\*\*\*\*\*\* THIS WAGE DETERMINATION WAS REPLACED 06/05/2007 \*\*\*\*\*\* 05-2573 WV, STATEWIDE

WAGE DETERMINATION NO: 05-2573 REV (02)

AREA: WV, STATEWIDE

HEALTH AND WELFARE LEVEL - INSURANCE ONLY \*\*OTHER WELFARE LEVEL WD:05-2574

REGISTER OF WAGE DETERMINATIONS UNDER THE SERVICE CONTRACT ACT By direction of the Secretary of Labor

U.S. DEPARTMENT OF LABOR EMPLOYMENT STANDARDS ADMINISTRATION WAGE AND HOUR DIVISION WASHINGTON D. C. 20210

Wage Determination No.: 2005-2573

Revision No.: 2

William W. Gross Division of Wage Determinations

Director

Date Of Revision: 12/08/2006

States: Kentucky, Ohio, West Virginia

Area: Kentucky Counties of Boyd, Carter, Elliott, Floyd, Greenup, Johnson, Lawrence,

Lewis, Magoffin, Martin, Pike Ohio Counties of Monroe, Morgan, Noble, Washington

West Virginia - All Counties except: Berkeley, Jefferson Note: West Virginia include all counties except Berkeley and Jefferson counties.

## \*\*Fringe Benefits Required Follow the Occupational Listing\*\*

OCCUPATION CODE - TITLE	MINIMUM	WAGE	RATE
OCCUPATION CODE - TITLE  01000 - Administrative Support And Clerical Occupations 01011 - Accounting Clerk I 01012 - Accounting Clerk II 01013 - Accounting Clerk III 01020 - Administrative Assistant 01040 - Court Reporter 01051 - Data Entry Operator I 01052 - Data Entry Operator II 01060 - Dispatcher, Motor Vehicle 01070 - Document Preparation Clerk 01090 - Duplicating Machine Operator 01111 - General Clerk I 01112 - General Clerk II 01113 - General Clerk III 01113 - General Clerk III 01120 - Housing Referral Assistant 01141 - Messenger Courier 01191 - Order Clerk I 01192 - Order Clerk II 01192 - Order Clerk II 01261 - Personnel Assistant (Employment) I 01262 - Personnel Assistant (Employment) III 01263 - Personnel Assistant (Employment) III	MINIMUM		RATE  11. 96 18. 04 20. 19 16. 51 18. 66 10. 87 12. 18 14. 02 11. 14 11. 19 10. 56 12. 02 13. 50 14. 85 9. 11 9. 30 11. 05 12. 32 15. 43 17. 34 17. 37
01280 - Receptionist 01290 - Rental Clerk 01300 - Scheduler, Maintenance 01311 - Secretary I			9. 04 11. 99 11. 99
01312 - Secretary II 01313 - Secretary III 01320 - Service Order Dispatcher 01410 - Supply Technician 01420 - Survey Worker			13. 41 14. 63 13. 19 16. 51 13. 41
01531 - Travel Clerk I 01532 - Travel Clerk II 01533 - Travel Clerk III			11, 21 11, 96 12, 75

01611 - Word Processor I		11. 19
01612 - Word Processor II		12. 57
01613 - Word Processor III		14. 05
05000 - Automotive Service Occupations 05005 - Automobile Body Repairer, Fiberglass		15. 24
05010 - Automobile body Repairer, Fibergiass		14. 52
05040 - Automotive Glass Installer		14. 02
05070 - Automotive Worker		14.02
05110 - Mobile Equipment Servicer		12.99
05130 - Motor Equipment Metal Mechanic		15.03
05160 - Motor Equipment Metal Worker		14. 02
05190 - Motor Vehicle Mechanic	* .	15. 03 12. 44
05220 - Motor Vehicle Mechanic Helper 05250 - Motor Vehicle Upholstery Worker		13. 53
05280 - Motor Vehicle Wrecker		14. 02
05310 - Painter, Automotive		14.52
05340 - Radiator Repair Specialist		14.02
05370 - Tire Repairer		12. 55
05400 - Transmission Repair Specialist		15.04
07000 - Food Preparation And Service Occupations		9. 39
07010 - Baker 07041 - Cook I		8. 93
07042 - Cook II		9. 66
07070 - Dishwasher		7.16
07130 - Food Service Worker		7. 30
07210 - Meat Cutter		10.64
07260 - Waiter/Waitress		7. 65
09000 - Furniture Maintenance And Repair Occupations 09010 - Electrostatic Spray Painter		14.72
09040 - Furniture Handler		11.58
09080 - Furniture Refinisher		14.72
09090 - Furniture Refinisher Helper		12.62
09110 - Furniture Repairer, Minor		13. 71 14. 72
09130 - Upholsterer 11000 - General Services And Support Occupations		14. 12
11030 - Cleaner, Vehicles		7.89
11060 - Elevator Operator		7. 99
11090 - Gardener		10.47
11122 - Housekeeping Aide		8. 43
11150 - Janitor		8. 82 8. 46
11210 - Laborer, Grounds Maintenance 11240 - Maid or Houseman		7. 36
11240 - Mard of Houseman 11260 - Pruner		7. 79
11270 - Tractor Operator		9.68
11330 - Trail Maintenance Worker		8.46
11360 - Window Cleaner		9. 25
12000 - Health Occupations		10, 93
12010 - Ambulance Driver 12011 - Breath Alcohol Technician		13. 66
12011 - Breath Arconol Technician 12012 - Certified Occupational Therapist Assistant		16.01
12015 - Certified Physical Therapist Assistant		16.01
12020 - Dental Assistant		12.02
12025 - Dental Hygienist		18.83
12030 - EKG Technician		16. 90 16. 90
12035 - Electroneurodiagnostic Technologist 12040 - Emergency Medical Technician		12. 02
12071 - Licensed Practical Nurse I		12. 18
12072 - Licensed Practical Nurse II		13.66
12073 - Licensed Practical Nurse III		15. 23
12100 - Medical Assistant		9. 93 13. 45
12130 - Medical Laboratory Technician 12160 - Medical Record Clerk		10. 77
12190 - Medical Record Technician		13. 54
12195 - Medical Transcriptionist		11.38
12210 - Nuclear Medicine Technologist		24. 30
12221 - Nursing Assistant I		8. 76 9. 86
12222 - Nursing Assistant II 12223 - Nursing Assistant III		10. 75
1220 Miliating Maatavaniv III		

12224 - Nursing Assistant IV	12.07
12235 - Optical Dispenser	13. 58
	11.02
12236 - Optical Technician	13. 41
12250 - Pharmacy Technician	12. 07
12280 - Phlebotomist	18. 27
12305 - Radiologic Technologist	18. 78
12311 - Registered Nurse I	22. 97
12312 - Registered Nurse II	22. 97
12313 - Registered Nurse II, Specialist	27. 79
12314 - Registered Nurse III	27. 79
12315 - Registered Nurse III, Anesthetist	
12316 - Registered Nurse IV	33. 32
12317 - Scheduler (Drug and Alcohol Testing)	15. 18
13000 - Information And Arts Occupations	
13011 - Exhibits Specialist I	14. 13
13012 - Exhibits Specialist II	17. 51
13013 - Exhibits Specialist III	21.41
13041 - Illustrator I	14. 13
13042 - Illustrator II	17. 51
13043 - Illustrator III	21.41
13047 - Librarian	19. 38
13050 - Library Aide/Clerk	7. 98
13054 - Library Information Technology Systems Administrator	18. 16
13058 - Library Technician	13. 41
13061 - Media Specialist I	12. 24
	13. 69
13062 - Media Specialist II	15. 26
13063 - Media Specialist III	13. 50
13071 - Photographer I	15. 10
13072 - Photographer II	18. 70
13073 - Photographer III	22. 88
13074 - Photographer IV	27. 68
13075 - Photographer V	12.63
13110 - Video Teleconference Technician	12.03
14000 - Information Technology Occupations	11 65
14041 - Computer Operator I	11.65
14042 - Computer Operator II	13.03
14043 - Computer Operator III	14. 52
14044 - Computer Operator IV	16. 14
14045 - Computer Operator V	18. 18
14071 - Computer Programmer I (1)	15. 53
14072 - Computer Programmer II (1)	19. 23
14073 - Computer Programmer III (1)	23. 54
14074 - Computer Programmer IV (1)	27. 62
14101 - Computer Systems Analyst I (1)	25. 60
14102 - Computer Systems Analyst II (1)	27. 62
14103 - Computer Systems Analyst III (1)	27. 62
14150 - Peripheral Equipment Operator	11.65
14160 - Personal Computer Support Technician	16. 14
15000 - Instructional Occupations	
15010 - Aircrew Training Devices Instructor (Non-Rated)	21.89
15020 - Aircrew Training Devices Instructor (Rated)	26.49
15030 - Air Crew Training Devices Instructor (Pilot)	29. 14
15050 - Computer Based Training Specialist / Instructor	22.34
15060 - Educational Technologist	22. 62
15070 - Flight Instructor (Pilot)	29. 14
15000 - Combin Artist	18. 11
15080 - Graphic Artist	16. 97
15090 - Technical Instructor 15095 - Technical Instructor/Course Developer	20. 75
	13. 69
15110 - Test Proctor	13. 69
15120 - Tutor	10.00
16000 - Laundry, Dry-Cleaning, Pressing And Related Occupations	8. 17
16010 - Assembler	8. 17
16030 - Counter Attendant	10. 36
16040 - Dry Cleaner	8. 17
16070 - Finisher, Flatwork, Machine	8. 17
16090 - Presser, Hand	8. 17
16110 - Presser, Machine, Drycleaning	8. 17
16130 - Presser, Machine, Shirts	0.11

16160 - Presser, Machine, Wearing Apparel, Laundry	8. 17
16190 - Sewing Machine Operator	11.08
16220 - Tailor	11.77
16250 - Washer, Machine	8. 85
19000 - Machine Tool Operation And Repair Occupations	
19010 - Machine-Tool Operator (Tool Room)	14. 72
19040 - Tool And Die Maker	16.80
21000 - Materials Handling And Packing Occupations	
21020 - Forklift Operator	13.91
21030 - Material Coordinator	17. 37
	17. 37
21040 - Material Expediter	9. 37
21050 - Material Handling Laborer	10. 71
21071 - Order Filler	13. 91
21080 - Production Line Worker (Food Processing)	12. 16
21110 - Shipping Packer	12. 16
21130 - Shipping/Receiving Clerk	10. 51
21140 - Store Worker I	14. 12
21150 - Stock Clerk	13. 91
21210 - Tools And Parts Attendant	13. 91
21410 - Warehouse Specialist	13. 91
23000 - Mechanics And Maintenance And Repair Occupations	01 50
23010 - Aerospace Structural Welder	21. 52
23021 - Aircraft Mechanic I	20. 59
23022 - Aircraft Mechanic II	21. 52
23023 - Aircraft Mechanic III	22. 25
23040 - Aircraft Mechanic Helper	16. 95
23050 - Aircraft, Painter	17. 81
23060 - Aircraft Servicer	18. 41
23080 - Aircraft Worker	19. 09
23110 - Appliance Mechanic	16. 19
23120 - Bicycle Repairer	12. 72
23125 - Cable Splicer	22. 37
23130 - Carpenter, Maintenance	16. 42
23140 - Carpet Layer	15. 63
23160 - Carpet Layer 23160 - Electrician, Maintenance	19. 70
23181 - Electronics Technician Maintenance I	12. 72
23182 - Electronics Technician Maintenance II	20. 25
23183 - Electronics Technician Maintenance III	21. 24
	14. 98
23260 - Fabric Worker	17. 53
23290 - Fire Alarm System Mechanic	15. 15
23310 - Fire Extinguisher Repairer	19. 94
23311 - Fuel Distribution System Mechanic	15. 50
23312 - Fuel Distribution System Operator	15. 63
23370 - General Maintenance Worker	
23380 - Ground Support Equipment Mechanic	20. 59
23381 - Ground Support Equipment Servicer	18. 41
23382 - Ground Support Equipment Worker	19.09
23391 - Gunsmith I	13.84
23392 - Gunsmith II	15.85
23393 - Gunsmith III	17.70
23410 - Heating, Ventilation And Air-Conditioning Mechanic	16.98
23411 - Heating, Ventilation And Air Contditioning Mechanic	(Research Facility)
17. 75	17.40
23430 - Heavy Equipment Mechanic	17. 42
23440 - Heavy Equipment Operator	17. 05
23460 - Instrument Mechanic	17. 86
23465 - Laboratory/Shelter Mechanic	16.87
23470 - Laborer	9. 37
23510 - Locksmith	16. 19
23530 - Machinery Maintenance Mechanic	
	19. 62
23550 - Machinist, Maintenance	19. 62 17. 52
23550 - Machinist, Maintenance 23580 - Maintenance Trades Helper	19. 62 17. 52 12. 94
23550 - Machinist, Maintenance 23580 - Maintenance Trades Helper	19. 62 17. 52 12. 94 17. 86
23550 - Machinist, Maintenance 23580 - Maintenance Trades Helper 23591 - Metrology Technician I 23592 - Metrology Technician II	19. 62 17. 52 12. 94 17. 86 18. 67
23550 - Machinist, Maintenance 23580 - Maintenance Trades Helper 23591 - Metrology Technician I 23592 - Metrology Technician II	19. 62 17. 52 12. 94 17. 86 18. 67 19. 30
23550 - Machinist, Maintenance 23580 - Maintenance Trades Helper 23591 - Metrology Technician I 23592 - Metrology Technician II 23593 - Metrology Technician III	19. 62 17. 52 12. 94 17. 86 18. 67 19. 30 19. 65
23550 - Machinist, Maintenance 23580 - Maintenance Trades Helper 23591 - Metrology Technician I 23592 - Metrology Technician II	19. 62 17. 52 12. 94 17. 86 18. 67 19. 30 19. 65 17. 02
23550 - Machinist, Maintenance 23580 - Maintenance Trades Helper 23591 - Metrology Technician I 23592 - Metrology Technician II 23593 - Metrology Technician III 23640 - Millwright	19. 62 17. 52 12. 94 17. 86 18. 67 19. 30 19. 65

23790 - Pipefitter, Maintenance 23810 - Plumber, Maintenance 23820 - Pneudraulic Systems Mechanic 23850 - Rigger 23870 - Scale Mechanic 23890 - Sheet-Metal Worker, Maintenance 23910 - Small Engine Mechanic 23931 - Telecommunications Mechanic I 23932 - Telecommunications Mechanic II 23950 - Telephone Lineman 23960 - Welder, Combination, Maintenance 23965 - Well Driller 23970 - Woodcraft Worker 23980 - Woodworker 24000 - Personal Needs Occupations	18. 77 18. 12 17. 86 19. 65 16. 34 18. 48 15. 62 18. 44 19. 09 18. 44 17. 70 17. 53 17. 86 14. 72
24570 - Child Care Attendant 24580 - Child Care Center Clerk 24610 - Chore Aide 24620 - Family Readiness And Support Services Coordinator 24630 - Homemaker 25000 - Plant And System Operations Occupations	7. 14 8. 91 6. 98 8. 74 9. 48
25010 - Boiler Tender 25040 - Sewage Plant Operator 25070 - Stationary Engineer 25190 - Ventilation Equipment Tender 25210 - Water Treatment Plant Operator 27000 - Protective Service Occupations	19. 69 16. 85 19. 69 14. 03 16. 19
27004 - Alarm Monitor 27007 - Baggage Inspector 27008 - Corrections Officer 27010 - Court Security Officer 27030 - Detection Dog Handler 27040 - Detention Officer 27070 - Firefighter 27101 - Guard I 27102 - Guard II 27131 - Police Officer II	9. 78 8. 69 13. 37 14. 79 9. 72 13. 37 16. 12 8. 69 9. 72 16. 15 17. 97
28000 - Recreation Occupations 28041 - Carnival Equipment Operator 28042 - Carnival Equipment Repairer 28043 - Carnival Equipment Worker 28210 - Gate Attendant/Gate Tender 28310 - Lifeguard 28350 - Park Attendant (Aide) 28510 - Recreation Aide/Health Facility Attendant 28515 - Recreation Specialist 28630 - Sports Official 28690 - Swimming Pool Operator 29000 - Stevedoring/Longshoremen Occupational Services 29010 - Blocker And Bracer	9. 41 9. 85 7. 70 12. 14 10. 82 12. 42 9. 91 11. 04 8. 60 11. 98
29020 - Hatch Tender 29030 - Line Handler 29041 - Stevedore I 29042 - Stevedore II	15. 21 15. 21 14. 41 15. 56
30000 - Technical Occupations 30010 - Air Traffic Control Specialist, Center (HFO) (2) 30011 - Air Traffic Control Specialist, Station (HFO) (2) 30012 - Air Traffic Control Specialist, Terminal (HFO) (2) 30021 - Archeological Technician II 30022 - Archeological Technician III 30030 - Cartographic Technician III 30030 - Cartographic Technician 30040 - Civil Engineering Technician 30061 - Drafter/CAD Operator I 30062 - Drafter/CAD Operator III 30063 - Drafter/CAD Operator IV	32. 38 22. 33 24. 59 16. 95 18. 94 23. 48 23. 90 17. 60 16. 78 20. 47 21. 49 22. 56

30081 - Engineering Technician I		14. 25
30082 - Engineering Technician II		15. 99
30083 - Engineering Technician III		19. 55
30084 - Engineering Technician IV		23. 78
30085 - Engineering Technician V		29.63
30086 - Engineering Technician VI		35. 53
30090 - Environmental Technician		17. 30
30210 - Laboratory Technician		16.81
30240 - Mathematical Technician		24. 49
30361 - Paralegal/Legal Assistant I		15. 19 17. 75
30362 - Paralegal/Legal Assistant II		21. 73
30363 - Paralegal/Legal Assistant III		26. 29
30364 - Paralegal/Legal Assistant IV		24. 54
30390 - Photo-Optics Technician	15. 07	
30461 - Technical Writer I	15.01	19. 26
30462 - Technical Writer II		22. 30
30463 - Technical Writer III 30491 - Unexploded Ordnance (UXO) Technician I		20. 58
30491 - Unexploded Ordnance (UXO) Technician I		24. 90
30492 - Unexploded Ordnance (UXO) Technician III		29. 85
30494 - Unexploded (UXO) Safety Escort		20. 58
30494 - Unexploded (UXO) Sweep Personnel		20.58
30620 - Weather Observer, Combined Upper Air Or Surface Programs	(3)	16. 19
30621 - Weather Observer, Senior (3)	(0)	18.00
31000 - Transportation/Mobile Equipment Operation Occupations		
31020 - Bus Aide		8.34
31030 - Bus Driver		11.47
31043 - Driver Courier		9, 68
31260 - Parking and Lot Attendant		8.02
31290 - Shuttle Bus Driver		10.51
31310 - Taxi Driver		8.48
31361 - Truckdriver, Light		10.44
31362 - Truckdriver, Medium		12.63
31363 - Truckdriver, Heavy		14.06
31364 - Truckdriver, Tractor-Trailer		14.06
99000 - Miscellaneous Occupations		
99030 - Cashier		6.80
99050 - Desk Clerk		7. 38
99095 - Embalmer		20. 58
99251 - Laboratory Animal Caretaker I		7.97
99252 - Laboratory Animal Caretaker II		8.60
99310 - Mortician		24. 27
99410 - Pest Controller		11. 57
99510 - Photofinishing Worker		9. 36
99710 - Recycling Laborer		10.66
99711 - Recycling Specialist		12. 24
99730 - Refuse Collector		10. 15 9. 41
99810 - Sales Clerk		9. 41 8. 76
99820 - School Crossing Guard		14. 63
99830 - Survey Party Chief		9. 05
99831 - Surveying Aide 99832 - Surveying Technician		12. 42
99840 - Vending Machine Attendant		10.64
99841 - Vending Machine Repairer		11.98
99842 - Vending Machine Repairer Helper		10.64
33012 Telluting machine Repaired Helper	•	

ALL OCCUPATIONS LISTED ABOVE RECEIVE THE FOLLOWING BENEFITS:

HEALTH & WELFARE: \$3.01 per hour or \$120.40 per week or \$521.73 per month

VACATION: 2 weeks paid vacation after 1 year of service with a contractor or successor; 3 weeks after 8 years, and 4 weeks after 15 years. Length of service includes the whole span of continuous service with the present contractor or successor, wherever employed, and with the predecessor contractors in the performance of similar work at the same Federal facility. (Reg. 29 CFR 4.173)

HOLIDAYS: HOLIDAYS: A minimum of ten paid holidays per year, New Year's Day, Martin Luther King Jr's Birthday, Washington's Birthday, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans' Day, Thanksgiving Day, and Christmas Day. (A contractor may substitute for any of the named holidays another day off with pay in accordance with a plan communicated to the employees involved.) (See 29 CFR 4174)

THE OCCUPATIONS WHICH HAVE PARENTHESES AFTER THEM RECEIVE THE FOLLOWING BENEFITS (as numbered):

- 1) Does not apply to employees employed in a bona fide executive, administrative, or professional capacity as defined and delineated in 29 CFR 541. (See CFR 4.156)
- 2) APPLICABLE TO AIR TRAFFIC CONTROLLERS ONLY NIGHT DIFFERENTIAL: An employee is entitled to pay for all work performed between the hours of 6:00 P.M. and 6:00 A.M. at the rate of basic pay plus a night pay differential amounting to 10 percent of the rate of basic pay.
- 3) WEATHER OBSERVERS NIGHT PAY & SUNDAY PAY: If you work at night as part of a regular tour of duty, you will earn a night differential and receive an additional 10% of basic pay for any hours worked between 6pm and 6am. If you are a full-time employed (40 hours a week) and Sunday is part of your regularly scheduled workweek, you are paid at your rate of basic pay plus a Sunday premium of 25% of your basic rate for each hour of Sunday work which is not overtime (i.e. occasional work on Sunday outside the normal tour of duty is considered overtime work).

HAZARDOUS PAY DIFFERENTIAL: An 8 percent differential is applicable to employees employed in a position that represents a high degree of hazard when working with or in close proximity to ordinance, explosives, and incendiary materials. This includes work such as screening, blending, dying, mixing, and pressing of sensitive ordance, explosives, and pyrotechnic compositions such as lead azide, black powder and photoflash powder. All dry-house activities involving propellants or explosives. Demilitarization, modification, renovation, demolition, and maintenance operations on sensitive ordnance, explosives and incendiary materials. All operations involving regrading and cleaning of artillery ranges.

A 4 percent differential is applicable to employees employed in a position that represents a low degree of hazard when working with, or in close proximity to ordance, (or employees possibly adjacent to) explosives and incendiary materials which involves potential injury such as laceration of hands, face, or arms of the employee engaged in the operation, irritation of the skin, minor burns and the like; minimal damage to immediate or adjacent work area or equipment being used. All operations involving, unloading, storage, and hauling of ordance, explosive, and incendiary ordnance material other than small arms ammunition. These differentials are only applicable to work that has been specifically designated by the agency for ordance, explosives, and incendiary material differential pay.

## \*\* UNIFORM ALLOWANCE \*\*

If employees are required to wear uniforms in the performance of this contract (either by the terms of the Government contract, by the employer, by the state or local law, etc.), the cost of furnishing such uniforms and maintaining (by laundering or dry cleaning) such uniforms is an expense that may not be borne by an employee where such cost reduces the hourly rate below that required by the wage determination. The Department of Labor will accept payment in accordance with the following standards as compliance:

The contractor or subcontractor is required to furnish all employees with an adequate number of uniforms without cost or to reimburse employees for the actual cost of the uniforms. In addition, where uniform cleaning and maintenance is made the responsibility of the employee, all contractors and subcontractors subject to this wage determination shall (in the absence of a bona fide collective bargaining agreement providing for a different amount, or the furnishing of contrary affirmative proof as to the actual cost), reimburse all employees for such cleaning

and maintenance at a rate of \$3.35 per week (or \$.67 cents per day). However, in those instances where the uniforms furnished are made of "wash and wear" materials, may be routinely washed and dried with other personal garments, and do not require any special treatment such as dry cleaning, daily washing, or commercial laundering in order to meet the cleanliness or appearance standards set by the terms of the Government contract, by the contractor, by law, or by the nature of the work, there is no requirement that employees be reimbursed for uniform maintenance costs.

The duties of employees under job titles listed are those described in the "Service Contract Act Directory of Occupations," Fifth Edition, April 2006, unless otherwise indicated. Copies of the Directory are available on the Internet. A links to the Directory may be found on the WHD home page at <a href="http://www.dol.gov/esa/whd/">http://www.dol.gov/esa/whd/</a> or through the Wage Determinations On-Line (WDOL) Web site at <a href="http://wdol.gov/">http://wdol.gov/</a>.

REQUEST FOR AUTHORIZATION OF ADDITIONAL CLASSIFICATION AND WAGE RATE {Standard Form 1444 (SF 1444)}

## Conformance Process:

The contracting officer shall require that any class of service employee which is not listed herein and which is to be employed under the contract (i.e., the work to be performed is not performed by any classification listed in the wage determination), be classified by the contractor so as to provide a reasonable relationship (i.e., appropriate level of skill comparison) between such unlisted classifications and the classifications listed in the wage determination. Such conformed classes of employees shall be paid the monetary wages and furnished the fringe benefits as are determined. Such conforming process shall be initiated by the contractor prior to the performance of contract work by such unlisted class(es) of employees. The conformed classification, wage rate, and/or fringe benefits shall be retroactive to the commencement date of the contract. {See Section 4.6 (C)(vi)} When multiple wage determinations are included in a contract, a separate SF 1444 should be prepared for each wage determination to which a class(es) is to be conformed.

The process for preparing a conformance request is as follows:

- 1) When preparing the bid, the contractor identifies the need for a conformed occupation) and computes a proposed rate).
- 2) After contract award, the contractor prepares a written report listing in order proposed classification title), a Federal grade equivalency (FGE) for each proposed classification), job description), and rationale for proposed wage rate), including information regarding the agreement or disagreement of the authorized representative of the employees involved, or where there is no authorized representative, the employees themselves. This report should be submitted to the contracting officer no later than 30 days after such unlisted class(es) of employees performs any contract work.
- 3) The contracting officer reviews the proposed action and promptly submits a report of the action, together with the agency's recommendations and pertinent information including the position of the contractor and the employees, to the Wage and Hour Division, Employment Standards Administration, U.S. Department of Labor, for review. (See section 4.6(b)(2) of Regulations 29 CFR Part 4).
- 4) Within 30 days of receipt, the Wage and Hour Division approves, modifies, or disapproves the action via transmittal to the agency contracting officer, or notifies the contracting officer that additional time will be required to process the request.
- 5) The contracting officer transmits the Wage and Hour decision to the contractor.
- 6) The contractor informs the affected employees.

Information required by the Regulations must be submitted on SF 1444 or bond paper.

When preparing a conformance request, the "Service Contract Act Directory of Occupations" (the Directory) should be used to compare job definitions to insure

that duties requested are not performed by a classification already listed in the wage determination. Remember, it is not the job title, but the required tasks that determine whether a class is included in an established wage determination. Conformances may not be used to artificially split, combine, or subdivide classifications listed in the wage determination.