.41	3.15	3.16	2.00	-	.70	8	26.42	35.125	35.125	35.125

Note: This interim determination is applicable to public works projects advertised for bids on or after December 13, 2003.

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1 Each employer will be allowed at least one Brick Tender Trainee. When two (2) or more Brick Tenders are employed on a project, one (1) may be a Brick Tender Trainee. When more than two (2) Brick Tenders are employed, a ratio of no more than 40% Brick Tender Trainees will be permitted.

2 Amount is for supplemental dues.

3 Work on Saturday is paid at the straight-time hourly rate unless the hours exceed 8 hours per day or 40 hours per week.

STATE OF CALIFORNIA
DEPARTMENT OF INDUSTRIAL RELATIONS
Division of Labor Statistics and Research
455 Golden Gate Avenue, 8th Floor
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Arnold Schwarzenegger, *Governor*

MAILING ADDRESS:
P.O. Box 420603
San Francisco, CA 94142-0603

SCOPE OF WORK PROVISION

FOR

BRICK TENDER:
BRICK TENDER
TRAINEE 1ST PERIOD (0 TO 375 HOURS)
TRAINEE 2ND PERIOD (376 TO 750 HOURS)
TRAINEE 3RD PERIOD (751 TO 1125 HOURS)
TRAINEE 4TH PERIOD (1126 TO 1500 HOURS)
TRAINEE 5TH PERIOD (1501 TO 1875 HOURS)
TRAINEE 6TH PERIOD (1876 TO 2250 HOURS)
TRAINEE 7TH PERIOD (2251 TO 2635 HOURS)
TRAINEE 8TH PERIOD (2636 TO 3000 HOURS)

IN

San Diego County

102-89-2

BRICK, BLOCK AND STONE MASON TENDERS

AGREEMENT

Between

LABORERS' INTERNATIONAL UNION OF NORTH AMERICA

LOCAL NO. 89

And the

MASONRY CONTRACTORS ASSOCIATION OF SAN DIEGO

AND IMPERIAL COUNTIES, INC.

May 1, 2002 through April 30, 2005

RECEIVED
Department of Industrial Relations
OCT 14 2003
Div. of Labor Statistics & Research
Chief's Office

Any Employer signing this Agreement in the capacity of a Contractor must hold a current C-29 California State Contractors License which permits such Contractor to perform Masonry Work covered by this Agreement, with the exception of Federal Government Projects not requiring a Contractors License.

DEFINITIONS

"Member of the "MCA" means Employer who is a member of the Masonry Contractors Association of San Diego and Imperial Counties, Inc.

"Independent Employer" means Employer who signs the Brick, Block and Stone Mason Tenders Short Form Agreement agreeing to abide by the terms and conditions of this Agreement.

"Employer" means all Employers bound to or signatory to this Agreement through delegation of their bargaining right to the MCA and all Employers who have independently become signatory to this Agreement by executing the Brick, Block and Stone Mason Tenders Short Form Agreement.

"Employee" means the employed person or persons, performing work covered by this Agreement within the recognized work jurisdiction of the Union, as such jurisdiction is defined in this Agreement.

"Subcontractor" means any person, firm or corporation that agrees under written or oral contract with the Employer or his subcontractor, to perform any work covered by this Agreement, including the operation of equipment, performance of labor, and the furnishing and installation of materials.

ARTICLE I
RECOGNITION AND JURISDICTION

A. The Employer recognizes the Union as the exclusive bargaining representative of all employees whenever employed in San Diego County, and San Clemente Island, California, performing any work within the jurisdiction of the Union as determined by the Laborers' International Union of North America. Persons employed by an Employer shall be hereinafter referred to as "Employee" or "Employees" when performing work as referred to above. This Agreement is a first assignment of the work, as set forth above.

B. The Union recognizes the MCA as the sole and exclusive bargaining representative of all Employers bound to or signatory to this Agreement.

C. The MCA will notify the Union, in writing, of additions and/or deletions of their Membership as such occur, throughout the life of this Agreement. Any Employer who may be dropped from said list will have the right to refuse to sign an Agreement as an Independent Employer.

D. The work jurisdiction covered by this Agreement shall include that work only which has been historically or traditionally or contractually assigned to members of the L.I.U.N.A. in the tending of Brick Masons, including unloading, mixing, handling, and transporting of all material used by the Brick Masons by any mode or method, including forklift and conveyer belt or transporting of

all material used by the Brick Mason from the final point of delivery to the mechanic, whether done manually or by machinery (semi-automatic hoist, grout or mortar mixing or pumping machine) or equipment devised to replace the wheelbarrow or buggy; the unloading, erecting, dismantling, moving of scaffolds; the starting, stopping, fueling, oiling, cleaning, operating and maintenance of all mixers, mortar and grout pump, except for major repair, the handling of grout hoses while grouting, loaders for clean up, and other devices on job site under the directions of the Employer, or his Representative.

E. **DUTIES OF A BRICK TENDER:**

The handling of brick, mortar, or any other materials, to serve the Brick, Block and Stone or Adobe Mason in any capacity, is the work of the Mason Tenders; building, planking, and dismantling of scaffolds, regardless of height; mixing and tempering mortar, job site mixing of grout for reinforced walls, vibrating or grout in reinforced walls, and cleaning up after the Mason Tender. When foundation work is done by a Masonry Contractor, the terms and provisions of this Agreement shall apply.

After the material has been prepared, tending shall include the supplying and transporting of said material and other materials to such mechanics by bucket, hod, wheelbarrow, buggy, forklift, grout pump, or any other motorized unit used for such purpose.

F. All work performed in the Employer's warehouses, shops, or yards, which have been particularly provided or set up to handle work in connection with a job or project covered by the terms of this Agreement, and all of the production or fabrication of materials by the Contractor, or Sub-contractor, for use on the project, shall be subject to the terms and conditions of this Agreement.

G. That if the Employer, Party hereto, shall sub-contract work as defined herein, provisions shall be made in said subcontract for the observance by said subcontractors of the terms of this Agreement.

H. That a Sub-contractor is defined as any person, firm, or corporation who agrees under the General Contractor or his Sub-contractor to perform on the job site any part or portion of the work covered by the Contract, including performance of labor. It is understood and agreed that if the Employer, Party hereto, shall subcontract work as defined herein, provisions shall be made in said sub-contract for the observance of the provisions of this Agreement by the Sub-contractor. The General Contractor shall in every way be responsible for the adherence to the terms of this Agreement by his Sub-contractors.

I. That the Employer, and his Sub-contractor, subject to the terms of this Article I, shall be wholly unrestricted in the purchase of all materials, supplies and equipment. The Employer, and his Sub-contractor, shall make every reasonable effort to avoid the use of materials, supplies or equipment that will tend to cause any discord or disturbance on the project.

J. Neither the Contractor nor any of its subcontractors shall perform any work with employees at the site, which comes within the recognized jurisdiction of the Brick Masons unless the Contractor and/or Subcontractor are signed to an appropriate current Labor Agreement with the Brick Masons. (This provision shall be null and void if the Brick Mason's Union does not have a similar clause in their Agreement).

STATE OF CALIFORNIA
DEPARTMENT OF INDUSTRIAL RELATIONS
Division of Labor Statistics and Research
455 Golden Gate Avenue, 8th Floor
San Francisco, CA 94102

Arnold Schwarzenegger, *Governor*

MAILING ADDRESS:
P.O. Box 420603
San Francisco, CA 94142-0603

HOLIDAY PROVISION

FOR

BRICK TENDER:
BRICK TENDER
TRAINEE 1ST PERIOD (0 TO 375 HOURS)
TRAINEE 2ND PERIOD (376 TO 750 HOURS)
TRAINEE 3RD PERIOD (751 TO 1125 HOURS)
TRAINEE 4TH PERIOD (1126 TO 1500 HOURS)
TRAINEE 5TH PERIOD (1501 TO 1875 HOURS)
TRAINEE 6TH PERIOD (1876 TO 2250 HOURS)
TRAINEE 7TH PERIOD (2251 TO 2635 HOURS)
TRAINEE 8TH PERIOD (2636 TO 3000 HOURS)

IN

San Diego County

102-89-2

BRICK, BLOCK AND STONE MASON TENDERS

AGREEMENT

Between

LABORERS' INTERNATIONAL UNION OF NORTH AMERICA

LOCAL NO. 89

And the

MASONRY CONTRACTORS ASSOCIATION OF SAN DIEGO

AND IMPERIAL COUNTIES, INC.

May 1, 2002 through April 30, 2005

RECEIVED
Department of Industrial Relations
OCT 14 2003
Div. of Labor Statistics & Research
Chief's Office

B. Multiple Shifts:

When so elected by the Employer, multiple shifts may be worked for five (5) or more consecutive days, provided that the Union is notified twenty-four (24) hours in advance of the effective date of the starting of such multiple-shifts operation.

On multiple storied buildings the work shifts shall begin and end at street level.

If the Employer elects to work the day shift between 6:40 a.m. and 4:30 p.m., that shift shall work eight (8) consecutive hours, exclusive of lunch period, and other shifts shall work seven (7) consecutive hours, exclusive of lunch period, for which working time workmen on each shift shall receive eight (8) hours pay at straight time rates, Mondays through Fridays. On projects where only two shifts are worked, the Employer may regulate the starting time of the two-shift operation to permit maximum utilization of daylight hours, and each shift shall work seven and one-half (7-1/2) hours, exclusive of lunch period, for which working time workmen on each shift shall receive eight (8) hours pay at straight time rates, Mondays through Fridays.

C. Special Shifts:

It is agreed that the Employer and the Union may mutually agree upon different starting or quitting times for any of the above mentioned shift arrangements.

D. Any workman, reporting for work at the regular starting time and for whom no work is provided, shall receive pay for two (2) hours at the stipulated rate for reporting unless he has been notified before the end of his preceding shift not to report, and any employee who reports for work and for whom work is provided shall receive not less than one-half (1/2) day's pay, and if more than one-half (1/2) day is worked in any one day, shall receive not less than a full day's pay, therefore, unless prevented from working for reasons beyond the control of the Employer, including but not limited by such factors as inclement weather, completion of the operation before the end of the day, during which time workmen are not requested to, or required to, remain on the job by the Employer, or his Agent.

E. Make Up Day:

Where the regular employee lacks the necessary hours to complete his forty (40) hours in any one week, on a voluntary basis, the employee may work up to an eight (8) hour straight time shift on Saturday. The make-up day shall apply to special or multiple shift arrangements.

F. Holidays: **The following are recognized Holidays:**

NEW YEAR'S DAY	**PRESIDENT'S DAY**
MEMORIAL DAY	**INDEPENDENCE DAY**
LABOR DAY	**VETERAN'S DAY**
THANKSGIVING DAY	**CHRISTMAS DAY**

If any of the recognized Holidays should fall on Sunday, the Monday following shall be considered a recognized Holiday. The Monday before a Holiday falling on a Tuesday and the Friday following a Holiday falling on a Thursday shall be considered a recognized Holiday under this agreement. For the purpose of this agreement, Sunday is considered a Holiday. The overtime rate of pay shall apply to all Holidays.

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Division of Labor Statistics and Research
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Arnold Schwarzenegger, *Governor*

MAILING ADDRESS:
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San Francisco, CA 94142-0603

TRAVEL AND SUBSISTENCE PROVISION

FOR

BRICK TENDER:
BRICK TENDER
TRAINEE 1ST PERIOD (0 TO 375 HOURS)
TRAINEE 2ND PERIOD (376 TO 750 HOURS)
TRAINEE 3RD PERIOD (751 TO 1125 HOURS)
TRAINEE 4TH PERIOD (1126 TO 1500 HOURS)
TRAINEE 5TH PERIOD (1501 TO 1875 HOURS)
TRAINEE 6TH PERIOD (1876 TO 2250 HOURS)
TRAINEE 7TH PERIOD (2251 TO 2635 HOURS)
TRAINEE 8TH PERIOD (2636 TO 3000 HOURS)

IN

San Diego County

102-89-2

BRICK, BLOCK AND STONE MASON TENDERS

AGREEMENT

Between

LABORERS' INTERNATIONAL UNION OF NORTH AMERICA

LOCAL NO. 89

And the

MASONRY CONTRACTORS ASSOCIATION OF SAN DIEGO

AND IMPERIAL COUNTIES, INC.

May 1, 2002 through April 30, 2005

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Chief's Office

13. Failure to abide by the decision of the Joint Committee or an Arbitrator.
14. Failure to replace depleted cash and/or surety bond, immediately.

ARTICLE XIX
EMPLOYEE'S RIGHTS

A. Workmen and/or Employers shall not be required to sign or execute any documents other than those which they are required to sign or by the terms of this Article.

B. An Employee shall be required to execute a release and/or waiver or wage lien if the Employee is paid in full in cash or by certified check by his Employer. An Employee who is paid in a manner other than cash or certified check has the option to execute, or refuse to execute, a release and/or waiver of wage lien. No Employee who is paid in a manner other than cash or certified check shall be terminated or discriminated against by the Employer if such Employee refuses to execute a release and/or waiver of wage lien.

C. It shall not be a breach or violation of this Agreement for workmen singly or collectively to refuse to continue working on a job where a demand violates of Section A or Section B of this Article has been made.

D. If an Employee uses his own truck or motor vehicle to transport material or equipment for the Employer, or in any way uses said truck or motor vehicle for the benefit of the Employer and his business, said Employer shall be required to pay the Employee not less than Thirty Dollars ($30.00) per day for the use of said truck or vehicle for each day or portion thereof. (Personal hand tools are an exception.)
Neither shall it be a breach or violation of this Agreement for the Union to decline to allow workmen to continue working on and/or to decline to refer workmen to a job or project where a demand violation of Section A or Section B of this Article has been made, notwithstanding the provisions of Article IX B, No Strike Clause.

ARTICLE XX
MISCELLANEOUS

No workmen shall be allowed to contract for labor and/or materials unless he is a C-29 licensed contractor of the State of California.

ARTICLE XXI
STEWARD

A. The Craft Steward shall be a working Employee, appointed by the Union, who shall, in addition to his work as a Mason Tender, be permitted to perform during working hours such of his Union duties as cannot be performed at other times. The Union agrees that such duties shall be performed as expeditiously as possible and the Employers agree to allow a reasonable time for performance of his proper Union assigned duties. The Union shall notify the Employer, or his Representative, in writing, of the appointment of each Craft Steward. It is recognized by the Employer that the Steward shall remain on the job as long as there is work in a classification, which he performs capably, except that the Employer shall not be required to retain the Steward in

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San Francisco, CA 94142-0603

January 14, 2004

IMPORTANT NOTICE TO
AWARDING BODIES AND ALL INTERESTED PARTIES
REGARDING THE DIRECTOR'S
GENERAL PREVAILING WAGE APPRENTICE SCHEDULES

CRAFT: Apprentice Elevator Constructor
SCHEDULE: APP-62-X-1-2003-1 and APP-62-X-1-2002-1

The link in the Northern California Basic Trades Apprentice Schedules page for Elevator Constructor was inadvertently omitted from the 2002-2, 2003-1, and 2003-2 General Prevailing Wage Apprentice Schedules. To obtain the above named schedules, please visit our website @ http://www.dir.ca.gov/DLSR

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January 21, 2004

IMPORTANT NOTICE TO AWARDING BODIES AND OTHER INTERESTED PARTIES REGARDING THE MODIFICATION OF PREDETERMINED INCREASES TO THE DIRECTOR'S GENERAL PREVAILING WAGE DETERMINATIONS

Dear Public Official/Other Interested Party:

The following are the **modifications** of predetermined increases for the following craft(s) or classification(s) listed below:

CRAFT: Carpet, Linoleum
CLASSIFICATION(s): Floor Preparation Worker; Floor Preparation Worker Trainee, First 6 Months through Eighth 6 Months; Floor Covering Handler; and Floor Covering Handler Trainee, First 3 Months through Second 3 Months
LOCALITIES: Alameda, Contra Costa, Lake, Marin, Mariposa, Mendocino, Merced, Monterey, Napa, San Benito, San Francisco, San Mateo, Santa Clara, Santa Cruz, Solano, and Sonoma Counties
DETERMINATION(s): ALA-2003-2, CON-2003-2, LAK-2003-2, MAR-2003-2, MAP-2003-2, MEN-2003-2, MER-2003-2, MTY-2003-2, NAP-2003-2, SBE-2003-2, SFR-2003-2, SMA-2003-2, STC-2003-2, STZ-2003-2, SOL-2003-2, and SON-2003-2

- Effective July 1, 2004 and January 1, 2005, there will be no predetermined increases applicable to the classifications listed above. Therefore, the rates listed on the above determinations for these classifications will remain in effect until superseded by new determinations issued by the Director of Industrial Relations.

CRAFT: Plumber
CLASSIFICATION(s): Fire Sprinkler Fitter (Protection, and Control Systems, Overhead and Underground)
LOCALITIES: Alpine, Amador, Butte, Calaveras, Colusa, Del Norte, El Dorado, Fresno, Glenn, Humboldt, Inyo, Kern, Kings, Lake, Lassen, Los Angeles [a], Madera, Mariposa, Mendocino, Merced, Modoc, Mono, Monterey, Nevada, Orange [a], Placer, Plumas, Riverside, Sacramento, San Benito, San Bernardino [a], San Joaquin, San Luis Obispo, Santa Barbara, Santa Cruz, Shasta, Sierra, Siskiyou, Stanislaus, Sutter, Tehama, Trinity, Tulare, Tuolumne, Ventura [a], Yolo, and Yuba Counties
DETERMINATION(s): ALP-2003-2, AMA-2003-2, BUT-2003-2, CAL-2003-2, COL-2003-2, DEL-2003-2, ELD-2003-2, FRE-2003-2, GLE-2003-2, HUM-2003-2, INY-2003-2, KER-2003-2, KIN-2003-2, LAK-2003-2, LAS-2003-2, LOS-2003-2, MAD-2003-2, MAR-2003-2, MEN-2003-2, MER-2003-2, MOD-2003-2, MON-2003-2, MTY-2003-2, NEV-2003-2, ORA-2003-2, PLA-2003-2, PLU-2003-2, RIV-2003-2, SAC-2003-2, SBE-2003-2, SBR-2003-2, SJO-2003-2, SLO-2003-2,

[a] Applies to classification with footnote "AL" for Los Angeles and Orange; "AH" for San Bernardino; and "AI" for Ventura.

STB-2003-2, STZ-2003-2, SHA-2003-2, SIE-2003-2, SIS-2003-2, STA-2003-2, SUT-2003-2, TEH-2003-2, TRI-2003-2, TUL-2003-2, TUO-2003-2, VEN-2003-2, YOL-2003-2, and YUB-2003-2.

- The predetermined wage increase of $4.55 effective on April 1, 2004, has been reduced to $1.25.

CRAFT: Plumber
CLASSIFICATION(s): Fire Sprinkler Fitter (Protection, and Control Systems, Overhead and Underground)
LOCALITIES: San Diego County
DETERMINATION(s): SDI-2003-2

- The predetermined wage increase of $3.80 effective on April 1, 2004, has been reduced to $1.25.

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February 10, 2004

IMPORTANT NOTICE TO AWARDING BODIES
AND OTHER INTERESTED PARTIES
REGARDING THE MODIFICATION OF PREDETERMINED INCREASES
TO THE DIRECTOR'S GENERAL PREVAILING WAGE DETERMINATIONS

Dear Public Official/Other Interested Party:

The following is the **modification** of the predetermined increase for the following craft(s) or classification(s) listed below.

- **Craft:** Electrician
- **Classification(s):** Inside Wireman, Technician, Cable Splicer, and Heliarc Welding
- **Localities:** Kern County
- **Determination(s):** KER-2003-2

Effective June 1, 2004, the predetermined increase applicable to the classifications (all shifts) listed above will be $0.60 allocation to wages and/or fringe benefits.

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February 10, 2004

IMPORTANT NOTICE TO AWARDING BODIES
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TO THE DIRECTOR'S GENERAL PREVAILING WAGE DETERMINATIONS

Dear Public Official/Other Interested Party:

The following is the **modification** of the predetermined increases for the following craft(s) or classification(s) listed below.

- **Craft:** Electrician
- **Classification(s):** Inside Wireman (For electrical jobs of $50,000 or less)
- **Localities:** Inyo and Mono Counties
- **Determination(s):** INY-2003-2 and MON-2003-2

Effective June 1, 2004, and June 1, 2005, there will be no predetermined increases applicable to the classification listed above.