

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

Our File 3[redacted]

Permanent Rule X

Temporary Rule _____

RULES REVIEW CHECKLIST

DATE RULES RECEIVED 4/8 DUE DATE 4/28

Resubmitted and Received _____

a. Returned to Agency w/o Filing w/Secretary of State _____
b. Approved _____ Date Sent Back to Agency _____

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1. Rules as Adopted ✓
   Adopted Rules as Amended. ✓
2. Rules as Proposed ✓
3. Certificate of Board's Authorizing Resolution, where applicable N/A
4. Order for Hearing ✓
5. Notice of Hearing ✓
   Sufficiency ✓
6. Secretary of State's List ✓ (one copy only)
7. Certificate of Acquisition of Secretary of State's List ✓
8. Secretary of State's Certification of Delivery of Secretary of State's List to Agency ✓
9. Affidavit of Mailing ✓
   At least 30 days prior to hearing ✓
10. Publication in State Register ✓ (see copy included in hearing record)
    At least 30 days prior to hearing ✓
11. Statement of Need and Evidence ✓
12. Hearing Examiner's Report ✓
13. Agency's Findings of Fact ✓ attached to #15 - Order Adopting
14. Certificate of Board's Resolution Adopting Rules, where applicable N/A
15. Order Adopting ✓
    Amendment to Order Adopting ✓
16. Report of Chief Hearing Examiner ✓ note exception
17. Order Approving Incorporation by Reference, where applicable N/A
18. Certificate of Compliance with Rulemaking Procedures ✓ note exceptions
19. Copy of Notice of Intent to Solicit Outside Opinion, where applicable ✓ SR 5.4.79
20. Petition by Public, where applicable N/A

ADMIN 1000 (Rev. 1/78)
SF-00006-01

STATE OF [redacted]NESOTA

DEPARTMENT ATTORNEY GENERAL

Office Memorandum

TO : Joanne Hinderaker
Special Assistant
Attorney General

DATE: 4-7-80

FROM : Jon K. Murphy
Special Assistant
Attorney General

PHONE: 6-9461

SUBJECT: PREVAILING WAGE RULES

Enclosed for your review, please find the originals and two sets of copies of all documents and data pertinent to the above rules, together with the complete transcript.

Please contact me if you have any questions or concerns.

JKM:js

Enclosures

ADMIN 1000 (Rev. 1/78)

STATE OF MINNESOTA

DEPARTMENT OFFICE OF HEARING EXAMINERS

Office Memorandum

TO : EMMET J. CUSHING
Assistant Commissioner
Department of Labor and Industry

DATE: March 31, 1980

FROM : DUANE R. HARVES
Chief Hearing Examiner

PHONE: 6-8100

SUBJECT: IN THE MATTER OF THE PROPOSED AMENDMENT OF RULES OF THE DEPARTMENT OF LABOR AND INDUSTRY GOVERNING PREVAILING WAGE DETERMINATION; LI-80-002-PE

Enclosed is the Order of the Chief Hearing Examiner.

You will note that Rule 8 MCAR § 1.8005 (5) must be amended or withdrawn. If amended, it need not be resubmitted to this office. It may be submitted directly to the Attorney General.

DRH:sh
Enc.
cc: Joanne Hinderaker

RECEIVED
MAR 31 1980
ATTORNEY GENERAL
ADMINISTRATIVE AGENCIES

STATE OF MINNESOTA
OFFICE OF HEARING EXAMINERS

FOR THE DEPARTMENT OF LABOR AND INDUSTRY
PREVAILING WAGE DIVISION

IN THE MATTER OF THE PROPOSED AMENDMENT OF RULES OF THE DEPARTMENT OF LABOR AND INDUSTRY GOVERNING PREVAILING WAGE DETERMINATIONS.

ORDER OF THE CHIEF HEARING EXAMINER

WHEREAS, the above-entitled matter came on for hearing before Peter C. Erickson, a Hearing Examiner of the State Office of Hearing Examiners, on January 17, 1980, in compliance with Minn. Stat. § 15.0412, subd. 4; and

WHEREAS, the Report of the Hearing Examiner made pursuant to Minn. Stat. § 15.052, subd. 3, was issued to the Department of Labor and Industry (hereinafter "Department") on March 6, 1980; and

WHEREAS, the Department has now determined to adopt the rules pursuant to Minn. Stat. § 15.0412, subd. 4; and

WHEREAS, the Department has submitted said rules to the Chief Hearing Examiner for review pursuant to Minn. Stat. § 15.052, subd. 4, and 9 MCAR § 2.110; and

WHEREAS, the Chief Hearing Examiner finds that the final rules as proposed are not substantially different from those proposed at the public hearing and that the Department has met all requirements of Minn. Stat. § 15.0412, subd. 4, with the following exception: Rule 8 MCAR § 1.8005 (5) allows the agency excessive discretion in determining particular classes of labor because of the use of the term "may" in the rule subsection. The use of the word "may" instead of the word "shall" renders this rule subsection illegal in that it is violative of due process and therefore the Department has failed to fulfill "relevant substantive or procedural requirements imposed on the agency by law or rule" as required by Minn. Stat. § 15.0412.

NOW, THEREFORE, pursuant to the provisions of Minn. Stat. § 15.052, subd. 4, and 9 MCAR § 2.111, the Department shall either withdraw proposed 8 MCAR § 1.8005 (5), amend it to remove the illegality, or reconvene the rule hearing. In the event the rule

is amended as discussed above, the Department will have the responsibility of submitting the complete hearing record and the rules as adopted to the Attorney General, notifying all persons who requested to be informed that the record has been submitted to the Attorney General, and, if approved by the Attorney General, shall have the responsibility of publishing the rules in the State Register, all pursuant to Minn. Stat. § 15.0412, subd. 4.

Dated this 31st day of March, 1980.

DUANE R. HARVES
Chief Hearing Examiner

ADMIN 1000 (Rev. 1/78)
SF-00006-01

STATE OF MINNESOTA

DEPARTMENT ATTORNEY GENERAL - Bremer Tower

Office Memorandum

TO : JERRY ANDERSON
Special Assistant
Attorney General

DATE: April 25, 1980

FROM : JON K. MURPHY
Special Assistant
Attorney General

PHONE: 9412

SUBJECT: In the Matter of the Proposed Amendment of Rules of the Department of Labor and Industry Governing Prevailing Wage Determinations.

I have reviewed the adopted rules in this matter with Commissioner Peterson and authorize you to correct the following typographical errors:

Rule 1.8002 D. (page 3). The letter "s" should be added to the word "building" on the third line of this section;

Rule 1.8005 (page 8). Under the category of special crafts, a comma should be inserted following the word roofers on the fourth line from the bottom;

Rule 1.8015 (page 35). In the position title for code no. 103, the term "gardner" should be changed to "gardener".

I have reviewed the existing § 1.8013 (B) (C) which wasn't changed at hearing and find that the second to the last line of that section correctly utilizes the word "manner".

The reprint of that section which is contained within the new rules should be corrected to correspond with the existing rule by changing the word "matter" contained therein to "manner".

JKM:sab

RECEIVED
APR 25 1980
ADMINISTRATIVE AGENCIES

PRINTED ON RECYCLED PAPER

Our File: 585

ADMIN 1000 (Rev. 1/78)
SF-00006-01

STATE OF MINNESOTA

DEPARTMENT ATTORNEY GENERAL

Office Memorandum

TO : JON K. MURPHY
Special Assistant
Attorney General

DATE: April 28, 1980

FROM : JERRY ANDERSON
Special Assistant
Attorney General

PHONE: 296-1288

SUBJECT: Rules as Approved In the Matter of the Proposed Amendment of Rules of the Department of Labor and Industury Governing Prevailing Wage Determinations.

Enclosed herewith are the rules you have submitted for approval. These rules have been approved by this office and filed with the Secretary of State. Note that they have NOT been filed with the State Register; this must be done promptly by your agency.

Upon receipt and before transmittal to your agency, however, it is important that you recheck these rules as to:

1. Affixation of the stamps of the Attorney General and Secretary of State to the last page of the rules;

2. Coverage by these stamps of all rules submitted; and

3. Inclusion of all pages of the rules in the approved set.

Directly following the approved rules is a complete set of required documents and transcript which must be retained with the rules by you or your agency.

If you have any questions in this regard, please contact me.

JA/bw
Enclosure
cc: Duane Harves
Susan Robertson

DEPARTMENT OF LABOR AND INDUSTRY
PREVAILING WAGE DIVISION

IN THE MATTER OF THE PROPOSED
AMENDMENT OF RULES OF THE
DEPARTMENT OF LABOR AND INDUSTRY
GOVERNING PREVAILING WAGE
DETERMINATIONS.

AMENDMENT TO
ORDER ADOPTING RULES

IT IS ORDERED that the Order Adopting Rules dated March 19, 1980, and the Adopted Rules in this matter be amended so as to comply with the recommendations contained in the Order of the Chief Hearing Examiner dated March 31, 1980.

Rule 8 MCAR § 1.8005(5) is hereby amended by deleting the term "may" from that section and inserting the term "shall". The Rules identified as the Adopted Rules Governing Prevailing Wage Determinations As Amended, a copy of which is attached hereto and incorporated herein by reference, are hereby adopted pursuant to the authority vested in me by Minn. Stat. § 175.171, subd. 2 (1978).

Dated:

STATE OF MINNESOTA

Department of Labor and Industry

Harry D. Peterson

HARRY D. PETERSON
Commissioner

STATE OF MINNESOTA

Department of Labor and Industry

Prevailing Wage Division

In the Matter of the Proposed
Amendment of Rules of the
Department of Labor and Industry
Governing Prevailing Wage
Determinations.

ORDER ADOPTING RULES

The above-entitled matter came on for hearing before Peter C. Erickson, Hearing Examiner, State Office of Hearing Examiners at 9:30 a.m. on Thursday, January 17, 1980 in Conference Room D of the Veterans Service Building, St. Paul, Minnesota, after proper notice required under Minn. Stat. § 15.0412 (1978) was served upon all persons, associations and other interested groups registered with the Secretary of State for that purpose and published in the State Register.

After affording interested persons an opportunity to present written and oral data, statements and arguments, having heard all the testimony, having considered all of the evidence, the records, files and proceedings herein including the Report of the Hearing Examiner dated March 6, 1980 and the applicable statutory standards or criteria, and having confirmed the need for the above-captioned rules and the reasonableness thereof;

IT IS ORDERED that these rules identified as the Adopted Rules Governing Prevailing Wage Determinations are adopted

this day of March, 1980 pursuant to authority vested in me by Minn. Stat. § 175.171, subd. 2 (1978).

Dated: March 19, 1980

STATE OF MINNESOTA
DEPARTMENT OF LABOR
AND INDUSTRY

Harry D. Peterson

HARRY D. PETERSON
Commissioner

HG copy Final form

Department of Labor and Industry

Division of Prevailing Wage

Adopted Rules Governing Prevailing Wage Determinations as Amended

8 MCAR § 1.8001 through § 1.8016 are amended to read as follows:

§ 1.8001 Authority, scope and purpose.

~~A.~~ These rules are promulgated pursuant to the authority provided to the Minnesota Department of Labor and Industry by the provisions of Minn. Stat. § 175.171, subd. 2 ~~(1974)~~ and the requisites of Minn. Stat. § 15.0412, subd. 3 ~~(Supp. 1975)~~ Their purpose is to provide procedures for prevailing wage determinations.

~~B. Minn. Stat. § 177.43 (Supp. 1975) requires the Department of Labor and Industry to ascertain the prevailing wage rates for all trades and occupations required in any contemplated state project. Thereafter, the state agency contemplating the project must include these rates in their proposed contracts.~~

~~Minn. Stat. § 177.44 (1974) requires the Department of Labor and Industry to conduct investigations and hold public hearings necessary to define classes of laborers and mechanics, and to inform itself as to the wage rates prevailing in all areas of the state for all classes of laborers, workmen and mechanics commonly employed in highway construction. The Commissioner must determine and certify these prevailing wage rates at least once a year and these rates must be contained in all highway construction contracts to which the state is a party.~~

~~These rules and regulations apply to all wage rate determinations made pursuant to Minn. Stat. §§ 177.43 and 177.44.~~

~~Minn.-Laws-1976,-Chapter-331,-§§-37-and-38-(1976)-provide-that an-aggrieved-party-may-request-a-reconsideration-of-any-wage-rate-determination.--These-rules-are-intended-to-implement-these-provisions-and shall-apply-to-all-future-requests-for-wage-rate-reconsiderations.~~

~~C.--These-rules-implement-and-make-specific-the-procedures-to-be utilized-in-determining-prevailing-wage-rates-for-each-"area"-as-that term-is-defined-in-Minn.-Stat.-§-177.42-(1974).--Their-purpose-is-to provide-consistent-guidelines-in-making-these-determinations-and-to assure-that-the-wages-of-laborers,-workmen-and-mechanics-engaged-in state-projects-are-comparable-to-wages-paid-for-similar-work-in-the community-as-a-whole,-consistent-with-the-purpose-and-intent-of-the prevailing-wage-law.~~

~~D.--These-rules-may-be-cited-as-the-Rules-and-Regulations-of-the Prevailing-Wage-Division,-§-1.8001-through-§-1.8016.~~

§ 1.8002 Definitions. For purposes of all wage rate determinations, the following definitions shall apply;

~~A.--Area-means-the-county-or-other-locality-from-which-labor-for any-project-would-normally-be-secured.--(Minn.-Stat.-§-177.42,-subd.-3 (1974)).~~

~~B.--Wage-rate-means-the-basic-hourly-rate-of-pay-plus-any-contribution-for-health-and-welfare-benefits,-vacation-benefits,-pension benefits-or-any-other-economic-benefit-paid-for-work-done.~~

~~C.--Prevailing-wage-rate-means-the-wage-rates-paid-to-the-largest number-of-workmen-within-a-given-class-of-labor.~~

~~D.--largest-number-of-workmen-means-the-largest-number-of-workmen engaged-in-the-same-class-of-labor-within-the-area-considered-as-determined-in-accordance-with-these-rules.~~

~~E.--Project means erection, construction, remodeling or repairing any public building or other public work financed in whole or part by state funds.~~

A. Highway and Heavy Construction: All construction projects which are similar in nature to those projects based upon bids as provided under Minn. Stat. § 161.32 for the construction or maintenance of highways or other public works and includes roads, highways, streets, airport runways, bridges, power plants, dams and utilities.

B. Commercial Construction: All building construction projects exclusive of residential construction.

C. Residential Construction/Agricultural Construction: All construction, remodeling or repairing of single or two family homes and structures appurtenant thereto including agricultural or farming buildings appurtenant to private farm residences when utilized to carry on primary farming operations.

D. As utilized in these rules the term "project" means the erection construction, remodeling or repairing of a commercial, residential or public building or any highway and heavy construction.

E. State Project: Those projects which are subject to the requirements of Minn. Stat. § 177.41-44.

~~§ 1.8003 Classes of Labor.~~

~~A.--In each area to be considered, a prevailing wage rate shall be determined for each individual class of labor within the following general classifications.~~

~~1.--Laborers:--each class of labor customarily used on highway and other construction projects within this general classification shall constitute a separate class of labor.~~

~~2.--Power-equipment-operators:--each-class-of-power-equipment operators-customarily-used-on-highway-and-other-construction-projects within-this-general-classification-shall-constitute-a-separate-class-of labor.~~

~~3.--Truck-drivers:--each-class-of-driver-based-upon-the-nature of-the-vehicle-driven-shall-constitute-a-separate-class-of-labor.~~

~~4.--Special-crafts:--the-following-crafts-shall-constitute separate-classes-of-labor;-Bricklayers,-Carpenters,-Cement-Masons, Linemen,-Electricians,-Iron-Workers,-Painters,-Pipefitters,-Plumbers, Plasterers,-Roofers,-Sheet-Metal-Workers,-and-other-labor-or-work-which is-customarily-considered-as-an-individual-trade-or-craft-based-upon its-character-and-skills-required.~~

~~B.--The-classifications-and-classes-of-labor-described-herein-are for-illustrative-and-guidance-purposes-only-and-are-not-intended-to limit-or-extend-the-number-of-classes-requiring-wage-rates-in-a-particular-area.~~

§ 1.8003 Prevailing Wage Determinations.

A. The department shall, at least once each calendar year, determine and certify prevailing wage rates applicable to state projects which are similar in nature to highway and heavy construction projects.

B. The department shall, upon the request of any state agency that is contemplating the advertisement for bids on a state project which is similar in nature to commercial construction projects, determine and certify prevailing wage rates applicable to said state project if a certification has not been made within the twelve-month period prior to the request.

C. Prevailing wage rates applicable to state projects which are similar in nature to residential construction projects will be made upon request of a governmental official involved in the bidding process for a state project who desires such rates for insertion in a specific contract proposal.

D. Each wage survey shall be based upon work performed in the preceding calendar year and the resulting wage determinations will be certified following the close of the survey.

E. Except as provided in subpart F herein, all prevailing wage determinations shall be based upon the survey procedures contained in these rules.

F. The department shall, pursuant to Minn. Stat. §§ 177.43, subd. 4, and 177.44, subd. 3, conduct public hearings when necessary to determine county wage rate determinations. Such hearings shall be conducted within the county for which wage rates are being determined and shall be conducted as contested cases by a hearing examiner from the State Office of Hearing Examiners.

~~§§ 1.8004 General guidelines for all determinations.~~

~~A. Each prevailing wage rate shall be determined at least once a year and shall be based upon work performed within the preceding one year period. If in the opinion of the commissioner, a change in the certified prevailing wage rate is required, the commissioner may at any time certify that change in accordance with the requisites of these rules.~~

~~B. For purposes of determining individual prevailing wage rates, each county shall comprise a separate "area" and each prevailing wage rate shall be based solely upon work done in that county except as provided under subparts 1 and 2 herein.~~

~~1.--Where the work done or wage rates paid in a given county are insufficient to determine the prevailing wage rate or where an individual classification is insufficient, the prevailing wage rate (s) for that county shall be based upon wage rates paid within the adjacent counties.~~

~~2.--Data shall be considered insufficient where the work done in a county for the prior year consists of less than $25,000 in total project cost.~~

~~C.--All individual prevailing wage rates shall be based solely upon work performed within the corresponding class of labor.~~

~~D.--All prevailing wage rates for each class of law shall reflect the wage rate paid to the largest number of workers.~~

~~1.--The largest number of workers shall be determined for each class of labor within each county or area under consideration.--Thus where the same worker performs work on more than one project or in more than one classification within the area, he shall be counted only once.~~

~~2.--Where a project involves work in more than one county, the county where the greater part of the work was performed shall be determined.--The project shall only be utilized in determining wage rates for the county where the greatest part of the work was performed.~~

~~E.--All initial determinations made in accordance with these rules shall be based upon a physical survey of the county or area under consideration except for those determinations which may be made in accordance with § 1.8008.--Thereafter, additional wage determinations may be made in accordance with § 1.8008.~~

§ 1.8004 Basis For Each Determination.

A. Individual prevailing wage rates shall be made on a county by county basis and each prevailing wage rate shall be based upon work performed solely within the applicable class of labor.

B. For each county survey, the department shall issue wage determinations for all classes of labor commonly or customarily used in similar construction projects.

1. Where work has been performed in a class of labor in the county during the time period of the survey, the wage determination for that class of labor shall be based solely upon that work.

2. Where work was performed in any other classes of labor in two or more of the Minnesota counties physically adjacent to the county being surveyed, the department shall consider those classes of labor as ones which are customarily or commonly used in construction projects and determine wage rates for those classes in accordance with paragraphs 4 and 5 herein.

3. Where no work was performed in a class of labor either in the county being surveyed or in two or more of the adjacent Minnesota counties, no wage rate will be determined for that class of labor.

4. In looking to adjacent counties for determining additional classes of labor for which prevailing wage rates should be made, only those adjacent Minnesota counties for which surveys are either in progress or for which wage rates have been determined by survey within the preceding 12 months shall be utilized.

5. In determining a wage rate for a class of labor based upon work performed in adjacent counties, all workers in the class of labor in all the adjacent counties shall be totaled and the wage rate shall be based upon the wage rate paid to the largest number as determined in accordance with these rules.

C. Following certification of wage rates for a county, no wage rates for additional classifications of labor shall be made for that county until such time that a subsequent survey of the county demonstrates utilization of those additional classes of labor.

~~§ 1.8005 Determinations based upon physical surveys.~~

~~Where the prevailing wage rates are based upon a physical survey of the county, that survey shall include the following procedures:~~

~~A. Contacting county, state district, and city engineers for information pertaining to projects upon which work was performed in the county and the names of contractors who performed work on these projects.~~

~~B. Contacting each accessible contractor who performed work in the county and auditing his payroll records relating to that work.~~

~~C. Collecting and retaining verified "Project Worksheets" for each project.~~

§ 1.8005 Classes of Labor.

Each class of labor shall be based upon the particular nature of the work performed with consideration given to those trades, occupations, skills or work generally considered within the construction industry as constituting distinct classes of Labor. Wage determinations will be issued for those separate classes of labor which fall under the following general classes:

1. Laborers:

2. Power Equipment Operators:

3. Truck Drivers:

4. Special Crafts: The following crafts shall constitute separate classes of labor; bricklayers, carpenters, cement masons, linemen, electricians, iron workers, painters, pipefitters, plumbers, plasterers, roofers, and sheet metal workers, and other labor or work which is customarily considered as an individual trade or craft based upon its character and skills required. Workers reported as helpers shall be considered to be skilled laborers when making determinations.

5. In determining particular classes of labor, the department shall consider work classifications contained in collective bargaining agreements, apprenticeship agreements on file with the department and customs and usage applicable to the construction industry.

6. Primary responsibility for classifying individual workers shall be upon the contractor.

7. Where a worker performs work in more than one class of labor, he shall be counted only once and placed in the class in which he worked the greatest number of hours.

8. The contractor reporting shall have the responsibility to determine the class in which the worker has worked the greatest number of hours on each project reported.

9. Workers employed within a class of labor as apprentices or trainees at reduced wage rates will not be included or counted within that class of labor.

~~S-1.8006 Specific procedures for survey determinations.~~

~~A. The labor investigator shall contact each contractor believed to have performed work within the county and shall request identification of all projects on which work was performed and the payroll records relating thereto.~~

~~1. Where a particular contractor having worked in the county during the applicable time period cannot be located or where his records are not available for inspection, a certified form approved by the department shall be left at his main office or shall be sent by certified mail. The form shall contain appropriate instructions to be completed by the contractor or his representative and returned to the department via certified mail.~~

2.--Where forms so left by the department are not returned within 30 days, the work or projects for which they were intended to document wage rates shall not be considered in that current determination for that area.

B.--A "Project Worksheet" shall be compiled for each project upon which work was performed.

1.--The worksheet shall identify the contractor and the project, its location, the dates of the project and its total dollar cost.

2.--Based on the payroll records for the project, the worksheet shall list each class of labor within which work was performed, the names of all workers who worked on that project within that class of labor and the wage rates paid to those workers.

3.--On each project, the department shall determine the number of workers who were subject to collective bargaining agreements and so designate on its worksheet for that project.

4.--The worksheet shall contain appropriate language for the contractor or its representative to sign and acknowledge indicating that he has reviewed the contents of the worksheet and that to the best of his knowledge and belief, its contents are true and correct.--The project worksheet shall be signed by the contractor and a copy left with him.

5.--All completed worksheets shall be separated into two categories one representing work performed on highway and heavy construction and one representing work performed on other projects.--Wage determinations for one category shall not be based upon projects performed within the other category.

6.--The number of workers in each class of labor and their respective wage rates shall be determined from all project worksheets and reflected on a "County Survey Report".

D.--Except as provided in F through G herein, the prevailing wage rate shall be based upon the wage rate paid to the largest number of workers in each class of labor.

E.--Where an equal number of workers worked at different wage rates, the prevailing wage rate shall be based upon the highest wage rate paid.

F.--In each survey conducted pursuant to §1.8005, where it appears that the largest number of workers in a given class of labor are subject to a collective bargaining agreement which provides for a different rate of pay than that required to be paid under the previously determined prevailing wage rate, and which would have been paid in the absence of the previously determined wage rate, the new prevailing wage rates determined for that county or area under these rules shall be based upon their agreed to collective bargaining rates.--Collective bargaining agreements or written understandings between employers and bona fide organizations of labor currently in force may be utilized in determining the hourly rates of pay.

G.--In each survey conducted pursuant to §1.8005, where it appears that the largest number of workers in a given class of labor are non-union employees not subject to collective bargaining agreements whose wages would have been at a different rate in the absence of the previously determined prevailing wage rate, the new prevailing wage rate determined for that county or area under these rules shall be determined based upon the most current rate paid to these workers.--In addition where the largest number of workers within a given class of labor are non-union workers, the prevailing wage rate shall be based upon the highest wage rate paid to those non-union workers.

§ 1.8006 Survey Procedures.

The purpose of each county survey is to develop a data base upon which to determine prevailing wage rates which are reasonably comparable to those wage rates paid on similar projects in the area. The following procedural steps shall be taken in each wage survey:

1. For each survey, the department shall identify contractors who performed projects during the previous calendar year.

2. For the purpose of identifying contractors who performed work on projects in each county, the department shall keep and maintain a mailing list of governmental officials, district, county and city engineers, city clerks, administrators and zoning officials and those contractor associations and labor organizations who have requested to be on the mailing list.

3. The department shall also keep and maintain lists of contractors for each county which lists shall be kept updated through applicable telephone directories, trade publications and through previous wage survey contacts. Any contractor may request that its name be added to any county list.

4. Upon initiation of a wage survey the department will issue a form request for project identification to those entities referred to in paragraph 2, above. The request shall indicate the nature of the projects and the time period for which information is requested, and shall request the government official to identify contractors and their addresses who performed work during the survey time period. Such forms shall be completed and returned to the department within 33 days.

5. The department shall send to all those contractors identified as having performed work in the county through the forms returned from those entities referred to in paragraph 2, above, and to all those contractors whose names appear on the applicable county lists compiled under paragraph 3, above, a request for project information and a request for the identification of sub-contractors who worked on those projects. Enclosed with the request shall be copies of the department's Contractor Reporting Form.

a. For each project upon which the contractor performed work within the county during the time period of the survey, the contractor shall complete a separate Contractor Reporting Form and provide the following information:

(1) description of project;

(2) dollar cost of the project;

(3) list of the employees who worked on the project;

(4) class of labor for each employee;

(5) wage rate paid each employee on the project and the hourly cost of fringe benefit for H & W, Pension, Vacation, Training for each employee.

b. All Contractor Reporting Forms and forms identifying sub-contractors who worked on the projects shall be signed and dated by the contractor or its representative attesting that the information provided is a true and correct summary of the information contained in the contractor's payroll and business records.

c. The Contractor Reporting Forms and forms identifying sub-contractors shall be returned to the department within 30 days following the receipt of the request for information.

d. Information which is not received by the department within 33 days following the date upon which the request was mailed by the department shall not be used in making determinations.

e. Contractor Reporting Forms which do not report the names of workers, classes of labor, wage rates paid, description of project, type of construction and location of project will not be utilized in making wage determinations. Any unsigned or incomplete forms which are received within the 33-day time period shall be returned to the contractor with a request that the form be properly completed. If that form is not returned to the department within 15 days from the date of mailing, it shall be excluded from the survey. In no event shall information on unsigned Contractor Reporting Forms be utilized in making determinations.

6. Upon learning the identification of sub-contractors who performed work on projects within the county, the department shall proceed with the procedures provided in paragraph 5, above, and the sub-contractors so contacted shall be subject to the same requirements provided under paragraph 5.

7. In addition to the mail procedures described in paragraph 5, above, the department shall make on-site visits to the offices of contractors or governmental representatives for the purposes of collecting project data and for auditing payrolls when necessary for the determination of prevailing wage rates.

a. Information so collected, either through a review of the contractor's payrolls or copies of payrolls provided by contractors to government offices, will be utilized in making determinations provided that such information is compiled on an Investigator's Project Worksheet and is signed by the investigator who compiled the information.

8. The number of workers in each class of labor and their respective wage rates shall be determined and reflected on a "County Abstract".

~~§-1.8007-Contractor's-duties.~~

~~A.--Each-contractor-in-the-course-of-a-survey,-shall-be-prepared to-present-copies-of-all-payroll-records-representing-work-done-on projects-in-the-county-or-area-for-the-preceding-twelve-months.~~

~~B.--For-each-worker,-the-contractor-shall-document-for-the-investigator,-his-name,-class-of-labor-and-rate-of-pay.~~

~~1.--Contractors-must-utilize-the-Master-Job-Classifications specified-in-§-1.8014-in-documenting-classes-of-labor;~~

~~2.--The-contractor-shall-document-the-employee's-basic-hourly wage-rate-and-where-fringe-benefits-are-paid,-the-amount-of-each-such fringe-benefit-payment-and-the-name-and-address-of-the-fund,-plan-or program-to-which-each-such-payment-was-made;~~

~~3.--The-contractor-shall-document-each-employee's-daily-and weekly-hours-worked-in-each-classification-and-net-wages-paid;~~

~~4.--Where-the-investigator-is-unable-to-determine-the-class of-labor-for-a-particular-employee,-he-is-authorized-to-determine-from the-information-available,-an-appropriate-classification-for-that employee.~~

~~5.--Where-a-payroll-record-describes-a-particular-worker-as performing-work-within-several-different-classes-of-labor-and-the-contractor-does-not-indicate-a-specific-class-of-labor-for-that-worker, the-investigator-may-classify-him-in-the-class-of-labor-which-he-deems appropriate.~~

§ 1.8007 Determining the largest number of workers and Prevailing Wage Rate.

A. Each wage rate determination shall be based upon the actual wage rates paid to the largest number of workers within each labor classification reported in the survey.

B. For purposes of determining the largest number of workers, each worker within a class of labor and his total hourly rate paid shall be tabulated.

1. Total hourly rate includes the hourly rate plus the hourly contribution for all wage and fringe benefits.

2. The largest number of workers with identical rates of pay within each classification shall determine the specific prevailing wage rate.

3. When determining the prevailing wage rate and there is an equal number of workers (which represent the greatest number of workers) with differing hourly wage rates, the prevailing wage rate shall be the highest wage rate paid to those workers.

Example:

4 workers @ $7.00 per hour

4 workers @ $8.00 per hour

2 workers @ $8.50 per hour

The prevailing wage rate will be determined as $8.00 per hour.

4. Where a worker performs work on more than one project within the county, he shall be counted only once in the class of labor and at the wage rate paid on the most recent project within the time period of the survey.

~~§ 1.8008 Determinations without survey.~~

~~A. --Where it appears to the Department, based upon the information compiled under this rule and the information compiled under PWD 11,~~

~~that-in-a-given-county-or-area-the-number-of-AFL-CIO-represented-workers or-the-number-of-independent-union-represented-workers-comprised-more than-50%-of-the-total-number-of-workers-in-that-county-or-area,-the-prevailing-wage-rates-for-all-classification-of-laborers-in-that-county need-not-be-based-upon-a-physical-survey-but-may-be-based-upon-the-rates contained-in-the-applicable-current-collective-bargaining-agreement provided-that:~~

~~1.--Nothing-contained-herein-shall-preclude-an-aggrieved-person from-petitioning-for-a-redetermination-under-Minn.-Stat.-§§-177.43--177.44;~~

~~2.--In-any-case-where-an-employer-operating-under-a-collective bargaining-agreement-or-written-understanding-with-a-bona-fide-organization-of-labor-is-paying-his-employees-at-a-rate-less-than-that-called-for in-the-collective-bargaining-agreement-or-written-understanding,-the wage-rate-to-be-utilized-for-the-purpose-of-calculating-the-prevailing wage-rate-for-those-employees-shall-be-the-wage-rate-set-forth-in-the collective-bargaining-agreement-or-written-understanding.~~

~~B.--For-purposes-of-this-rule,-it-shall-be-the-duty-of-every-contractor-performing-work-within-the-State-of-Minnesota-to-furnish-the department-upon-its-request,-with-copies-of-all-payroll-records-relating to-each-project.--Records-so-requested-shall-contain-the-information listed-under-§-1.8007.~~

~~1.--All-payroll-records-shall-be-signed-by-the-contractor-or his-representative-and-shall-certify-that-the-contractor-has-reviewed their-contents-and-that-they-are-accurate-and-correct.~~

~~2.--All-payroll-records-submitted-to-the-Department-shall-be date-stamped-on-the-day-of-their-receipt-and-filed-in-accordance-with the-county-within-which-the-work-was-performed.~~

~~C.--The Department shall periodically request from the Minnesota Department of Transportation all data indicating state projects let by that department, the counties in which work will be performed, the contractors awarded the contracts and their costs.--This data shall be kept on file and may be utilized in making wage determinations under this rule.~~

§ 1.8008 Apprentices.

A. Apprentices working on state projects are not subject to the prevailing wage rate determinations, except as they may be effected by registered apprenticeship agreements. The hourly rates of pay for such workers are established by the particular program to which the apprentice or trainee is subject.

B. The term apprentice means (a) a person employed and registered in a bona fide apprenticeship program registered with the U.S. Department of Labor or with a state apprenticeship agency and (b) a person in his first 90 days of probationary employment as an apprentice who is not registered in the program but who has been certified by the U.S. Bureau of Apprenticeship and Training or a State Apprenticeship agency or council to be eligible for probationary employment as an apprentice.

C. Any employee listed on a payroll for a state project who does not fall within the term "apprentice" contained in subpart (B) shall be paid the prevailing wage rate for the classification of work performed.

~~§ 1.8009 Multi-county projects.~~

~~Where a state project will extend into more than one county, the prevailing wage rate to be certified and utilized on that project shall be based upon the prevailing wage rate for the county within which the greatest volume of work will be performed.~~

§ 1.8009 Reserved for future use.

§§ 1.8010 Notice of wage determinations.

A. Upon certification of wage rates for a given county, the department shall publish notice of such certification in the State Register but need not publish the individual rates so certified. The certification date shall coincide with the date published in the State Register.

B. The notice published in the State Register shall indicate where copies of the determined rates may be obtained upon request.

C. The Department shall maintain a list of all persons who request that copies of wage rate determinations be sent to them.

D. Copies of wage rate determinations shall be mailed within 5 days of their certification to those persons who have requested such notice and whose names appear on the list maintained by the department. The department may charge a reasonable fee for the copying and mailing of these notices as allowed under Minn. Stat. § 15.17, subd. 4 (1974).

~~§§ 1.8011 Utilization of additional information.~~

~~A. In addition to such information requested by the department under § 1.8008, voluntary information received by the Prevailing Wage Division from contractors or their representatives, contractors associations, labor organizations, public officials, individual laborers and other interested parties shall be kept on file by the department and may be utilized in making wage determinations under § 1.8008.~~

~~B. Illustrative of the type of information which will be kept on file if submitted are:~~

~~1. Notarized statements showing wage rates and hours worked on projects (such statements should indicate the names and addresses of contractors, including subcontractors, the locations, approximate cost, dates of construction and types of projects, the number of workers employed in each class of labor on each project, and the respective wage rates paid to each worker.~~

2.--Signed-collective-bargaining-agreements-or-understandings between-an-employer-or-a-group-of-employers-and-bona-fide-organizations of-labor.

3.--Wage-rate-determinations-and-other-information-furnished by-federal-agencies.

4.--Contract-and-bidding-information-submitted-by-the-Department-of-Transportation-or-other-state-agencies.

5.--Reports-or-records-of-county-or-city-engineering-offices.

6.--Other-information-pertinent-to-the-determination-of-prevailing-wage-rates.

§-1.8012-Apprentices-and-trainees.

A.--Apprentices,-under-programs-approved-by-the-U.S.-Department-of Labor,-will-be-permitted-to-work-as-such-only-when-they-are-registered, with-a-State-apprenticeship-agency-which-is-recognized-by-the-Bureau-of Apprenticeship-and-Training,-United-States-Department-of-Labor;-or,-if no-such-recognized-agency-exists-in-a-State,-under-a-program-registered with-the-Bureau-of-Apprenticeship-and-Training,-United-States-Department of-Labor.--The-allowable-ratio-of-apprentices-to-journeymen-in-any-craft classification-shall-not-be-greater-than-the-ratio-permitted-to-the contractor-as-to-his-entire-work-force-under-the-registered-program. Any-employee-listed-on-a-payroll-at-an-apprentice-wage-rate,-who-is-not a-trainee-as-defined-in-subparagraph-b-of-this-paragraph-or-is-not registered-as-above,-shall-be-paid-the-wage-rate-determined-by-the Commissioner-of-the-Department-of-Labor-and-Industry,-State-of-Minnesota, for-the-classification-of-work-he-actually-performed.--The-contractor-or subcontractor-will-be-required-to-furnish-to-the-Department-of-Labor-and Industry-written-evidence-of-the-registration-of-his-program-and-apprentices-as-well-as-of-the-appropriate-ratios-and-wage-rates,-for-the-area

~~of-construction-prior-to-using-any-apprentices-on-the-contract-work.~~ ~~The-term-"apprentice"-means-(1)-a-person-employed-and-individually registered-in-a-bona-fide-apprenticeship-program-registered-with-the U.S.-Department-of-Labor,-Bureau-of-Apprenticeship-and-Training,-or with-a-State-apprenticeship-agency-recognized-by-the-Bureau,-or-(2)-a person-in-his-first-90-days-of-probationary-employment-as-an-apprentice in-such-an-apprenticeship-program,-who-is-not-individually-registered in-the-program,-but-who-has-been-certified-by-the-Bureau-of-Apprenticeship-and-Training,-or-a-State-Apprenticeship-Council-(where-appropriate) to-be-eligible-for-probationary-employment-as-an-apprentice.~~

~~B.--Trainees:--Trainees-will-be-permitted-to-work-as-such-if-they are-bona-fide-trainees-employed-pursuant-to-a-program-approved-by-the U.S.-Department-of-Labor,-Manpower-Administration,-Bureau-of-Apprenticeship-and-Training.~~

~~C.--Apprentices-and-Trainees-working-under-apprenticeship-and-skill training-programs-which-have-been-certified-by-the-Secretary-of-Transportation-as-promoting-equal-employment-opportunity-in-connection-with Federal-aid-highway-construction-programs-are-not-subject-to-the-wage determinations-made-herein.--The-straight-time-hourly-wage-rates-for apprentices-and-trainees-under-such-programs-will-be-established-by-the particular-programs.~~

§§ 1.8011-1.8012 Reserved for future use.

§ 1.8013 Petition for reconsideration of prevailing wage rates.

A. Any person including contractor associations or labor organizations aggrieved by a final determination of a prevailing wage rate may petition the Commissioner for reconsideration of that wage rate within 30 days following its certification. The petitioner shall indicate the county and class (es) of labor contested, the reason the petitioner believes the rate to be inaccurate, and the rates the petitioner believes to be correct.

B. Within 10 days following receipt of a Petition for Reconsideration, the Department shall informally meet with the Petitioner and any other interested person, associations or labor organizations to review the contested wage determination (s).

1. The petitioner shall be prepared to support his contentions with any documents or data he deems necessary.

2. The department shall be prepared to produce and review the data, summary sheets and other documents upon which its determinations were based, and shall produce for the petitioner's inspection, all such documents.

C. Following the informal conference, the Department shall, within 10 days, notify the petitioner of any decision modifying, changing, or reaffirming the contested wage rate or indicate to the petitioner that a survey will be necessary to resolve the contested wage rate(s).

1. Where the department determines that a new survey is necessary, such survey shall be conducted within 30 days. Thereafter, the department shall inform the petitioner by certified mail of its final decision based on that survey.

D. No prevailing wage rate will be deemed to be vacated or suspended pending the resolution of a Petition for Reconsideration nor will the department request any state agency contemplating a state project to suspend, delay or otherwise change its contract and bidding schedules due to any pending procedures resulting from a Petition for Reconsideration.

E. Any person aggrieved by a final decision following reconsideration of a prevailing wage rate may, within 20 days after the decision, petition the Commissioner for a public hearing in the matter of a contested case under the administrative procedures act, Minn. Stat. § § 15.0418 to 15.0421.

1. Upon receipt of a petition for a public hearing the commissioner shall order the initiation of a contested case in accordance with Minn. Stat. § 15.052.

2. All contested case hearings initiated herein shall be conducted in accordance with the rules of Operation of the Office of Hearing Examiners.

~~§ 1.8014 Application.~~

~~These rules shall apply to all prevailing wage determinations certified subsequent to the effective date of these rules.~~

§ 1.8014 Reserved for future use.

~~§ 1.8015 Master job classifications.~~

~~For purposes of these rules, the following code numbers shall be utilized to describe the applicable classes of labor.~~

~~Highway laborers~~

~~(In Mpls., St. Paul Metropolitan Wage Areas)~~

~~CODE NO.~~	~~POSITION TITLE~~
~~103~~	~~Bituminous batcherman (Stationary plant)~~
~~105~~	~~Bituminous raker, floater and utility man~~
~~107~~	~~Bituminous tamper~~
~~113~~	~~Blacksmith helper~~
~~116~~	~~Bottom man (sewer, water or gas trench)~~
~~117~~	~~Bottom man (sewer, water or gas trench) (more than 8' below starting level of manual work)~~
~~123~~	~~Brick or block paving setter~~
~~125~~	~~Bricklayer tender~~
~~132~~	~~Cement coverman (batch trucks)~~
~~134~~	~~Cement gun operator (1½" and over)~~
~~136~~	~~Cement handler (bulk or bag)~~
~~138~~	~~Chain Saw Operator~~

CODE-NO.	POSITION-TITLE
140	Chipping-hammer-operator
141	Concrete-batcherman-(proportioning-plant)
143	Concrete-longitudinal-floatman-(manual-bull-float-on-paving)
145	Concrete-mixer-operator-(1-bag-capacity)
147	Concrete-shoveler,-tamper-and-puddler-(paving)
149	Concrete-vibrator-operator
153	Conduit-layers-(without-wiring)
156	Curb-setter-(stone-or-precast-concrete)
163	Dumper-(wagon,-truck,-etc.)
165	Dumpman
167	Dumpman-(paver)-(dumper-batch-trucks-at-mixer)
173	Drill-runner-(blasting)
175	Drill-runner-(heavy,-including-churn-drill)
181	Flagman
185	Formsetter-(municipal-type-curb-and-sidewalk)
186	Formsetter-(pavement)
192	Hydrant-and-valve-setter
194	Jackhammer-man-and-paving-buster
196	Joint-filler-(concrete-pavement)
203	Kettleman-(bituminous-or-lead)
207	Mortar-mixers
213	Pipe-derrickman-(tripod,-manual)
215	Pipe-handler-(water,-gas,-cast-iron)
217	Pipe-layer-(sewer,-water-or-gas)
223	Powderman
224	Powder-monkey
225	Power-buggey-operator
227	Pump-Operator-(3"-and-under,-semi-skilled)

CODE-NO.	POSITION-TITLE
233	Reinforced-steel-laber
235	Reinforced-steel-setter-(pavement)
241	Sand-cushion-and-bed-maker
243	Service-connection-maker-(water-or-gas)
245	Squeegee-man-(bituminous-brick-or-block-pavement)
247	Stabilizing-batcherman-(Stationary-plant)
249	Stone-mason-tender
253	Tunnel-laborer-(atmospheric-pressure)
255	Tunnel-men-(air-pressure)
257	Tunnel-miner
263	Unskilled-laborers
265	Watchmen
267	Winch-handler-(manual)
273	Caisson-work
275	Cofferdam-work
277	Open-ditch-work
279	Tunnel-work
281	Underground-laborers
283	Underpinning-work
285	Other-work-more-than-8'-below-starting-level-of-manual-work
286	Water-well-driller-helper
287	Nozzelman-(gunite)
288	Joint-sawer
289	Carpenter-tender
290	Wrecking-and-demolition

Highway-Laborers (Rural-Wage-Areas)

CODE-NO.	POSITION-TITLE
	Classification:
463	Laborer,-highway-&-heavy,-unskilled
	Pavement:
336	Cement-handler
367	Dumper
353	Conduit-layer
347	Concrete-shoveler,-tamper-and-puddler
384	Formsetter,-curb,-walk-and-pavement
394	Jackhammer
338	Chain-saw-operator
397	Joint-sawer
349	Concrete-vibrator-operator
423	Powderman
435	Reinforced-steel-setter-(pavement)
334	Cement-coverman
335	Sack-Shaker
	Blacktop:
305	Bituminous,-raker,-floater-and-utility-man
363	Dumper
308	Tamper-operator
381	Flagman
465	Watchman
	Sewer,-Water-and-Tunnel:
417	Pipelayer
403	Kettleman,-bituminous-or-lead
453	Tunnel-laborer---atmospheric-pressure
452	Tunnel-laborer---air-pressure

Highway-Laborers-(cont)

CODE-NO.	POSITION-TITLE
456	Tunnel-miner---atmospheric-pressure
454	Tunnel-miner---air-pressure
315	Bottom-man-or-ditchman
418	Pipe-handler
	Miscellaneous:
372	Drill-runner
374	Drill-runner-wagon-drill-or-churn-drill
376	Drill-runner-helper
475	Cofferdam-work
473	Caisson-work
345	Concrete-mixer-operator-(1-bag-capacity)
346	Nozzelman-(gunite)
427	Pump-operator---3-inches-and-under
486	Work-8-feet-or-more-below-adjoining-ground-where-excavation is-not-more-than-8-feet-wide
426	Power-Buggy-Operator
430	Bricklayer-tender
431	Carpenter-tender
432	Mortar-mixer
433	Stone-mason-tender
464	Wrecking-and-demolition-laborer

Power-Equipment-Operators

(Statewide)

CODE-NO.	POSITION-TITLE
501	Air-compresser-operator
502	Crane-Operator-with-135'-Boom,-excluding-jib
503	Asphalt,-bituminous-stabilizer-plant-operator

Power-Equipment-Operators-(con't)

CODE-NO.	POSITION-TITLE
504	Dragline-and/or-other-similar-equipment-with-shovel-type controls-up-to-3-cu.-yds.-mfg.-rated-capacity
505	Backfiller-operator
506	Batch-Plant-(concrete)
507	Bituminous-spreader-&-finishing-operator-(power)-(Adnum-or Jaeger)
508	Bituminous-spreader-&-bituminous-finishing-machine-operator (helper)-(power)-(Adnum-or-Jaeger)
509	Brakeman-or-switchman
510	Boom-Truck-(power-operated-boom)
511	Cableway-operator
512	Conveyor-operator
513	Concrete-distributor-&-spreader-operator,-finishing-machine, longitudinal-float-operator,-joint-machine-operator-&-spray operator
514	Concrete-mixer-operator,-on-job-site-over-1E
515	Concrete-mixer-operator,-on-job-site-1E-and-under
516	Concrete-mixer,-stationary-plant-operator,-over-3E
517	Dragline-and/or-other-similar-equipment-with-shovel-type controls-3-cu.-yds.-and-over-mfg.-rated-capacity
518	Concrete-saw-operator-(multiple-blade)-(power-operated)
519	Crushing-plant-operator-(gravel-&-stone)-or-gravel-washing, crushing-&-screening-plant-operator
520	Curb-Machine
521	Derrick-(Guy-or-stiffleg)-(power)-(skids-or-stationary)
522	Dope-Machine-(pipeline)
523	Dredge-deck-hand

Power-Equipment-Operators-(cont't)

CODE-NO.	POSITION-TITLE
524	Dredge-operator-or-engineer,-dredge-operator-(power)-& engineer
525	Elevating-Grader-Operator
526	Drill-rigs,-heavy-duty-rotary-or-churn-drill
527	Drilling-machine
528	Euclid-loader-operator
529	Engineer-in-charge-of-plant-requiring-first-class-license
530	Front-End-Loader-Operator-up-to-an-including-1-cu.-yd.
531	Fine-grade-operator
532	Helicopter-Pilot
533	Fireman-or-tank-car-heater-operator
534	Fork-lift-or-lumber-stacker-(for-construction-job-site)
535	Fork-lift-or-straddle-carrier-operator
536	Form-trench-digger-(power)
537	Mechanic-Helper
538	Front-end-loader-operator-(under-30-h.p.-rubber-tired)
539	Front-end-loader-operator,-all-types-30-h.p.-and-over
540	Automatic-Road-Machine-Operator-(GMI-or-similar)
541	Grader-or-motor-patrol,-finishing,-earthwork-and-bituminous
542	Grader-operator-(motor-patrol)
543	Power-Actuated-Horizontal-boring-machine-over-6"
544	Gravel-screening-plant-operator-(portable-not-crushing-or washing
545	Lead-greaser-on-grease-truck-(where-no-mechanic-is-employed)
546	Greaser-(truck-and-tractor)
547	Gunite-operator-gunall
548	Hoist-engineer-(power)

Power-Equipment-Operators-(con't)

CODE-NO.	POSITION-TITLE
549	Self-propelled-chip-spreader-(Flaherty-or-similar)
550	Self-propelled-soil-stabilizer
551	Launchman-(tankerman-or-pilot-license)
552	Leverman
553	Loader-Operator-(Barber-Green-or-similar-type)
554	Locomotive,-all-types
555	Locomotive-crane-operator
556	Master-Mechanic
557	Mechanic-or-Welder
558	Mechanical-space-heater-(temporary-heat)
559	Mixer-(paving)-Concrete-Paving-Operator,-read
560	Pipeline-Wrapping-Cleaning-or-Bending-Machine
561	Oilers-(power-shovel,-crane,-dragline)
562	Paving-breaker-or-tamping-machine-operator-(power-driven) (Mighty-Mite-or-similar-type)
563	Pick-up-Sweeper,-not-including-Tennant-or-similar-types
564	Power-shovels-and/or-other-equipment-with-shovel-type-control 3½-cu.-yds.-&-over
565	Power-shovels-and/or-other-equipment-with-shovel-type-control up-to-3½-cu.-yds.
566	Power-plant-engineer,-100-K.W.H.-and-over
567	Pugmill-operator
568	Pump-operator
569	Pumperete-operator
570	Mucking-machine
571	Refrigeration-plant-engineer

Power-Equipment-Operators-(cont't)

CODE-NO.	POSITION-TITLE
572	Mole-operator-including-power-supply
573	Roller-operator,-self-propelled-roller-for-compaction, including-stabilized-base
574	Roller-operator,-self-propelled,-rubber-tired-for-compaction including-stabilized-base
575	Roller-operator,-up-to-&-including-6-tons-for-bituminous finishing-and/or-wearing-courses
576	Roller-operator,-over-6-tons-for-bituminous-finishing-and/or wearing-courses
577	Scraper,-32-cu.-yds.-and-over
578	Self-propelled-vibrating-packing-operator-(pad-type)
579	Rubber-tired-farm-tractor,-back-hoe-attachment
580	Sheet-foot-roller-(self-propelled)-3-drum-and-over)
581	Shouldering-machine-operator-(power)(Apsco-or-similar-type)
582	Slip-Form-(power-driven)(paving)
583	Tie-tamper-&-ballast-machine-operator
584	Stump-chipper
585	Turnapull-operator-(or-similar-type)
586	Tandem-scraper
587	Tractor-operator---boom-type
588	Tractor-operator,-D2,-TD6-or-similar-h.p.-with-power-take-off
589	Tractor-operator,-over-D2,-TD6,-or-similar-h.p.-with-power take-off
590	Tractor-operator,-50-h.p.-or-less-without-power-take-off
591	Tractor-operator,-over-50-h.p.-without-power-take-off
592	Trenching-machine-operator-(sewer,-water,-gas)

Power-Equipment-Operators-(cont't)

CODE-NO.	POSITION-TITLE
593	Power-Actuated-Augers-&-Boring-Machine
594	Truck-crane-operator
595	Truck-crane-oiler
596	Tugboat-(100-h.p.-and-over)
597	Well-point-installation,-dismantling-or-repair-mechanic
598	Two-or-more-pumps,-compressors-or-welding-machines
599	Power-Actuated-Jacks

Truck-Drivers
(Statewide)

CODE-NO.	POSITION-TITLE
601	Bituminous-Distributor-Driver
602	Bituminous-Distributor-Spray-Operator-(Rear-end-oiler)
603	Bituminous-Distributor-Driver-(one-man-operation)
605	Boom-and-"A"-frame-driver
606	Dumpman
608	Dumpster-Operator-(no-h.p.-limit)
611	Greaser-and-truck-serviceman
615	Mechanical-Broom-Driver
617	Pilot-Car-Driver
621	Ready-Mix-Driver-(mixer-capacity-up-to-and-including-4-cu.yds
622	Ready-Mix-Driver-(mixer-capacity-over-4-cu.-yds.-up-to-and including-6-cu.-yds.)
623	Ready-Mix-Driver-(mixer-capacity-over-6-cu.-yds.)
626	Self-propelled-Packer-Operator
629	Tank-truck-helper-(gas,-oil,-read-oil-and-water)
631	Teamster-or-stableman
633	Tractor-Operator-(wheel-type-used-for-any-purpose)

Truck-Drivers-(con't)

CODE-NO.	POSITION-TITLE
641	Truck-Driver-(up-to-and-including-6-cu.-yds.-box-water-level)
642	Truck-Driver-(over-6-cu.-yds.-up-to-and-including-8-cu.-yds. box-water-level)
643	Truck-Driver-(over-8-cu.-yds.-up-to-and-including-12-cu.-yds. box-water-level)
644	Truck-Driver-(over-12-cu.-yds.-up-to-and-including-16-cu.-yds box-water-level)
645	Truck-Driver-(over-16-cu.-yds.-box-water-level)
648	Truck-Driver-(hauling-machinery-for-contractors-own-use including-operation-of-hand-or-power-operated-winches)
650	Truck-Mechanic-(in-cases-where-an-operating-engineer-mechanic is-not-employed
651	Truck-Welder
	Truck-Driver:
662	Single-axle-or-2-axle-unit
663	Tandem-axle-or-3-axle-unit
664	Four-axle-unit
665	Five-axle-unit
	For-each-additional-axle,-10-cents-additional-per-hour
666	Slurry-Driver
667	Slurry-Operator

Special-Crafts
(Statewide)

711	Bricklayers
712	Bricklayers-Apprentice-(6-mos.-interval)
721	Carpenters
722	Carpenters-apprentice-(1000-hr.-interval)

Special-Crafts-(con't)

CODE-NO.	POSITION-TITLE
731	Cement-Masons
732	Cement-Masons-(6-mos.-interval)
733	Cement-Masons-(1-year-intervals)
740	Cable-Splicer
741	Electricians
742	Electricians-Apprentice
743	Electricians-(on-work-up-to-$4,000)
744	Electricians-on-work-over-$4,000
745	Electricians-Apprentice-(3-mos.-interval)
746	Electricians-Apprentice-(6-mos.-interval)
747	Electricians-Apprentice-(years-intervals)
748	Lineman
749	Groundman-(1st-year,-2nd-year,-3rd-year)
751	Ironworkers,-ornamental
752	Ironworkers,-reinforcing
753	Ironworkers,-structural
754	Ironworkers-Apprentice-(1000-hrs.-interval)
755	Ironworkers-(6-mos.-intervals)
761	Painters
762	Painters,-brush
763	Painters,-structural-steel-and-bridge
764	Painters-Apprentice-(1000-hrs.-interval)
765	Painters-(6-mos.-intervals)
766	Painters,-spray
771	Piledriverman
773	Plumbers
775	Plumbers-Apprentice-(928-hours)

~~Special-Crafts-(con't)~~

~~CODE-NO.~~	~~POSITION-TITLE~~
~~781~~	~~Stone-Masons~~
~~791~~	~~Sheet-metal-workers~~
~~784~~	~~Stone-Masons-(6-mos.-interval)~~

§ 1.8015 Master job classifications.

For purposes of these rules, contractors must use the following codes and classifications in documenting classes of labor.

Laborers

CODE NO.	POSITION TITLE
101	Laborer, common (general labor work)
102	Laborer, skilled (assisting skilled craft journeyman)
103	Laborer, Landscaping (gardner, sod layer and nurseryman)
104	Flagperson
105	Watchperson
106	Powderman why not "powderperson"
107	Pipelayer (water, sewer & gas)
108	Tunnel miner
109	Underground and open ditch laborer (8 feet below starting grade level)

Power Equipment Operators

CODE NO.	POSITION TITLE
201	Air compressor operator
202	Asphalt, bituminous stabilizer plant operator
203	Dragline and/or other similar equipment with shovel type controls
204	Bituminous spreader and finishing operator
205	Bituminous spreader and bituminous finishing machine operator (helper)

Power Equipment Operators (con't)

CODE NO.	POSITION TITLE
206	Conveyor operator
207	Concrete distributor and spreader operator, finishing machine, longitudinal float operator, joint machine or spray operator
208	Concrete saw operator (multiple blade)(power operated)
209	Crushing plant operator (gravel and stone) or gravel washing, crushing and screening plant operators
210	Curb machine
211	Front end loader operator up to and including 1 cu. yd.
212	Fine grade operator
213	Fork lift operator
214	Front end loader operator
215	Helicopter pilot
216	Fireman or tank car heater operator
217	Grader or motor patrol, finishing, earthwork and bituminous
218	Grader operator (motor patrol)
219	Greaser (truck and tractor)
220	Hoist engineer
221	Self propelled chip spreader
222	Mechanic or welder
223	Oilers (power shovel, crane, dragline)
224	Pick up sweeper
225	Pugmill operator
226	Roller operator, self propelled roller for compaction
227	Roller operator, up to and including 6 tons for bituminous finishing and/or wearing courses

Power Equipment Operators (con't)

CODE NO.	POSITION TITLE
228	Roller operator, over 6 tons for bituminous finishing and/or wearing courses
229	Scraper, 32 cu. yds. and over
230	Self propelled vibrating packing operator (pad type)
231	Rubber tired tractor, back hoe attachment
232	Shouldering machine operator (power)(apsco or similar type)
233	Slip form (power-driven)(paving)
234	Turnapull operator (or similar type)
235	Tractor operator, D2, TD6 or similar h.p. with power take-off
236	Tractor operator, over D2, TD6 or similar h.p. with power take-off
237	Power actuated augers and boring machine
238	Truck crane oiler

Truck Drivers

CODE NO.	POSITION TITLE
301	Bituminous Distributor driver
302	Dumpman
303	Greaser and truck serviceman
304	Self propelled packer operator
305	Truck driver (hauling machinery for contractors own use including operation of hand or power operator winches)
306	Single axle or 2 axle unit
307	Tandem axle or 3 axle unit
308	Four axle unit
309	Five axle unit

Special Crafts

CODE NO.	POSITION TITLE
401	Asbestos workers
402	Boilermakers
403	Bricklayers
404	Carpenters
405	Carpet Layers (linoleum)
406	Cement Masons
407	Electricians
408	Elevator Constructors
409	Glaziers
410	Lathers
411	Groundman
412	Ironworkers
413	Lineman
414	Millwright
415	Painters
416	Piledriverman
417	Pipefitters - steamfitters
418	Plasterers
419	Plumbers
420	Roofer
421	Sheet metal workers
422	Sprinkler fitters
423	Terrazzo workers
424	Tile setters

Wage determinations shall be made for other classifications not listed if such other classifications are in general use in the area being surveyed.

§ 1.8016 Posting of wage rates.

Each contractor and subcontractor performing work on a public project shall post on the project the applicable prevailing wage rates and hourly basic rates of pay for the county or area within which the project is being performed, including the effective date of any changes thereof, in at least one conspicuous place for the information of the employees working on the project. (Minn. Stat. § 177.43, subd. 4 and Minn. Stat. § 177.44, subd. 5 (1974)). The information so posted shall include a breakdown of contributions for health and welfare benefits, vacation benefits, pension benefits and any other economic benefit required to be paid.

§§ 1.8017 Wage rate determinations previously certified by the department shall, subject to the review procedures contained in § 1.8013, remain in effect until such time that new wage rates are determined in accordance with the provisions of these rules as amended.

APPROVED AS TO FORM AND LEGALITY

APR 25 1980 19

WARREN SPANNAUS, ATTORNEY GENERAL

BY

SPECIAL ASSISTANT ATTORNEY GENERAL

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
APR 28 1980
Joan Anderson Growe
Secretary of State

STATE OF MINNESOTA
OFFICE OF HEARING EXAMINERS

FOR THE DEPARTMENT OF LABOR AND INDUSTRY

In the Matter of the Proposed Amendment of
Rules of the Department of Labor and Industry Governing Prevailing Wage Determinations. FINDINGS OF FACT

The above-entitled matter came on for hearing before Peter C. Erickson, Hearing Examiner, State Office of Hearing Examiners at 9:30 a.m., January 17, 1980 in Conference Room D of the Veterans Service Building, St. Paul, Minnesota after proper notice required by Minn. Stat. § 15.0412 (1978) was served upon all persons, associations and other interested groups registered with the Secretary of State for that purpose and published in the State Register.

The hearing continued and the record remained open until all interested persons or groups had an opportunity to participate by presenting written and oral statements and arguments.

Hearing Examiner Erickson prepared the Report of the Hearing Examiner dated March 6, 1980 pursuant to Minn. Stat. § 15.052, subd. 3 and 9 MCAR 2.106.

Based upon all the records and proceedings herein, the Commissioner adopts and incorporates by reference herein the Report of the Hearing Examiner as the Findings of Fact supporting the reasonableness and need of the proposed rules with the following additional findings or modifications to those findings set forth in paragraphs 4, 22 and 23 of the Report:

Paragraph 4: On December 21, 1979, the Department filed its Statement of Need and Reasonableness with the Hearing Examiner. Copies of that Statement were also mailed to all parties of record to the contested case entitled, "In The Matter of the Petition for Reconsideration of Prevailing Wage Certification" dated October 30, 1978, and November 30, 1978, H.E. Docket No. LI-79-001-PE. Copies of the Notice of Hearing and Order For Hearing had been previously filed on October 23, 1979.

Copies of the remaining documents identified in paragraph 4 of the Hearing Examiners Report were filed with the Examiner on December 28, 1979;

Paragraph 22: The Commissioner disagrees with the Examiners findings to the extent they construe the statutory language as preventing certification of future wage rates or reasonable adjustments to wage rates previously determined to be paid. The Commissioner finds however that additional review and analysis is desireable prior to adopting by rule on automatic adjustment of prevailing wage rates;

Paragraph 23: Statements received at hearing and submitted subsequent to the hearing support the addition of other classes of labor to the proposed list of classes. The addition of those classes identified as Code No.'s 106-109 are warranted and necessary since those classes of labor would not be covered or included within the classes identified in Code No.'s 101 and 102. The additional classes may be paid at higher wage rates and possess different skills than those within Code No.'s 101 and 102. Additionally, those classes would not typically be assisting the classes of craft journeymen generally recognized in the industry.

Dated March 19, 1980

Harry D. Peterson

Harry D. Peterson

Commissioner

HE report

STATE OF MINNESOTA)
(ss.
COUNTY OF RAMSEY)

AFFIDAVIT OF SERVICE

Peter C. Erickson , being first duly sworn, deposes and says that on the 7th day of March , 1980 , at the City of St. Paul, County of Ramsey, State of Minnesota, he served the attached Report of the Hearing Examiner, LI-80-002-PE / upon Prevailing Wage Division, Department of Labor and Industry by handing to and leaving the same with Donald G. Saul, clerk of the department,

Peter C Erickson

Subscribed and sworn to before me
this 7th day of March , 1980 .

Eileen A. Gaiovnik

EILEEN A. GAIOVNIK
Notary Public, Ramsey Co. Mn.
MY COMMISSION EXPIRES
December 14, 1980

LI-80-002-PE

STATE OF MINNESOTA
OFFICE OF HEARING EXAMINERS

FOR THE DEPARTMENT OF LABOR AND INDUSTRY
PREVAILING WAGE DIVISION

In the Matter of the Proposed Amendment of
Rules of the Department of Labor and Industry
Governing Prevailing Wage Determinations.

REPORT OF THE
HEARING EXAMINER

The above-entitled matter came on for hearing before Hearing Examiner Peter C. Erickson of the State Office of Hearing Examiners at 9:30 a.m. on Thursday, January 17, 1980 in Conference Room D of the Veterans Service Building, St. Paul, Minnesota.

Jon K. Murphy, Special Assistant Attorney General, appeared on behalf of the Department of Labor and Industry (hereinafter "Department"). Martin L. Garden and Steven C. Miller, Attorneys-at-Law, 811 LaSalle Court, Minneapolis, Minnesota, 55412, appeared on behalf of the Associated Builders and Contractors (hereinafter "ABC"). Bruce A. Finzen, Esq., 1210 Minnesota Building, St. Paul, Minnesota, 55101, appeared on behalf of the Minnesota Building and Construction Trade Council (hereinafter "BTC"). Timothy S. Johnson, Esq., 520 W. Litchfield Avenue, Willmar, 56201, appeared on behalf of the Christian Labor Association (hereinafter "CLA"). The hearing continued until all interested persons or groups had had an opportunity to testify regarding the adoption of the proposed rules.

Pursuant to Minn. Stat. § 15.0412, subd. 4 (1978), this Report shall be available for review to all affected individuals upon request for at least five days. Thereafter, the Commissioner shall, if he proposes to adopt the rules as originally proposed or amended, submit a copy of the Order Adopting Rules, a copy of any additional agency findings, a copy of the rules as originally proposed, and a copy of the rules as adopted to the Chief Hearing Examiner for review pursuant to Minn. Stat. § 15.052, subd. 4 (1978). The submission to the Chief Hearing Examiner shall precede review by the Attorney General. The Chief Hearing Examiner shall complete his review and submit his report to the Commissioner on the issues of substantial changes in the rule and compliance with Minn. Stat. § 15.0412 (1978) within ten calendar days. The Commissioner will be responsible for filing the rules with the Attorney General and for notifying persons who have indicated that they wish to be notified of such filing.

Based upon all the records and proceedings herein, the Examiner makes the following:

FINDINGS OF FACT

1. On October 24, 1979, the Department filed the following documents with the Chief Hearing Examiner:

(a) A copy of the proposed rules.
(b) The Order for Hearing proposed to be issued.
(c) The Notice of Hearing proposed to be issued.
(d) A Statement of the number of persons expected to attend the hearing and estimated length of the Agency's presentation.

2. On December 17, 1979, a Notice of Hearing and a copy of the proposed rules were published at 4 State Register 977.

3. On December 13, 1979, the Department mailed the Notice of Hearing to all persons and associations who had registered their names with the Secretary of State for the purpose of receiving such notice.

4. On December 28, 1979, the Department filed the following documents:

(a) The Order for Hearing and authorizing resolution.
(b) The Notice of Hearing as mailed.
(c) The Affidavit of Receipt of the Secretary of State's list.
(d) The Affidavit of Mailing the Notice to all persons on the Secretary of State's list.
(e) The Secretary of State's Certificate and list.
(f) The Statement of Need and Reasonableness.
(g) All materials received following a Notice of Intent to Solicit Outside Opinion published at 3 State Register 2034 (May 14, 1979).
(h) The names of Department personnel who will represent the Agency at the hearing together with the names of any other witnesses solicited by the Agency to appear on its behalf.

The documents were available for inspection at the Office of Hearing Examiners from the date of filing to the date of the hearing.

5. The record remained open through February 7, 1980 for the receipt of written comments and statements, the period having been extended by order of the Hearing Examiner to 20 calendar days following the hearing.

6. The Department contends that statutory authority to promulgate the proposed rules is contained in Minn. Stat. § 175.171, subd. 2 (1978).

7. Because the Prevailing Wage Division (PWD) of the Department of Labor and Industry has proposed extensive amendment of its rules governing Prevailing Wage Determinations, and because there has been detailed commentary generally offered in a form matching the sequential presentation of the amendments proposed by the PWD, the following numbered Findings of Fact will be divided into three sections as follows: First, the proposed rule and PWD supporting testimony; second, public response and proposals; third, the Examiner's discussion and findings.

8. In its Statement of Need and Reasonableness, the PWD explains the need for amendment of its rules, 8 MCAR § 1.8001-1.8016:

> The existing rules . . . were the first rules promulgated by the Department on this subject matter and were proposed and adopted primarily with a view towards the Department's experiences in determining highway construction wage rates and addressed the problems and issues identified through that limited experience. Since adoption of the existing rules, the Department's experience has demonstrated that they do not adequately cover all potential issues or problems which may exist with respect to wage rate determinations for other types of construction. In addition, the existing rules do not sufficiently set forth the manner by which wage rate determinations will be made and the specific steps taken with respect to arriving at those determinations. Also, they do (sic) set forth with sufficient clarify (sic) the policies, interpretations and procedures utilized by the Department in implementing its statutory obligations.
>
> . . . The amended rules are intended to: (1) provide concise and consistent guidelines and rules of operation governing all prevailing wage determinations; (2) specifically set forth the steps to be taken in all surveys conducted by the Department; (3) provide a practical approach to wage rate determinations; and (4) expand upon the basic statutory provisions under which determinations are made.

9. 8 MCAR § 1.8001 - Authority, Scope and Purpose

The present rule, which is primarily a restatement of existing statutory language, has been amended to eliminate the duplication and add a brief statement of purpose:

§ 1.8001 A. . . . Their purpose is to provide procedural guidelines for prevailing wage determinations.

All of the testimony and comment received endorses the proposed amendment.

The word "guidelines" is not appropriate rule terminology. It implies that the rule does not have the "force and effect of law" which is mandated by Minn. Stat. § 15.0413, subd. 1. The language cited above should be amended to read, "Their purpose . . . provide procedures for . . . determinations." As amended, the Examiner finds proposed § 1.8001 to be both needed and reasonable. ✓ complied with

10. 8 MCAR § 1.8002 - Definitions

The PWD proposes to delete definitions which are a duplication of statutory language and define categories of construction consistently with interpretations of Federal prevailing wage law, pointing out the similarity between Minnesota's so-called "Little Davis-Bacon Act" and the Federal Davis-Bacon Act.

Noting the lack of legislative guidance at both the state and federal levels concerning the meaning of statutory language requiring that wage determinations be based on "projects of a character similar to the contract work", 40 U.S.C.A. § 276(a) for federally funded projects, and ". . . comparable to wages paid for similar work in the community as a whole.", Minn. Stat. § 177.41 for state funded projects, the PWD proposes to establish categories of construction projects in a pared-down version of those established in rule-making under the Federal Davis-Bacon Act.

In arriving at three categories (Highway and Heavy, Commercial, and Residential/Agricultural), the PWD notes broadly varying categorization among other states whose rule-making interprets similar legislation.

The PWD feels that only the proposed three categories are needed, preferring to consolidate under "Highway and Heavy", the two federal categories of "heavy, water, sewer, and utility construction" and "highway construction."

The PWD interprets the statutory language to require categories of construction based on "functional use" as a determinant of types of "project" rather than solely on the class(es) of labor utilized in projects. It believes that the proposed categories result in a recognition of the fact that there are distinctions in skill, quality, or wages among identical classes of labor when engaged in each of the three categories of project. Thus, for example, an electrician working in the residential/agricultural category of project may be distinguishable in skill, quality of work, or wages paid from an electrician engaged in a commercial category of project.

In proposed 1.8002 D., E., the PWD distinguishes between the terms "project" and "state project". It believes this distinction necessary to "assure that all projects similar in nature, whether private or public will be looked to" in determining prevailing wages.

At hearing, the definition of "Commercial Construction" was amended by the PWD as follows: "All building construction projects exclusive of residential construction." Subsequent to hearing, the PWD amended the definitional section by deleting the definition of "Metropolitan Area".

The PWD-proposed amendments are supported by the comments submitted by the International Union of Operating Engineers, the Christian Labor Association, the Minnesota State Building and Construction Trades Council, and other union organizations.

The Minnesota Associated Builders and Contractors (ABC) disputes the distinction proposed between commercial and residential/agricultural building construction and proposes that the two categories be consolidated into one category, "building construction":

> . . . All construction projects which (1) involve construction, repair or remodeling of any structure or facility intended to provide housing or confinement, or (2) do not fall within the definition of Highway and Heavy Construction. . .

Basically, ABC contends that there is no meaningful distinction beween the actual work performed, skills required, etc., by classes of labor engaged in commercial projects and residential/agricultural projects that would necessitate two categories of projects. Also ABC states that:

> The statute itself only speaks of two types of construction determinations, one for highway contracts and one for other state projects. This indicates a legislative intent that the Department confine itself to two general categories of construction. The legislature has shown no indication that it considers residential, agricultural, light commercial, heavy commercial or industrial projects as being distinct or different. The legislature has focused on the skills and functions of human beings.

At issue is the interpretation of Minn. Stat. § 177.41 which reads:

> ". . . wages of laborers, workmen and mechanics engaged in state projects financed in whole or part by state funds should be comparable to wages paid for similar work in the community as a whole."

The PWD has taken the position, consonant with the interests of the union faction, that the terms "projects" and "similar work" are synonymous in the statute. The ABC contends that the term "similar work" relates instead to "work done by human beings". Questions of legislative intent, relevance of Federal Davis-Bacon law, and lines of battle between representatives of unionized labor and construction contractors all relate to the ambiguity of the statutory language. The distinction proposed by the PWD will have the effect of separating, for the purposes of prevailing wage determination, wages paid for projects more often undertaken by union workers (commercial) from wages paid for projects more often undertaken by non-union workers (residential/agricultural).

Clearly, under the ABC proposal, wages considered in determining the prevailing wage, if combined into one category, will have the effect of commingling the influence of union and non-union wage scales. This could result in a lowering of the prevailing wage for some classes of labor in counties currently established by PWD to be areas where union scale is the prevailing wage rate.

The contention of ABC that the legislature intended only two categories of projects, i.e., highway and heavy and building construction, be considered in setting prevailing wage rates is unconvincing. Although the Minnesota Act and Federal Act contain different language, the Examiner reads the state law as intending the same result regarding "similar work (projects)". Differentiating between commercial and residential/agricultural construction is a reasonable and rational implementation of the statute. The fact that this differentiation reflects different wage structures, i.e., union as compared to non-union, supports the demarcation. The Examiner finds that proposed § 1.8002, as amended, is both needed and reasonable.

11. 8 MCAR § 1.8003 - Prevailing Wage Determinations

The PWD has proposed to repeal present § 1.8003, Classes of Labor (which now becomes new § 1.8005), and adopt a new rule which delineates how often wage rates will be determined. Pursuant to statutory mandate, highway and heavy construction wage rates will be certified "at least once each calendar year". Proposed § 1.8003 B. requires that the PWD "attempt" to determine commercial construction prevailing wage rates "once each calendar year". § 1.8003 C. requires that residential/agricultural wage rates be determined at the commissioner's discretion. (Upon his own initiative or upon approval of a request by a "governmental official involved in the bidding process.") Subsequent to hearing, the Department proposed to amend paragraph C. as follows:

> Prevailing wage rates applicable to state projects which are similar in nature to residential construction projects will be made upon request of a governmental official involved in the bidding process of a state project who desires such rates for insertion in a specific contract proposal.

§ 1.8003 D. prescribes the calendar year as the period to be used for gathering wage information and requires that the wage determinations be certified "as soon as possible" following the close of the survey. Paragraphs E., F. and G. permit the holding of public hearings "in lieu of . . . survey procedures" to determine wage rates. Subsequent to hearing, the Department proposed to delete paragraph G. which requires public hearings in the "metropolitan area" for the purpose of setting rates for highway and heavy construction.

In support of the discretionary language pertaining to use of public hearings, the PWD cites Minn. Stat. § 177.44, subd. 3, which states:

> The department of labor and industry shall conduct investigations ahd hold public hearings necessary to define classes of labor and mechanics and to inform itself as to the hours of labor and wage rates prevailing in all areas of the state. . .

The PWD feels that this "would not appear to prevent" using this procedure, viz. hearings, instead of survey procedures.

Proposed new § 1.8002 is supported by the CLA, the BTC, and other union organizations.

The ABC offers alternative language requiring physical surveys for all wage rate determinations and expanding the survey period back to the end of the preceding survey. In addition, ABC proposes that surveys of federal and state-funded projects take into consideration the fact that different wages might have been paid in the absence of a prevailing wage requirement.

The ABC proposal concerning federal and state-funded projects, while not providing definitive solutions, raises an important consideration. If the PWD considers wages paid under a determination of prevailing wage made by itself or the federal government in determining future prevailing wages, past-established prevailing wages will introduce a feedback problem into future determinations. Arguably, these wages having been determined "prevalent" will not materially change future wage determinations one way or the other, but, if for any reason the past prevailing wage was somehow inaccurate, its effect will be to perpetuate the inaccuracy. Presumably, prevailing wages in the community are to be determined on the basis of community-based standards, independent of the effect of state or federally imposed prevailing wage determinations. If it can be determined what wages would have been paid absent prevailing wage rates, those wages should be used rather than the artificial rate.

§ 1.8003 B. only requires that the PWD "attempt" to certify prevailing rates for commercial construction once each year. Minn. Stat. § 177.43, subd. 4, mandates that rates be "ascertained before the state asks for bids." Use of the word "attempt" in the rule allows the Department too much discretion and is illegal. See recent rulings of the Attorney General on HLTH-79-030-PE dated November 5, 1979; CORR-79-011-PE dated November 6, 1979; and HLTH-79-027 dated January 28, 1980. Paragraph B. could be amended as follows:

> B. The Department shall, upon the request of any state agency that is contemplating the advertisement for bids on a state project which is similar in nature to commercial construction projects, determine and certify prevailing wage rates applicable to said state project if a certification has not been made within the twelve-month period prior to the request.

complied with

Paragraph F. allows broad discretion as to when the PWD may substitute public hearings for surveys. Minn. Stat. § 177.44, subd. 3, which allows the Department to "conduct investigations and hold public hearings" which are "necessary" to make determinations, applies only to highway and heavy construction. Minn. Stat. § 177.43, which concerns other state projects, only states that the commissioner "shall make such investigations as may be necessary" to make determinations. The Examiner reads public hearings into the investigation language contained in Minn. Stat. § 177.43. However, the rule is absent any criteria regarding the use of public hearings and may be viewed by the Attorney General to be illgal. Paragraph F. could be amended to comply with the statutory provisions as follows:

> F. The Department shall, pursuant to Minn. Stat. §§ 177.43, subd. 4, and 177.44, subd. 3, conduct public hearings when necessary to determine . . .

complied with

In addition, the "as soon as possible" language contained in paragraph D. should be deleted as it is unnecessary and only adds an element of questionable discretion.

complied with

The Hearing Examiner finds that proposed § 1.8003, as amended by the Department and as recommended to be amended by the Examiner, is both needed and reasonable.

12. 8 MCAR § 1.8004 - Basis for Each Determination

Proposed amendments to § 1.8004 seek to clarify use of the terms "county" and "area". The PWD amendment establishes the county as the primary unit for survey procedures, limiting use of wage information to that gathered

from work actually done in a county, unless there is no evidence of any work having been done in a class of labor needed for a state funded project. In such a case, the PWD allows the use of wage data for a needed class of labor only if work was performed in that class of labor in at least two adjacent counties. Since "area" is the basic statutory geographical term to be applied, and is defined as ". . . the county or other locality from which labor for any project would normally be secured," the PWD feels it within its discretion to look to adjacent counties where necessary. The reason given by the PWD for only considering adjacent counties when at least two have relevant wage data is to assure a more reliable guage of wage rates actually prevailing.

Subsequent to hearing, the Department proposed to amend § 1.8004 B.3. as follows:

> B.3. Where no work was performed . . . Minnesota counties, no wage rate will be determined for that class of labor.

The ABC argues strenuously that <u>all</u> information should come out of the county being surveyed and use of adjacent county data is in violation of the statutory definition of area. The BTC contends that the requirement that at least "two or more" adjacent counties have relevant data unduly restricts the area from which data may be drawn.

The Examiner finds that the use of adjacent county data, as proposed by the PWD, is in compliance with statutory requirements. The need for and reasonableness of proposed § 1.8004, as amended, has been demonstrated. The Examiner points out that in situations where insufficient data is found by the PWD, the use of public hearings may be most appropriate.

13. 8 MCAR § 1.8005 - <u>Classes of Labor</u>

Present § 1.8005, which deals with physical surveys, has been repealed and an amended version of present § 1.8003 has been renumbered as 1.8005. Proposed § 1.8005 delineates general classes of labor and places upon the contractor the responsibility for classifying individual workers. The rule requires that a worker be counted only once in the class of labor in which he worked the greatest number of hours. In support of the "greatest number of hours" rule, the PWD stated:

> Subpart (7) assures that a worker will be counted only once regardless of the number of classes of labor reported for that worker. By so doing, workers will be classed in the class of labor which best reflects their skills, abilities and experience; that work class in which they spend a greater amount of their time. Consideration was given to counting "fractional" workers based upon the length of time spent in each class of labor. Such a procedure, however, would greatly increase the administrative burden and would not enhance the purposes of the statute which is to construct public buildings by the "best means and highest quality of labor reasonable available." County workers only in the <u>one</u> class of labor where they perform the greatest amount of work will assist in placing workers within that class of labor in which they are most competent through gained experience to perform work.

The ABC contends that each worker should be counted in every class of labor in which he works. It argued:

> The basic problem with the Department's approach to job classifications is that workers are only counted in one of the Department's job classifications when, in fact, they have worked in several. Since the job classifications are consistent with work practices of at best one sector of the industry, [i.e.,

union], this is discriminatory and produces distorted wage rates. When the Department makes a wage determination for carpenters, it should look at all carpentry work. The fact that one of the individuals who did the work of a carpenter also did the work of a cement mason or work in another classificaton of labor is irrelevant to setting wage rates for carpenters. Whatever else the individual may be, he is a carpenter and the wages he receives for carpentry work indicate part of the going rate for carpenters in the county.

The Examiner finds that proposed § 1.8005 is both needed and reasonable. The decision to count each worker only once in the class in which he works the greatest number of hours is a policy decision which is within the Department's discretion pursuant to its statutory authority.

14. 8 MCAR § 1.8006 - Survey Procedures

In this section, the PWD proposes to establish new procedures for gathering data via mail survey, instead of through physical survey. The primary resources for information about work done in each county are local government officials and those contractor and union organizations that request to be on a department mailing list. Additionally, the PWD proposes to maintain lists of contractors gathered from various publications, and requests to be placed on the list by contractors themselves. The PWD expresses confidence in the veracity of mailed surveys and the impracticability of actual physical surveys.

The PWD proposes to mail reporting forms to all contractors identified through any of its search procedures. These forms are to be mailed back within 33 days. They must be signed by the contractor or its representative and will not be utilized unless so signed. If incomplete forms are returned, the PWD may contact the contractor for the required information or make a site visit. Site visits, contact with government officials, and auditing of records are all available to the PWD to augment the mail survey data. Information regarding subcontractors submitted through the mail surveys from contractors will be followed up in similar fashion. The data will be assembled into a "county abstract" for each county.

Subparts F and G, dealing with situations involving collective bargaining agreements, allowing the Department to utilize these agreements when it deems them to be representative of the largest number of workers in a county, is stricken as unnecessary and inconsistent with the new rules.

At hearing, the Department proposed to amend the second sentence of § 1.8006(4) to read: "The request shall indicate the nature of the projects and the time period for which information is requested, and shall request the government official to identify contractors and their addresses who performed work during the survey time period." Additionally, the thirty-day time period was changed to thirty-three days in (5)(d).

Subsequent to hearing, the Department proposed to amend § 1.8006 as follows:

8 MCAR § 1.8006 (1) amend to read:
For each survey the department shall identify contractors who performed projects during the previous calendar year.

(2) amend to read:

For the purpose of identifying contractors who performed work on projects in each county, the department shall keep and maintain a mailing list of governmental officials, district, county and city engineers, city clerks, administrators and zoning officials and those contractor associations and labor organizations who have requested to be on the mailing list.

8 MCAR § 1.8006 (4), amend last sentence to read:

such forms shall be completed and returned to the department within 33 days.

8 MCAR § 1.8006 (7a) amend to read:

Information so collected, either through a review of contractors' payrolls or copies of payrolls provided by contractors to government officers, will be utilized in making determinations provided that such information is compiled on an Investigator's Project Worksheet and is signed by the investigator who compiled the information.

8 MCAR § 1.8006 (7b) delete in its entirety.

8 MCAR § 1.8006 (5e) amend to read:

Contractor reporting forms which do not report the names of workers, classes of labor, wage rates paid, description of project, type of construction and location of project will not be utilized in making wage determinations. Any unsigned or incomplete forms which are received within the 33-day time period shall be returned to the contractor with a request that the form be properly completed. If that form is not returned to the departament within 15 days from the date of mailing, it shall be excluded from the survey. In no event shall information on unsigned contractor reporting forms be utilized in making determinations.

Both the ABC and the BTC argue that a mandatory procedure of physical surveys must be retained as it is the only method by which accurate data may be obtained. Both question the reliability of mailed-in survey forms.

The ABC further contends that the "real value" of fringe benefits to the worker, and not the amount actually paid by the employer, should be used to calculate rates.

Minn. Stat. § 177.42, subd. 6, clearly states that the employers' "contribution" for fringe benefits be included in the wages paid. The "mailed" survey procedure is a reasonable method to collect data to calculate prevailing wage rates.

§ 1.8006 (7) states that "In lieu of the mail procedures . . . the department may make on-site visits . . ." As was stated in previous Findings, this discretionary language is illegal as there are no criteria for the exercise of the discretion. The paragraph could be amended as follows:

7. The Department shall make random on-site vists to the offices of contractors or governmental representatives for the purposes of collecting project data and for auditing payrolls.

or

7. The department shall make on-site visits . . . payrolls when necessary for the determination of prevailing wage rates.

complied with

The Examiner finds that proposed § 1.8006, as amended by the Department and recommended to be amended by the Examiner, is both needed and reasonable.

15. 8 MCAR § 1.8007 - Determining the Largest Number of Workers and Prevailing Wage Rate

Proposed § 1.8007 establishes groupings of workers wage rates which result from rounding actual rates to the nearest whole dollar. The highest rate paid in the group with the largest number of workers will become the prevailing wage rate. The rule prescribes that workers are only counted once if they perform work on more than one project within the county. The rate paid on the most recent project is used. The PWD stated that it considered averaging wage rates paid to all workers in a class of labor; however, it does not feel that averaging effectuates the purpose of the statute.

At hearing, the Department amended § 1.8007 B.6. by adding the words "in the class of labor" after "counted only once" to clarify the rule.

The ABC proposes that a weighted average system be used which considers the total number of hours worked in the county by each worker. It argues the necessity of considering the hours worked by all workers in the county so that the wage rates can reflect and give appropriate weight to the fact that some workers spend much more time than others in the county. The ABC stated that:

> Averaging is consistent with the statute's overall goal of establishing wage rates which are comparable to wages paid for similar work in the community as a whole. Under the proposed cluster system, a wage rate could go up or down one, two or three dollars based on the inclusion or exclusion of a handful of workers. A system that can produce widely different wage rates based on whether the Department found or did not find one or two workers is inherently unreliable as an indicator of comparable wages.

Jerry Lee, senior labor investigator for the Department, commented as follows:

> The "grouping system" . . . would result in rates that would only by chance be representative of rates paid in the county. For example, assume these wages are found for "graders":
>
> 1@ $3.50-4.49
> 3@ 4.50-5.49
> 2@ 5.50-6.49
> 3@ 6.50-7.49
> 2@ 7.50-8.49
> 1@ 8.50-9.49
> 0@ 9.50-10.49
> 0@ 10.40-11.49
> 3@ 11.50-12.49
>
> This is not an unlikely pattern. The result of this grouping would be a rate of approximately $12.00/hour. It is set by only 20% of the workers in that class.
>
> One familiar with this pattern would recognize that it is almost certain that the men in the $12.00 group are union workers and that the other 12 are non-union workers. The fact is that union workers are paid a uniform rate and that non-union workers are paid various rates. The grouping system would result often in setting a rate that is not representative.

Minn. Stat. § 177.41 states that "wages . . . should be comparable to wages paid for similar work in the community as a whole." Prevailing wage rate is defined as "the hourly basic rate of pay plus [fringe benefits] . . . paid to the largest number of workmen engaged in the same class of labor within the area . . ." The PWD proposal does not follow this statutory mandate. See, Can Manufacturers Institute, Inc. v. State, ____ N.W. 2d ____ (Minn. September 7, 1979). The statute requires that the prevailing wage rate be the rate paid to the largest number of workmen in the class of labor. The grouping methodology proposed by the PWD would allow one worker's salary, which could be as much as ninety-nine cents greater than everyone else's in the group, to set the prevailing wage rate. This differential would not even be comparable. Averaging, as suggested by the ABC, is also contrary to the statute. The rule should be amended so that all workers are tabulated at actual rates paid, with the most frequent rate paid becoming the prevailing wage. So amended the Examiner finds proposed § 1.8007 to be both needed and reasonable.

16. 8 MCAR § 1.8008 - Apprentices

Proposed § 1.8008 requires that registered apprentices be paid in accordance with the apprenticeship program agreement. Any employee who is not a registered apprentice must be paid the prevailing wage rate for the classification of work performed. The Department stated that it could not monitor or evaluate the merits or validity of informal, unregistered apprentice pro grams.

ABC argues that proposed § 1.8008 discriminates against workers in training programs which are not registered. ABC urges a rule which mandates a floor of 50% of the prevailing wage for all apprentices, helpers or trainees.

The Examiner finds that proposed § 1.8008 is both needed and reasonable; however, the ABC proposal should be carefully considered as it may result in greater equity between comparable workers and contractor use of those workers.

17. 8 MCAR § 1.8009 - Multi-County Projects

This section has been repealed because it is inconsistent with the amended rules.

18. 8 MCAR § 1.8010 - Notice of Wage Determinations

An additional sentence has been added to the rule to correlate the date of certification with the date of publication.

19. 8 MCAR § 1.8011 - Utilization of Additional Information

This section has been repealed because it is no longer necessary.

20. 8 MCAR § 1.8012 - Apprentices and Trainees

This section has been repealed as the subject matter is dealt with in proposed new § 1.8008.

21. 8 MCAR § 1.8013 - Petition for Reconsideration

The PWD has not proposed any amendments to this section. The ABC proposes that the thirty-day limitation on petitions be eliminated and that a

procedure for pre-certification review be established. Because no changes were proposed to this section, the PWD may consider these proposals as it deems appropriate.

22. 8 MCAR § 1.8014 - Prevailing Wage Adjustments

The PWD proposes to provide an automatic adjustment of all prevailing wage rates in effect on October 1 of each year by adding on the percentage increase in the statewide average weekly wage as defined in Minn. Stat. § 176.011, subd. 20, and determined under Minn. Stat. § 176.645. The PWD cites Minn. Stat. § 177.44, subd. 4, as authority for this adjustment. That statutory provision, which deals with highway construction, provides that the prevailing wage certification shall "include future hours and rates when such hours and rates can be determined . . . and specifically set forth the effective dates thereof . . ."

The ABC argues that the proposed wage adjustment is beyond statutory authority. It further stated that the statewide average weekly wage reflects the wages of all occupations, and thus has no meaningful value when applied to construction workers. ABC believes that the "automatic escalator will, if adopted, act as an escape clause for the department when it fails to do surveys in a timely fashion."

The statutory definition of prevailing wage rate makes no reference to wage adjustments which are not based upon the actual "hourly basic rate of pay [plus fringes]." Minn. Stat. § 177.44, subd. 4, speaks to certification adjustments "when such hours and rates can be determined. . ." (emphasis added). Minn. Stat. § 177.44, subd. 4, also states that highway and heavy rates shall be certified "at least once a year." Minn. Stat. § 177.43, subd. 4, provides that on other state projects, the "rates of pay . . . shall be ascertained before the state asks for bids." Nowhere do the statutes even hint that prevailing wage rates be adjusted based upon anything other than actual rates paid to construction workers.

The statutes mandate yearly certification for highway and heavy construction and certification "before the state asks for bids" for other state-funded construction in order to keep the rates current.

The Examiner finds that proposed § 1.8014 goes beyond statutory authority and should not be adopted . See, Wallace v. Commissioner, 289 Minn. 220, 184 N.W.2d 588 (1971). complied with

23. 8 MCAR § 1.8015 - Master Job Classifications

Proposed § 1.8015 updates the classification list by eliminating classes of labor which are not typically reported by contractors. A safeguard provision is included at the end of the rule which provides that "wage determinations may be made for other classifications not listed if sufficient need is determined by the department."

Many comments were received which contested the elimination of job classifications, especially for the laborer classification. The ABC contends that

because most of the classification titles come out of union contracts, they "do not reflect work practices of non-union and Christian Labor Association workers and affiliated contractors." The BTC supports proposed § 1.8015 with the exception of the laborer classification which it contends should be expanded to eleven positions.

The Examiner finds that proposed § 1.8015, with a savings provision, is both needed and reasonable. However, the savings clause should be amended to reflect less absolute discretion on the part of the Department. Such broad discretion may result in an illegal rule. It could read:

> "Wage determinations shall be made for other classifications not listed if such other classifications are in general use in the area being surveyed."

complied with

The Examiner further recommends that the additional classifications suggested by union representatives and the ABC be considered prior to final action on these rules.

24. 8 MCAR § 1.8016 - Posting of Wage Rates

The PWD has proposed no changes to this rule.

25. 8 MCAR § 1.8017.

Proposed new § 1.8017 states that wage determinations now in effect shall remain in effect until new determinations are made.

26. As is apparent from the record in this proceeding, and this Report, policy decisions made by the PWD to implement its statutory authority impact upon the fortunes of union and non-union interests. Most of the basic policy decisions made by the Department have favored the union faction. The discretion to make these decisions has been delegated to the Department of Labor and Industry by the state legislature. This Hearing Examiner has found most of the policies proposed by the PWD to be both needed and reasonable, except as noted herein.

The Department does not have the burden to show that the rules being proposed are the "best" rules possible; but rather, that what is proposed is a needed and reasonable method to implement statutory authority and that it does not go beyond that statutory authority. The Examiner points out that Minn. Stat. § 177.41 speaks of "comparable" wages as a general public policy, but then the prevailing wage rate is defined as the rate paid to the largest number of workers. This framework in itself mandates that union employees, covered by prescribed uniform rates, would necessarily control the prevailing wage rate. It is very difficult to read any kind of wage averaging system into this framework.

27. The Department has stated many times its intent to use the Office of Hearing Examiners to conduct local public hearings on wage determinations if they are found to be necessary and that those hearings would be conducted as contested cases. The Examiner suggests that such a provision be included in the rules for the purpose of clarification. It could read:

> "All such public hearings will be conducted as contested cases by a hearing examiner from the State Office of Hearing Examiners."

Complied with

Based upon the foregong Findings of Fact, the Hearing Examiner makes the following:

CONCLUSIONS

1. Due, timely and adequate legal notice of the hearing was properly given by the Department. All substantive and procedural requirements of law or rule have been met.

2. The Department has documented its statutory authority to promulgate the proposed rules with the exceptions noted in Findings 15 and 22.

3. The Department has demonstrated the need for and reasonableness of the proposed rules with the exceptions noted in Findings 9, 11, 14 and 23.

Based upon the foregoing Conclusions, the Hearing Examiner makes the following:

RECOMMENDATION

That the Department adopt the proposed rules with due consideration to the Findings set forth above.

Dated this 6 day of March, 1980.

Peter C. Erickson

PETER C. ERICKSON
Hearing Examiner

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MARTIN L. GARDEN
STEVEN C. MILLER

HAND DELIVERED

April 17, 1980

Office of the Attorney General
G-25 State Administration Building
50 Sherburne Avenue
St. Paul, Minnesota 55155

RECEIVED
APR 17 1980
ATTORNEY GENERAL
ADMINISTRATIVE AGENCIES

Re: In the Matter of the Proposed Adoption of Rules of the Department of Labor and Industry Relating to Prevailing Wage Determinations

Dear Sir or Madam:

The Minnesota Chapter of Associated Builders and Contractors is submitting this letter pursuant to Rule 305 of the Rules of the Attorney General's Office to point out significant conflicts between the Adopted Rules of the Department of Labor and Industry and the statute. Associated Builders and Contractors submitted a brief to the hearing examiner as part of the rules hearing proceedings. The brief is a response to the Department's Statement of Need and Reasonableness. In addition, the rules hearing transcript contains numerous references to legal defects of the Department's rules. ABC has submitted two briefs in a contested case proceeding dealing with challenges to prevailing wage determinations issued on October 30, and November, 1978. The record of the contested case was made part of the record of the rules hearing. The docket number of the contested case is LI-79-001-PE.

Because ABC discussed the legal defects in the Department's rules in those briefs, the association sees no need to submit a further brief. The above-mentioned briefs and the transcript demonstrate inconsistencies between the adopted rules and the statute and should be considered by your office in its review.

Conflicts between the statute and rule, excess of statutory authority, lack of reasonable relationship to statutory

purposes, and arbitrary and unreasonable action are found in the following general subject areas of the rules:

1. The Department has engaged in a confusing attempt to separate building construction into commercial and residential/agricultural categories. The labels given the categories are misleading since it is clear some residential and farm buildings are part in the commercial category. In addition, no real reason has been offered for not treating farm buildings which have a commerical end or functional use as commercial buildings. It is acknowledged by the hearing examiner that the effect will be to segregate a highly non-union sector of the industry from being considered in setting wage rates for "commercial buildings." (There is no basis for the hearing examiner's statement commercial construction, however, defined is predominantly union especially outside the metropolitan areas.) There is no basis for this arbitrary and irrational distinction in building construction especially when the statutory language which focuses on "similar work" which means similar work activity by workers is considered. This language shows the statute contemplates putting all building construction in one category.

2. The Department ignored the hearing examiner's recommendation that in making surveys the Department take into account the fact wages paid on jobs let under the federal or state Davis-Bacon acts can be different from what contractor's normally pay their employees and may reflect distorted wage rates. The prior rules allowed adjustments for this problem. No real reason has been offered for ignoring this issue in the Adopted Rules.

3. The use of adjacent county data as allowed in the Adopted Rules is contrary to the statutory language which speaks of counties, localities, and communities as the basic units for determination. The use of adjacent county data has been a massive abuse in past determinations.

4. The Department, while using a job classification system taken from AFL-CIO and Teamster classification systems, refuses to make an adjustment for the fact non-union and Christian Labor Association workers often perform work in several of these artificial classifications. This could easily be done by counting workers in each classification in which they performed work.

In addition, the Department refuses to give proper weight to the fact some workers do more work in a county than others and are working there for a longer period of time. A method to take this factor into account either by recording the hours workers are employed in the county and giving additional weight based on the number of projects worked on by the worker is

needed for determination to reflect "comparable wages" under the statute.

5. Physical surveys are needed to ensure that prevailing wage rates are an accurate reflection of wages paid in the community. A mail survey is inadequate because of the danger substantial numbers of contractors will not return forms.

6. The Department ignores the requirement that wage rates reflect economic benefits paid by substituting contributions to fringe benefit funds for value received by the workers. Whatever reference there is to contributions in the statute, the statute is clear that the benefit must ultimately be paid to the worker in some form. The egregiousness of the Department's approach is shown by the inclusion of a Training category in listed fringe benefits. That benefit is never ultimately paid to the worker in any form.

7. No adequate reason has yet been offered why averaging is contrary to a statute requiring that wages paid on state projects be comparable to those paid for similar work in the community as a whole. The grouping system based exact dollar amounts and taking the amount received by more workers than any other amount is inherently open to error and can fluctuate greatly based on which of several wages paid to a worker in a given year is taken. It is an inherently unreliable indicator of comparable wages. Averaging which takes into account all wages paid all workers is probably the only system which will produce comparable wages. It is the only system as yet proposed which does.

8. In the event of ties between exact amounts the Department will certify the highest rate. This is contrary to the statute's purpose as a minimum wage law setting a floor on wage rates.

9. Contrary to the hearing examiner's suggestion, the Department has ignored ABC's proposal on apprentices and analogons workers which will result in treating comparable workers in a nondiscriminating manner.

The hearing examiner has observed and the record supports the observation that the Department has consistently favored the "pro-union faction" in its basic policy decisions. Such a pattern calls into question the basic fairness and reasonableness of the Department's decisions on these rules. The

contested case briefs show that union favoritism is a long-standing policy of the Department. The Department's demonstrated bias should be taken into account in analyzing these rules.

Very truly yours,

Steven C. Miller

SCM:snv

ADMIN 1000 (Rev. 1/78)

STATE OF MINNESOTA

DEPARTMENT OFFICE OF HEARING EXAMINERS

Office Memorandum

TO : EMMET J. CUSHING
Assistant Commissioner
Department of Labor and Industry

DATE: March 31, 1980

FROM : DUANE R. HARVES
Chief Hearing Examiner

PHONE: 6-8100

SUBJECT: IN THE MATTER OF THE PROPOSED AMENDMENT OF RULES OF THE DEPARTMENT OF LABOR AND INDUSTRY GOVERNING PREVAILING WAGE DETERMINATION; LI-80-002-PE

Enclosed is the Order of the Chief Hearing Examiner.

You will note that Rule 8 MCAR § 1.8005 (5) must be amended or withdrawn. If amended, it need not be resubmitted to this office. It may be submitted directly to the Attorney General.

DRH:sh
Enc.
cc: Joanne Hinderaker

P.S. We are also returning herewith the original Order Adopting Rules and Findings of Fact of your agency. The remainder of the documents submitted for review are copies and are being retained for our files.

STATE OF MINNESOTA

Department of Labor and Industry

Prevailing Wage Division

In the Matter Of The Proposed
Amendment of Rules Of The
Department of Labor and Industry
Governing Prevailing Wage
Determinations.

STATEMENT OF NEED
AND REASONABLENESS

The above-captioned rules are amendments to existing rules of the Department of Labor and Industry governing Prevailing Wage Determinations. The existing rules were originally adopted in April, 1977. The overall need for rules of procedure for making prevailing wage rate determinations arises under the Department's duties and responsibilities contained in Minn. Stat. §§ 177.41 through 177.44 (1978). (A copy of the statutory provisions and the existing prevailing wage rules, 8 MCAR § 1.8001 et seq. are attached hereto as Exhibit "A".

Under the statutory provisions, any contractor entering into a contract for the erection, construction, remodeling or repairing of any public building or public work financed in whole or part by state funds must pay to the employees working on that project, prevailing wages as determined by the Department of Labor and Industry. "Prevailing Wage Rate" is defined as the rate of pay plus fringe benefits paid to the largest number of workmen engaged in the same class of labor within the area. Minn. Stat. § 177.42, subd. 6 (1978).

With respect to all state projects, Minn. Stat. § 177.43 (1978) requires the Commissioner of Labor and Industry to "make such investigations as may be necessary to enable him to ascertain" the various prevailing wage rates.

For highway construction projects, Minn. Stat. § 177.44, subd. 3 (1978) directs the Department to:

> . . . conduct investigations and hold public hearings necessary to define classes of laborers and mechanics and to inform itself as to the hours of labor and wage rates prevailing in all classes of labor and mechanics commonly employed in highway construction work, with a view to ascertaining and determining prevailing hours of labor, prevailing wage rates and hourly basic rates of pay accordingly.

In 1973, the Department was originally vested with the responsibility of determining prevailing wage rates for highway construction. In 1975 the responsibility to determine other types of construction wage rates was also given to the Department. The existing rules, 8 MCAR § 1.8001-1.8016 were the first rules promulgated by the Department on this subject matter and were proposed and adopted primarily with a view towards the department's experiences in determining highway construction wage rates and addressed the problems and issues identified through that limited experience. Since adoption of the existing rules, the department's experience has demonstrated that they do not adequately cover all potential issues or problems which may exist with respect to wage rate determinations for other types of construction. In addition, the existing rules do not sufficiently set forth the manner by which wage rate determinations will be made, and the specific steps taken with respect to arriving at those determinations. Also, they do set forth with sufficient clarify the policies, interpretations and procedures

utilized by the Department in implementing its statutory obligations. The proposed amendments are intended to provide clarification to the existing procedures for wage determinations and also expand upon aspects of the statutory provisions not previously provided for in rule form.

Past survey procedures have shown that the survey procedures and methods for making wage determinations under the existing rules do not adequately satisfy all statutory obligations. Consequently, there is a need for new procedures which will enhance the Department's ability to make wage rate determinations in a more efficient and expeditious manner with the assurance that those determinations will reasonably reflect the actual and current market conditions prevailing in the construction industry. The amended rules are intended to: (1) provide concise and consistent guidelines and rules of operation governing all prevailing wage determinations; (2) specifically set forth the steps to be taken in all surveys conducted by the Department; (3) provide a practical approach to wage rate determinations; and (4) expand upon the basic statutory provisions under which determinations are made.

The primary need for these amendments results from the lack of clarification and guidelines in the statutory provisions which are premised solely upon the concept that prevailing wage rate determinations be based on the wages paid to the largest number of workers in a given area. Beyond that concept and the public policy of the statute, little guidance is afforded as to how such determinations should be made. Nor does the statute set forth the manner in which the Department should ascertain which workers constitute the "largest number of workers" or does it describe the classes of

labor for which wage rates must be determined. Consequently, the Department believes it necessary to expand upon the statutory provisions and to provide guidelines regarding the procedures to be utilized in satisfying the purpose and intent of the statute.

The authority of the Department of Labor and Industry to promulgate and adopt these rules is contained in Minn. Stat. § 175.171, subd. 2 (1978). In addition, insofar as prevailing wage rate determinations may be construed as impacting upon, or affecting the rights of the public or individual members of the public, Minn. Stat. § 15.0412, subd. 3 (1978) directs the Department to adopt such rules. The need and reasonableness for each specific proposed amendment is as follows:

1. 8 MCAR § 1.8001 Authority, Scope and Purpose.

The present rule primarily restates existing statutory language. The Department believes such a restatement in rule form is unnecessary and contrary to Minn. Stat. § 15.0412, subd. 1 (1978). The purpose of the procedural rules should be provided in rule form however and the Department proposes retaining language in the new rule which, in essence, restates previous language contained in § 1.8001(c). That language is consistent with the directory nature of procedural rules.

2. 8 MCAR § 1.8002 Definitions.

The Department proposes that all definitions contained in the existing rules which are a restatement of definitions contained in the statutory language be deleted. The basis for this deletion is Minn. Stat. § 15.0412, subd. 1 (1978) which directs agencies not to adopt rules which duplicate language contained in Minnesota Statutes unless the Hearing Examiner determines that duplication of the

language is crucial to the ability of a person affected by a rule to comprehend its meaning and effect. The department does not believe that the statutory definitions contained in the existing rules are necessary for such purposes and thus, proposes that they be deleted.

With respect to the proposed new definitions, the Department initially proposes a change to the language contained in the amended rule under the definition of "Commercial Construction". The second line of the definition should be deleted for clarification. The definition for "Commercial Construction" should read:

> "All building construction projects exclusive of residential construction"

Since the inception of Minnesota's "Little Davis-Bacon Act", the Department has taken guidance from the public policy section of the statute. Under Minn. Stat. § 177.41, the legislature found that it was in the public interest that public buildings and other public works be constructed and maintained by the best means and highest quality of labor reasonably available. To that end it declared as public policy that:

> "wages of laborers, workmen and mechanics engaged in state projects financed in whole or part by state funds should be comparable to wages paid for <u>similar work</u> in the community as a whole."

Minn. Stat. § 177.41 (emphasis added.).

Under that declaration, the statute requires that wages paid on a state project be comparable to wages paid on private

projects which are similar in nature to that project. To that end, the Department has in the past issued two types of wage determinations; "Highway and Heavy Construction" and "Building Construction". For "Building Construction" the Department looked primarily to "commercial" type projects and did not give consideration to wage rates which were paid on "residential" or "farm" construction projects. This procedure was based upon the premise that projects performed by the State of Minnesota were not similar in nature to residential or farm construction projects. The existing rules are silent with respect to the type of construction which should form the basis for determining similarity. Thus, definitions of the types of projects looked to for wage determinations are necessary to properly implement the intent of the statute and to guide the department in determining which project information should be included for specific wage determinations. In the amended rule, the Department proposes three categories of projects: (1) highway and heavy construction; (2) commercial construction; and (3) residential/agricultural construction. Although justification may be made for additional categories of work, the department believes that the three categories will adequately provide sufficient data in order to determine comparable wage rates for the types of projects performed with state funds.

Minn. Stat. § 177.44 (1978) makes prevailing wages applicable to all work under contracts based on bids as provided in Minnesota Statutes 1971, Section 161.32, in essence, all

work performed on Minnesota's trunk highway system. This separate statutory treatment for highway construction under section 177.44 provides justification for creating a separate wage determination for this category of work. The Department has found little difficulty in determining what projects should be included in making wage determinations for this category of work and does not see a need for expansion upon the definition of what type of work is included.

Making a distinction between residential and commercial work is consistent with the public policy of the statute. Even in the absence of the language contained in Minn. Stat. § 177.41 (1978), separate wage determinations based on "commercial" work and "residential" is consistent with interpretations of the Federal prevailing wage law and many state statutes. Minnesota's prevailing wage law, publicly recognized as the "Little Davis-Bacon Act" is Minnesota's counterpart to the Federal "Davis Bacon Act" which makes prevailing wages applicable to all federally financed projects. The Minnesota Act extends the applicability of prevailing wages to state financed projects. (The federal act applies equally to "state projects" which are financed in part by federal funds.) As with other areas of law, where statutes cover the same subject matter and further similar purposes, the Minnesota Act should be construed in a similar fashion as the federal act. See Associated General Contractors of New Hampshire, Inc. v. State of New Hampshire, 113 N.H. 292, 306 A.2d 204, 207 (1973). By doing so, the reasonableness of the categories of projects proposed

by the rules is readily apparent. The federal act, as with the Minnesota Act, does not indicate how, if at all, projects should be categorized for separate wage determinations. The only guidance contained in the federal act is a reference to "projects of a character similar to the contract work." 40 U.S.C.A. § 276(a). The federal regulations, 29 C.F.R. § 1.1 et seq., do not specifically set forth any categories of work. A copy of the applicable federal law and regulations is attached hereto as Exhibit "B". Despite the lack of specification, the United States Department of Labor has consistently utilized four general categories to classify construction work: (1) building construction (exclusive of single family homes and garden-type apartments up to and including four stories); (2) single family homes and garden-type apartments up to and including four stories; (3) heavy, water, sewer and utility construction; and (4) highway construction. The federal courts have consistently given recognition to the Labor Department's ability to distinguish between these types of projects and to make separate wage determinations for them. Although neither the statute or rules specify how the Secretary of Labor was to classify projects, the court in Tennessee Roadbuilders Assoc. v. Marshall, 446 F.Supp. 399 (M.D. Tenn. 1977) approved such a procedure as reflecting historical patterns within the construction industry and viewed the statute as requiring such distinctions:

> The 'character similar' language upon which plaintiffs build their case requires only that the Secretary's determination reflect the

> similarity of the labor to be performed under government contracts to other labor being performed in the locality not to other types of work on government projects. In other words, the minimum wages determined for laborers on bridges of a certain size must be the prevailing wages paid to laborers on similar bridges in the local area. If laborers on such bridges are paid different wage rates than are laborers on adjacent highways, then the Secretary's wage determinations must also differentiate between laborers on such bridges and highways, but whether to make determinations for either on a general or project basis is clearly within the discretion of the Secretary.

446 F.Supp. at 402; (emphasis added.) See also, Commonwealth of Virginia v. Marshall, 599 F.2d 588 (4th Cir. 1979)("functional use" an appropriate consideration); United Brotherhood of Carpenters and Joiners v. Industrial Commission, State of Missouri (Mo. Ct. App.) 363 S.W.2d 82, 90 (1962) (nature and size of projects); City of Joplin v. Industrial Commission of Missouri (Mo. S.Ct.) 329 S.W.2d 687 (1959) (statute excluded drainage and levee districts; suggests an agricultural exemption may be reasonable.)

The Department believes the Minnesota's act requires a similar distinction based upon the nature of the state project being contemplated. In arriving at the three categories as defined in the proposed rules, the Department surveyed a number of states with prevailing wage legislation. That survey showed a lack of consistency with respect to the manner in which various types of projects were categorized. Some states indicated that they did not make any residential determinations, including California, Indiana, Michigan, Ohio, Delaware and Arizona. (The Ohio Department of Industrial

Relations by letter dated June 7, 1979 indicated to the Department that its determinations included commercial rates only, its position being that most residential projects did not fall under the definition of a public improvement; Delaware's Department of Labor by letter dated June 8, 1979, indicated that it did not publish residential rates because there was no request for such rates. Data was collected on residential work, however, in the event that a request was made for such rates; Arizona's Industrial Commission by letter dated June 11, 1979, indicated that its surveys included only commercial construction projects.) Other states, in essence, make a distinction between residential and commercial by reliance upon federal rates including Arkansas, Maine and Connecticut. Other states specifically make residential determinations including Kentucky, Louisiana, Missouri (upon request), New Hampshire, Oklahoma, Pennsylvania and Washington. (New Jersey includes residential rates only when those rates are established under collective bargaining agreements.) Other states have apparently not addressed this subject although some may unknowingly include or exclude such rates depending upon how they are treated under collective bargaining agreements, including Alaska, Massachusettes, and Wyoming which look only to bargaining agreements for making wage determinations.

The Department believes that making a distinction between the type of project being performed <u>is</u> required under Minnesota's statute and is consistent with interpretations given to prevailing wage laws in other jurisdictions. However, in defining the categories of projects the Department believes it unnecessary

to go beyond three categories. Subpart A, Highway and Heavy construction will adequately cover all projects performed on trunk highways, bridges, dams, utilities, etc. The Department's experience has shown that there is no necessity to further divide this category into the various types of "heavy construction". In defining the categories "Commercial" and "Residential/Agricultural", the Department gave consideration to the guidelines developed by the United States Department of Labor through its experiences gained in administering the federal law. Exhibit "C" attached hereto and incorporated herein, entitled, "Application of the Standard Of Comparison Projects Of A Character Similar Under the Davis-Bacon And Related Acts", sets forth those guidelines.

For "Building Construction", the federal guidelines include only those apartment buildings of five stories or more. The Department's proposed "Commercial Construction" category would include all apartment buildings containing more than two residences. The Department believes this to be a more reasonable classification when applied to state projects since the federal category would exclude a large amount of construction activity which may be similar to the type of work conducted by the state.

The federal guidelines include all farm buildings under "building" construction. Under the Department's proposed amendments, farm construction would be included under its appropriate category depending upon the nature of the building constructed. The purpose of including agricultural buildings

under the "Residential" category is to exclude from the "Commercial" category, those types of construction which take place on private farms such as pole barns, silos and sheds. These buildings do not appear to be similar in nature to other forms of commercial construction. Many "farm" buildings, however, would be similar to "commercial" construction and included in that category. Rather than providing further specification of the type of farm building to be included in each category, the Department believes their appropriate category should be determined as the need arises.

In providing definitions, the Department did consider the concept of including all work under one category based solely on the class of labor utilized and thus making only one "building" wage determination. Thus, for example, a worker who performed work as an electrician would be included regardless of the nature of the project upon which the work was performed. A similar concept, however, was rejected in Commonwealth of Virginia v. Marshall, (4th Cir. 1979) 599 F.2d 588, 593. In that case the Petitioner claimed that the Secretary of Labor improperly differentiated between highway work and highway median work. The median work was to be constructed so that it could be used as an extension of a rapid transit rail system. The Secretary of Labor issued two determinations; "highway" and "heavy", the "heavy" construction determination being applicable to the median work. Petitioner urged that the Secretary improperly differentiated between the two upon the basis of ultimate uses and that a comparison

of the components of the two portions in a construction sense should control. The court found such an argument to misconstrue the "Davis-Bacon Act" in that the act referred to similar projects not to components of projects. Thus the court found immaterial the fact that some of the components of the work in the median were the same as those in the highway portion and that a distinction based upon functional use was a rational basis for distinction.

The Department's definitions give consideration to "functional use" as a criteria for determining wage rates. Not to make this distinction may be inconsistent with the declared public policy of the statute which directs basing wage rates on similar work. In addition, the public purpose of the statute is to construct public buildings by the best means and highest quality of labor reasonably available. Rather than making an in-depth study, if possible, of the varying degrees of skills and experience of workers performing work on, for example, high rise office buildings as opposed to single family homes, or to assess the resources and abilities of contractors engaged in the two types of construction, the Department believes it reasonable to initially make that distinction based upon the type of construction performed. To the extent such differences exist, separate wage rate determinations for both types of construction will assure that those distinctions will be recognized; commercial type state projects will be constructed in accordance with the prevailing standards in the commercial construction industry and residential type state projects will be constructed in accordance with the standards prevailing in the residential

housing industry. Not to recognize any distinctions in skill, quality or wages which may exist between the two types of construction would appear to be inconsistent with the purpose and intent of the statute. The proposed categories will provide assurance that the wage rates looked to for each determination properly represent the wage rates prevailing for the type of project contemplated by the State.

The remaining definitions which distinguish between "project" and "state project" are necessary in order to eliminate potential confusion as to utilization of the terms contained in the rules. The amended rules, as did the existing rules, refer to obtaining work on "projects". This language was interpreted by some individuals as only directing the survey procedures towards obtaining information on past state projects. The definitions eliminate this concern and assure that all projects similar in nature, whether private or public will be looked to.

3. 8 MCAR § 1.8003 Prevailing Wage Determinations

The present rule which refers to classes of labor is deleted in its entirety. Additional clarification of the manner in which classes of labor will be determined is necessary and is more fully set forth in the proposed amended 8 MCAR § 1.8005.

The new § 1.8003 entitled, Prevailing Wage Determinations, is intended to clarify how often wage rates will be determined. Subpart (a) provides that determinations for highway and heavy construction projects will be made at least once each

calendar year. This requirement is consistent with the provisions of Minn. Stat. § 177.44, subd. 4 which requires the commissioner to certify prevailing wage rates at least once a year. Under the provisions of Minn. Stat. 645.44, subd. 13 (1978), the term "year" is defined as meaning a calendar year unless otherwise expressed. Thus, the statutory obligation is to make wage rate determinations for highway and heavy construction at least once each calendar year. Subpart (a) also clarifies the nature of the projects which will be looked to in making highway and heavy construction determinations and provides assurance that only those projects which are similar in nature to the contemplated state projects will be looked to.

With respect to other types of state projects, Minn. Stat. § 177.43, subd. 4 provides:

> The prevailing wage rates, prevailing hours of labor and hourly basic rates of pay for all trades and occupations required in any contemplated project shall be ascertained before the state asks for bids.

The law is silent regarding the date upon which prevailing wage rates shall be ascertained before the state asks for bids. Thus, the statutes does not specifically require annual surveys in every county for wage rate determinations other than highway determinations. The obligation only exists where a state building project contract is to be awarded. In July, 1979, the Office of the Legislative Auditor criticized the Department's efforts in attempting to determine building wage rates in counties where no building construction was

contemplated during the upcoming year. That office also indicated that in the last 18 months, no state building construction contracts had been let in over one-fourth of Minnesota's counties. Thus there is no need to require by rule that either "commercial" or "residential" determinations be made for all counties in the state on an annual basis. Subpart (b) of § 1.8003 attempts to provide flexibility for determining which building wage rate determinations should be made each year. Under its provisions, the department can look to those counties where projects are contemplated and thus utilize its existing manpower and resources in the most effective and economical manner.

Subpart (c) of the proposed rule provides that wage rate determinations for "residential" construction-type projects will be made as the need for such determinations arise. Attached hereto and incorporated herein by reference as Exhibits D and E, are copies of the statutory funding allocation provisions for state projects. Exhibits F and G are copies of project manuals issued periodically by the Department of Administration. These documents demonstrate that the majority of the contemplated state projects are similar in nature to "commercial" construction. for which the "commercial" wage determinations would be applicable. There is no need to make numerous residential determinations unless a project is contemplated which is similar to residential construction. In the event a state agency desires a "residential" determination for a particular project, that agency can request a "residential" wage rate determination and the department will proceed to make that determination. In the absence

of such a request, issuing "residential" wage rate determinations for all counties in the state would be an unproductive use of time and resources.

Subpart (d) clarifies the time period which will be utilized for all wage rate determinations. Under the existing rules, the time period covered by a survey was determined based upon the date upon which the survey was initiated. This system did not provide concrete guidelines or consistency by basing the wage surveys on the preceeding calendar year. The department recognizes that annual surveys initiated towards the end of each year will be based upon data which may be outdated. 8 MCAR § 1.8014, which will be addressed later, attempts to provide a solution to this situation.

Subparts (e), (f) and (g) provide an alternative procedure for any wage rate determinations. That procedure would be to conduct a public hearing to determine a county's wage rates. For the convenience of contractors and employees, the rule requires that such hearings be conducted within the county for which wage rates are contemplated. Additionally, subpart (g), although somewhat duplicating subpart (f), provides that wage rates for both Ramsey and Hennepin counties will initially be determined based upon public hearings. The concept of a public hearing to determine wage rates is a desirable and flexible alternative to survey procedures. The statutes appear to contemplate such an alternative.

Minn. Stat. § 177.44, subd. 3 provides:

> The department of labor and industry shall conduct investigations and hold public hearings necessary to define classes of labor and mechanics and to inform itself as to the hours of labor and wage rates prevailing in all areas of the state for all classes of labor and mechanics commonly employed in highway construction work, with a view to ascertaining and determining prevailing hours of labor, prevailing wage rates and hourly basic rates of pay accordingly.

Clearly, for highway determinations, public hearings are intended to be the procedure for making determinations. The statutory provision for other wage rate determinations, Minn. Stat. § 177.43, subd. (4), would not appear to prevent utilizing a similar procedure for other determinations. That section merely provides that the commissioner of labor and industry "make such investigations as may be necessary" to enable him to ascertain the prevailing wage rates. To survey the metropolitan area with its vast number of contractors and employees would be unworkable and time consuming. A public hearing with adequate notice to all interested parties would provide the most efficient procedure for that area. As to other counties, public hearings may be useful if future experience demonstrates that surveys for all counties cannot be accomplished each year. The department intends to conduct such hearings in accordance with Chapter 15 and to appoint hearing examiners to preside over such hearings. The provision in subpart (g) which provides that wage rates determined as a result of a hearing will be in effect until such time that subsequent hearings are held, clarifies the status such wage rate determinations would have and suggests that public

hearings would, of necessity, be an annual procedure. This provision is not intended to eliminate the necessity for complying with the statutory requirements with respect to future wage rate determinations and should be read in conjunction with the annual requirement for highway wage rate determinations and the requirement for making building wage rate determinations "prior to the state asking for bids".

4. 8 MCAR § 1.8004 Basis for Each Determination.

Subpart A of the existing rule has been retained in part under the proposed sections 1.8003 and 1.8004.

Subpart B has created confusion in application and has been clarified by the proposed amendment which will provide the framework for all wage determinations. The new rule proposes retaining previous procedures which base wage determination upon a county basis and upon work performed in the respective classes of labor.

The statute does not restrict the department to making wage determinations on a county basis. Area under the statute is defined as, ". . . the county or other locality from which labor for any project would normally be secured." Thus, wage determinations need not be based solely upon the work performed in a given county. However, the county unit does provide a recognizable "building block" to base wage determinations and assists in providing consistent and administratively workable areas to deal with. The remaining sections of the new rule are an attemto to make wage determinations for as many classes of labor as possible.

Under the statute, the Department's obligation is to make building wage rate determinations for all trades and occupations required in any contemplated project. Minn. Stat. § 177.43, subd. 4. For highway determinations, the Department is to determine wage rates for all classes of labor and mechanics commonly employed in highway construction work. Minn. Stat. § 177.43, subd. 3. Under these provisions, the department views its obligation as requiring wage rates for all classes of labor which potentially may be utilized on state construction projects. The existing rule does not specifically address this obligation or sufficiently define the manner in which "adjacent counties" are utilized for wage determinations. The amended rule sets forth how adjacent counties will be utilized. Looking solely to the work performed in a given county and ignoring any work performed in other classes of labor in adjoining counties does not adequately satisfy the mandates of the statute. In the past, the department has experienced a number of situations in which a wage rate for a specific class of labor has been requested by a state agency and the department has been unable to make a wage determination for that class of labor since no work was performed in that class of labor in the county. This does not fulfill the Department's obligation to determine wage rates for all classes of labor which may be used in state projects. To ignore work being performed in adjacent counties in classes of labor not found within the county surveyed unduly restricts the

statutory definition of area and ignores generally recognized market conditions where workers typically cross county boundaries to perform work.

Under the existing rules, the Department would issue wage rate determinations for any class of labor which appeared in a county adjacent to the county being surveyed. Under the proposed rules, the Department proposes to make wage rate determinations for additional classes of labor only where work has been performed in that class of labor in <u>two</u> or more of the adjacent counties. This should serve to provide a more reliable gauge of wage rates actually prevailing.

Even when looking to adjacent counties, however, it is possible that wage rates for particular classes of labor will still not be found. Under such circumstances, the Department proposes that the previous determination for that class of labor should be utilized. This procedure comes closer to fulfilling the statutory obligation than would not issuing a determination for that class of labor which potentially may be needed on a future state project. Even though the wage rate may be outdated, such a determination is more desirable than not making a determination at all for that class of labor. The provisions of § 1.8014 which provide for updating of wage rates will adequately assure that the outdated determination for that class of labor will reasonably approximate a prevailing wage rate for that class.

The procedure for looking to adjacent counties for wage data where none exists in the county being surveyed is not

a novel procedure. A number of states have provided similar procedures either by statute or regulation. See, 48 Ill. Ann. Stat. § 3952; R.S. Mo. 1969 § 290.210, Associated General Contractors of New Haumpshire, Inc. v. State of New Hampshire 113 N.H. 292, 306 A.2d 204 (1973).

Subpart (4) of the proposed rule provides assurance that only surveyed adjacent counties will be looked to for determining wage rates and that only surveys made within a preceeding twelve-month time period will be utilized. Thus, wage rate determinations will not be based upon counties which are either unsurveyed or which are lacking a current prevailing wage rate determination. Subpart (5) clarifies the manner in which adjacent county data will be utilized. Where work has been performed within any class of labor in two or more adjacent counties, all workers in those counties will be totalled and the wage rate will be based upon the wage rate paid to the largest number. Subpart C, in essence, provides that in the event no wage rate is certified for a class of labor and that class is utilized on a state project, contractors will be allowed to pay whatever their ordinary or customary wage rate is for that class.

5. 8 MCAR § 1.8005 Classes of Labor

The existing rule entitled, "Determinations Based Upon Physical Surveys" is proposed to be deleted in its entirety. A number of its provisions have been restated in § 1.8006 and the rationale for its deletion will be addressed under that section. The proposed § 1.8005 entitled, "Classes of Labor", bases specific classes of labor on the usage given

to those classes by the industry as a whole and will provide consistency between the classes of labor for which rates are determined with the utilization of the various classes recognized in the industry as a whole. The proposed rule assures that industry conditions and contractor usage will determine the various classes. The stated classes are not all inclusive nor do they attempt to limit the number of classes for which wage determinations might be made.

Subpart (4) proposes that workers reported as "helpers" be considered in the class of skilled labor. Not to do so creates confusion with respect to the status of helpers. Generally such workers are recognized as skilled laborers and their inclusion in the skilled labor class seems more appropriate than having a number of specific classes for helpers based upon the type of work performed.

In the event doubt exists as to the propriety of a reported class, subpart (5) allows the Department to consider other sources of information in order to determine whether the reported classes of labor constitute all recognized classes in the industry for which determinations should be made.

Subpart (7) assures that a worker will be counted only once regardless of the number of classes of labor reported for that worker. By so doing, workers will be classed in the class of labor which best reflects their skills, abilities and experience; that work class in which they spend a greater amount

of their time. Consideration was given to counting "fractional" workers based upon the length of time spend in each class of labor. Such a procedure, however, would greatly increase the administrative burden and would not enhance the purposes of the statute which is to construct public buildings by the "best means and highest quality of labor reasonable available." Counting workers only in the one class of labor where they perform the greatest amount of work will assist in placing workers within that class of labor in which they are most competent through gained experience to perform work.

The individual contractors are in the best situation to determine the appropriate class of labor for each worker and presumably, employ each worker primarily for the worker's ability to adequately perform within the class of labor in which he would be working more hours than other classes of labor. Thus, it is reasonable to consider each worker only within that class of labor.

Subpart (9) proposes that apprentices or trainees working at reduced wage rates be excluded in the count of journeyman workers. Their inclusion would effectively reduce the journeyman wage rate and eliminate recognition or consideration of the skill and experience necessary to work as a journeyman at the ongoing market wage rate for recognized journeyman.

6. 8 MCAR § 1.8006 Survey Procedures

The existing rule, proposed to be deleted, was based upon survey procedures which contemplated surveys based upon

personal contact with all contractors. Experience has demonstrated that surveys for all counties each year cannot be accomplished based upon personal contact. The proposed rule proposes that surveys be conducted primarily upon a mail system. Such a procedure will effectively eliminate the necessity for sending labor investigators into the field to make personal contact with contractors and will reduce expenditures both in salary and travel expenses for such contacts while at the same time providing similar information as that collected through the existing survey procedures. In the past, the Department surveys have produced a large number of "contractor reporting forms" where contractors could not be personally contacted. The Department has not encountered concern with respect to the reliability of those reporting forms which are submitted directly by the contractors and consequently believes that a mail survey procedure can be established without undue concern for reliability. The fact that such forms will be required to be signed by the contractor and will be submitted directly to each contractor coupled with the Department's ability to make spot checks or field audits should provide sufficient safeguards for reliability. Any misuse of the mail system would be subject to appropriate remedies.

The present rule is also unclear as to the number of contractors which should be contacted. Surveys in accordance with that rule have been based solely upon information obtained

from governmental officials who had knowledge of projects performed in their respective areas. The new rule under Subpart 1-5 expands upon the contacts to be made and will assure that a larger data base is compiled upon which to make determinations than has been compiled for previous surveys.

The information to be obtained from each contractor is similar to the information compiled under the present rule. However under the proposed new procedures a determination of union affiliation will not be necessary thus avoiding a present area of concern under the existing rules.

The present rule which requires that forms be returned to the Department within 30 days has been retained. The Department believes that a specific cut-off date is necessary in order to avoid discretionary inclusion or exclusion of projects and to enable determinations to be made in a timely fashion. With respect to Subpart (d), however, the Department at this time proposes to change the 30-day requirement to 33 days. This change would provide consistency with the 30-day requirement contained in Subpart (c) and allow for time spend in the mailing process.

Subpart (7) is intended to allow the Department the additional option of making personal contacts or telephone contacts for the purpose of supplementing information obtained through the mail. To restrict or prevent such data gathering techniques would unduly restrict the survey process. These options would provide for any potential sutiations which may arise where data can be more efficiently obtained through

telephone or personal contacts.

Subpart (8) retains the present rule which provides for compiling all data collected in an abstract form.

Subparts F and G of the present rule are proposed to be deleted as being inconsistent and unnecessary under the new rules.

7. 8 MCAR § 1.8007 Determining the Largest Number of Workers And Prevailing Wage Rate

The present rule, § 1.8007, "Contractor's Duties", is deleted in its entirety as unnecessary under the new rules.

Under the existing rules, the determination of the largest number of workers and the prevailing wage rate was based upon a two-step process; (1) for a given survey, all workers within a class of labor would be grouped into one of three categories based upon union affiliation or lack of union affiliation. The group with the largest number of workers would represent the type of worker upon which the wage rate would be based; (2) having determined the group of workers which represented the largest number of workers, a current wage rate would be determined for those workers. In the event the largest number of workers were represented by union affiliated workers, the Department would look to the collective bargaining agreement having jurisdiction for that class of labor in the county being surveyed. In the event the largest number of workers were non-union workers, the highest non-union wage rate was utilized.

The prevailing wage statute contemplates wage rates based upon the wage rates actually paid to the largest number

of workers. Under the existing rules, non-union workers were grouped together as one group and union workers together as another group regardless of actual wage rates paid to the various workers in the group. Although the rates paid to some union workers may be considered to be reasonably comparable as a group based upon the contractual rates contained in the various bargaining agreements, the grouping of all workers did not effectively document or consider the actual wage rates paid to the various workers in each group. Although this procedure provides a reasonable approximation of market wage rates, the statute could be better administered and effectuated by looking to wages actually paid on the projects. The amended rule is intended to eliminate any assumption with respect to what the workers are paid and look to the wage rates actually paid during the survey time period. Identification of union or non-union status will be unnecessary.

Minn. Stat. § 177.41 declares that the wage rates paid to workers on state projects should be comparable to wages paid for similar work in a community as a whole. The amended rule proposes establishing comparability by grouping workers in accordance with the actual wage rates paid but within groups which can reasonably be said to reflect comparable wage rates.

The rule proposes considering wage rates to be comparable when there exists no more than a fifty cent difference between two rates. This procedure should tend to increase the number

of workers upon which a rate is based which would not occur if all workers were distinguished based upon the exact dollar and cent rate paid, thus providing a more realistic basis for a prevailing rate. Without such groupings there would exist a myriad of different wage rates which, while comparable, would differ in the exact dollar and cents and reduce the determination to considering a more limited number of workers. The groups proposed will more accurately reflect those rates which are representative for the area surveyed.

As an alternative to the system proposed in the amended rule, the department gave consideration to the concept of averaging wage rates paid to all workers in a class of labor. This does not appear to effectuate the purposes of the statute nor does it base wage determinations on wages actually paid. It dilutes the extent to which wage rates form a measure of the skills and abilities of workers, an assumption inherent in the statute. Additionally, at the initial rules hearing on this matter, the hearing examiner found that basing wage determinations on an average wage rate paid would be inconsistent with the statute. Report of Hearing Examiner, In The Matter Of The Adoption Of Rules and Regulations Governing Prevailing Wage Determinations, December 27, 1976.

Having grouped the workers based upon "comparable wage rates", the Department recognizes that under the statute a specific wage rate must be determined. To take an average of the wage rates paid within that group of workers would

not base the rate upon a rate actually paid. Taking the highest wage rate within each category is the reasonable alternative under the assumption that the highest wage rates paid more accurately represent the wage rate paid to the better skilled and experienced workers.

Subpart (5) of the rule provides for a tie-breaking procedure where two groups of workers are equal in number. Again, the Department proposes taking the highest wage rate paid within those groups. This is intended to assure that the wage rates reflect the wage rate paid to the best quality of labor available.

Subpart (6) provides that where a worker works on more than one project he will be counted only once and at the wage rate paid on the most recent project for which he performed work in his class of labor. As an alternative, the department gave some consideration to providing weight to those workers who worked for a longer time period within the counties as opposed to other workers who may have worked only on one project. While such a system may appear reasonable, it would result in a tremendous increase in the administrative work necessary for making determinations. In addition, such a system may be contrary to the statutory requirement to base wage rates on the "largest number of workers".

8. 8 MCAR § 1.8008 Apprentices.

The existing rule entitled, "Determinations Without Survey", is proposed to be deleted in its entirety. This rule has provided confusion in the past with respect to its appropriate utilization and is not necessary under the proposed amended procedures. All determinations will be based either upon a survey or public hearing.

The proposed new rule basically restates the substance of the existing § 1.8012 while deleting unnecessary language. The wage rates paid to apprentices under registered apprenticeship programs are based upon a graduated scale of the journeymen wage rates for that class of labor. Apprentices work as such under a regulated program of training, formal classroom instruction, and on-site supervision. The Department does not believe that the purposes of the apprenticeship program or the purposes of the prevailing wage statute would be enhanced by requiring a higher wage rate to be paid these apprentices than those required to be paid under their contracts.

The Department cannot monitor or evaluate the merits or validity of informal apprenticeship programs not registered with the state and believes that any workers identified as such should be paid applicable prevailing wages in the event they work on state projects.

9. 8 MCAR § 1.8009 Multi-County Projects

This section is deleted as inconsistent with the amended rules. The situs of the project and the contractual terms of each contract will determine the applicable wage rates to be utilized.

10. 8 MCAR § 1.8010 Notice of Wage Determinations

An additional sentence is added to the existing rule. The language correlates the date of certification with the date of publication. This will eliminate confusion with respect to the time limitations applicable for review.

11. 8 MCAR § 1.8011 Utilization of Additional Information

This section is deleted in its entirety since unnecessary under the proposed new rules.

12. 8 MCAR § 1.8012 Apprentices and Trainees

This section is deleted. Applicable provision for apprentices is contained in the amended § 1.8008.

13. 8 MCAR § 1.8013 Petition For Reconsideration

No amendments are proposed to the existing rule.

14. 8 MCAR § 1.8014 Prevailing Wage Rate Adjustments

This section is intended to provide an automatic adjustment to wage rates in effect on October 1st of each year.

Under the proposed rules, all wage determinations will be based on work performed in the previous calendar year. Thus, for example, a wage determination issued in August of 1980 which will be applicable for projects contracted for during 1981 will be based on wages which had been paid in 1979. Consequently, many prevailing wage rates may be a year or a year and a half out of date.

Any wage determinations of necessity will be based upon work performed in the past. However, the concept of a "prevailing" wage rate contemplates something which is current. Industrial Commission v. State Federation of Labor

107 Colo. 206, 110 P.2d 253 (1921) (Comm/n could not use data from previous project to determine prevailing wage); Commonwealth of Pa., Dept. of Labor and Industry v. Altemose Construction Co., 28 Pa. Commonwealth 277, 368 A.2d 875 (1977) (citing Webster definition of prevailing, most frequent, generally current); Alameda County Employee's Ass'n. v. County of Alameda, 106 Cal. Rep. 441, 20 C.A.3d 518 (predominant or widespread beyond others of its kind or class at a time or place indicated, implicit, or assumed to be the present); City of Joplin v. Comm. of Missouri, 329 S.W.2d 687 (1959) (requirement for annual determinations intended to establish current rates). Tennessee, in an effort to establish up to date rates has given statutory recognition to the need for a non-survey mechanism to keep the prevailing wage current by providing authority to adjust final determinations as developed by survey documentation by adding or subtracting 6% if current economic conditions warrant. Tenn. Stat. § 12-439(4).

Under a statute with language similar to the Minnesota Act including language which defined prevailing wages as the rate paid, the Wisconsin Attorney General found that Wisconsin's Industrial Commission was not limited to fixing rates based upon what was paid in the past and could give consideration to increases which historically became effective as of May 1st each year under collective bargining contracts; See, Opinion of the Attorney General, State of Wisconsin, Nov. 30, 1959, a copy of which is attached hereto as Exhibit "H".

Minnesota's statute similarly contemplates current wage

rates. It also recognizes the Department's authority to consider other factors in addition to actual wage rates paid in the past for it contemplates certifying <u>future</u> wage rates:

> The certification shall in addition to the current prevailing hours of labor, the prevailing wage rates and the hourly basic rates of pay include future hours and rates when such hours and rates can be determined for any such classes of laborers and mechanics in any area and shall specifically set forth the effective dates thereof when future hours and rates are certified.

Minn. Stat. § 177.44, subd. 4 (1978).

Thus, the statute contemplates some form of "updating" of wage rates regardless of any potential change in the work-force actually working in the county during the intervening time period.

As part of its duties in administering the Workers' Compensation Act, the Department each year determines the change in the statewise average weekly wage based upon data reported to the Department of Economic Security. Compensation for all injuries occurring after October 1, 1975 are increased by the determined percentage increase in the yearly statewide average weekly wage. See, Minn. Stat. §§ 176.011, subd. 20; 176.645 (1978), copies of which are attached hereto as Exhibits "I" and "J".

Utilizing that percentage increase for prevailing wage determinations is a reasonable solution to correlating surveys based upon past wage data, with current economic conditions. Its use will reflect wage rates which better approximate the concept of a "prevailing" or current wage rate. Such

a procedure should approximate the recognized annual wage rate increases which are prevalent in a large segment of the construction industry demonstrated by the statistical data on union wage rates compiled and published by the United States Department of Labor. An illustration of those increases is contained in the attached Bulletin of the United States Department of Labor, Office of Information, News Publication, dated November 20, 1979, which is incorporated herein by reference as Exhibit "K".

The proposed percentage increase is not intended as a procedure which will eliminate the requirement of making annual surveys where required by law. Thus, such increases will only be effective from October 1st until such time that a new survey would be required or otherwise found desirable.

15. 8 MCAR § 1.8015 Master Job Classification

This section is amended to clarify its application and to eliminate classes of labor not typically reported by contractors. The classes proposed are those classes which the Department has found to be typically reported by contractors as separate or distinct classes in previous surveys.

Contractors will be encouraged to utilize these classes. However, in the event other classes are reported which do not fall within the specified classes, the Department will determine whether there exists a need to certify those additional classes for prevailing wage purposes.

16. 8 MCAR § 1.8016 Posting of Wage Rates

No amendments to the existing rule are proposed.

17. 8 MCAR § 1.8017

This section is intended to confirm the status of wage rate determinations in effect prior to new determinations being issued under the amended rules. The Department believes the proposed language to be consistent with the legal status such rates would otherwise have in the absence of the rule. The section is not intended to impact upon the statutory requirements with respect to the frequency of wage determinations.

APPENDIX OF STATUTES AND AUTHORITIES RELIED UPON

Statutes and Regulations

Minn. Stat. § 175.171 subd. 2 (1978)

Minn. Stat. § 15.0412 subd. 3 (1978)

Minn. Stat. § 177.41 - 177.43 (1978)

Minn. Stat. § 645.44 subd. 13 (1978)

Minn. Stat. § 176.011 subd. 20 (1978)

Minn. Stat. § 176.645 (1978)

Minnesota Code of Agency Rules, 8 MCAR § 1.8001 et seq.

Minn. Laws 1978, Ch. 792 (not codified)

Minn. Laws 1979, Ch. 338 (not codified)

United States

Davis-Bacon Act of 1931, 46 Stat. 1494, as amended, 40 U.S. Code § 276a - 276a - 7;

29 Code of Federal Regulations, Labor, Subtitle A, Part I § § 1.1 - 1.17.

Other Jurisdictions

Illinois, 48 Ill. Ann. Stat. § 3952

Missouri, R.S. Mo. 1969, § 290.210

Tennessee, Tenn. Stat. § 12 - 439 (4)

CASE LAW

United States

1. Commonwealth of Virginia v. Marshall, 599 F.2d 588 (4th Cir. 1979)

2. Tennessee Roadbuilders Assoc. v. Marshall, 446 F. Supp 399 (M.D. Tenn. 1977)

Jurisdictions

1. Alameda County Employee's Ass'n. v. County of Alameda, 106 Cal Reptr. 441, 30 C. A. 3d 518

2. Associated General Contractors of New Hampshire, Inc. v. State of New Hampshire, 113 N.H. 292, 306 A. 2d 204 (1973)

3. City of Joplin v. Comm. of Missouri, 329 S.W. 2d 687 (1959)

4. Commonwealth of Pa., Dept. of Labor and Industry v. Altemose Construction Co., 28 Pa Commonwealth 277, 368 A. 2d 875 (1977)

5. Industrial Commission v. State Federaion of Labor, 107 Colo. 206, 110 P.2d 253 (1921)

6. United Brotherhood of Carpenters and Joiners v. Ind. Comm., State of Missouri, Mo. Ct. Ap. 363 S.W. 2d 82 (1962)

Other Materials and Authorities

1. Opinion of the Attorney General, State of Wisconsin, Prevailing Wages, November 30, 1959

2. Report of Hearing Examiner, In The Matter of The Adoption of Rules and Regulations Governing Prevailing Wage Determinations, dated December 27, 1976

3. United States Department of Labor, Bureau of Labor Statistics, USDL 79-816, Nov. 20, 1979 News Bulletin, Union Wage Rates For Building Trades

4. United States Department of Labor, Memorandum No. 130, March 17, 1978, "Application of the Standards of Comparison 'Projects of a Character Similar' Under the Davis-Bacon and Related Acts."

STATUS OF EXISTING RULES

Present Rule		Applicable New Rule
§ 1.8001	A. retained	§ 1.8001 A
	B. repealed	
	C. deleted repealed	
	D. deleted repealed	
§ 1.8002	A - E repealed	
§ 1.8003	A. revised	§ 1.8005
	B. deleted	§ 1.8015
§ 1.8004	A. revised	§ 1.8003
	B. revised	§ 1.8004
	C. restated	§ 1.8004A
	D. revised	§ 1.8007
	D-1 restated in part	§ 1.8005(7); § 1.8007(B-6)
	D-2 repealed	
	E. repealed	§ 1.8003(E)(F)(G)
§ 1.8005	Revised	§ 1.8006
§ 1.8006	A. repealed	§ 1.8006(5)
	A-2 revised	§ 1.8006(5)(d)
	B. revised	§ 1.8006(5) (a) - (c)
	C. revised	§ 1.8006(8)
	D. repealed	§ 1.8007(A)
	E. repealed	§ 1.8007(B)(5)
	F. repealed	
	G. repealed	
§ 1.8007	A. repealed	
	B. revised	§ 1.8006(5)
	B(4)revised	§ 1.8005(8)
	B(5)revised	§ 1.8005(7)

Present Rule		Applicable New Rule
§ 1.8008	Repealed	
§ 1.8009	Repealed	
§ 1.8010	Language added	§ 1.8010(A)
§ 1.8011	Repealed	
§ 1.8012	Revised	§ 1.8008
§ 1.8013	No change	
§ 1.8014	Repealed	
§ 1.8015	Revised	
§ 1.8016	No change	

Adopted Rule Before Final Amendments

Department of Labor and Industry

Division of Prevailing Wage

Adopted Rules Governing Prevailing Wage Determinations

8 MCAR §§ 1.8001 through § 1.8016 are amended to read as follows:

§ 1.8001 Authority, scope and purpose.

~~A.~~ These rules are promulgated pursuant to the authority provided to the Minnesota Department of Labor and Industry by the provisions of Minn. Stat. § 175.171, subd. 2 ~~(1974)~~ and the requisites of Minn. Stat. § 15.0412, subd. 3 ~~(Supp. 1975)~~ Their purpose is to provide procedures for prevailing wage determinations.

~~B. Minn. Stat. § 177.43 (Supp. 1975) requires the Department of Labor and Industry to ascertain the prevailing wage rates for all trades and occupations required in any contemplated state project. Thereafter, the state agency contemplating the project must include these rates in their proposed contracts.~~

~~Minn. Stat. § 177.44 (1974) requires the Department of Labor and Industry to conduct investigations and hold public hearings necessary to define classes of laborers and mechanics, and to inform itself as to the wage rates prevailing in all areas of the state for all classes of laborers, workmen and mechanics commonly employed in highway construction. The Commissioner must determine and certify these prevailing wage rates at least once a year and these rates must be contained in all highway construction contracts to which the state is a party.~~

~~These rules and regulations apply to all wage rate determinations made pursuant to Minn. Stat. §§ 177.43 and 177.44.~~

Minn. Laws 1976, Chapter 331, §§ 37 and 38 (1976) provide that an aggrieved party may request a reconsideration of any wage rate determination. These rules are intended to implement these provisions and shall apply to all future requests for wage rate reconsiderations.

C. These rules implement and make specific the procedures to be utilized in determining prevailing wage rates for each "area" as that term is defined in Minn. Stat. § 177.42 (1974). Their purpose is to provide consistent guidelines in making these determinations and to assure that the wages of laborers, workmen and mechanics engaged in state projects are comparable to wages paid for similar work in the community as a whole, consistent with the purpose and intent of the prevailing wage law.

D. These rules may be cited as the Rules and Regulations of the Prevailing Wage Division, § 1.8001 through § 1.8016.

§ 1.8002 Definitions. For purposes of all wage rate determinations, the following definitions shall apply;

A. Area means the county or other locality from which labor for any project would normally be secured. (Minn. Stat. § 177.42, subd. 3 (1974)).

B. Wage rate means the basic hourly rate of pay plus any contribution for health and welfare benefits, vacation benefits, pension benefits or any other economic benefit paid for work done.

C. Prevailing wage rate means the wage rates paid to the largest number of workmen within a given class of labor.

D. Largest number of workmen means the largest number of workmen engaged in the same class of labor within the area considered as determined in accordance with these rules.

~~E.--Project means erection, construction, remodeling or repairing any public building or other public work financed in whole or part by state funds.~~

A. Highway and Heavy Construction: All construction projects which are similar in nature to those projects based upon bids as provided under Minn. Stat. § 161.32 for the construction or maintenance of highways or other public works and includes roads, highways, streets, airport runways, bridges, power plants, dams and utilities.

B. Commercial Construction: All building construction projects exclusive of residential construction.

C. Residential Construction/Agricultural Construction: All construction, remodeling or repairing of single or two family homes and structures appurtenant thereto including agricultural or farming buildings appurtenant to private farm residences when utilized to carry on primary farming operations.

D. As utilized in these rules the term "project" means the erection, construction, remodeling or repairing of commercial, residential or public building or any highway and heavy construction.

E. State Project: Those projects which are subject to the requirements of Minn. Stat. § 177.41-44.

~~§ 1.8003 Classes of labor.~~

~~A.--In each area to be considered, a prevailing wage rate shall be determinated for each individual class of labor within the following general classifications.~~

~~1.--Laborers.--each class of labor customarily used on highway and other construction projects within this general classification shall constitute a separate class of labor.~~

~~2.--Power-equipment-operators:--each-class-of-power-equipment operators-customarily-used-on-highway-and-other-construction-projects within-this-general-classification-shall-constitute-a-separate-class-of labor.~~

~~3.--Truck-drivers:--each-class-of-driver-based-upon-the-nature of-the-vehicle-driven-shall-constitute-a-separate-class-of-labor.~~

~~4.--Special-crafts:--the-following-crafts-shall-constitute separate-classes-of-labor;-Bricklayers,-Carpenters,-Cement-Masons, Linemen,-Electricians,-Iron-Workers,-Painters,-Pipefitters,-Plumbers, Plasterers,-Roofers,-Sheet-Metal-Workers,-and-other-labor-or-work-which is-customarily-considered-as-an-individual-trade-or-craft-based-upon its-character-and-skills-required.~~

~~B.--The-classifications-and-classes-of-labor-described-herein-are for-illustrative-and-guidance-purposes-only-and-are-not-intended-to limit-or-extend-the-number-of-classes-requiring-wage-rates-in-a-particular-area.~~

§ 1.8003 Prevailing Wage Determinations.

A. The department shall, at least once each calendar year, determine and certify prevailing wage rates applicable to state projects which are similar in nature to highway and heavy construction projects.

B. The department shall, upon the request of any state agency that is contemplating the advertisement for bids on a state project which is similar in nature to commercial construction projects, determine and certify prevailing wage rates applicable to said state project if a certification has not been made within the twelve-month period prior to the request.

C. Prevailing wage rates applicable to state projects which are similar in nature to residential construction projects will be made upon request of a governmental official involved in the bidding process for a state project who desires such rates for insertion in a specific contract proposal.

D. Each wage survey shall be based upon work performed in the preceding calendar year and the resulting wage determinations will be certified following the close of the survey.

E. Except as provided in subpart F herein, all prevailing wage determinations shall be based upon the survey procedures contained in these rules.

F. The department shall, pursuant to Minn. Stat. §§ 177.43, subd. 4, and 177.44, subd. 3, conduct public hearings when necessary to determine county wage rate determinations. Such hearings shall be conducted within the county for which wage rates are being determined and shall be conducted as contested cases by a hearing examiner from the State Office of Hearing Examiners.

~~§§ 1.8004 General guidelines for all determinations.~~

~~A. Each prevailing wage rate shall be determined at least once a year and shall be based upon work performed within the preceding one year period. If in the opinion of the commissioner, a change in the certified prevailing wage rate is required, the commissioner may at any time certify that change in accordance with the requisites of these rules.~~

~~B. For purposes of determining individual prevailing wage rates, each county shall comprise a separate "area" and each prevailing wage rate shall be based solely upon work done in that county except as provided under subparts 1 and 2 herein.~~

~~1.--Where the work done or wage rates paid in a given county are insufficient to determine the prevailing wage rate or where an individual classification is insufficient, the prevailing wage rate (s) for that county shall be based upon wage rates paid within the adjacent counties.~~

~~2.--Data shall be considered insufficient where the work done in a county for the prior year consists of less than $25,000 in total project cost.~~

~~C.--All individual prevailing wage rates shall be based solely upon work performed within the corresponding class of labor.~~

~~D.--All prevailing wage rates for each class of law shall reflect the wage rate paid to the largest number of workers.~~

~~1.--The largest number of workers shall be determined for each class of labor within each county or area under consideration.--Thus where the same worker performs work on more than one project or in more than one classification within the area, he shall be counted only once.~~

~~2.--Where a project involves work in more than one county, the county where the greater part of the work was performed shall be determined.--The project shall only be utilized in determining wage rates for the county where the greatest part of the work was performed.~~

~~E.--All initial determinations made in accordance with these rules shall be based upon a physical survey of the county or area under consideration except for those determinations which may be made in accordance with §1.8008.--Thereafter, additional wage determinations may be made in accordance with §1.8008.~~

§ 1.8004 Basis For Each Determination.

A. Individual prevailing wage rates shall be made on a county by county basis and each prevailing wage rate shall be based upon work performed solely within the applicable class of labor.

B. For each county survey, the department shall issue wage determinations for all classes of labor commonly or customarily used in similar construction projects.

1. Where work has been performed in a class of labor in the county during the time period of the survey, the wage determination for that class of labor shall be based solely upon that work.

2. Where work was performed in any other classes of labor in two or more of the Minnesota counties physically adjacent to the county being surveyed, the department shall consider those classes of labor as ones which are customarily or commonly used in construction projects and determine wage rates for those classes in accordance with paragraphs 4 and 5 herein.

3. Where no work was performed in a class of labor either in the county being surveyed or in two or more of the adjacent Minnesota counties, no wage rate will be determined for that class of labor.

4. In looking to adjacent counties for determining additional classes of labor for which prevailing wage rates should be made, only those adjacent Minnesota counties for which surveys are either in progress or for which wage rates have been determined by survey within the preceding 12 months shall be utilized.

5. In determining a wage rate for a class of labor based upon work performed in adjacent counties, all workers in the class of labor in all the adjacent counties shall be totaled and the wage rate shall be based upon the wage rate paid to the largest number as determined in accordance with these rules.

C. Following certification of wage rates for a county, no wage rates for additional classifications of labor shall be made for that county until such time that a subsequent survey of the county demonstrates utilization of those additional classes of labor.

~~§ 1.8005 Determinations based upon physical surveys.~~

~~Where the prevailing wage rates are based upon a physical survey of the county, that survey shall include the following procedures:~~

~~A. Contacting county, state district, and city engineers for information pertaining to projects upon which work was performed in the county and the names of contractors who performed work on these projects.~~

~~B. Contacting each accessible contractor who performed work in the county and auditing his payroll records relating to that work.~~

~~C. Collecting and retaining verified "Project Worksheets" for each project.~~

§ 1.8005 Classes of Labor.

Each class of labor shall be based upon the particular nature of the work performed with consideration given to those trades, occupations, skills or work generally considered within the construction industry as constituting distinct classes of Labor. Wage determinations will be issued for those separate classes of labor which fall under the following general classes:

1. Laborers:

2. Power Equipment Operators:

3. Truck Drivers:

4. Special Crafts: The following crafts shall constitute separate classes of labor; bricklayers, carpenters, cement masons, linemen, electricians, iron workers, painters, pipefitters, plumbers, plasterers, roofers and sheet metal workers, and other labor or work which is customarily considered as an individual trade or craft based upon its character and skills required. Workers reported as helpers shall be considered to be skilled laborers when making determinations.

5. In determining particular classes of labor, the department may consider work classifications contained in collective bargaining agreements, apprenticeship agreements on file with the department and customs and usage applicable to the construction industry.

6. Primary responsibility for classifying individual workers shall be upon the contractor.

7. Where a worker performs work in more than one class of labor, he shall be counted only once and placed in the class in which he worked the greatest number of hours.

8. The contractor reporting shall have the responsibility to determine the class in which the worker has worked the greatest number of hours on each project reported.

9. Workers employed within a class of labor as apprentices or trainees at reduced wage rates will not be included or counted within that class of labor.

~~§-1.8006-Specific-procedures-for-survey-determinations.~~

~~A.--The-labor-investigator-shall-contact-each-contractor-believed to-have-performed-work-within-the-county-and-shall-request-identification-of-all-projects-on-which-work-was-performed-and-the-payroll-records relating-thereto.~~

~~1.--Where-a-particular-contractor-having-worked-in-the-county during-the-applicable-time-period-cannot-be-located-or-where-his-records are-not-available-for-inspection,-a-certified-form-approved-by-the department-shall-be-left-at-his-main-office-or-shall-be-sent-by-certified-mail.--The-form-shall-contain-appropriate-instructions-to-be-completed-by-the-contractor-or-his-representative-and-returned-to-the department-via-certified-mail.~~

2.--Where forms so left by the department are not returned within 30 days, the work or projects for which they were intended to document wage rates shall not be considered in that current determination for that area.

B.--A "Project Worksheet" shall be compiled for each project upon which work was performed.

1.--The worksheet shall identify the contractor and the project, its location, the dates of the project and its total dollar cost.

2.--Based on the payroll records for the project, the worksheet shall list each class of labor within which work was performed, the names of all workers who worked on that project within that class of labor and the wage rates paid to those workers.

3.--On each project, the department shall determine the number of workers who were subject to collective bargaining agreements and so designate on its worksheet for that project.

4.--The worksheet shall contain appropriate language for the contractor or its representative to sign and acknowledge indicating that he has reviewed the contents of the worksheet and that to the best of his knowledge and belief, its contents are true and correct.--The project worksheet shall be signed by the contractor and a copy left with him.

5.--All completed worksheets shall be separated into two categories one representing work performed on highway and heavy construction and one representing work performed on other projects.--Wage determinations for one category shall not be based upon projects performed within the other category.

6.--The number of workers in each class of labor and their respective wage rates shall be determined from all project worksheets and reflected on a "County Survey Report".

D.--Except as provided in F through G herein, the prevailing wage rate shall be based upon the wage rate paid to the largest number of workers in each class of labor.

E.--Where an equal number of workers worked at different wage rates, the prevailing wage rate shall be based upon the highest wage rate paid.

F.--In each survey conducted pursuant to §1.8005, where it appears that the largest number of workers in a given class of labor are subject to a collective bargaining agreement which provides for a different rate of pay than that required to be paid under the previously determined prevailing wage rate, and which would have been paid in the absence of the previously determined wage rate, the new prevailing wage rates determined for that county or area under these rules shall be based upon their agreed to collective bargaining rates.--Collective bargaining agreements or written understandings between employers and bona fide organizations of labor currently in force may be utilized in determining the hourly rates of pay.

G.--In each survey conducted pursuant to §1.8005, where it appears that the largest number of workers in a given class of labor are non-union employees not subject to collective bargaining agreements whose wages would have been at a different rate in the absence of the previously determined prevailing wage rate, the new prevailing wage rate determined for that county or area under these rules shall be determined based upon the most current rate paid to these workers.--In addition where the largest number of workers within a given class of labor are non-union workers, the prevailing wage rate shall be based upon the highest wage rate paid to these non-union workers.

§ 1.8006 Survey Procedures.

The purpose of each county survey is to develop a data base upon which to determine prevailing wage rates which are reasonably comparable to those wage rates paid on similar projects in the area. The following procedural steps shall be taken in each wage survey:

1. For each survey, the department shall identify contractors who performed projects during the previous calendar year.

2. For the purpose of identifying contractors who performed work on projects in each county, the department shall keep and maintain a mailing list of governmental officials, district, county and city engineers, city clerks, administrators and zoning officials and those contractor associations and labor organizations who have requested to be on the mailing list.

3. The department shall also keep and maintain lists of contractors for each county which lists shall be kept updated through applicable telephone directories, trade publications and through previous wage survey contacts. Any contractor may request that its name be added to any county list.

4. Upon initiation of a wage survey the department will issue a form request for project identification to those entities referred to in paragraph 2, above. The request shall indicate the nature of the projects and the time period for which information is requested, and shall request the government official to identify contractors and their addresses who performed work during the survey time period. Such forms shall be completed and returned to the department within 33 days.

5. The department shall send to all those contractors identified as having performed work in the county through the forms returned from those entities referred to in paragraph 2, above, and to all those contractors whose names appear on the applicable county lists compiled under paragraph 3, above, a request for project information and a request for the identification of sub-contractors who worked on those projects. Enclosed with the request shall be copies of the department's Contractor Reporting Form.

a. For each project upon which the contractor performed work within the county during the time period of the survey, the contractor shall complete a separate Contractor Reporting Form and provide the following information:

(1) description of project;

(2) dollar cost of the project;

(3) list of the employees who worked on the project;

(4) class of labor for each employee;

(5) wage rate paid each employee on the project and the hourly cost of fringe benefit for H & W, Pension, Vacation, Training for each employee.

b. All Contractor Reporting Forms and forms identifying sub-contractors who worked on the projects shall be signed and dated by the contractor or its representative attesting that the information provided is a true and correct summary of the information contained in the contractor's payroll and business records.

c. The Contractor Reporting Forms and forms identifying sub-contractors shall be returned to the department within 30 days following the receipt of the request for information.

d. Information which is not received by the department within 33 days following the date upon which the request was mailed by the department shall not be used in making determinations.

e. Contractor Reporting Forms which do not report the names of workers, classes of labor, wage rates paid, description of project, type of construction and location of project will not be utilized in making wage determinations. Any unsigned or incomplete forms which are received within the 33-day time period shall be returned to the contractor with a request that the form be properly completed. If that form is not returned to the department within 15 days from the date of mailing, it shall be excluded from the survey. In no event shall information on unsigned Contractor Reporting Forms be utilized in making determinations.

6. Upon learning the identification of sub-contractors who performed work on projects within the county, the department shall proceed with the procedures provided in paragraph 5, above, and the sub-contractors so contacted shall be subject to the same requirements provided under paragraph 5.

7. In addition to the mail procedures described in paragraph 5, above, the department shall make on-site visits to the offices of contractors or governmental representatives for the purposes of collecting project data and for auditing payrolls when necessary for the determination of prevailing wage rates.

a. Information so collected, either through a review of the contractor's payrolls or copies of payrolls provided by contractors to government offices, will be utilized in making determinations provided that such information is compiled on an Investigator's Project Worksheet and is signed by the investigator who compiled the information.

8. The number of workers in each class of labor and their respective wage rates shall be determined and reflected on a "County Abstract".

~~§§-1.8007-Contractor's-duties.~~

~~A.--Each-contractor-in-the-course-of-a-survey,-shall-be-prepared to-present-copies-of-all-payroll-records-representing-work-done-on projects-in-the-county-or-area-for-the-preceding-twelve-months.~~

~~B.--For-each-worker,-the-contractor-shall-document-for-the-investigator,-his-name,-class-of-labor-and-rate-of-pay.~~

~~1.--Contractors-must-utilize-the-Master-Job-Classifications specified-in-§-1.8014-in-documenting-classes-of-labor;~~

~~2.--The-contractor-shall-document-the-employee's-basic-hourly wage-rate-and-where-fringe-benefits-are-paid,-the-amount-of-each-such fringe-benefit-payment-and-the-name-and-address-of-the-fund,-plan-or program-to-which-each-such-payment-was-made;~~

~~3.--The-contractor-shall-document-each-employee's-daily-and weekly-hours-worked-in-each-classification-and-net-wages-paid;~~

~~4.--Where-the-investigator-is-unable-to-determine-the-class of-labor-for-a-particular-employee,-he-is-authorized-to-determine-from the-information-available,-an-appropriate-classification-for-that employee.~~

~~5.--Where-a-payroll-record-describes-a-particular-worker-as performing-work-within-several-different-classes-of-labor-and-the-contractor-does-not-indicate-a-specific-class-of-labor-for-that-worker, the-investigator-may-classify-him-in-the-class-of-labor-which-he-deems appropriate.~~

§ 1.8007 Determining the largest number of workers and Prevailing Wage Rate.

A. Each wage rate determination shall be based upon the actual wage rates paid to the largest number of workers within each labor classification reported in the survey.

B. For purposes of determining the largest number of workers, each worker within a class of labor and his total hourly rate paid shall be tabulated.

1. Total hourly rate includes the hourly rate plus the hourly contribution for all wage and fringe benefits.

2. The largest number of workers with identical rates of pay within each classification shall determine the specific prevailing wage rate.

3. When determining the prevailing wage rate and there is an equal number of workers (which represent the greatest number of workers) with differing hourly wage rates, the prevailing wage rate shall be the highest wage rate paid to those workers.

Example:

4 workers @ $7.00 per hour

4 workers @ $8.00 per hour

2 workers @ $8.50 per hour

The prevailing wage rate will be determined as $8.00 per hour.

4. Where a worker performs work on more than one project within the county, he shall be counted only once in the class of labor and at the wage rate paid on the most recent project within the time period of the survey.

~~§ 1.8008 Determinations without survey.~~

~~A. Where it appears to the Department, based upon the information compiled under this rule and the information compiled under PWD 11,~~

~~that-in-a-given-county-or-area-the-number-of-AFL-CIO-represented-workers or-the-number-of-independent-union-represented-workers-comprised-more than-50%-of-the-total-number-of-workers-in-that-county-or-area,-the-prevailing-wage-rates-for-all-classification-of-laborers-in-that-county need-not-be-based-upon-a-physical-survey-but-may-be-based-upon-the-rates contained-in-the-applicable-current-collective-bargaining-agreement provided-that:~~

~~1.--Nothing-contained-herein-shall-preclude-an-aggrieved-person from-petitioning-for-a-redetermination-under-Minn.-Stat.-§§-177.43--177.44;~~

~~2.--In-any-case-where-an-employer-operating-under-a-collective bargaining-agreement-or-written-understanding-with-a-bona-fide-organization-of-labor-is-paying-his-employees-at-a-rate-less-than-that-called-for in-the-collective-bargaining-agreement-or-written-understanding,-the wage-rate-to-be-utilized-for-the-purpose-of-calculating-the-prevailing wage-rate-for-those-employees-shall-be-the-wage-rate-set-forth-in-the collective-bargaining-agreement-or-written-understanding.~~

~~B.--For-purposes-of-this-rule,-it-shall-be-the-duty-of-every-contractor-performing-work-within-the-State-of-Minnesota-to-furnish-the department-upon-its-request,-with-copies-of-all-payroll-records-relating to-each-project.--Records-so-requested-shall-contain-the-information listed-under-§-1.8007.~~

~~1.--All-payroll-records-shall-be-signed-by-the-contractor-or his-representative-and-shall-certify-that-the-contractor-has-reviewed their-contents-and-that-they-are-accurate-and-correct.~~

~~2.--All-payroll-records-submitted-to-the-Department-shall-be date-stamped-on-the-day-of-their-receipt-and-filed-in-accordance-with the-county-within-which-the-work-was-performed.~~

~~C.--The Department shall periodically request from the Minnesota Department of Transportation all data indicating state projects let by that department, the counties in which work will be performed, the contractors awarded the contracts and their costs.--This data shall be kept on file and may be utilized in making wage determinations under this rule.~~

§ 1.8008 Apprentices.

A. Apprentices working on state projects are not subject to the prevailing wage rate determinations, except as they may be effected by registered apprenticeship agreements. The hourly rates of pay for such workers are established by the particular program to which the apprentice or trainee is subject.

B. The term apprentice means (a) a person employed and registered in a bona fide apprenticeship program registered with the U.S. Department of Labor or with a state apprenticeship agency and (b) a person in his first 90 days of probationary employment as an apprentice who is not registered in the program but who has been certified by the U.S. Bureau of Apprenticeship and Training or a State Apprenticeship agency or council to be eligible for probationary employment as an apprentice.

C. Any employee listed on a payroll for a state project who does not fall within the term "apprentice" contained in subpart (B) shall be paid the prevailing wage rate for the classification of work performed.

~~§ 1.8009 Multi-county projects.~~

~~Where a state project will extend into more than one county, the prevailing wage rate to be certified and utilized on that project shall be based upon the prevailing wage rate for the county within which the greatest volume of work will be performed.~~

§ 1.8009 Reserved for future use.

§§ 1.8010 Notice of wage determinations.

A. Upon certification of wage rates for a given county, the department shall publish notice of such certification in the State Register but need not publish the individual rates so certified. The certification date shall coincide with the date published in the State Register.

B. The notice published in the State Register shall indicate where copies of the determined rates may be obtained upon request.

C. The Department shall maintain a list of all persons who request that copies of wage rate determinations be sent to them.

D. Copies of wage rate determinations shall be mailed within 5 days of their certification to those persons who have requested such notice and whose names appear on the list maintained by the department. The department may charge a reasonable fee for the copying and mailing of these notices as allowed under Minn. Stat. § 15.17, subd. 4 (1974).

~~§§ 1.8011 Utilization of additional information.~~

~~A. In addition to such information requested by the department under § 1.8008, voluntary information received by the Prevailing Wage Division from contractors or their representatives, contractors associations, labor organizations, public officials, individual laborers and other interested parties shall be kept on file by the department and may be utilized in making wage determinations under § 1.8008.~~

~~B. Illustrative of the type of information which will be kept on file if submitted are:~~

~~1. Notarized statements showing wage rates and hours worked on projects (such statements should indicate the names and addresses of contractors, including subcontractors, the locations, approximate cost, dates of construction and types of projects, the number of workers employed in each class of labor on each project, and the respective wage rates paid to each worker.~~

2.--Signed collective bargaining agreements or understandings between an employer or a group of employers and bona fide organizations of labor.

3.--Wage rate determinations and other information furnished by federal agencies.

4.--Contract and bidding information submitted by the Department of Transportation or other state agencies.

5.--Reports or records of county or city engineering offices.

6.--Other information pertinent to the determination of prevailing wage rates.

§ 1.8012 Apprentices and trainees.

A.--Apprentices, under programs approved by the U.S. Department of Labor, will be permitted to work as such only when they are registered, with a State apprenticeship agency which is recognized by the Bureau of Apprenticeship and Training, United States Department of Labor; or, if no such recognized agency exists in a State, under a program registered with the Bureau of Apprenticeship and Training, United States Department of Labor.--The allowable ratio of apprentices to journeymen in any craft classification shall not be greater than the ratio permitted to the contractor as to his entire work force under the registered program. Any employee listed on a payroll at an apprentice wage rate, who is not a trainee as defined in subparagraph b of this paragraph or is not registered as above, shall be paid the wage rate determined by the Commissioner of the Department of Labor and Industry, State of Minnesota, for the classification of work he actually performed.--The contractor or subcontractor will be required to furnish to the Department of Labor and Industry written evidence of the registration of his program and apprentices as well as of the appropriate ratios and wage rates, for the area

~~of-construction-prior-to-using-any-apprentices-on-the-contract-work.~~ ~~The-term-"apprentice"-means-(1)-a-person-employed-and-individually registered-in-a-bona-fide-apprenticeship-program-registered-with-the U.S.-Department-of-Labor,-Bureau-of-Apprenticeship-and-Training,-or with-a-State-apprenticeship-agency-recognized-by-the-Bureau,-or-(2)-a person-in-his-first-90-days-of-probationary-employment-as-an-apprentice in-such-an-apprenticeship-program,-who-is-not-individually-registered in-the-program,-but-who-has-been-certified-by-the-Bureau-of-Apprenticeship-and-Training,-or-a-State-Apprenticeship-Council-(where-appropriate) to-be-eligible-for-probationary-employment-as-an-apprentice.~~

~~B.--Trainees:--Trainees-will-be-permitted-to-work-as-such-if-they are-bona-fide-trainees-employed-pursuant-to-a-program-approved-by-the U.S.-Department-of-Labor,-Manpower-Administration,-Bureau-of-Apprenticeship-and-Training.~~

~~C.--Apprentices-and-Trainees-working-under-apprenticeship-and-skill training-programs-which-have-been-certified-by-the-Secretary-of-Transportation-as-promoting-equal-employment-opportunity-in-connection-with Federal-aid-highway-construction-programs-are-not-subject-to-the-wage determinations-made-herein.--The-straight-time-hourly-wage-rates-for apprentices-and-trainees-under-such-programs-will-be-established-by-the particular-programs.~~

§§ 1.8011-1.8012 Reserved for future use.

§ 1.8013 Petition for reconsideration of prevailing wage rates.

A. Any person including contractor associations or labor organizations aggrieved by a final determination of a prevailing wage rate may petition the Commissioner for reconsideration of that wage rate within 30 days following its certification. The petitioner shall indicate the county and class (es) of labor contested, the reason the petitioner believes the rate to be inaccurate, and the rates the petitioner believes to be correct.

B. Within 10 days following receipt of a Petition for Reconsideration, the Department shall informally meet with the Petitioner and any other interested person, associations or labor organizations to review the contested wage determination (s).

1. The petitioner shall be prepared to support his contentions with any documents or data he deems necessary.

2. The department shall be prepared to produce and review the data, summary sheets and other documents upon which its determinations were based, and shall produce for the petitioner's inspection, all such documents.

C. Following the informal conference, the Department shall, within 10 days, notify the petitioner of any decision modifying, changing, or reaffirming the contested wage rate or indicate to the petitioner that a survey will be necessary to resolve the contested wage rate(s).

1. Where the department determines that a new survey is necessary, such survey shall be conducted within 30 days. Thereafter, the department shall inform the petitioner by certified mail of its final decision based on that survey.

D. No prevailing wage rate will be deemed to be vacated or suspended pending the resolution of a Petition for Reconsideration nor will the department request any state agency contemplating a state project to suspend, delay or otherwise change its contract and bidding schedules due to any pending procedures resulting from a Petition for Reconsideration.

E. Any person aggrieved by a final decision following reconsideration of a prevailing wage rate may, within 20 days after the decision, petition the Commissioner for a public hearing in the matter of a contested case under the administrative procedures act, Minn. Stat. § § 15.0418 to 15.0421.

1. Upon receipt of a petition for a public hearing the commissioner shall order the initiation of a contested case in accordance with Minn. Stat. § 15.052.

2. All contested case hearings initiated herein shall be conducted in accordance with the rules of Operation of the Office of Hearing Examiners.

~~§ 1.8014 Application.~~

~~These rules shall apply to all prevailing wage determinations certified subsequent to the effective date of these rules.~~

§ 1.8014 Reserved for future use.

~~§ 1.8015 Master job classifications.~~

~~For purposes of these rules, the following code numbers shall be utilized to describe the applicable classes of labor.~~

~~Highway laborers~~

~~(In Mpls. St. Paul Metropolitan Wage Areas)~~

~~CODE NO.~~	~~POSITION TITLE~~
~~103~~	~~Bituminous batcherman (Stationary plant)~~
~~105~~	~~Bituminous raker, floater and utility man~~
~~107~~	~~Bituminous tamper~~
~~113~~	~~Blacksmith helper~~
~~116~~	~~Bottom man (sewer, water or gas trench)~~
~~117~~	~~Bottom man (sewer, water or gas trench) (more than 8' below starting level of manual work)~~
~~123~~	~~Brick or block paving setter~~
~~125~~	~~Bricklayer tender~~
~~132~~	~~Cement coverman (batch trucks)~~
~~134~~	~~Cement gun operator (1½" and over)~~
~~136~~	~~Cement handler (bulk or bag)~~
~~138~~	~~Chain Saw Operator~~

CODE-NO.	POSITION-TITLE
140	Chipping-hammer-operator
141	Concrete-batcherman-(proportioning-plant)
143	Concrete-longitudinal-floatman-(manual-bull-float-on-paving)
145	Concrete-mixer-operator-(1-bag-capacity)
147	Concrete-shoveler,-tamper-and-puddler-(paving)
149	Concrete-vibrator-operator
153	Conduit-layers-(without-wiring)
156	Curb-setter-(stone-or-precast-concrete)
163	Dumper-(wagon,-truck,-etc.)
165	Dumpman
167	Dumpman-(paver)-(dumper-batch-trucks-at-mixer)
173	Drill-runner-(blasting)
175	Drill-runner-(heavy,-including-churn-drill)
181	Flagman
185	Formsetter-(municipal-type-curb-and-sidewalk)
186	Formsetter-(pavement)
192	Hydrant-and-valve-setter
194	Jackhammer-man-and-paving-buster
196	Joint-filler-(concrete-pavement)
203	Kettleman-(bituminous-or-lead)
207	Mortar-mixers
213	Pipe-derrickman-(tripod,-manual)
215	Pipe-handler-(water,-gas,-cast-iron)
217	Pipe-layer-(sewer,-water-or-gas)
223	Powderman
224	Powder-monkey
225	Power-buggey-operator
227	Pump-Operator-(3"-and-under,-semi-skilled)

CODE-NO.	POSITION-TITLE
233	Reinforced-steel-laber
235	Reinforced-steel-setter-(pavement)
241	Sand-cushion-and-bed-maker
243	Service-connection-maker-(water-or-gas)
245	Squeegee-man-(bituminous-brick-or-block-pavement)
247	Stabilizing-batcherman-(Stationary-plant)
249	Stone-mason-tender
253	Tunnel-laborer-(atmospheric-pressure)
255	Tunnel-men-(air-pressure)
257	Tunnel-miner
263	Unskilled-laborers
265	Watchmen
267	Winch-handler-(manual)
273	Caisson-work
275	Cofferdam-work
277	Open-ditch-work
279	Tunnel-work
281	Underground-laborers
283	Underpinning-work
285	Other-work-more-than-8½-below-starting-level-of-manual-work
286	Water-well-driller-helper
287	Nozzelman-(gunite)
288	Joint-sawer
289	Carpenter-tender
290	Wrecking-and-demolition

Highway-Laborers (Rural-Wage-Areas)

CODE-NO.	POSITION-TITLE
	Classification:
463	Laborer,-highway-&-heavy,-unskilled
	Pavement:
336	Cement-handler
367	Dumper
353	Conduit-layer
347	Concrete-shoveler,-tamper-and-puddler
384	Formsetter,-curb,-walk-and-pavement
394	Jackhammer
338	Chain-saw-operator
397	Joint-sawer
349	Concrete-vibrator-operator
423	Powderman
435	Reinforced-steel-setter-(pavement)
334	Cement-coverman
335	Sack-Shaker
	Blacktop:
305	Bituminous,-raker,-floater-and-utility-man
363	Dumper
308	Tamper-operator
381	Flagman
465	Watchman
	Sewer,-Water-and-Tunnel:
417	Pipelayer
403	Kettleman,-bituminous-or-lead
453	Tunnel-laborer---atmospheric-pressure
452	Tunnel-laborer---air-pressure

Highway-Laborers-(cont)

CODE-NO.	POSITION-TITLE
456	Tunnel-miner---atmospheric-pressure
454	Tunnel-miner---air-pressure
315	Bottom-man-or-ditchman
418	Pipe-handler
	Miscellaneous:
372	Drill-runner
374	Drill-runner-wagon-drill-or-churn-drill
376	Drill-runner-helper
475	Cofferdam-work
473	Caisson-work
345	Concrete-mixer-operator-(1-bag-capacity)
346	Nozzelman-(gunite)
427	Pump-operator---3-inches-and-under
486	Work-8-feet-or-more-below-adjoining-ground-where-excavation is-not-more-than-8-feet-wide
426	Power-Buggy-Operator
430	Bricklayer-tender
431	Carpenter-tender
432	Mortar-mixer
433	Stone-mason-tender
464	Wrecking-and-demolition-laborer

Power-Equipment-Operators

(Statewide)

CODE-NO.	POSITION-TITLE
501	Air-compresser-operator
502	Crane-Operator-with-135'-Boom,-excluding-jib
503	Asphalt,-bituminous-stabilizer-plant-operator

Power-Equipment-Operators-(con't)

CODE-NO.	POSITION-TITLE
504	Dragline-and/or-other-similar-equipment-with-shovel-type controls-up-to-3-cu.-yds.-mfg.-rated-capacity
505	Backfiller-operator
506	Batch-Plant-(concrete)
507	Bituminous-spreader-&-finishing-operator-(power)-(Adnum-or Jaeger)
508	Bituminous-spreader-&-bituminous-finishing-machine-operator (helper)-(power)-(Adnum-or-Jaeger)
509	Brakeman-or-switchman
510	Boom-Truck-(power-operated-boom)
511	Cableway-operator
512	Conveyor-operator
513	Concrete-distributor-&-spreader-operator,-finishing-machine, longitudinal-float-operator,-joint-machine-operator-&-spray operator
514	Concrete-mixer-operator,-on-job-site-over-14S
515	Concrete-mixer-operator,-on-job-site-14S-and-under
516	Concrete-mixer,-stationary-plant-operator,-over-34E
517	Dragline-and/or-other-similar-equipment-with-shovel-type controls-3-cu.-yds.-and-over-mfg.-rated-capacity
518	Concrete-saw-operator-(multiple-blade)-(power-operated)
519	Crushing-plant-operator-(gravel-&-stone)-or-gravel-washing, crushing-&-screening-plant-operator
520	Curb-Machine
521	Derrick-(Guy-or-stiffleg)-(power)-(skids-or-stationary)
522	Dope-Machine-(pipeline)
523	Dredge-deck-hand

Power-Equipment-Operators-(cont't)

CODE-NO.	POSITION-TITLE
524	Dredge-operator-or-engineer,-dredge-operator-(power)-& engineer
525	Elevating-Grader-Operator
526	Drill-rigs,-heavy-duty-rotary-or-churn-drill
527	Drilling-machine
528	Euclid-loader-operator
529	Engineer-in-charge-of-plant-requiring-first-class-license
530	Front-End-Loader-Operator-up-to-an-including-1-cu.-yd.
531	Fine-grade-operator
532	Helicopter-Pilot
533	Fireman-or-tank-car-heater-operator
534	Fork-lift-or-lumber-stacker-(for-construction-job-site)
535	Fork-lift-or-straddle-carrier-operator
536	Form-trench-digger-(power)
537	Mechanic-Helper
538	Front-end-loader-operator-(under-30-h.p.-rubber-tired)
539	Front-end-loader-operator,-all-types-30-h.p.-and-over
540	Automatic-Road-Machine-Operator-(GMI-or-similar)
541	Grader-or-motor-patrol,-finishing,-earthwork-and-bituminous
542	Grader-operator-(motor-patrol)
543	Power-Actuated-Horizontal-boring-machine-over-6"
544	Gravel-screening-plant-operator-(portable-not-crushing-or washing
545	Lead-greaser-on-grease-truck-(where-no-mechanic-is-employed)
546	Greaser-(truck-and-tractor)
547	Gunite-operator-gunall
548	Hoist-engineer-(power)

Power-Equipment-Operators-(cont't)

CODE-NO.	POSITION-TITLE
549	Self-propelled-chip-spreader-(Flaherty-or-similar)
550	Self-propelled-soil-stabilizer
551	Launchman-(tankerman-or-pilot-license)
552	Leverman
553	Loader-Operator-(Barber-Green-or-similar-type)
554	Locomotive,-all-types
555	Locomotive-crane-operator
556	Master-Mechanic
557	Mechanic-or-Welder
558	Mechanical-space-heater-(temporary-heat)
559	Mixer-(paving)-Concrete-Paving-Operator,-read
560	Pipeline-Wrapping-Cleaning-or-Bending-Machine
561	Oilers-(power-shovel,-crane,-dragline)
562	Paving-breaker-or-tamping-machine-operator-(power-driven) (Mighty-Mite-or-similar-type)
563	Pick-up-Sweeper,-not-including-Tennant-or-similar-types
564	Power-shovels-and/or-other-equipment-with-shovel-type-controls 3½-cu.-yds.-&-over
565	Power-shovels-and/or-other-equipment-with-shovel-type-controls up-to-3½-cu.-yds.
566	Power-plant-engineer,-100-K.W.H.-and-over
567	Pugmill-operator
568	Pump-operator
569	Pumperete-operator
570	Mucking-machine
571	Refrigeration-plant-engineer

Power-Equipment-Operators-(cont't)

CODE-NO.	POSITION-TITLE
572	Mole-operator-including-power-supply
573	Roller-operator,-self-propelled-roller-for-compaction, including-stabilized-base
574	Roller-operator,-self-propelled,-rubber-tired-for-compaction including-stabilized-base
575	Roller-operator,-up-to-&-including-6-tons-for-bituminous finishing-and/or-wearing-courses
576	Roller-operator,-over-6-tons-for-bituminous-finishing-and/or wearing-courses
577	Scraper,-32-cu.-yds.-and-over
578	Self-propelled-vibrating-packing-operator-(pad-type)
579	Rubber-tired-farm-tractor,-back-hoe-attachment
580	Sheet-foot-roller-(self-propelled)-3-drum-and-over)
581	Shouldering-machine-operator-(power)(Apsco-or-similar-type)
582	Slip-Form-(power-driven)(paving)
583	Tie-tamper-&-ballast-machine-operator
584	Stump-chipper
585	Turnapull-operator-(or-similar-type)
586	Tandem-scraper
587	Tractor-operator---boom-type
588	Tractor-operator,-D2,-TD6-or-similar-h.p.-with-power-take-off
589	Tractor-operator,-over-D2,-TD6,-or-similar-h.p.-with-power take-off
590	Tractor-operator,-50-h.p.-or-less-without-power-take-off
591	Tractor-operator,-over-50-h.p.-without-power-take-off
592	Trenching-machine-operator-(sewer,-water,-gas)

Power-Equipment-Operators-(con't)

CODE-NO.	POSITION-TITLE
593	Power-Actuated-Augers-&-Boring-Machine
594	Truck-crane-operator
595	Truck-crane-oiler
596	Tugboat-(100-h.p.-and-over)
597	Well-point-installation,-dismantling-or-repair-mechanic
598	Two-or-more-pumps,-compressors-or-welding-machines
599	Power-Actuated-Jacks

Truck-Drivers
(Statewide)

CODE-NO.	POSITION-TITLE
601	Bituminous-Distributor-Driver
602	Bituminous-Distributor-Spray-Operator-(Rear-end-oiler)
603	Bituminous-Distributor-Driver-(one-man-operation)
605	Boom-and-"A"-frame-driver
606	Dumpman
608	Dumpster-Operator-(no-h.p.-limit)
611	Greaser-and-truck-serviceman
615	Mechanical-Broom-Driver
617	Pilot-Car-Driver
621	Ready-Mix-Driver-(mixer-capacity-up-to-and-including-4-cu.yds
622	Ready-Mix-Driver-(mixer-capacity-over-4-cu.-yds.-up-to-and including-6-cu.-yds.)
623	Ready-Mix-Driver-(mixer-capacity-over-6-cu.-yds.)
626	Self-propelled-Packer-Operator
629	Tank-truck-helper-(gas,-oil,-road-oil-and-water)
631	Teamster-or-stableman
633	Tractor-Operator-(wheel-type-used-for-any-purpose)

Truck-Drivers-(cont't)

CODE-NO.	POSITION-TITLE
641	Truck-Driver-(up-to-and-including-6-cu.-yds.-box-water-level)
642	Truck-Driver-(over-6-cu.-yds.-up-to-and-including-8-cu.-yds. box-water-level)
643	Truck-Driver-(over-8-cu.-yds.-up-to-and-including-12-cu.-yds. box-water-level)
644	Truck-Driver-(over-12-cu.-yds.-up-to-and-including-16-cu.-yds box-water-level)
645	Truck-Driver-(over-16-cu.-yds.-box-water-level)
648	Truck-Driver-(hauling-machinery-for-contractors-own-use including-operation-of-hand-or-power-operated-winches)
650	Truck-Mechanic-(in-cases-where-an-operating-engineer-mechanic is-not-employed
651	Truck-Welder
	Truck-Driver:
662	Single-axle-or-2-axle-unit
663	Tandem-axle-or-3-axle-unit
664	Four-axle-unit
665	Five-axle-unit
	For-each-additional-axle,-10-cents-additional-per-hour
666	Slurry-Driver
667	Slurry-Operator

Special-Crafts
(Statewide)

711	Bricklayers
712	Bricklayers-Apprentice-(6-mos.-interval)
721	Carpenters
722	Carpenters-apprentice-(1000-hr.-interval)

Special-Crafts-(cont't)

CODE-NO.	POSITION-TITLE
731	Cement-Masons
732	Cement-Masons-(6-mos.-interval)
733	Cement-Masons-(1-year-intervals)
740	Cable-Splicer
741	Electricians
742	Electricians-Apprentice
743	Electricians-(on-work-up-to-$4,000)
744	Electricians-on-work-over-$4,000
745	Electricians-Apprentice-(3-mos.-interval)
746	Electricians-Apprentice-(6-mos.-interval)
747	Electricians-Apprentice-(years-intervals)
748	Lineman
749	Groundman-(1st-year,-2nd-year,-3rd-year)
751	Ironworkers,-ornamental
752	Ironworkers,-reinforcing
753	Ironworkers,-structural
754	Ironworkers-Apprentice-(1000-hrs.-interval)
755	Ironworkers-(6-mos.-intervals)
761	Painters
762	Painters,-brush
763	Painters,-structural-steel-and-bridge
764	Painters-Apprentice-(1000-hrs.-interval)
765	Painters-(6-mos.-intervals)
766	Painters,-spray
771	Piledriverman
773	Plumbers
775	Plumbers-Apprentice-(928-hours)

~~Special Crafts (con't)~~

~~CODE NO.~~	~~POSITION TITLE~~
~~781~~	~~Stone Masons~~
~~791~~	~~Sheet metal workers~~
~~784~~	~~Stone Masons (6 mos. interval)~~

§ 1.8015 Master job classifications.

For purposes of these rules, contractors must use the following codes and classifications in documenting classes of labor.

Laborers

CODE NO.	POSITION TITLE
101	Laborer, common (general labor work)
102	Laborer, skilled (assisting skilled craft journeyman)
103	Laborer, Landscaping (gardner, sod layer and nurseryman)
104	Flagperson
105	Watchperson
106	Powderman
107	Pipelayer (water, sewer & gas)
108	Tunnel miner
109	Underground and open ditch laborer (8 feet below starting grade level)

Power Equipment Operators

CODE NO.	POSITION TITLE
201	Air compressor operator
202	Asphalt, bituminous stabilizer plant operator
203	Dragline and/or other similar equipment with shovel type controls
204	Bituminous spreader and finishing operator
205	Bituminous spreader and bituminous finishing machine operator (helper)

Power Equipment Operators (con't)

CODE NO.	POSITION TITLE
206	Conveyor operator
207	Concrete distributor and spreader operator, finishing machine, longitudinal float operator, joint machine or spray operator
208	Concrete saw operator (multiple blade)(power operated)
209	Crushing plant operator (gravel and stone) or gravel washing, crushing and screening plant operators
210	Curb machine
211	Front end loader operator up to and including 1 cu. yd.
212	Fine grade operator
213	Fork lift operator
214	Front end loader operator
215	Helicopter pilot
216	Fireman or tank car heater operator
217	Grader or motor patrol, finishing, earthwork and bituminous
218	Grader operator (motor patrol)
219	Greaser (truck and tractor)
220	Hoist engineer
221	Self propelled chip spreader
222	Mechanic or welder
223	Oilers (power shovel, crane, dragline)
224	Pick up sweeper
225	Pugmill operator
226	Roller operator, self propelled roller for compaction
227	Roller operator, up to and including 6 tons for bituminous finishing and/or wearing courses

Power Equipment Operators (con't)

CODE NO.	POSITION TITLE
228	Roller operator, over 6 tons for bituminous finishing and/or wearing courses
229	Scraper, 32 cu. yds. and over
230	Self propelled vibrating packing operator (pad type)
231	Rubber tired tractor, back hoe attachment
232	Shouldering machine operator (power)(apsco or similar type)
233	Slip form (power-driven)(paving)
234	Turnapull operator (or similar type)
235	Tractor operator, D2, TD6 or similar h.p. with power take-off
236	Tractor operator, over D2, TD6 or similar h.p. with power take-off
237	Power actuated augers and boring machine
238	Truck crane oiler

Truck Drivers

CODE NO.	POSITION TITLE
301	Bituminous Distributor driver
302	Dumpman
303	Greaser and truck serviceman
304	Self propelled packer operator
305	Truck driver (hauling machinery for contractors own use including operation of hand or power operator winches)
306	Single axle or 2 axle unit
307	Tandem axle or 3 axle unit
308	Four axle unit
309	Five axle unit

Special Crafts

CODE NO.	POSITION TITLE
401	Asbestos workers
402	Boilermakers
403	Bricklayers
404	Carpenters
405	Carpet Layers (linoleum)
406	Cement Masons
407	Electricians
408	Elevator Constructors
409	Glaziers
410	Lathers
411	Groundman
412	Ironworkers
413	Lineman
414	Millwright
415	Painters
416	Piledriverman
417	Pipefitters - steamfitters
418	Plasterers
419	Plumbers
420	Roofer
421	Sheet metal workers
422	Sprinkler fitters
423	Terrazzo workers
424	Tile setters

Wage determinations shall be made for other classifications not listed if such other classifications are in general use in the area being surveyed.

§ 1.8016 Posting of wage rates.

Each contractor and subcontractor performing work on a public project shall post on the project the applicable prevailing wage rates and hourly basic rates of pay for the county or area within which the project is being performed, including the effective date of any changes thereof, in at least one conspicuous place for the information of the employees working on the project. (Minn. Stat. § 177.43, subd. 4 and Minn. Stat. § 177.44, subd. 5 (1974)). The information so posted shall include a breakdown of contributions for health and welfare benefits, vacation benefits, pension benefits and any other economic benefit required to be paid.

§ 1.8017 Wage rate determinations previously certified by the department shall, subject to the review procedures contained in § 1.8013, remain in effect until such time that new wage rates are determined in accordance with the provisions of these rules as amended.

STATE OF MINNESOTA

Department of Labor and Industry

Prevailing Wage Division

In the Matter of the Proposed
Amendment of Rules of the
Department of Labor and Industry
Governing Prevailing Wage
Determinations.

ORDER FOR HEARING

IT IS HEREBY ORDERED that a public hearing on the above-captioned rules be held in Room D, Veterans Service Building, 20 West 12th Street, St. Paul, Minnesota, 55155, on January 17, 1980, commencing at 9:00 a.m. and continuing until all persons have had an opportunity to be heard.

It is further ordered that a Notice of Hearing be mailed to all persons or representatives of associations or other interested groups who have registered their names with the Secretary of State for that purpose and that this Notice of Hearing be published in the State Register.

Dated: 11-7-79.

Harry D. Peterson

HARRY D. PETERSON
Commissioner

Department of Labor and Industry

Notice of Intent to Solicit Outside Information Regarding Proposed Amendment of Rules Governing Prevailing Wage Determinations

Notice is hereby given that the Department of Labor and Industry is seeking information or opinions from sources outside the agency in preparing to propose amendments to the existing rules, 8 MCAR §§ 1.8001-1.8016, governing prevailing wage determinations. Any interested persons may submit data or views on this subject. Such comments should be addressed to the attention of:

Harry D. Peterson
Commissioner
Minnesota Department of Labor and Industry
540 Space Center Building
444 Lafayette Road
St. Paul, Minnesota 55101

Any written material received by the agency shall become a part of the hearing record in the event amendments governing this subject are promulgated.

Subjects upon which the department seeks public input include, but are not limited to:

(1) Clarification of existing rules as they apply to "highway and heavy" wage rate determinations;

(2) Consideration of additional rules to apply only to "building" wage rate determinations;

(3) Clarification of, or amendment to the steps and procedures utilized in performing individual wage rate surveys, including the nature of work to be looked to for such determinations and the scope and extent of steps which should be taken to apprise the department of what work; and

(4) Clarification of the utilization of "adjacent county data" in making wage rate determinations.

May 4, 1979

Harry D. Peterson
Commissioner

STATE CONTRACTS

Pursuant to the provisions of Minn. Stat. § 16.098, subd. 3, an agency must make reasonable effort to publicize the availability of any consultant services contract or professional and technical services contract which has an estimated cost of over $2,000.

Department of Administration procedures require that notice of any consultant services contract or professional and technical services contract which has an estimated cost of over $10,000 be printed in the *State Register*. These procedures also require that the following information be included in the notice: name of contact person, agency name and address, description of project and tasks, cost estimate, and final submission date of completed contract proposal.

Department of Corrections Correctional Industries Division

Notice of Availability of Contract for Technical Services

The Correctional Industries Division of the Minnesota Department of Corrections requires technical expertise to assist with the development and implementation of a body shop at the Minnesota State Prison, Stillwater, Minnesota for the purpose of reconditioning State of Minnesota automobiles. We wish to contract with a company which is willing to provide the services of an individual to furnish such expertise. The required specialized technical services are to be furnished on a part time basis of 16 hours per week for the period July 1, 1979 through December 31, 1979.

Listed below is a range of needed services projected for the proposed contract period:

1. Provide intensive shop operations training for appropriate staff and inmate employees in technical phases of vehicle reconditioning, with emphasis on body work.

determinations, the time period included in each survey determination, and the manner by which wage determinations will initially be issued for the metropolitan area;

8 MCAR § 1.8004:

The general guidelines for survey determinations contained under the existing rule will be deleted in its entirety and the proposed amended rule will provide the basis upon which each survey determination will be made. The proposed rule will provide that prevailing wage rates will be based on a county by county basis and will clarify the instances where wage rate determinations may be based upon "adjacent county" data;

8 MCAR § 1.8005:

The present rule which sets forth the basic steps for determinations based on physical surveys will be deleted in its entirety and the proposed amended rule will direct itself to classes of labor and the department's obligations with respect to determining those classes of labor;

8 MCAR § 1.8006:

The present rule which directs itself to the specific procedures for survey determinations will be deleted in its entirety and the proposed amended 8 MCAR § 1.8006 will specifically set forth the survey procedures. Those procedures will include maintaining lists of contractors who will be mailed contractor reporting forms, the data that will be collected based upon those forms and those instances where the department will make on-site visits to the offices of contractors for the purposes of collecting project data or for auditing payrolls;

8 MCAR § 1.8007:

The present rule which relates to contractors' duties will be deleted in its entirety and the proposed amended 1.8007 will direct itself to the manner in which the department will

determine the "largest number of workers" and the individual prevailing wage rates. The proposed rule contemplates grouping workers according to wage rates paid; counting workers only once in making those determinations; and basing the new prevailing wage rate upon wage rates actually paid within the time period of the survey;

8 MCAR § 1.8008:

The present rule which directs itself to determinations made without surveys is deleted in its entirety. The proposed amended § 1.8008 directs itself to the wage rates which must be paid apprentices on state projects;

8 MCAR § 1.8009:

This rule is proposed to be deleted in its entirety and § 1.8009 reserved for future use;

8 MCAR § 1.8010:

The present notice provisions will assure that certification date will coincide with the date of publication;

8 MCAR § 1.8011:

The present rule directs itself to the utilization of additional information by the department. The department proposes deleting this rule in its entirety and reserving the section for future use;

8 MCAR § 1.8012:

The present rule directs itself to apprentices and trainees and how they are to be treated in making prevailing wage determinations. The proposed § 1.8008 directs itself to this subject matter and thus, § 1.8012 will be deleted and reserved for future use;

8 MCAR § 1.8013:

No changes are proposed to this section which directs itself to the procedures for petitions for reconsideration of prevailing wage rates;

STATE OF MINNESOTA

DEPARTMENT OF LABOR AND INDUSTRY

Prevailing Wage Division

In the Matter of the Proposed Amendment of the Rules of the Department of Labor and Industry Governing Prevailing Wage Determinations.

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that a public hearing in the above-entitled matter will be held in Room D, Veterans Service Building, 20 West 12th Street, St. Paul, Minnesota, 55155, on January 17, 1980, commencing at 9:00 a.m. and continuing until all persons have had an opportunity to be heard.

All interested or affected persons will have an opportunity to participate. Statements may be made orally and written materials may be submitted at the hearing. In addition, written materials may be submitted by mail to Peter C. Erickson, Hearing Examiner, Office of Hearing Examiners, Room 300, 1745 University Avenue, St. Paul, Minnesota, 55104 (612) 296-8118, either before the hearing or within five (5) working days after the close of the hearing. The Hearing Examiner may keep the record open for a longer period not to exceed twenty (20) calendar days. It is suggested, to save time and avoid duplication, that those persons, organizations, or associations having a common viewpoint or interest in these proceedings join together where possible and present a single statement in behalf of such interest. The conduct of the hearing shall

be governed by the Rules of the Office of Hearing Examiners. The proposed rules are subject to change as a result of the rule hearing process. The agency, therefore, strongly urges those who are potentially affected in any manner by the substance of the proposed rules to participate in the rule hearing process.

The proposed amendments, if adopted, would make substantial changes in the procedures utilized in making prevailing wage determinations. Wage rates determined as a result of the survey procedures are those wage rates which must be paid on state funded building and highway projects pursuant to Minn. Stat. § 177.41-.44. A summary of the proposed amendments are as follows:

8 MCAR § 1.8001:

> The present rule will be deleted in its entirety and in its place 1.8001 will simply state the authority under which the amendments are proposed;

8 MCAR § 1.8002:

> The definitions contained under the present rule will be deleted in their entirety. The proposed amended rule will define such terms as "highway and heavy construction" "commercial construction", "residential construction", "project", "state project" and "metropolitan area";

8 MCAR § 1.8003:

> The present rule which pertains to classes of labor will be deleted in its entirety. The proposed amended rule will set forth how often the department will make "highway and heavy construction", "commercial construction", and "residential construction"

8 MCAR § 1.8014:

The present rule will be deleted and the new § 1.8014 will provide for an adjustment to wage determinations based on the annual increase in the average weekly wage rate;

8 MCAR § 1.8015:

The section will be revised by eliminating a number of work classifications;

8 MCAR § 1.8016:

The department does not propose any changes or amendments to this section of the rules which directs itself to the posting of wage rates on project worksites;

8 MCAR § 1.8017:

This section will provide that old wage rates will remain in effect until new surveys are made.

Copies of the proposed amendments are now available and one free copy may be obtained by writing to the Department of Labor and Industry, 500 Space Center Building, 444 Lafayette Road, St. Paul, Minnesota, 55101. Additional copies will be available at the door on the day of the hearing.

Please be advised that twenty five (25) days prior to the hearing, a Statement of Need and Reasonableness will be available for review at the agency and at the Office of Hearing Examiners. This Statement of Need and Reasonableness will include a summary of all the evidence which will be presented by the agency at the hearing justifying both the need for and the reasonableness of the proposed rules. Copies of the Statement of Need and Reasonableness may be obtained from the Office of Hearing Examiners at a minimal charge.

The agency's authority to promulgate the proposed rules is contained in Minn. Stat. § 175.171, subd. 2 (1978).

Please be advised that Minn. Stat. ch. 10A, requires each lobbyist to register with the Ethical Practices Board

within five (5) days after he commences lobbying. Lobbying includes attempting to influence rulemaking by communicating or urging others to communicate with public officials. A lobbyist is generally any individual who spends more than $250 per year for lobbying or any individual who is engaged for pay or authorized to spend money by another individual or association, and who spends more than $250 per year or five hours per month at lobbying. The statute provides certain exceptions. Questions should be directed to the Ethical Practices Board, 41 State Office Building, St. Paul, Minnesota, 55155, (612) 296-5615.

NOTICE: Any person may request notification of the date on which the Hearing Examiner's Report will be available, after which date the agency may not take any final action on the rules for a period of five (5) working days. Any person may request notification of the date on which the hearing record has been submitted to the Attorney General by the agency. If you desire to be so notified, you may so indicate at the hearing. After the hearing, you may request notification by sending a written request to the Hearing Examiner (in the case of the Hearing Examiner's Report) or to the agency (in the case of the agency's submission or resubmission to the Attorney General).

Dated:

12-3-79

Harry D. Peterson

HARRY D. PETERSON
Commissioner

STATE OF MINNESOTA

DEPARTMENT OF LABOR AND INDUSTRY

PREVAILING WAGE DIVISION

In the Matter of the Proposed Amendment to the Rules of the Department of Labor and Industry Governing Prevailing Wage Determinations.

AFFIDAVIT OF MAILING

Doug Raasch, being first duly sworn, deposes and says:

On the 13th day of December, 1979, at the City of St. Paul, County of Ramsey, State of Minnesota, he served the attached Notice of Hearing by depositing in the United States mail at said City of St. Paul, a true and correct copy thereof, properly enveloped, with postage prepaid to all persons and associations at the addresses listed on the attached Certificate of the Secretary of State.

Doug Raasch

Subscribed and sworn to before me this 14th day of December, 1979.

Joy G. Bergh
Notary Public

JOY G. BERGH
NOTARY PUBLIC-MINNESOTA
RAMSEY COUNTY
My Comm. Expires May 18 1983

STATE OF MINNESOTA

COUNTY OF RAMSEY

In the Matter of the Proposed
Amendment of Rules of the
Department of Labor and Industry
Governing Prevailing Wage
Determinations.

CERTIFICATE

I hereby certify that the attached 331 labels and 7 sheets constitute the complete list of persons, associations and other interested groups who as of 10:10 o'clock A.M., this 7th day of December, 1979, have requested pursuant to M.S. 15.0412, that their names be placed on file with the Secretary of State for the purpose of receiving notice of public hearings on proposed rules on the subject captioned above.

SECRETARY OF STATE

Joan Anderson Growe

By Mona Best

TEST PATTERN TEST PATTERN
ADDRESS TEST ADDRESS
CITY TESTCITY MN
55555

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AMERICAN CAMPING ASSN
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VIRGINIA MN
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[illegible] SYNDICATE BLDG
MPLS MN
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MINNETONKA MN
55343

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211 W 2ND ST
DULUTH MN
55802

ARROWHEAD REGIONAL DEV CO
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DULUTH MN
55802

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ST PAUL MN
55106

BLADIN PAPER CO W J LICKE
115 1ST ST SW
GRAND RAPIDS MN
55744

BLAHA GERALD
457 GOODHUE ST
ST PAUL MN
55102

BRICK PHILIP D
807 SELLWOOD BLDG
DULUTH MN
55802

BRIGGS & MORGAN LIBRARIAN
W2200 1ST.NATL.BK.BLDG.
ST. PAUL, MN
55101

BROWN D M GOODRIDGE PUB SCH
IND DIST #561
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BRUNING C.R.DEPT.CLINIC.E
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CITY OF ALEXANDRIA
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ALEXANDRIA MN
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CITY OF ANOKA
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ANOKA MN
55303

CITY OF BRAINERD
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BRAINERD MN
56401

CITY OF BRECKENRIDGE
CITY HALL
BRECKENRIDGE MN
56520

CITY OF BURNSVILLE
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BURNSVILLE MN
55337

CITY OF CAMBRIDGE
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CAMBRIDGE MN
55008

CITY OF CHASKA
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CHASKA MN
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CITY OF COTTAGE GROVE
7516 80TH ST SO
COTTAGE GROVE MN
55016

CITY OF DULUTH
CITY HALL
DULUTH MN
55802

CITY OF EAGAN
3795 PILOT KNOB ROAD
EAGAN MN
55122

CITY OF EDEN PRAIRIE
8950 EDEN PRAIRIE RD
EDEN PRAIRIE MN
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CITY OF EDINA
4801 W 50TH ST
EDINA MN
55424

CITY OF HUTCHINSON
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HUTCHINSON MN
55350

CITY OF JORDAN FRANK HOUSER2
10 E 1ST
JORDAN MN
55352

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MAPLEWOOD MN
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CITY OF MINNEPOLIS
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BROOKLYN CTR MN
55429

CITY OF MOUNDSVIEW
2401 HWY 10
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CITY OF NEW HOPE
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CITY OF BROOKLYN CENTER
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55430

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CITY OF CHAMPLIN
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ROCHESTER MN
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ST OLAF COLLEGE
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JENSEN MRS GAYNOLD
111 WEST 107TH ST
MPLS MN
55420

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MPLS MN
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JOHNSON M.D. FRUNDT & FRUNDT

BLUE EARTH MN
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[illegible] IDS BLDG
[illegible] MN
[illegible]

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55102

LEWIS DR.G.M JR.
ABBOTT 110 E 18TH ST
MPLS MN
55403

LOCH DAVID REG 5 REG DEV COG
11 IOWA AVE
STAPLES MN
56479

MANKATO STAT STUDENT SENATE
CENTENNIAL STUDENT UN
MANKATO MN
56001

MANTHEY T J PICKANDS MATHER
1100 SUPERIOR AVE
CLEVELAND OH
44114

MASTOR & BALE, LTD.
315 PEAVEY BLDG.
MPLS. MN
55402

MAUL WARREN E.
605 4TH. AVE. SO.
MPLS., MN
55415

MET. WASTE CONTOL COMM.
350 METRO SQ BLG
ST PAUL MN
55101

METROPOLITAN COUNCIL LIBRARY
300 METRO SQUARE
ST PAUL MN
55155

MILLER PAUL J PHARMACY SERV
ST MARYS HOSP
ROCHESTER MN
55901

MILLER TOM
2311 PILLSBURY AVE S
MPLS MN
55404

MINN ASSN COOPERATIVES
55 SHERBURNE AVE
ST PAUL MN
55103

MINN ASSN VOL SOC SERVICE
1821 UNIV SUITE 389
ST PAUL MN
55114

MINN HOSPITAL ASSN
2333 UNIV AVE SE
MPLS MN
55414

MINN NEWSPAPER ASSN
84 S 6TH ST STE 400
MPLS MN
55402

MINN PCA WATER QUALITY
1935 W CO RD B 2
ROSEVILLE MN
55113

KNOPP TIMOTHY
COLLEGE FORESTRY U OF
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55108

KNUTSON R N GRANNIS ETAL
F J SCHULT BLD
ST ST PAUL MN
55075

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828 FIRST AM. BK. BLDG.
DULUTH MN
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RM 111 STATE CAPITOL
ST PAUL MN
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ANNAPOLIS MD
2140

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U OF M 101 EDDY HALL
MPLS MN
55455

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2414 PARK AVE
MPLS MN
55404

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BLOOMINGTON MN
55420

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1 SO STATE ST
NEW ULM MN
56073

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1320 SOO LINE BLDG
MPLS MN
55402

MARQUARDT PHILIP
RTE 2 BOX 209
JANESVILLE MN
56048

MCDONALD PHILIP M
2077 SELBY AVE
ST PAUL MN
55104

MCNEILLY GREG MNDSVIEW ED
41 SHERBURNE AVE
ST PAUL MN
55103

MEYER HERBERT
10824 ZENITH AVE S
BLOOMINGTON MN
55431

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SHAKOPEE, MN
55379

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MPLS MN
55402

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555 WABASHA RM 209
ST PAUL MN
55102

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MPLS MN
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MPLS MN
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MINN LP GAS ASSN
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ST PAUL MN
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MPLS MN
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717 DELAWARE ST SE #351
MPLS MN
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STE 900 AM NATL BK BLDG
STPAUL MN
55101

MINN.TURKEY GROWERS ASSN
2383 UNIV AVE
ST PAUL MN
55114

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RM 206 555 WABASHA ST
ST PAUL MN
55102

MIXA FRANK LK MNTKA CONS DIS
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WAYZATA MN
55391

MN AUTOMOBILE DEALERS ASSN
277 UNIV AVE
ST PAUL MN
55103

MN PUB INT RESEARCH GROUP
3036 UNIV AVE SE
MPLS MN
55414

MN REP STATE CENTRAL COMM
555 WABASHA AVE
ST PAUL MN
55102

MN ST PHARMACEUTICAL ASSN
2469 UNIVERSITY AVE
ST PAUL MN
55114

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RM 301 M MPLS CITYHALL
MPLS MN
55415

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ST PAUL MN
55102

MPLS ASSN RETARDED CITIZENS
2344 NICOLLET AVE. SC.
MPLS., MN
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BOX 986 COURTHOUSE STA
ARLINGTON VA
22216

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LINDSROM MN
55045

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706 ALWORTH BLDG
DULUTH MN
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111 E FRANKLIN S210
MPLS MN
55404

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MPLS MN
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FERGUS FALLS MN
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MPLS MN
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333 W. SUPERIOR ST.
DULUTH, MN
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600 2ND ST
HUDSON WI
54016

MINNESOTA AFL-CIO
175 AURORA AVE
ST PAUL MN
55103

MN.BD OF NURSING
717 DELAWARE ST SE
MPLS MN
55414

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3100 HUMBOLT SO
MPLS MN
55408

MN SOC SERV ASS J HOOD
614 PORTLAND
ST PAUL MN
55102

MN ST COUNCIL FOR HANDICA
METRO SQ 7TH & ROBERT
ST PAUL MN
55101

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125 PELK 159 PILLSBURY
MPLS MN
55455

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PO BOX J
PERHAM MN
56573

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MPLS MN
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R 1 BOX 576
EXCELSIOR MN
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MPLS MN
55414

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P.O.BOX.15004COMM.STAT
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425 WOODLAND AVE
CROOKSTON MN
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MPLS MN
55402

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130 STATE CAPITOL
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DEGRAFF MN
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MPLS MN
55403

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444 LAFAYETTE RD.5TH FL
ST. PAUL, MN
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BLOOMINGTON CITY HALL
BLOOMINGTON, MN
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40 CENTRAL PARK S
NEW YORK NY
10019

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BOX 675
FERGUS FALLS MN
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908 AM NATL BK BLDG
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HOPKINS MN
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LESUEUR MN
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ST PAUL MN
55155

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RM 240C CLASS OFF BLDG.
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55108

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MPLS MN
55402

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1155 15TH. ST. N.W.
WASHINGTON, DC
20005

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459 RICE ST
ST PAUL MN
55103

PLRC HAMLINE U LAW SCHOOL
1536 HEWITT AVE
ST PAUL MN
55104

POPOVICH PETER S
314 MINN BLDG
ST PAUL MN
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1313 COON RAPIDS BLVD.
COON RAPIDS, MN
55433

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1011 SO 8TH ST
SHEBOYGAN WI
53081

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411 MAIN STREET
ST. PAUL, MN
55102

RALPH BURKE ASSOCIATES
5200 W 73RD ST
MPLS MN
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4 MINN LEARNING CTR
BRAINERD MN
56401

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1125 S E 6TH ST
WILLMAR MN
56201

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300 OSBORN BLDG.
ST PAUL MN
55102

RICHARDS MONTGOMERY ET AL
1430 RAND TOWER
MPLS MN
55402

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SUITE 310 N 1821 UNIV
ST PAUL MN
55104

ROSS ALFRED
6356 WARE RD
LINO LAKES MN
55014

SANFORD S M
7000 PORTLAND AVE
RICHFIELD MN
55423

SCHAEN ETHEL
1821 UNIV AVE RM 3895
ST PAUL MN
55104

SCHMIDT WARREN WELLCOME M
GARDEN CITY
MN
56034

SCHWINN, ROBT. P.
1830 SOO LINE BLDG.
MPLS., MN
55402

SE MN REG DEV COMM
301 MARQ BK BLDG
ROCHESTER MN
55901

SIX EAST REG. DEV. COMM.
311 W 6TH ST
WILLMAR MN
56201

SMITH BOB III
PIONEER BLDG
ST PAUL MN
55101

SOUTHEAST REGIONAL DEV COMM
[illegible] & BROADWAY
[illegible] MN
55972

SPRAGUE CHARLOTTE B
AREA HOSPITAL BOX 339
WINDOM MN
56101

ST. PAUL FOOD RETAILERS ASSN
555 WABASHA ST. STE.204
ST. PAUL, MN
55102

STATE & FEDERAL AGENCIES
1101-15TH N.W.
WASHINGTON DC
20005

STONE JOHN F MUSS FLAHERTY
2350 IDS CENTER
MPLS MN
55402

SULLIVAN J KIRK
P.O. BOX 50
BOISE, IDAHO
83728

THORNTON, P.J.
107 SO. 15TH. AVE. W.
VIRGINIA, MN
55792

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1281 HAMMOND RD
WHITE BEAR LK MN
55110

US DEPT OF AGRICULTURE
252 FEDERAL BLDG
ST PAUL MN
55101

VOS LEROY
2137 BURNS AVE
ST PAUL MN
55119

WAMPLER LINUS DIR USW OF AM
609 PROVIDENCE BLDG
DULUTH MN

WASHINGTON COUNTY
14900 61ST ST NO
STILLWATER MN
55082

WEST CENTRAL REG. DEV.
ADM BLDG,COMMUNITY COLL
FERGUS FALLS MN
56537

WHITLOCK A G
ECON LAB OSBORN BLDG
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WIS FEEDER PIG MARKET CO-OP

FRANCIS CREEK WI

WOZNIAK D D
401 FIRST FED BLDG
ST PAUL MN
55101

STD AM LIFE & ANNUITY CO
3801 W 50TH ST
MPLS MN
55410

STEELWORKERS CREDIT UNION
BOX 250
BABBITT MN
55706

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CDIC SW STATE UNIV
MARSHALL MN
56258

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FOREST LAKE MN
55025

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3M CENTER 220/6W
ST PAUL MN
55101

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ST PAUL MN
55165

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ATTN PRES
SO ST PAUL MN
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SAVAGE MN
55378

VIITALA, W.C. HONEYWELL
HONEYWELL PLAZA
MPLS MN
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WALTERS THOMAS MN MFG HOUSE
4530 W 77TH ST STE 227
MPLS MN
55435

WALZ SAM CO ADMINISTRATIO
ANOKA CTY COURTHOUSE
ANOKA MN
55303

WATERS, DONNA M.
110506 WINDMILL COURT
CHASKA MN
55318

WELK G V NORTHERN STATES
414 NICOLLET MALL
MPLS MN
55401

WHITLOCK MARSHALL LCRAR
RM.44 ST. OFF. BLDG.
ST. PAUL, MN
55155

WM. MITCHELL LAW LIB.
875 SUMMIT AVE.
ST. PAUL, MN
55105

WRIGHT CO COMMUNITY SERVICES
7NW 1ST ST
BUFFALO MN
55313

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(ONLY wages & Hrs. for Women)

rchitectural Metal Association of MN, 4725 Excelsior Avenue, Mpls 55416

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.S. Mark & Son, Inc., Princeton

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ose, Vilmar K., Ellerbe Arch., 333 Sibley Street, St Paul 55101

ranson, Lindley S., 300 Roanoke Bldg., Mpls 55402

urns & Enstad Accounting Service, PO Box 1, Hastings 55033

anby Home Baker, Canby, MN

aplan, Knowlton J., Industrial Health Engineering Associates, Inc., 7340 Wash.
Ave S, Hopkins 55343

arlton County Hwy Engineer & Carlton Co. Comm., Court House, Carlton 55718

assidy, Adrian C., NW Bell Telephone Co., 224 S 5th Street, Mpls

kio Cafe, Attn: Doris Olson, Chokio 56221

ett, Peabody & Co., Inc., Virginia

lloton, J. Michael, Dayton Hudson Corp., 777 Nicollet Mall, 10th Floor, Mpls 55402

lonial Soda-Cafe, Attn: Mgr. 115 1st Avenue SW, Rochester 55901

nway, Kendell, 6221 Portland Avenue, Richfield

op. Ed. Dept., Coon Rapids Senior High School, 2340 Northdale Blvd., Coon Rapids 55303

R. Anthony Company, Attn: Dick Adams, PO Box 994, Oklahoma City, OK 73101 (ONLY wages & hrs. for women)

pt. Labor, Div. Research & Statistics, Sr. Librarian, 80 Centre St., NY

w Drop Inn, Hoffman, MN

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orsey, John G., First Nat'l Bank Bldg., Mpls

raper & Kramer, 6800 France Avenue South, MPls 55435

udin, Donald, City Hall, Red Wing 55066

lueber, Thomas L., 1400 Peavey Bldg., 730 2nd Avenue South, Mpls 55402

agle Valley Coop. Oil Association, Clarissa 56440

Eberle, Peter A., Senco Products, Inc., 8485 Broadwell Rd., Cincinnati, Ohio 452

.F. Johnson Company, 299 10th Avenue SW, Waseca 56093

xquisite Cleaners, 811 East 56th Street, Mpls 55417

armers Coop Produce Association, Clarissa 56440

asano, Thomas V. , Design Eng., Paslode Company, 8080 McCormick Blvd. Skokie, Illinois 60076

oodwill Industries, Attn: J.M. Glendenning, 412 S 3rd Street, Mpls

abergarten, Charles, Farmers Union Central Exch. PO Box G, St Paul 55101

artford Steam Boiler Insp. & Ins. Co., Eng. Dept., Hartford, CT

awley, Lyle R., Graco, PO Box 1441, Mpls 55440

iggins, J.C. Brotherhood Rwy. Clerks, 2317 W 7th Street, Duluth

ill, Curt, Coordinator, Alexander Ramsey High School, Roseville

oisman, Catherine, Hi-Way CVfe, 300 North 2nd Ave, Spring Valley 55975

orsman, Glen, Tracy, MN

ousnan, Mrs. Henry, Box 94, Jeffers 56145

udson, William C., Aitkin 56431

nt. Union of Operating Engineers, Local 34, 1043 Midland Bank Bldg., Mpls

rene's Cafe, Irene Pasche, Hoffman 56339

ensen, Glenn A., 111 North Cedar, Luverne 56156

im's Lanes, New Richland

ohnson, Leonard J., Falls Cafe, Granite Falls 56241

ing, M.A., Mounds Park Hospital, 200 Earl St, St Paul 55106 (Min. wage only)

och, Curtis G., 10049 Goodrich Road, Bloomington 55431

urtz, John, Techinical Director Industrial Stapling and Nailing Tech. Assoc.
435 No. Michigan Ave. Chicago,Il. 60611

vitek, Raynold R., Rays Cafe, Glenwood

atz, Robert, Atty., 848 Roanoke Bldg., Mpls 55402 (collection agencies only)

ee, Gordon, 8451 Morris Circle, Bloomington 55437 (Employment Agencies only)

.B. Hartz Wholesale, Inc., Thief River Falls 56701

arcus, Jeffrey A., General Television, 2021 E. Hennepin Drive, Ste 115, Mpls 554

cCauley, Thomas H., Public Service Dept., Moorhead 56560

cCallick, John PO Box 128-C, Ely 55731

lead, Gerald M., Food Service Dir., St John's Univ., Collegeville 56321

lerritt, Mamie, 112 W 7th Street, Morris 56267

letro Clean Air Comm., Barbara Hughes, Dir., 1829 Portland, Mpls 55404

IN Council of State Employees #6, 555 Wabasha, St Paul

N Painting & Decorating Pub. Relations Bur., 1821 Univ. Ave St Paul 55104

inn. State Building & Construction Trades Council, 411 Main St., St. Paul 55102
N State Pharmaceutical Association, 3388 Univ. Ave, St Paul 55104

otec Industries, Inc., Hopkins,

otel Ely, 1047 E Sheridan Street, Ely 55731

undt, Daniel, c/o Van Evera, Mundt et al, 700 Torrey Bldg., Duluth 55802

urano, Gabriel, Commerce Clearing House, Inc., Quail Hill, San Rafael, CA 94903

at'l Data Communications, Inc., Personnel Dept. 1400 Empire Life Bldg., Dallas

ew Cafe, c/o Arnold Schlecht, Parkers Prairie 56361

hlemann, Mr & Mrs Otto, 320 W. Van Dusen, Springfield 56087

hlrogg, M.J., Chatfield 55923

tto, Kermit, Box 97, Frazee 56544

ur Own Hardware Company, Attn: Gen Mgr. 2300 W Hwy #13, Burnsville 55337

atterson, V.W., Ogden Foods, Inc., 2140 Ashland Ave, Toledo, Ohio 43620

aul's Reliable Drugs, 117 W 1st Street, Duluth (Wage & Hr Div. ONLY)

uiter, Yonger & Swanson, Box 6487, Rochester 55901

adovich, William R., St Cloud State College, St Cloud 56801

ukavina, John, Fire Center, 3300 Univ.Ave. SE, Mpls 55414

chiltz, Earl, 209 City Hall, Duluth 55802

chmahmann, Martin S & FA Reporting Services, Inc. 1101 15th.St.N.W. Suite 205
Washington, D.C. 20005

chmidts Cafe, Gibbon 55335

Schmitt Music Company, Attn: A.M. Bell, Payroll Dept, 88 South 10th Street, MPls

Schramm, LeRoy H., House Research, Rm B46, Capitol Bldg., St Paul 55155

Sears, Roebuck & Co., Attn: Mr. Smith, Maintenance & Cost, 2929 Elliot, Mpls

St Paul Goodwill Industries, Jean Sisson, 2543 Como Avenue, St Paul 55108

Trandem, Leon., Leon & Edie's Cafe, Erskine, MN

Tureck & Keszler, 1517 8th Street North, Fargo ND 58102 (wages & hrs for women)

United Steelworkers Loc. 4757, c/o Harold J. Engelhard, 56 Beech Court, Babbitt 55706

United Steelworkers of America, Loc. 4108, Box 10 Aurora 55705

Unze, Mrs. Sylvester, 810 East 4th Ave, Shakopee 55379

Utsunomiva, Thomas, Personnel Officer, 250 S 4th STreet, Mpls 55415

Valley Park Inc., Attn: John Cummings, 1 Valleyfair Drive, Shakopee 55379

Volume Merchandise, Inc. 75 Ninth Aven New York, NY 10011, Attn: C.L. Goldberg

Williams, Philip R., Sawyer Transport, Inc., 2424 M'Haha Ave South, Mpls 55404

Winrich, Al, Al's Drive Inn, Jackson 56143

Wiesemer Our Own Hardware, Brooten 56316

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Hallman, W. A. 1745 University Ave., St. Paul, Mn. 55104

Heckt, Paul 720 American Center Bldg., St. Paul, Mn. 55101

Minn. Gov. Eng. Council, 722 91st Ave. N.E. Blaine 55434
Miller, David S. 2845 Quebec Avenue So., St. Louis Park, Mn. 55426
Miller, Sherman E. RFD 2 Box 28, Wells, Mn. 56097

Polt, Thomas M. McCarthy Building, Eyota, Mn. 55934

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Arnold, Robert MESPA, 55 Sherburne Ave., St. Paul, Mn. 55103

Dawson, Jean Mn. Gov't Rep. Room B12 Capitol Bldg., St. Paul, Mn. 55155

Heckt, Paul 720 American Center Bldg., St. Paul, Mn. 55101

Hiniker, James Commissioner of Admin. 200 Admin Bldg., St. Paul, Mn.

Leg.Ref.Lib Z. Dewitt, Room 111 State Capitol, St. Paul, Mn.

Met. Waste Control Comm. 350 Metro Sq. Bldg., St. Paul, Mn.

Minn. Pollution Control , Water Quality, 1935 W. Co. Rd. B2, Roseville, Mn.

Minn. Pollution Control Agency, 1935 W. Co. Rd. B2, Roseville, Mn.

Minnesota Water Resources Bd., Rm. 206 555 Wabasha St., St. Paul, Mn.

Minn. State Council for the Handicapped, Metro Sqr. Bldg. 7th & Robert, St. Paul

Office of the Governor, 130 State Capitol, St. Paul, Mn.

Peterson, H. Commissioner of Labor & Industry, 444 Lafayette Rd., St. Paul

Schultz, Linda, Room 328 Capitol Bldg., St. Paul, Mn.

Sheehy, Lee E., 625 Admin. Bldg., St. Paul, Mn.

Whitlock, Marshal LCRAR, Rm 44 St. Off. Bldg., St. Paul, Mn.

Mr. Ken Schuett, Acting Coordinating Eng
Office of Special Provisions
Road Design, Dept. of Trans.
St. Paul

Mr. Eugene Gere, Dir of Bureau of Engineers
Dept. of Natural Resources
Space Center Bldg, 4th Floor
St. Paul

Mr. Jerry Iverson, Reg. Wage Specialist
U. S. Dept. of Labor
Employ. Standards Administration
230 So. Dearborn St, 6th Floor
Chicago, Il 60604

Mr. George Swan, Contract Officer
Dept. of Administration
Room G-10, Admin Bldg.
St. Paul 55155

Laurence McCabe, Asst. Commissioner
Dept of Transportation
Aeronautics Division
413 Transportation Building
St. Paul 55155

~~Eddy~~ Val Vikmanis, Vice Chancellor
State University System
Room 407, Capitol Sq Building
550 Cedar Street
St. Paul 55101

John J. Wood, Deputy Director
Historical Society
Bus. Office & Research Center
1500 Mississippi Street
St. Paul 55101

University of Minnesota
2610 University Avenue
550 Administrative Serv. Bldg.
St. Paul 55144

Robt. M. Anderson, Mgr. of Funding
Vo-Tech Educational Division
Room 547A, Capitol Sq. Bldg.
550 Cedar Street
St. Paul 55101

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Camp Ripley, State of Minnesota
Military Department
Little Falls 56345

Paul M. Jensen, Building Unit
Dept of Transportation
529 Jackson, Room 221
St. Paul 55101

Fran Neidermeier
Administration Building
Business Office, Room 122
St. Cloud University
St. Cloud 56301

Mary Schweiger
The Honorable Lona Minne
Room 286, State Office Bldg.
St. Paul 55155

Darrell Nielsen
I.U.O.E, Local #49
2829 Anthony Lane, So.
Mpls 55418

Marvin Gardens, Esq.
811 La Salle Court
Mpls 55402

Richard Radman, Secretary
MN State Bldg + Constr. Trades Council
418 Auditorium Street
St. Paul 55102

Leonard Bienias, Sec-Treasurer
MN State Bldg + Constr Trades Council
312 Central Avenue, Room 556
Mpls 55414

Peter Bronner, Bus. Representative
AFSCME Council 6, AFL-CIO
236 East Plato Boulevard
St. Paul 55107

Bernadine Bryant
5332 York Avenue, So.
Mpls 55410

Donald Manger, Executive Director
Assoc. Bldrs & Contractors, Inc.
7204 West 27th Street
Mpls 55426

Duininck Brothers & Gilchrist
Grunsburg, MN 56281

Glenwood Bridge, Inc.
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Glenwood, MN 56334

Sandy Stugelmeyer
Schield Construction
Worthington, MN 56187

Mr. Glenn Barney
Christian Labor Association
Highway Construction Workers
Local # 78, P.O. Box 738
412 Lakeland Drive, NE
Willmar, MN 56201

Hendrix Associated, Inc.
Architects
670 Sexton Building
Mpls 55415

~~Mr. Mike Handlin~~
~~Building 25~~
~~Fort Snelling 55111~~

Vivian Swanson
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St. Paul 55100

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6701 West 23rd Street
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Vic Spadaccini
Economic Security
361 West Emerson
West St. Paul 55118

Minnesota Electrical Assn, Inc.
3100 Humboldt Avenue, South
Minneapolis 55408

Duane G. Johns
Traffic & Safety Manager
Lester's Engineered Bldg. Systems
Lester of Minnesota
Lester Prairie 55354

Nieman Roofing Co., Inc.
P.O. Box 64
New Prague 56071

Lucille I. Barbank
Patch Erickson Madson, Inc.
Architects & Planners
2311 Wayzata Boulevard
Minneapolis 55405

Mr. William Gary
Asst. General Contractors Inc.
Kellogg Square
St. Paul 55101

STATE OF MINNESOTA

DEPARTMENT OF LABOR AND INDUSTRY
PREVAILING WAGE DIVISION

In the Matter of the Proposed Amendment of Rules of the Department of Labor and Industry Governing Prevailing Wage Determinations.

AFFIDAVIT OF RECEIPT OF SECRETARY OF STATE'S LIST

Leo J. Young, being duly sworn on oath deposes and says:

1. I am an employee of the Department of Labor and Industry, State of Minnesota.

2. On the 7th day of December, 1979, I went to the Secretary of State's Office for the State of Minnesota and requested a current list of all representatives of associations and other interested groups of persons and persons who had registered their names with the Secretary of State for the purpose of obtaining notices of public hearings relating to the promulgation of rules pursuant to M.S. 15.0412.

3. On the 7th day of December, 1979, in response to the above request, the Secretary of State provided me with such a list, a copy of which is attached hereto and incorporated by reference.

Further affiant sayeth not.

Leo J Young

Subscribed and sworn to before me this 14th day of December, 1979.

Joy G. Bergh

Notary Public

JOY G. BERGH
NOTARY PUBLIC-MINNESOTA
RAMSEY COUNTY
My Comm. Expires May ,18 1983

In the Matter of the Proposed
Adoption of Rules of the
Department of Labor and Industry
Relating to Prevailing Wage
Determinations

To All Interested Persons:

Pursuant to your request and in accordance with Minnesota Statutes, Section 15.0412, subdvision 4:

PLEASE TAKE NOTICE that the above-captioned rules have been submitted to the Attorney General's Office on April 8, 1980 for review as to form and legality. Pursuant to Rule ATTY GEN 305, any person may question the legality of the above-captioned rules within ten (10) days after receipt of the rule by the Attorney General. Thereafter, the Office of the Attorney General shall conduct its review. If you desire to question the legality of the above-captioned rules, you should direct your comments to the Attorney General's Office, G-25 State Administration Building, 50 Sherburne Avenue, St. Paul, Minnesota, 55155.

If you are interested in determining what changes, if any, were made in the proposed rules after the hearing and before submission to the Attorney General you may contact Emmet Cushing, Assistant Commissioner, Department of Labor and Industry, 5th Floor Space Center Building, 444 Lafayette Road, St. Paul, Minnesota, 55101 (296-6599).

Harry D. Peterson

HARRY D. PETERSON
Commissioner

STATEMENT OF COMPLIANCE
WITH MANUAL OF RULE
MAKING PROCEDURES

I, Special Assistant Attorney General Jon K. Murphy, do hereby declare that I have examined the proposed rules and all related documents and that, based on them and my personal familiarity with the applicable procedures, the Manual of Rule Making Procedures has been followed. Any exceptions are noted below.

Dated:

JON K. MURPHY
Special Assistant
Attorney General

The hearing on these rules was held on January 17 and 18, 1980. Minn. Reg. H.E. 105 requires certain documents to be filed twenty-five (25) days prior to hearing. (December 24, 1979) On December 21, 1979 the Department's Statement of Need was filed. The Order for Hearing and proposed Notice of Hearing had been previously filed on October 23, 1979. The remaining documents were not filed until December 28, 1979. I believe that these filings substantially comply with the requisites and the purpose served by the rule. All interested persons had adequate notice and time to prepare for hearing. Thus, the December 28th filing should not detract from or impact upon the validity of the adopted rules.

EXHIBIT A

MINNESOTA CODE OF AGENCY RULES

DEPARTMENT OF LABOR AND INDUSTRY

DIVISION OF PREVAILING WAGE

1977 Edition

Cite the Rule as:
(for example)
8 MCAR § 1.8001

Published by

OFFICE OF THE STATE REGISTER
DEPARTMENT OF ADMINISTRATION

Suite 203, 95 Sherburne Ave., St. Paul, Minnesota 55103

MINNESOTA CODE OF AGENCY RULES

DEPARTMENT OF LABOR AND INDUSTRY

PREVAILING WAGE DIVISION

CONTENTS

RULE (8 MCAR § 1.8)	
§ 1.8001	Authority, scope and purpose
§ 1.8002	Definitions
§ 1.8003	Classes of Labor
§ 1.8004	General Guidelines for All Determinations
§ 1.8005	Determinations Based Upon Physical Surveys
§ 1.8006	Specific Procedures for Survey Determinations
§ 1.8007	Contractor's Duties
§ 1.8008	Determinations Without Survey
§ 1.8009	Multi-County Projects
§ 1.8010	Notice of Wage Determinations
§ 1.8011	Utilization of Additional Information
§ 1.8012	Apprentices and Trainees
§ 1.8013	Petition for Reconsideration of Prevailing Wage Rates
§ 1.8014	Application
§ 1.8015	Master Job Classifications
§ 1.8016	Posting of Wage Rates

DEPARTMENT OF LABOR AND INDUSTRY

RULES GOVERNING PREVAILING WAGE DETERMINATIONS

§ 1.8001 Authority, scope and purpose.

A. These rules are promulgated pursuant to the authority provided to the Minnesota Department of Labor and Industry by the provisions of Minn. Stat. § 175.171, subd. 2 (1974) and the requisites of Minn. Stat.§ 15.0412, subd. 3 (Supp. 1975)

B. Minn. Stat. § 177.43 (Supp. 1975) requires the Department of Labor and Industry to ascertain the prevailing wage rates for all trades and occupations required in any contemplated state project. Thereafter, the state agency contemplating the project must include those rates in their proposed contracts.

Minn. Stat. § 177.44 (1974) requires the Department of Labor and Industry to conduct investigations and hold public hearings necessary to define classes of laborers and mechanics, and to inform itself as to the wage rates prevailing in all areas of the state for all classes of laborers, workmen and mechanics commonly employed in highway construction. The Commissioner must determine and certify these prevailing wage rates at least once a year and those rates must be contained in all highway construction contracts to which the state is a party.

These rules and regulations apply to all wage rate determinations made pursuant to Minn. Stat. §§ 177.43 and 177.44.

Minn. Laws 1976, Chapter 331, §§ 37 and 38 (1976) provide that an aggrieved party may request a reconsideration of any wage rate determination. These rules are intended to implement those provisions and shall apply to all future requests for wage rate reconsiderations.

C. These rules implement and make specific the procedures to be utilized in determining prevailing wage rates for each "area" as that term is defined in Minn. Stat. § 177.42 (1974). Their purpose is to provide consistent guidelines in making those determinations and to assure that the wages of laborers, workmen and mechanics engaged in state projects are comparable to wages paid for similar work in the community as a whole, consistent with the purpose and intent of the prevailing wage law.

D. These rules may be cited as the Rules and Regulations of the prevailing Wage Division, § 1.8001 through § 1.8016.

§ 1.8002 Definitions. For purposes of all wage rate determinations, the following definition shall apply;

A. Area means the county or other locality from which labor for any project would normally be secured. (Minn. Stat. § 177.42, subd. 3 (1974)).

B. Wage rate means the basic hourly rate of pay plus any contribution for health and welfare benefits, vacation benefits, pension benefits or any other economic benefit paid for work done.

C. Prevailing wage rate means the wage rates paid to the largest number of workmen within a given class of labor.

D. Largest number of workmen means the largest number of workmen engaged in the same class of labor within the area considered as determined in accordance with these rules.

E. Project means erection, construction, remodeling or repairing of any public building or other public work financed in whole or part by state funds.

§ 1.8003 Classes of labor.

A. In each area to be considered, a prevailing wage rate shall be determined for each individual class of labor within the following general classifications.

1. Laborers: each class of labor customarily used on highway and other construction projects within this general classification shall constitute a separate class of labor.

2. Power equipment operators: each class of power equipment operators customarily used on highway and other construction projects within this general classification shall constitute a separate class of labor.

3. Truck drivers: each class of driver based upon the nature of the vehicle driven shall constitute a separate class of labor.

4. Special crafts: the following crafts shall constitute separate classes of labor; Bricklayers, Carpenters, Cement Masons, Linemen, Electricians, Iron Workers, Painters, Pipefitters, Plumbers, Plasterers, Roofers, Sheet Metal Workers, and other labor or work which is customarily considered as an individual trade or craft based upon its character and skills required.

B. The classifications and classes of labor described herein are for illustrative and guidance purposes only and are not intended to limit or extend the number of classes requiring wage rates in a particular area.

§ 1.8004 General guidelines for all determinations.

A. Each prevailing wage rate shall be determined at least once a year and shall be based upon work performed within the preceding one year period. If in the opinion of the commissioner, a change in the certified prevailing

wage rate is required, the commissioner may at any time certify that change in accordance with the requisites of these rules.

B. For purposes of determining individual prevailing wage rates, each county shall comprise a separate "area" and each prevailing wage rate shall be based solely upon work done in that county except as provided under subparts 1 and 2 herein.

1. Where the work done or wage rates paid in a given county are insufficient to determine the prevailing wage rate or where an individual classification is insufficient, the prevailing wage rate(s) for that county shall be based upon wage rates paid within the adjacent counties.

2. Data shall be considered insufficient where the work done in a county for the prior year consists of less than $25,000 in total project cost.

C. All individual prevailing wage rates shall be based solely upon work performed within the corresponding class of labor.

D. All prevailing wage rates for each class of labor shall reflect the wage rate paid to the largest number of workers.

1. The largest number of workers shall be determined for each class of labor within each county or area under consideration. Thus where the same worker performs work on more than one project or in more than one classification within the area, he shall be counted only once.

2. Where a project involves work in more than one county, the county where the greater part of the work was performed shall be determined. The project shall only be utilized in determining wage rates for the county where the greatest part of the work was performed.

E. All initial determinations made in accordance with these rules shall be based upon a physical survey of the county or area under consideration except for those determinations which may be made in accordance with § 1.8008. Thereafter, additional wage determinations may be made in accordance with § 1.8008.

§ 1.8005 Determinations based upon physical surveys.

Where the prevailing wage rates are based upon a physical survey of the county, that survey shall include the following procedures:

A. Contacting county, state district, and city engineers for information pertaining to projects upon which work was performed in the county and the names of contractors who performed work on those projects.

B. Contacting each accessible contractor who performed work in the county and auditing his payroll records relating to that work.

C. Collecting and retaining verified "Project Worksheets" for each project.

§ 1.8006 Specific procedures for survey determinations.

A. The labor investigator shall contact each contractor believed to have performed work within the county and shall request identification of all projects on which work was performed and the payroll records relating thereto.

1. Where a particular contractor having worked in the county during the applicable time period cannot be located or where his records are not available for inspection, a certified form approved by the department shall be left at his main office or shall be sent by certified mail. The form shall contain appropriate instructions to be completed by the contractor or his representative and returned to the department via certified mail.

2. Where forms so left by the department are not returned within 30 days, the work or projects for which they were intended to document wage rates shall not be considered in that current determination for that area.

B. A "Project Worksheet" shall be compiled for each project upon which work was performed.

1. The worksheet shall identify the contractor and the project, its location, the dates of the project and its total dollar cost.

2. Based on the payroll records for the project, the worksheet shall list each class of labor within which work was performed, the names of all workers who worked on that project within that class of labor and the wage rates paid to those workers.

3. On each project, the department shall determine the number of workers who were subject to collective bargaining agreements and so designate on its worksheet for that project.

4. The worksheet shall contain appropriate language for the contractor or its representative to sign and acknowledge indicating that he has reviewed the contents of the worksheet and that to the best of his knowledge and belief, its contents are true and correct. The project worksheet shall be signed by the contractor and a copy left with him.

5. All completed worksheets shall be separated into two categories one representing work performed on highway and heavy construction and one representing work performed on other projects. Wage determinations for one category shall not be based upon projects performed within the other category.

C. The number of workers in each class of labor and their respective wage rates shall be determined from all project worksheets and reflected on a "County Survey Report".

D. Except as provided in F through G herein, the prevailing wage rate shall be based upon the wage rate paid to the largest number of workers in each class of labor.

E. Where an equal number of workers worked at different wage rates, the prevailing wage rate shall be based upon the highest wage rate paid.

F. In each survey conducted pursuant to § 1.8005, where it appears that the largest number of workers in a given class of labor are subject to a collective bargaining agreement which provides for a different rate of pay than that required to be paid under the previously determined prevailing wage rate, and which would have been paid in the absence of the previously determined wage rate, the new prevailing wage rate determined for that county or area under these rules shall be based upon their agreed to collective bargaining rates. Collective bargaining agreements or written understandings between employers and bona fide organizations of labor currently in force may be utilized in determining the hourly rates of pay.

G. In each survey conducted pursuant to § 1.8005, where it appears that the largest number of workers in a given class of labor are non-union employees not subject to collective bargaining agreements whose wages would have been at a different rate in the absence of the previously determined prevailing wage rate, the new prevailing wage rate determined for that county or area under these rules shall be determined based upon the most current rate paid to those workers. In addition where the largest number of workers within a given class of labor are non-union workers, the prevailing wage rate shall be based upon the highest wage rate paid to those non-union workers.

§ 1.8007 Contractor's duties.

A. Each contractor contacted in the course of a survey, shall be prepared to present copies of all payroll records representing work done on projects in the county or area for the preceding twelve months.

B. For each worker, the contractor shall document for the investigator, his name, class of labor and rate of pay.

1. Contractors must utilize the Master Job Classifications specified in § 1.8014 in documenting classes of labor;

2. The contractor shall document the employee's basic hourly wage rate and where fringe benefits are paid, the amount of each such fringe benefit payment and the name and address of the fund, plan or program to which each such payment was made;

3. The contractor shall document each employee's daily and weekly hours worked in each classification and net wages paid;

4. Where the investigator is unable to determine the class of labor for

a particular employee, he is authorized to determine from the information available, an appropriate classification for that employee.

5. Where a payroll record describes a particular worker as performing work within several different classes of labor and the contractor does not indicate a specific class of labor for that worker, the investigator may classify him in the class of labor which he deems appropriate.

§1.8008 Determinations without survey.

A. Where it appears to the Department, based upon the information compiled under this rule and the information compiled under PWD 11, that in a given county or area the number of AFL-CIO represented workers or the number of independent union represented workers comprised more than 50% of the total number of workers in that county or area, the prevailing wage rates for all classification of laborers in that county need not be based upon a physical survey but may be based upon the rates contained in the applicable current collective bargaining agreement, provided that:

1. Nothing contained herein shall preclude an aggrieved person from petitioning for a redetermination under Minn. Stat. §§ 177.43 - 177.44;

2. In any case where an employer operating under a collective bargaining agreement or written understanding with a bona fide organization of labor is paying his employees at a rate less than that called for in the collective bargaining agreement or written understanding, the wage rate to be utilized for the purpose of calculating the prevailing wage rate for those employees shall be the wage rate set forth in the collective bargaining agreement or written understanding.

B. For purposes of this rule, it shall be the duty of every contractor performing work within the State of Minnesota to furnish the department upon its request, with copies of all payroll records relating to each project. Records so requested shall contain the information listed under § 1.8007.

1. All payroll records shall be signed by the contractor or his representative and shall certify that the contractor has reviewed their contents and that they are accurate and correct.

2. All payroll records submitted to the Department shall be date-stamped on the day of their receipt and filed in accordance with the county within which the work was performed.

C. The Department shall periodically request from the Minnesota Department of Transportation all data indicating state projects let by that department, the counties in which work will be performed, the contractors awarded the contracts and their costs. This data shall be kept on file and may be utilized in making wage determinations under this rule.

§ 1.8009 Multi-county projects.

Where a state project will extend into more than one county, the prevailing wage rate to be certified and utilized on that project shall be based upon the prevailing wage rate for the county within which the greatest volume of work will be performed.

§ 1.8010 Notice of wage determinations.

A. Upon certification of wage rates for a given county, the department shall publish notice of such certification in the State Register but need not publish the individual rates so certified.

B. The notice published in the State Register shall indicate where copies of the determined rates may be obtained upon request.

C. The Department shall maintain a list of all persons who request that copies of wage rate determinations be sent to them.

D. Copies of wage rate determinations shall be mailed within 5 days of their certification to those persons who have requested such notice and whose names appear on the list maintained by the department. The department may charge a reasonable fee for the copying and mailing of these notices as allowed under Minn. Stat. § 15.17, subd. 4 (1974).

§ 1.8011 Utilization of additional information.

A. In addition to such information requested by the department under § 1.8008, voluntary information received by the Prevailing Wage Division from contractors or their representatives, contractors associations, labor organizations, public officials, individual laborers and other interested parties shall be kept on file by the department and may be utilized in making wage determinations under § 1.8008.

B. Illustrative of the type of information which will be kept on file if submitted are:

1. Notarized statements showing wage rates and hours worked on projects (such statements should indicate the names and addresses of contractors, including subcontractors, the locations, approximate cost, dates of construction and types of projects, the number of workers employed in each class of labor on each project, and the respective wage rates paid to each worker.

2. Signed collective bargaining agreements or understandings between an employers or a group of employers and bona fide organizations of labor.

3. Wage rate determinations and other information furnished by federal agencies.

4. Contract and bidding information submitted by the Department of Transportation or other state agencies.

5. Reports or records of county or city engineering offices.

6. Other information pertinent to the determination of prevailing wage rates.

§ 1.8012 Apprentices and trainees.

A. Apprentices, under programs approved by the U. S. Department of Labor, will be permitted to work as such only when they are registered, with a State apprenticeship agency which is recognized by the Bureau of Apprenticeship and Training, United State Department of Labor; or, if no such recognized agency exists in a State, under a program registered with the Bureau of Apprenticeship and Training, United States Department of Labor. The allowable ratio of apprentices to journeymen in any craft classification shall not be greater than the ratio permitted to the contractor as to his entire work force under the registered program. Any employee listed on a payroll at an apprentice wage rate, who is not a trainee as defined in subparagraph b of this paragraph or is not registered as above, shall be paid the wage rate determined by the Commissioner of the Department of Labor and Industry, State of Minnesota, for the classification of work he actually performed. The contractor or subcontractor will be required to furnish to the Department of Labor and Industry written evidence of the registration of his program and apprentices as well as of the appropriate ratios and wage rates, for the area of construction prior to using any apprentices on the contract work. The term "apprentice" means (1) a person employed and individually registered in a bona fide apprenticeship program registered with the U. S. Department of Labor, Bureau of Apprenticeship and Training, or with a State apprenticeship agency recognized by the Bureau, or (2) a person in his first 90 days of probationary employment as an apprentice in such an apprenticeship program, who is not individually registered in the program, but who has been certified by the Bureau of Apprenticeship and Training, or a State Apprenticeship Council (where appropriate) to be eligible for probationary employment as an apprentice.

B. Trainees: Trainees will be permitted to work as such if they are bona fide trainees employed pursuant to a program approved by the U. S. Department of Labor, Manpower Administration, Bureau of Apprenticeship and Training.

C. Apprentices and Trainees working under apprenticeship and skill training programs which have been certified by the Secretary of Transportation as promoting equal employment opportunity in connection with Federal-aid highway construction programs are not subject to the wage determinations

made herein. The straight time hourly wage rates for apprentices and trainees under such programs will be established by the particular programs.

§ 1.8013 Petition for reconsideration of prevailing wage rates.

A. Any person including contractor associations or labor organizations aggrieved by a final determination of a prevailing wage rate may petition the Commissioner for reconsideration of that wage rate within 30 days following its certification. The petitioner shall indicate the county and class (es) of labor contested, the reason the petitioner believes the rate to be inaccurate, and the rates the petitioner believes to be correct.

B. Within 10 days following receipt of a Petition for Reconsideration, the Department shall informally meet with the Petitioner and any other interested person, associations or labor organizations, to review the contested wage determinations (s).

1. The petitioner shall be prepared to support his contentions with any documents or data he deems necessary.

2. The department shall be prepared to produce and review the data, summary sheets and other documents upon which its determinations were based, and shall produce for the petitioner's inspection, all such documents.

C. Following the informal conference, the Department shall, within 10 days, notify the petitioner of any decision modifying, changing, or reaffirming the contested wage rate or indicate to the petitioner that a survey will be necessary to resolve the contested wage rate(s).

1. Where the department determines that a new survey is necessary, such survey shall be conducted within 30 days. Thereafter, the department shall inform the petitioner by certified mail of its final decision based on that survey.

D. No prevailing wage rate will be deemed to be vacated or suspended pending the resolution of a Petition for Reconsideration nor will the department request any state agency contemplating a state project to suspend, delay or otherwise change its contract and bidding schedules due to any pending procedures resulting from a Petition for Reconsideration.

E. Any person aggrieved by a final decision following reconsideration of a prevailing wage rate may, within 20 days after the decision, petition the Commissioner for a public hearing in the manner of a contested case under the administrative procedures act, Minn. Stat. §§ 15.0418 to 15.0421.

1. Upon receipt of a petition for a public hearing the commissioner shall order the initiation of a contested case in accordance with Minn. Stat. § 15.052.

2. All contested case hearings initiated herein shall be conducted in accordance with the rules of Operation of the Office of Hearing Examiners.

§ 1.8014 Application.

These rules shall apply to all prevailing wage determinations certified subsequent to the effective date of these rules.

§ 1.8015 Master job classifications.

For purposes of these rules, the following code numbers shall be utilized to describe the applicable classes of labor.

Highway Laborers
(In Mpls. - St. Paul Metropolitan Wage Areas)

CODE NO.	POSITION TITLE
103	Bituminous batcherman (Stationary plant)
105	Bituminous raker, floater and utility man
107	Bituminous tamper
113	Blacksmith helper
116	Bottom man (sewer, water or gas trench)
117	Bottom man (sewer, water or gas trench) (more than 8' below starting level of manual work)
123	Brick or block paving setter
125	Bricklayer tender
132	Cement coverman (batch trucks)
134	Cement gun operator (1½" and over)
136	Cement handler (bulk or bag)
138	Chain Saw Operator
140	Chipping hammer operator
141	Concrete batcherman (proportioning plant)
143	Concrete longitudinal floatman (manual bull-float on paving)
145	Concrete mixer operator (1 bag capacity)
147	Concrete shoveler, tamper and puddler (paving)
149	Concrete vibrator operator
153	Conduit layers (without wiring)
156	Curb setter (stone or precast concrete)
163	Dumper (wagon, truck, etc.)
165	Dumpman
167	Dumpman (paver) (dumper batch trucks at mixer)
173	Drill runner (blasting)
175	Drill runner (heavy, including churn drill)
181	Flagman
185	Formsetter (municipal type curb and sidewalk)
186	Formsetter (pavement)
192	Hydrant and valve setter

CODE NO.	POSITION TITLE
192	Hydrant and valve setter
194	Jackhammer man and paving buster
196	Joint filler (concrete pavement)
203	Kettleman (bituminous or lead)
207	Mortar mixers
213	Pipe derrickman (tripod, manual)
215	Pipe handler (water, gas, cast iron)
217	Pipe layer (sewer, water or gas)
223	Powderman
224	Powder monkey
225	Power buggey operator
227	Pump Operator (3" and under, semi-skilled)
233	Reinforced steel labor
235	Reinforced steel setter (pavement)
241	Sand cushion and bed maker
243	Service connection maker (water or gas)
245	Squeegee man (bituminous brick or block pavement)
247	Stabilizing batcherman (Stationary plant)
249	Stone mason tender
253	Tunnel laborer (atmospheric pressure)
255	Tunnel men (air pressure)
257	Tunnel miner
263	Unskilled laborers
265	Watchmen
267	Winch handler (manual)
273	Caisson work
275	Cofferdam work
277	Open ditch work
279	Tunnel work
281	Underground laborers
283	Underpinning work
285	Other work more than 8' below starting level of manual work
286	Water well driller helper
287	Nozzelman (gunite)
288	Joint sawer
289	Carpenter tender
290	Wrecking and demolition

Highway Laborers
(Rural Wage Areas)

CODE NO.	POSITION TITLE
	Classification:
463	Laborer, highway & heavy, unsnilled
	Pavement:
336	Cement handler

Highway Laborers (con't)

CODE NO.	POSITION TITLE
367	Dumper
353	Conduit layer
347	Concrete shoveler, tamper and puddler
384	Formsetter, surb, walk and pavement
394	Jackhammer
338	Chain saw operator
397	Joint sawer
349	Concrete vibrator operator
423	Powderman
435	Reinforced steel setter (pavement)
334	Cement coverman
335	Sack Shaker
	Blacktop:
305	Bituminous, raker, floater and utility man
363	Dumper
308	Tamper operator
381	Flagman
465	Watchman
	Sewer, Water and Tunnel:
417	Pipelayer
403	Kettleman, bituminous or lead
453	Tunnel laborer - atmospheric pressure
452	Tunnel laborer - air pressure
456	Tunnel miner - atmospheric pressure
454	Tunnel miner - air pressure
315	Bottom man or ditchman
418	Pipe handler
	Miscellaneous:
372	Drill runner
374	Drill runner wagon drill or churn drill
376	Drill runner helper
475	Cofferdam work
473	Caisson work
345	Concrete mixer operator (1 bag capacity)
346	Nozzelman (gunite)
427	Pump operator - 3 inches and under
486	Work 8 feet or more below adjoining ground where excavation is not more than 8 feet wide
426	Power Buggy Operator
430	Bricklayer tender
431	Carpenter tender
432	Mortar mixer
433	Stone mason tender

Highway Laborers (con't)

CODE NO.	POSITION TITLE
464	Wrecking and demolition laborer

Power Equipment Operators
(Statewide)

CODE NO.	POSITION TITLE
501	Air compressor operator
502	Crane Operator with 135' Boom, excluding jib
503	Asphalt, bituminous stabilizer plant operator
504	Dragline and/or other similar equipment with shovel type controls up to 3 cu. yds. mfg. rated capacity
505	Backfiller operator
506	Batch Plant (concrete)
507	Bituminous spreader & finishing operator (power (Adnum or Jaeger)
508	Bituminous spreader & bituminous finishing machine operator (helper) (power) (Adnum or Jaeger)
509	Brakeman or switchman
510	Boom Truck (power operated boom)
511	Cableway operator
512	Conveyor operator
513	Concrete distributor & spreader operator, finishing machine, longitudinal float operator, joint machine operator & spray operator
514	Concrete mixer operator, on job site over 14S
515	Concrete mixer operator, on job site 14S and under
516	Concrete mixer, stationary plant operator, over 34E
517	Dragline and/or other similar equipment with shovel type controls 3 cu. yds. and over mfg. rated capacity
518	Concrete saw operator (multiple blade) (power operated)
519	Crushing plant operator (gravel & stone) or gravel washing, crushing & screening plant operator
520	Curb Machine
521	Derrick (Guy or stiffleg) (power) (skids or stationary)
522	Dope Machine (pipeline)
523	Dredge deck hand
524	Dredge operator or engineer, dredge operator (power) & engineer
525	Elevating Grader Operator
526	Drill rigs, heavy duty rotary or churn drill
527	Drilling machine
528	Euclid loader operator
529	Engineer in charge of plant requiring first class license
530	Front End Loader Operator up to and including 1 cu. yd.
531	Fine grade operator

Power Equipment Operators (con't)

CODE NO.	POSITION TITLE
532	Helicopter Pilot
533	Fireman or tank car heater operator
534	Fork lift or lumber stacker (for construction job site)
535	Fork lift or straddle carrier operator
536	Form trench digger (power)
537	Mechanic Helper
538	Front end loader operator (under 30 h.p. rubber tired)
539	Front end loader operator, all types 30 h.p. and over
540	Automatic Road Machine Operator (CMI or similar)
541	Grader or motor patrol, finishing, earthwork and bituminous
542	Grader operator (motor patrol)
543	Power Actuated Horizontal boring machine over 6"
544	Gravel screening plant operator (portable not crushing or washing
545	Lead greaser on grease truck (where no mechanic is employed
546	Greaser (truck and tractor)
547	Gunite operator gunall
548	Hoist engineer (power)
549	Self-propelled chip spreader (Flaherty or similar)
550	Self-propelled soil stabilizer
551	Launchman (tankerman or pilot license)
552	Leverman
553	Loader Operator (Barber Green or similar type)
554	Locomotive, all types
555	Locomotive crane operator
556	Master Mechanic
557	Mechanic or Welder
558	Mechanical space heater (temporary heat)
559	Mixer (paving) Concrete Paving Operator, road
560	Pipeline Wrapping Cleaning or Bending Machine
561	Oilers (power shovel, crane, dragline)
562	Paving breaker or tamping machine operator (power driven) (Mighty-Mite or similar type)
563	Pick-up Sweeper, not including Tennant or similar types)
564	Power shovels and/or other equipment with shovel type controls, 3½ cu. yds. & over
565	Power shovels and/or other equipment with shovel type controls, up to 3½ cu. yds.
566	Power plant engineer, 100 K.W.H. and over
567	Pugmill operator
568	Pump operator
569	Pumpcrete operator
570	Mucking machine
571	Refrigeration plant engineer
572	Mole operator including power supply

Power Equipment Operators (con't)

CODE NO.	POSITION TITLE
573	Roller operator, self-propelled roller for compaction, including stabilized base
574	Roller operator, self-propelled, rubber-tired for compaction including stabilized base
575	Roller operator, up to & including 6 tons for bituminous finishing and/or wearing courses
576	Roller operator, over 6 tons for bituminous finishing and/or wearing courses
577	Scraper, 32 cu. yds. and over
578	Self-propelled vibrating packing operator (pad type)
579	Rubber-tired farm tractor, back hoe attachment
580	Sheet foot roller (self-propelled) (3 drum and over)
581	Shouldering machine operator (power) (Apsco or similar type)
582	Slip Form (power-driven) (paving)
583	Tie tamper & ballast machine operator
584	Stump chipper
585	Turnapull operator (or similar type)
586	Tandem scraper
587	Tractor operator - boom type
588	Tractor operator, D2, TD6 or similar h.p. with power take-off
589	Tractor operator, over D2, TD6, or similar h.p. with power take-off
590	Tractor operator, 50 h.p. or less without power take-off
591	Tractor operator, over 50 h.p. without power take-off
592	Trenching machine operator (sewer, water, gas)
593	Power Actuated Augers & Boring Machine
594	Truck crane operator
595	Truck crane oiler
596	Tugboat (100 h.p. and over)
597	Well point installation, dismantling or repair mechanic
598	Two or more pumps, compressors or welding machines
599	Power Actuated Jacks

Truck Drivers
(Statewide)

CODE NO.	POSITION TITLE
601	Bituminous Distributor Driver
602	Bituminous Distributor Spray Operator (Rear end oiler)
603	Bituminous Distributor Driver (one man operation)
605	Boom and "A" frame driver
606	Dumpman
608	Dumpster Operator (no h.p. limit)
611	Greaser and truck serviceman
615	Mechanical Broom Driver
617	Pilot Car Driver

Truck Drivers (con't)

CODE NO.	POSITION TITLE
621	Ready-Mix Driver (mixer capacity up to and including 4 cu. yds.)
622	Ready-Mix Driver (mixer capacity over 4 cu. yds. up to and including 6 cu. yds.)
623	Ready-Mix Driver (Mixer capacity over 6 cu. yds.)
626	Self-propelled Packer Operator
629	Tank truck helper (gas, oil, road oil and water)
631	Teamster or stableman
633	Tractor Operator (wheel type used for any purpose)
641	Truck Driver (up to and including 6 cu. yds. box water level)
642	Truck Driver (over 6 cu. yds. up to and including 8 cu. yds. box water level)
643	Truck Driver (over 8 cu. yds. up to and including 12 cu. yds. box water level)
644	Truck Driver (over 12 cu. yds. up to and including 16 cu. yds. box water level)
645	Truck Driver (over 16 cu. yds. box water level)
648	Truck Driver (hauling machinery for contractors own use including operation of hand or power operated winches)
650	Truck Mechanic (in cases where an operating engineer mechanic is not employed)
651	Truck Welder
	Truck Driver:
662	Single axle or 2 axle unit
663	Tandem axle or 3 axle unit
664	Four axle unit
665	Five axle unit
	For each additional axle, 10 cents additional per hour
666	Slurry Driver
667	Slurry operator

Special Crafts
(Statewide)

711	Bricklayers
712	Bricklayers Apprentice (6 mos. interval)
721	Carpenters
722	Carpenters apprentice (1000 hr. interval)
731	Cement Masons
732	Cement Masons (6 mos. interval)
733	Cement Masons (1 year intervals)
740	Cable Splicer
741	Electricians
742	Electricians Apprentice
743	Electricians (on work up to $4,000)

Special Crafts (con't)

CODE NO.	POSITION TITLE
744	Electricians on work over $4,000
745	Electricians Apprentice (3 mos. interval)
746	Electricians Apprentice (6 mos. interval)
747	Electricians Apprentice (year intervals)
748	Lineman
749	Groundman (1st year, 2nd year, 3rd year)
751	Ironworkers, ornamental
752	Ironworkers, reinforcing
753	Ironworkers, structural
754	Ironworkers Apprentice (1000 hrs. interval)
755	Ironworkers (6 mos. intervals)
761	Painters
762	Painters; brush
763	Painters, structural steel and bridge
764	Painters Apprentice (1000 hrs. interval)
765	Painters (6 mos. intervals)
766	Painters, spray
771	Piledriverman
773	Plumbers
775	Plumbers Apprentice (928 hours)
781	Stone Masons
791	Sheet metal workers
784	Stone Masons (6 mos. interval)

§ 1.8016 Posting of wage rates.

Each contractor and subcontractor performing work on a public project shall post on the project the applicable prevailing wage rates and hourly basic rates of pay for the county or area within which the project is being performed, including the effective date of any changes thereof, in at least one conspicuous place for the information of the employees working on the project. (Minn. Stat. § 177.43, subd. 4 and Minn. State. § 177.44, subd. 5 (1974).) The information so posted shall include a breakdown of contributions for health and welfare benefits, vacation benefits, pension benefits and any other economic benefit required to be paid.

MINNESOTA STATUTES

Chapter 724

Minnesota Statutes § 177.41 et seq (1974) as amended by
Laws 1975 Chapter 191, Laws 1976 Chapter 331.

177.41 LABOR; PREVAILING WAGES; STATE PROJECTS AND STATE HIGHWAY CONSTRUCTION; PUBLIC POLICY. It is in the public interest that public buildings and other public works be constructed and maintained by the best means and highest quality of labor reasonably available, and that persons working on public works be compensated according to the real value of the services they perform. It is therefore declared to be the public policy of this state that wages of laborers, workmen and mechanics engaged in state projects financed in whole or part by state funds should be comparable to wages paid for similar work in the community as a whole.

177.42 DEFINITIONS. Subdivision 1. As used in sections 177.41 to 177.44 the terms defined in this section have the meanings given them except where the context indicates otherwise.

Subd. 2. "Project" means erection, construction, remodeling or repairing of any public building or other public work financed in whole or part by state funds.

Subd. 3. "Area" means the county or other locality from which labor for any project would normally be secured.

Subd. 4. "Prevailing hours of labor" means the hours of labor per day and per week worked within the area by a larger number of workmen of the same class than are employed within the area for any other number of hours per day and per week; provided, that in no event shall the prevailing hours of labor be deemed to be more than eight hours per day or more than 40 hours per week.

Subd. 5. "Hourly basic rate" means the hourly wage paid to any employee.

Subd. 6. "Prevailing wage rate" means the hourly basic rate of pay plus the contribution for health and welfare benefits, vacation benefits, pension benefits and any other economic benefit paid to the largest number of workmen engaged in the same class of labor within the area, and includes for the purposes of section 177.44, rental rates for truck hire paid to those who own and operate the truck. In no event shall the prevailing wage rate be deemed to be less than a reasonable and living wage.

177.43 CONTRACTS FOR STATE PROJECTS; HOURS OF LABOR; WAGE RATES. Subdivision 1. Any contract which provides for a project within the meaning of section 177.42, shall contain a stipulation that no laborer or mechanic employed directly upon the project work site by the con-

tractor or any subcontractor, agent or other person doing or contracting to do all or a part of the work of the project, shall be permitted or required to work more hours than the prevailing hours of labor unless such laborer or mechanic is paid for all hours in excess of the prevailing hours at a rate of at least 1½ times his hourly basic rate of pay; nor shall he be paid a lesser rate of wages than the prevailing wage rate in the same or most similar trade or occupation in the area.

Subd. 2. This section shall not apply to wage rates and hours of employment of laborers or mechanics engaged in the processing or manufacture of materials or products or to the delivery thereof by or for commercial establishments which have a fixed place of business from which they regularly supply such processed or manufactured materials or products; except that this section shall apply to laborers or mechanics who deliver mineral aggregate such as sand, gravel or stone which is incorporated into the work under the contract by depositing the material substantially in place, directly or through spreaders, from the transporting vehicle.

Subd. 3. The prevailing wage rates, prevailing hours of labor, and hourly basic rates of pay shall be set forth specifically in the contract.

Subd. 4. The prevailing wage rates, prevailing hours of labor and hourly basic rates of pay for all trades and occupations required in any contemplated project shall be ascertained before the state asks for bids. The commissioner of labor and industry shall make such investigations as may be necessary to enable him to ascertian such information. The commissioner shall keep the information posted on the project in at least one conspicuous place for the information of the employees working on the project. A person aggrieved by a final determination of the commissioner may petition the commissioner for reconsideration of his findings. A person aggrieved by a decision of the commissioner after reconsideration may within 20 days after the decision petition the commissioner for a public hearing in the manner of a contested case under the administrative procedures act, section 15.0418 to 15.0421.

Subd. 5. Any officer or employee of the state who executes any contract for a project as defined in section 177.41 without complying with this section, and any contractor, subcontractor or agent thereof who, after executing a contract in compliance with this section, pays to any laborer, workman or mechanic employed directly upon the project site any lesser wage for work done under such contract than the prevailing wage rate as set forth in the contract shall be guilty of a misdemeanor and may be fined not more than $300, or imprisoned for not more than 90 days, or both. Such agent or subcontractor shall furnish to the contractor evidence of compliance with this section. Each day any violation of this section continues shall be deemed a separate offense.

Subd. 6. It is the duty of the department of labor and industry to enforce this section. To this end it may demand, and it shall be the duty of every contractor and subcontractor to furnish to the department, copies of

any or all payrolls, and the department may examine all records relating to wages paid laborers or mechanics on work to which sections 177.41 to 177.44 are applicable.

Subd. 7. This section shall not apply to a contract, or work under a contract, under which (a) the estimated total cost of completing the project is less than $2,500 and only one trade or occupation is required to complete it, or (b) the estimated total cost of completing the project is less than $25,00 and more than one trade or occupation is required to complete it.

177.44 HIGHWAY CONTRACTS; HOURS OF LABOR; WAGE RATES. Subdivision 1. No laborer or mechanic employed by any contractor, subcontractor, agent or other person doing or contracting to do all or a part of the work under a contract based on bids as provided in Minnesota Statutes 1971, Section 161.32, to which the state is a party, for the construction or maintenance of any highway, shall be permitted or required to work more hours than the prevailing hours of labor unless such laborer or mechanic is paid for all hours in excess of the prevailing hours at a rate of at least 1½ times his hourly basic rate of pay; nor shall he be paid a lesser rate of wages than the prevailing wage rate in the same or most similar trade or occupation in the area.

Subd. 2. This section shall not apply to wage rates and hours of employment of laborers or mechanics engaged in the processing or manufacture of materials or products or to the delivery thereof by or for commercial establishments which have a fixed place of business from which they regularly supply such processed or manufactured materials or products; except that this section shall apply to laborers or mechanics who deliver mineral aggregate such as sand, gravel or stone which is incorporated into the work under the contract by depositing the material substantially in place, directly or through spreaders, from the transporting vehicle.

Subd. 3. The department of labor and industry shall conduct investigations and hold public hearings necessary to define classes of laborers and mechanics and to inform itself as to the hours of labor and wage rates prevailing in all areas of the state for all classes of labor and mechanics commonly employed in highway construction work, with a view to ascertaining and determining prevailing hours of labor, prevailing wage rates and hourly basic rates of pay accordingly.

The department shall inform itself of the nature of the equipment furnished by truck drivers who own and operate trucks on such contract work, with a view to ascertaining and determining minimum rates for the equipment, and shall establish by regulation such minimum rates to be computed into the prevailing wage rate in accordance with the definition thereof in section 177.42.

Subd. 4. The commissioner of labor and industry shall at least once a year certify the prevailing hours of labor, the prevailing wage rate and the hourly basic rate of pay for all classes of laborers and mechanics referred to in

subdivision 3 in each area. The certification shall in addition to the current prevailing hours of labor, the prevailing wage rates and the hourly basic rates of pay include future hours and rates when such hours and rates can be determined for any such classes of laborers and mechanics in any area and shall specifically set forth the effective dates thereof when future hours and rates are certified. If a construction project extends into more than one area there shall be but one standard of hours of labor and wage rates for the entire project. A person aggrieved by a final determination of the commissioner may petition the commissioner for reconsideration of his findings. A person aggrieved by a decision of the commissioner after reconsideration may within 20 days after the decision petition the commissioner for a public hearing in the manner of a contested case under the administrative procedures act, section 15.0418 and 15.0421. If, in the opinion of the commissioner, a change in the certified prevailing hours of labor, prevailing wage rate and the hourly basic rate of pay for any class of laborers or mechanics in any area is required, the commissioner may at any time certify that change.

Subd. 5. The prevailing hours of labor, the prevailing wage rates and the hourly basic rates of pay and classifications for all labor as certified by the commissioner shall be specifically set forth in the proposals and contracts for each highway construction contract to which the state is a party, and shall, together with the provisions of subdivision 6 be kept posted on the project by the employer in at least one conspicuous place for the information of employees working on the project.

Subd. 6. Any contractor, subcontractor or agent thereof who violates this section is guilty of a misdemeanor and may be fined not more than $300 or imprisoned not more than 90 days or both. Each day that any such violation continues shall be deemed a separate offense.

Whoever induces any individual who seeks to be or is employed on any project to this section to give up or forego any part of the wages to which he is entitled under the contract governing such project by threat not to employ, by threat of dismissal from such employment or by any other means may be fined not exceeding $1,000 or imprisoned not more than one year or both.

Any person employed on a project under a contract subject to this section who knowingly permits the contractor or subcontractor to pay him less than the prevailing wage rate set forth in such contract, or who gives up any part of the compensation to which he is entitled thereunder, may be fined not exceeding $40 or imprisoned not more than 30 days or both. Each day any violation of this paragraph continues shall be deemed a separate offense.

Subd. 7. The department of highways shall required adherence to this section. The highway commissioner may demand, and every contractor and subcontractor shall furnish, copies of payrolls, and it may examine all records relating to hours of work and the wages paid laborers and mechanics on the work to which this section is applicable. Upon request of the department of highways or upon complaint of alleged violation, the county attorney of the

county in which the work is located shall make such investigation as is necessary and prosecute violations in a court of competent jurisdiction.

EXHIBIT B

§§ 274 to 276. Repealed. Pub.L. 86-249, § 17(13-15), Sept. 9, 1959, 73 Stat. 485

Historical Note

Section 274, Act Mar. 2, 1895, c. 189, § 1, 28 Stat. 914, authorized the payment for electric wiring of buildings.

Section 275, Act July 1, 1916, c. 209, § 1, 39 Stat. 273, related to payment for gas and electric fixtures for the equipment of public buildings.

Section 276, Act June 6, 1900, c. 791, § 1, 31 Stat. 591, authorized payment for engineering and electric-light plants in public buildings.

Savings Clause. Sections repealed except as to their application to any project referred to in section 613 of this title, see note set out under former section 341 of this title.

§ 276a. Rate of wages for laborers and mechanics

(a) The advertised specifications for every contract in excess of $2,000, to which the United States or the District of Columbia is a party, for construction, alteration, and/or repair, including painting and decorating, of public buildings or public works of the United States or the District of Columbia within the geographical limits of the States of the Union, or the District of Columbia, and which requires or involves the employment of mechanics and/or laborers shall contain a provision stating the minimum wages to be paid various classes of laborers and mechanics which shall be based upon the wages that will be determined by the Secretary of Labor to be prevailing for the corresponding classes of laborers and mechanics employed on projects of a character similar to the contract work in the city, town, village, or other civil subdivision of the State, in which the work is to be performed, or in the District of Columbia if the work is to be performed there; and every contract based upon these specifications shall contain a stipulation that the contractor or his subcontractor shall pay all mechanics and laborers employed directly upon the site of the work, unconditionally and not less often than once a week, and without subsequent deduction or rebate on any account, the full amounts accrued at time of payment, computed at wage rates not less than those stated in the advertised specifications, regardless of any contractual relationship which may be alleged to exist between the contractor or subcontractor and such laborers and mechanics, and that the scale of wages to be paid shall be posted by the contractor in a prominent and easily accessible place at the site of the work; and the further stipulation that there may be withheld from the contractor so much of accrued payments as may be considered necessary by the contracting officer to pay to laborers and mechanics employed by the contractor or any subcontractor on the work the difference between the rates of wages required by the contract to be paid laborers and mechanics on the work and the rates of wages received by such laborers and mechanics and not refunded to the contractor, subcontractors, or their agents.

Title 29 Labor

supplementary statement any information relating to the policy holdings in an insurance company and the stock or bond holdings in a mutual fund, investment company, or bank: *Provided*, That in the case of a mutual fund, investment company, or bank, the fair value of such stock or bond holding does not exceed one percent of the value of the reported assets of the mutual fund, investment company, or bank. In addition, this subpart does not require submission of information relating to the employee's connection with, or interest in, a professional society or charitable, religious, social, fraternal, recreational, public service, civic, or political organization, or a similar organization not conducted as a business enterprise. For the purpose of this section, educational and other institutions doing research and development or related work involving grants of money from or contracts with the Government are deemed "business enterprises" and are required to be included in an employee's statement of employment and financial interests.

§ 735.28 Effect of employees' statements on other requirements.

The statement of employment and financial interests and supplementary statements required of employees are in addition to, and not in substitution for or in derogation of, any similar requirements imposed by law, order, or regulations. The submission of a statement or supplementary statement by an employee does not permit him or any other person to participate in a matter in which his or the other person's participation is prohibited by law, order, or regulation.

APPENDIX A

Direction of the employees of the Department of Labor is hereby directed to the following statutory provisions:

1. House Concurrent Resolution 175, 85th Congress, second session, 72A Stat. B12, the Code of Ethics for Government Service.

2. Chapter 11 of title 18, United States Code, relating to bribery, graft, and conflicts of interest, as appropriate to the employees concerned.

3. The prohibition against lobbying with appropriated funds (18 U.S.C. 1913).

(4) The prohibition against disloyalty and striking (5 U.S.C. 7311, 18 U.S.C. 1918).

(5) The prohibition against the employment of a member of a Communist organization (50 U.S.C. 784).

(6) The prohibitions against (1) the disclosure of classified information (18 U.S.C. 798, 50 U.S.C. 783); and (2) the disclosure of confidential information (18 U.S.C. 1905).

(7) The provision relating to the habitual use of intoxicants to excess (5 U.S.C. 7352).

(8) The prohibition against the misuse of a Government vehicle (31 U.S.C. 638a(c)).

(9) The prohibition against the misuse of the franking privilege (18 U.S.C. 1719).

(10) The prohibition against the use of deceit in an examination or personnel action in connection with Government employment (18 U.S.C. 1917).

(11) The prohibition against fraud or false statements in a Government matter (18 U.S.C. 1001).

(12) The prohibition against mutilating or destroying a public record (18 U.S.C. 2071).

(13) The prohibition against counterfeiting and forging transportation requests (18 U.S.C. 508).

(14) The prohibitions against (1) embezzlement of Government money or property (18 U.S.C. 641); (2) failing to account for public money (18 U.S.C. 643); and (3) embezzlement of the money or property of another person in the possession of an employee by reason of his employment (18 U.S.C. 654).

(15) The prohibition against unauthorized use of documents relating to claims from or by the Government (18 U.S.C. 285).

(16) The prohibition against political activities in subchapter III of chapter 73 of title 5, United States Code and 18 U.S.C. 602, 603, 607, and 608.

(17) The prohibition against an employee acting as the agent of a foreign principal registered under the Foreign Agents Registration Act (18 U.S.C. 219).

PART 1—PROCEDURES FOR PREDETERMINATION OF WAGE RATES

Sec.

1.1 Purpose and scope.
1.2 Definitions.
1.3 Obtaining and compiling wage rate information.
1.4 Outline of agency construction programs.
1.5 Procedure for requesting wage determinations.
1.6 Determination of wage rates.
1.7 Use and effectiveness of wage determinations.
1.8 Scope of consideration (exclusive of wage rate determinations made pursuant to the Federal-Aid Highway Acts as codified in 23 U.S.C. 113, which shall be made in accordance with § 1.3(b)(4)).
1.9 Field survey.
1.10 Hearings.
1.11 Prehearing conferences.
1.12 Hearing examiner's proposed decision.
1.13 Submission of hearing examiner's proposed decision to interested persons.
1.14 Exceptions of interested persons.
1.15 Decision of Administrator.
1.16 Review by Wage Appeals Board.
1.17 Public information.
Appendix A.
Appendix B.

AUTHORITY: R.S. 161, 64 Stat. 1267; sec. 2, 48 Stat. 948; sec. 10, 61 Stat. 89; 5 U.S.C. 301, 5 U.S.C. App.; 40 U.S.C. 276c; 29 U.S.C. 258. Interpret or apply sec. 1, 46 Stat. 1494, 49 Stat. 1011; sec. 212 added to c. 847, 48 Stat. 1246 by sec. 14, 53 Stat. 807; sec. 602, added to c. 94, 64 Stat. 77 at 73 Stat. 681; sec. 2, 60 Stat. 1041; sec. 15, 60 Stat. 178; sec. 307(f), 63 Stat. 430; sec. 205, 64 Stat. 973; sec. 310, 65 Stat. 307; sec. 201, 64 Stat. 1248; sec. 3, 72 Stat. 532; sec. 108, 72 Stat. 895; sec. 6, 62 Stat. 1158; sec. 15, 75 Stat. 714; sec. 21, 75 Stat. 613; sec. 15, 75 Stat. 688; sec. 721, 77 Stat. 167; secs. 101, 122, 135, 205, 77 Stat. 282, 284, and 288; 40 U.S.C. 276a; 12 U.S.C. 1701q, 1715c, 1749a; 42 U.S.C. 291h, 1416, 1459, 1592; 29 U.S.C. 1114, 20 U.S.C. 636; 23 U.S.C. 113; 50 U.S.C. App. 2281; 33 U.S.C. 466e.

SOURCE: 37 FR 21138, Oct. 5, 1972, unless otherwise noted.

§ 1.1 Purpose and scope.

(a) The procedural rules in this part apply under the Davis-Bacon Act (46 Stat. 1494, as amended; 40 U.S.C. 276a—176a-7) and other statutes listed in Appendix A to this part which provide for the payment of minimum wages, including fringe benefits, to laborers and mechanics engaged in construction activity under contracts entered into or financed by or with the assistance of agencies of the United States or the District of Columbia, based on determinations by the Secretary of Labor of the wage rates and fringe benefits prevailing for the corresponding classes of laborers and mechanics employed on projects similar to the contract work in the local areas where such work is to be performed. Functions of the Secretary of Labor under these statutes and under Reorganization Plan No. 14 of 1950 (64 Stat. 1267, 5 U.S.C. Appendix), except those assigned to the Wage Appeals Board (see 29 CFR Part 7), are as-

signed to the Assistant Secretary of Labor for Employment Standards and his delegees in the Employment Standards Administration of the U.S. Department of Labor.

(b) The regulations in this part set forth the procedures for making and applying such determinations of prevailing wage rates and fringe benefits pursuant to the Davis-Bacon Act, each of the other statutes listed in the Appendix A, any other Federal statute providing for determinations of such wages by the Secretary of Labor in accordance with the provisions of the Davis-Bacon Act, and such other statutes as may, from time to time, confer upon the Secretary of Labor similar wage determining authority.

(c) Procedures set forth in this part are applicable, unless otherwise indicated, both to general wage determination decisions published in the FEDERAL REGISTER for general use in specified localities for contracts to be performed there, and to project wage determination decisions for use on contract work to be performed on a specific project.

§ 1.2 Definitions.[1]

(a) The term "prevailing wage rate" for each classification of laborers and mechanics which the Administrator shall regard as prevailing in an area shall mean:

(1) The rate of wages paid in the area in which the work is to be performed, to the majority of those employed in that classification in construction in the area similar to the proposed undertaking;

(2) In the event that there is not a majority paid at the same rate, then the rate paid to the greater number: *Provided,* Such greater number constitutes 30 percent of those employed; or

(3) In the event that less than 30 percent of those so employed receive the same rate, then the average rate.

(b) The term "area" in determining wage rates under the Davis-Bacon Act and the prevailing wage provisions of the other statutes listed in Appendix A shall mean the city, town, village, or other civil subdivision of the State in which the work is to be performed. In determining wage rates pursuant to the Federal-Aid Highway Acts as codified in 23 U.S.C. 113, the College Housing Act of 1950, and the Federal Water Pollution Control Act, the term "area" shall mean immediate locality of the projects.

(c) The term "average rate" for each classification in an area shall mean the rate obtained by adding the hourly rates paid to all workers in the classification and dividing by the total number of such workers.

(d) The term "Administrator" shall mean the Deputy Assistant Secretary for Employment Standards, Employment Standards Administration, U.S. Department of Labor, who is also Administrator of the Wage and Hour Division, or his authorized representative as set forth in this part. In the absence of the Deputy Assistant Secretary/Wage Hour Administrator, the Deputy Administrator of the Wage and Hour Division/Director of Office of Wage and Compensation Programs is designated to act for him under this part. Except as otherwise provided in this part, the Assistant Administrator is the authorized representative of the Administrator for the performance of functions relating to the making and effectuation of wage determinations pursuant to the procedures provided herein. Each Regional Administrator, Employment Standards Administration, is the authorized representative of the Administrator for the performance of functions relating to wage determinations as provided in this part.

(e) The term "wages" (and its singular form) has the meaning prescribed in section 1(b) of the Davis-Bacon Act (40 U.S.C. 276a(b)). It includes "other bona fide fringe benefits" than those expressly enumerated in the Act. This permits, among other things, the inclusion of the "bona fide fringe benefits" in prevailing wage determinations under the Act for a particular area when the payment of such fringe benefits constitutes a prevailing practice. In finding whether or not it is the prevailing area practice to pay such fringe benefits, the Administrator shall be guided by the tests of preva-

[1] These definitions are not intended to restrict the meaning of the terms as used in the applicable statutes.

ich the work is to be performed. In ermining wage rates pursuant to Federal-Aid Highway Acts as codi- d in 23 U.S.C. 113, the College using Act of 1950, and the Federal ater Pollution Control Act, the term rea" shall mean immediate locality the projects.

c) The term "average rate" for each ssification in an area shall mean e rate obtained by adding the urly rates paid to all workers in the ssification and dividing by the total mber of such workers.

d) The term "Administrator" shall an the Deputy Assistant Secretary r Employment Standards, Employ- ent Standards Administration, U.S. partment of Labor, who is also Ad- inistrator of the Wage and Hour Di- sion, or his authorized representa- ve as set forth in this part. In the ab- nce of the Deputy Assistant Secre- ry/Wage Hour Administrator, the eputy Administrator of the Wage nd Hour Division/Director of Office f Wage and Compensation Programs designated to act for him under this art. Except as otherwise provided in his part, the Assistant Administrator the authorized representative of the dministrator for the performance of unctions relating to the making and ffectuation of wage determinations ursuant to the procedures provided erein. Each Regional Administrator, Employment Standards Administra- ion, is the authorized representative of the Administrator for the perfor- mance of functions relating to wage determinations as provided in this part.

(e) The term "wages" (and its singu- lar form) has the meaning prescribed in section 1(b) of the Davis-Bacon Act (40 U.S.C. 276a(b)). It includes "other bona fide fringe benefits" than those expressly enumerated in the Act. This permits, among other things, the in- clusion of the "bona fide fringe bene- fits" in prevailing wage determinations under the Act for a particular area when the payment of such fringe benefits constitutes a prevailing prac- tice. In finding whether or not it is the prevailing area practice to pay such fringe benefits, the Administrator shall be guided by the tests of preva- lence similar to those prescribed in paragraph (a) of this section.

§ 1.3 Obtaining and compiling wage rate information.

For the purpose of making wage rate determinations, the Administrator shall conduct a continuing program for the obtaining and compiling of wage rate information.

(a) The Administrator shall encour- age the voluntary submission of wage rate data to the appropriate Regional Office as shown in Appendix B by con- tractors, contractors' associations, labor organizations, public officials and other interested parties, reflecting wage rates paid to laborers and me- chanics on various types of construc- tion in the area. Rates must be deter- mined, among others, for such varying types of projects as buildings, bridges, dams, highways, tunnels, sewers, power lines, railways, airports (build- ing and runways), apartment houses, wharves, levees, canals, dredging, land clearing, and excavating. Accordingly, the information submitted should re- flect not only that the specified wage rate or rates are paid to a particular craft in an area, but also the type or types of construction on which such rate or rates are paid.

(b) The following types of informa- tion will be considered in making wage rate determinations:

(1) Statements showing wage rates paid on projects. (Such statements should indicate the names and ad- dresses of contractors, including sub- contractors, the locations, approxi- mate costs, dates of construction and types of projects, the number of work- ers employed in each classification on each project, and the respective wage rates paid such workers.)

(2) Signed collective bargaining agreements. (The Administrator may request the parties to an agreement to submit statements certifying to its scope and application.)

(3) Wage rates determined for public construction by State and local offi- cials pursuant to prevailing wage legis- lation.

(4) Information furnished by Federal and State agencies. See § 1.5. (In making wage rate determinations pur- suant to Federal-Aid Highway Acts as codified in 23 U.S.C. 113, the highway department of the State in which a project in the Interstate System is to be performed shall be consulted. Before making a determination of wage rates for such a project the Ad- ministrator shall give due regard to the information thus obtained.)

(5) Any other information pertinent to the determination of prevailing wage rates.

(c) The Administrator shall supple- ment such information obtained on a voluntary basis by such means, includ- ing the holding of hearings, and from whatever sources he deems necessary.

§ 1.4 Outline of agency construction programs.

To the extent practicable, at the be- ginning of each fiscal year each agency using wage determinations under any of the various statutes listed in Appendix A shall furnish each Employment Standards Adminis- tration Regional Office with a general outline of its proposed construction programs for the coming year in the area covered by that regional office in- dicating the estimated number of pro- jects for which wage determinations will be required, the anticipated types of construction, and the locations of construction. During the fiscal year, each agency shall notify the Regional Administrator of any significant changes in its proposed construction programs, as outlined at the beginning of the fiscal year.

§ 1.5 Procedure for requesting wage determinations.

(a)(1) The Federal Agency shall ini- tially request a wage determination under the Davis-Bacon Act or any of its related prevailing wage statutes by submitting to the Regional Adminis- trator who has jurisdiction within the geographical area where the applica- ble project will be performed a com- pleted Standard Form 308. See Appen- dix B for applicable geographical areas. State highway departments under the Federal-Aid Highway Acts as codified in 23 U.S.C. 113 shall simi- larly request a wage determination by using Standard Form 308. The agency shall check only those classifications on the applicable form which will be

needed in the performance of the work (inserting a note such as "entire schedule" or "all applicable classifications" is not sufficient). Additional classifications needed which are not on the form may be typed in the blank spaces or on a separate list and attached to the form. The agency shall not list classifications which can be fitted into classifications on the form, or classifications which are not generally recognized in the area or in the construction industry.

(2) In completing SF-308, the agency shall furnish:

(i) A sufficiently detailed description of the work to indicate the type of construction involved. Additional description or separate attachment, if necessary for identification of type of project, shall be furnished.

(ii) Location of the proposed project (include distance in miles and direction from the nearest point of reference).

(3) Such request for a wage determination shall be accompanied by any pertinent wage payment information which may be available. This information need not accompany a request in areas where the wage patterns are clearly established. When the requesting agency is a State highway department under the Federal-Aid Highway Acts as codified in 23 U.S.C. 113, such agency shall also include its recommendations as to the wages which are prevailing for each classification of laborers and mechanics on similar construction in the immediate locality.

(b) Whenever the wage patterns in a particular area for a particular type of construction are well settled and whenever it may be reasonably anticipated that there will be a large volume of procurement in that area for such a type of construction, the Administrator, upon the request of a Federal agency or in his discretion, may issue a general wage determination when, after consideration of the facts and circumstances involved, he finds that the applicable statutory standards and those of this part will be met.

(c) The time required for processing requests for wage determinations varies according to the facts and circumstances in each case. An agency should anticipate that such processing in the Department of Labor will take at least 30 days.

§ 1.6 Determination of wage rates.

In the event that the data compiled under § 1.3 are sufficient to determine the prevailing wage rates, a wage determination decision shall be made as to the wage rates and fringe benefits prevailing in the area in response to requests submitted as provided in § 1.5. If a general wage determination decision is issued as provided in § 1.5(b), it shall be published in the FEDERAL REGISTER. Copies of project wage determinations shall be delivered to the requesting contracting officers through the Regional Offices which originally received the requests. Such wage determination decisions shall be used, and may be modified, superseded, or corrected as provided in § 1.7.

§ 1.7 Use and effectiveness of wage determinations.

(a)(1) Project wage determinations initially issued shall be effective for 120 calendar days from the date of such determinations. If such a wage determination is not used in the period of its effectiveness it is void. If it appears that a wage determination may expire between bid opening and award, the agency should request a new wage determination sufficiently in advance of the bid opening to assure receipt prior thereto. However, when due to unavoidable circumstances a determination expires before award and after bid opening, the Administrator upon a written finding to that effect by the head of the Federal agency in individual cases may extend the expiration date of a determination whenever he finds it necessary and proper in the public interest to prevent injustice or undue hardship or to avoid serious impairment in the conduct of Government business.

(2) General wage determinations issued pursuant to § 1.5(b) and which are published in the FEDERAL REGISTER, shall contain no expiration date. These general wage determinations shall be modified, and the modifications published in the FEDERAL REGISTER, on a timely basis to keep them current.

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(2) General wage determinations issued pursuant to § 1.5(b) and which are published in the FEDERAL REGISTER, shall contain no expiration date. These general wage determinations shall be modified, and the modifications published in the FEDERAL REGISTER, on a timely basis to keep them current.

(b)(1) All actions modifying an original project wage determination prior to the award of the contract or contracts for which the determination was sought shall be applicable thereto, but modifications received by the Federal agency (in the case of the Federal-Aid Highway Acts as codified in 23 U.S.C. 113, the State highway department of each State) later than 10 days before the opening of bids shall not be effective except when the Federal agency (in the case of the Federal-Aid Highway Acts as codified in 23 U.S.C. 113, the State highway department of each State) finds that there is a reasonable time in which to notify bidders of the modification. Similarly, in the case of contracts entered into pursuant to the National Housing Act, changes or modifications in the original determination shall be effective if made prior to the beginning of construction, but shall not apply after the mortgage is initially endorsed by the Federal agency. A modification in no case will continue in effect beyond the effective period of the wage determination to which it relates.

(2) All actions modifying a general wage determination shall be applicable thereto, but modifications published in the FEDERAL REGISTER later than 10 days before the opening of bids shall not be effective, except when the Federal agency (in the case of Federal-Aid Highway Acts as codified in 23 U.S.C. 113, the State highway department of each State) finds that there is a reasonable time in which to notify bidders of the modification. In the case of contracts entered into pursuant to the National Housing Act, such modifications shall be effective if made prior to the beginning of construction, but shall not apply after the mortgage is initially endorsed by the Federal agency.

(c) Upon his own initiative or the request of a Federal agency (or a State highway department under the Federal-Aid Highway Acts as codified in 23 U.S.C. 113), the Administrator shall correct any wage determination included in a contract subject to the minimum wage provisions of the statutes listed in Appendix A of this part whenever he finds such a wage determination contains clerical errors.

[37 FR 21138, Oct. 5, 1972, as amended at 37 FR 25929, Dec. 6, 1972]

§ 1.8 Scope of consideration (exclusive of wage rate determinations made pursuant to the Federal-Aid Highway Acts as codified in 23 U.S.C. 113, which shall be made in accordance with § 1.3(b)(4)).

(a) In making a wage rate determination, projects completed more than 1 year prior to the date of request for the determination may, but need not be considered.

(b) If there has been no similar construction within the area in the past year, wage rates paid on the nearest similar construction may be considered.

§ 1.9 Field survey.

Whenever the data at hand are insufficient to make a determination with respect to all the crafts necessary to perform the proposed construction work, a field survey may be conducted in the area of the proposed project for the purpose of obtaining sufficient information upon which to make a determination of wage rates.

§ 1.10 Hearings.

Whenever he deems it necessary because of insufficiency of information or impracticality of a field survey, or both, the Administrator may direct a hearing to be held. He shall request the Chief Hearing Examiner, U.S. Department of Labor, to designate a hearing examiner who shall, after notice to all interested persons, proceed to the project area and make such investigations and conduct such hearings as may be necessary to make a determination of wage rates for the project.

§ 1.11 Prehearing conferences.

When it appears that a prehearing conference will expedite proceedings, the examiner prior to the hearing may request interested persons to attend a conference to consider such matters as may expedite the hearing.

§ 1.12 Hearing examiner's proposed decision.

The hearing examiner shall make a written proposed decision in which he shall:

EXHIBIT C

U.S. DEPARTMENT OF LABOR
EMPLOYMENT STANDARDS ADMINISTRATION
Wage and Hour Division
WASHINGTON, D.C. 20210

MAR 17 1978

ALL AGENCY MEMORANDUM NO. 130

TO: ALL GOVERNMENT CONTRACTING AGENCIES AND THE DISTRICT OF COLUMBIA

FROM: XAVIER M. VELA
ADMINISTRATOR

SUBJECT: Application Of The Standard Of Comparison "Projects Of A Character Similar" Under The Davis-Bacon And Related Acts

The purpose of this memorandum is to set forth present policies of the Wage and Hour Division with regard to the determination of "projects of a character similar to the contract work" for wage determination purposes. The guidelines contained in the memorandum are to be used by the contracting agencies in selecting the proper schedule(s) of wage rates from the Federal Register and in instructing contractors regarding the application of multiple schedules. This memorandum supersedes All Agency Memorandum No. 68 (July 19, 1966).

The Davis-Bacon and related Acts require the Secretary of Labor to determine the prevailing wage rates for corresponding classes of laborers and mechanics on projects in the area which are of a "character similar" to the proposed contract work to which the determination will be applied. The Department's Wage Appeals Board in a decision specifically relating to high-rise apartment buildings (WAB Case No. 76-11, dated January 27, 1977) stated:

> The test of whether a project is of a character similar to another project refers to the nature of the project itself in a construction sense, not to whether union or nonunion wages are paid or whether union or nonunion workers are employed. Since the 1935 amendments to the Davis-Bacon Act, the statutory focus has always been on the character of the project itself rather than on who was employed on the project or how much he or she was being paid.

Again, in a decision relating to a water treatment plant project (WAB Case No. 77-20, dated September 30, 1977), the Board stated: "When it is clear from the nature of the project itself in a construction sense that it is to be categorized as either building, heavy, or highway construction it is not necessary to resort to an area practice survey to determine the appropriate categorization of the project."

Generally construction projects are classified as either Building, Heavy, Highway or Residential. 1/ Below are descriptions of these classifications with an illustrative listing of the kinds of projects that are generally included within the classification. Contracting agencies should utilize these descriptions and illustrations in carrying out their responsibilities, to insure a uniform and consistent administration of the Davis-Bacon and related prevailing wage statutes. The advertised and contract specifications should identify as specifically as possible the segments of work to which the schedules will apply. Note, however, that the descriptions and illustrations are guides. Contracting agencies should seek a determination from the Department of Labor on close questions or when the appropriate classification is in dispute. In making this determination where a project does not readily fall within any category, the Department of Labor may consider wages being paid on analogous projects as an indication of the proper category. As stated by the Wage Appeals Board in WAB Case No. 77-23, dated December 30, 1977: "Wages, however, are only one indication. It is also necessary to look at other characteristics of the project, including the construction techniques, the material and equipment being used on the project, the type of skills called for on the project work and other similar factors which would indicate the proper category of construction."

BUILDING CONSTRUCTION

Building construction generally is the construction of sheltered enclosures with walk-in access for the purpose of housing persons, machinery, equipment, or supplies. It includes all construction of such structures, the installation of utilities and the installation of equipment, both above and below grade

1/ Generally, for wage determination purposes, a project consists of all construction necessary to complete a facility regardless of the number of contracts involved so long as all contracts awarded are closely related in purpose, time and place. For example, demolition or site work preparatory to building construction is considered a part of the building project for wage determination purposes. Where a project, such as a water and sewage treatment plant, includes construction items that in themselves would be otherwise classified, a multiple classification may be justified if such construction items are a substantial part of the project. Further, however, a separate classification would not apply if such construction items are merely incidental to the total project to which they are closely related in function. For example, water or sewer line work which is a part of a building project would not generally be separately classified. Where construction is "incidental" in function, 20 percent of project cost is used as a rough guide for determining when construction is also "incidental" in amount to the overall project.

level, as well as incidental grading, utilities and paving. Additionally, such structures need not be "habitable" to be building construction. The installation of heavy machinery and/or equipment does not generally change the project's character as a building.

Examples

Alterations and additions to buildings
Apartment buildings (5 stories and above)
Arenas (enclosed)
Auditoriums
Automobile parking garages
Banks and financial buildings
Barracks
Churches
City halls
Civic centers
Commercial buildings
Court houses
Detention facilities
Dormitories
Farm buildings
Fire stations
Hospitals
Hotels
Industrial buildings
Institutional buildings
Libraries
Mausoleums
Motels
Museums
Nursing and convalescent facilities
Office buildings
Out-patient clinics
Passenger and freight terminal buildings
Police stations
Post offices
Power plants
Prefabricated buildings
Remodeling buildings
Renovating buildings
Repairing buildings
Restaurants
Schools
Service stations
Shopping centers
Stores
Subway stations
Theaters
Warehouses
Water and sewage treatment plants (buildings only)

RESIDENTIAL CONSTRUCTION

Residential projects for Davis-Bacon purposes are those involving the construction, alteration, or repair of single family houses or apartment buildings of no more than four(4) stories in height. This includes all incidental items such as site work, parking areas, utilities, streets and sidewalks.

Examples

Town or row houses
Apartment buildings (4 stories or less)
Single family houses
Mobile home developments
Multi-family houses
Married student housing

HEAVY CONSTRUCTION

Heavy projects are those projects that are not properly classified as either "building", "highway", or "residential". Unlike these classifications, heavy construction is not a homogeneous classification. Because of this catch-all nature, projects within the heavy classification may sometimes be distinguished on the basis of their particular project characteristics, and separate schedules issued. For example, separate schedules may be issued for dredging projects, water and sewer line projects, dams, major bridges, and flood control projects.

Examples

Antenna towers
Bridges (major bridges designed for commercial navigation) 2/
Breakwaters
Caissons (other than building or highway)
Canals
Channels
Channel cut-offs
Chemical complexes or facilities (other than buildings)
Cofferdams
Coke ovens
Dams
Demolition (not incidental to construction)
Dikes
Docks
Drainage projects

2/ Major bridges contain elements of both heavy and highway construction. See WAB Case No. 77-2 (October 21, 1977)

Dredging projects
Electrification projects (outdoor)
Flood control projects
Industrial incinerators (other than building)
Irrigation projects
Jetties
Kilns
Land drainage (not incidental to other construction)
Land leveling (not incidental to other construction)
Land reclamation
Levees
Locks, waterways
Oil refineries (other than buildings)
Pipe lines
Ponds
Pumping stations (prefabricated drop-in units - not buildings)
Railroad construction
Reservoirs
Revetments
Sewage collection and disposal lines
Sewers (sanitary, storm, etc)
Shoreline maintenance
Ski tows
Storage tanks
Swimming pools (outdoor)
Subways (other than buildings)
Tipples
Tunnels
Unsheltered piers and wharves
Viaducts (other than highway)
Water mains
Waterway construction
Water supply lines (not incidental to building)
Water and sewage treatment plants (other than buildings)
Wells

HIGHWAY CONSTRUCTION

Highway projects include the construction, alteration or repair of roads, streets, highways, runways, taxiways, alleys, trails, paths, parking areas, and other similar projects not incidental to building or heavy construction.

Examples

Alleys
Base courses
Bituminous treatments
Bridle paths
Concrete pavement
Curbs
Excavation and embankment (for road construction)

Fencing (highway)
Grade crossing elimination (overpasses or underpasses)
Guard rails on highway
Highway signs
Highway bridges (overpasses; underpasses; grade separation)
Medians
Parking lots
Parkways
Resurfacing streets and highways
Roadbeds
Roadways
Runways
Shoulders
Stabilizing courses
Storm sewers incidental to road construction
Street Paving
Surface courses
Taxiways
Trails

In applying these guidelines contracting agencies are reminded that they have the authority only in the first instance to designate the appropriate wage schedule(s) from the Federal Register, and to determine the application of multiple schedules issued by the Wage and Hour Division in project wage determinations. Any questions regarding the application of the guidelines set forth in this memordum to a particular project or any disputes regarding the application of the wage schedules are to be referred to the Wage and Hour Division for resolution, and the instructions of the Wage and Hour Division are to be observed in all instances. Furthermore, where multiple schedules are issued by the Wage and Hour Division, they must be utilized in the contract specifications unless the agency requests and receives a change in the wage determination from the Wage and Hour Division. To ensure that appropriate schedules are issued, contracting agencies are advised to provide the Wage and Hour Division in their requests for wage determinations with a sufficiently specific description of the project to be able to determine its character.

EXHIBIT D

H.F.No. 1605
CHAPTER No.
338

AN ACT

relating to public improvements; authorizing the acquisition and betterment of public land and buildings and other public improvements of a capital nature with certain conditions; authorizing issuance of state building bonds; appropriating money, and authorizing a special levy.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. [PUBLIC LAND AND BUILDINGS; BUILDING FUND APPROPRIATIONS.] The sums set forth in the column designated "APPROPRIATIONS" are appropriated from the state building fund, or any other fund designated, to the state agencies indicated, to be expended for the acquisition and betterment of public land and buildings and other public improvements of a capital nature, as more specifically described in the following sections of this act.

SUMMARY

STATE-WIDE	$2,000,000
CAPITOL COMPLEX	1,348,000
NATURAL RESOURCES	877,500
EDUCATION	1,225,000
STATE UNIVERSITIES	6,221,000

1	COMMUNITY COLLEGES		300,000
2	UNIVERSITY OF MINNESOTA		51,242,000
3	CORRECTIONS		10,477,700
4	PUBLIC WELFARE		783,000
5	BOND SALE EXPENSES		40,000
6	TOTAL		$ 74,514,200
7			APPROPRIATIONS

8 Sec. 2. [STATEWIDE.]

9 To the commissioner of administration

10 for energy conservation. $2,000,000

11 This appropriation is only for energy
12 projects that have an estimated payback
13 in energy savings in five years or less.

14 The commissioner of administration
15 shall present a proposed work program
16 to the chairmen of the house
17 appropriations and senate finance
18 committees for review and comment prior
19 to encumbering money for energy
20 conservation.

21 None of this appropriation shall be
22 used for painting walls.

23 Sec. 3. [CAPITOL COMPLEX.]

24 To the commissioner of administration

25 for the purposes specified in this

26 section 1,348,000

27 (a) Repair Administration building

28 parking ramp and plaza $462,000

29 (b) Replace roof on Ceremonial

30 House and carriage house 93,000

31 (c) Improve Centennial and

32 Transportation building ventilation

33 and air conditioning 223,000

34 (d) Repair and improve capitol

35 roof 173,000

36 (e) Remodel Ford building second

37 floor storage to offices 347,000

(f) Complete Capitol complex exterior signage 50,000

Sec. 4. [NATURAL RESOURCES.]

To the commissioner of administration for purposes more specifically described in the following subdivisions of this section 877,500

Subdivision 1. Replace the water supply intake at the French River hatchery 587,500

Debt service on this amount shall be paid from the game and fish fund.

Subd. 2. Supplement to Laws 1978, Chapter 792, Section 6 (b)

Grand Rapids Regional Headquarters 250,000

The gas furnace standby shall be a part of the wood combustion system.

Subd. 3. Notwithstanding the provisions of any other law to the contrary, to construct a barrier free managers residence at Glacial Lakes State Park 40,000

Sec. 5. [EDUCATION.]

Subdivision 1. To the commissioner of administration for the purpose of preparing a plan for the demolition or alternative use of obsolete buildings and working drawings for the construction of a building for which construction costs shall not exceed $4,200,000 for blind and multi-handicapped students on the campus of the Minnesota Braille and Sight Saving School 225,000

Subd. 2. To the state board of

education from the vocational-technical building fund for post-secondary vocational-technical construction in the school district listed in this section.

Independent School District No. 256, Red Wing 1,000,000

This appropriation is for the purpose of reconstructing and remodeling buildings for an energy education center on land donated to the school district for that purpose.

The total cost of the construction shall not exceed $2,000,000, whether paid from state, local, or federal money.

This appropriation is available April 1, 1980, but only if school district No. 256 levies in 1979 the levy authorized by section 19 of this act.

Sec. 6. [STATE UNIVERSITIES.]

Subdivision 1. To the commissioner of administration for the purposes more specifically described in the following subdivisions of this section 6,221,000

Subd. 2. Mankato Campus

Correct structural defects at Trafton Science Center 725,000

The commissioner of administration, the state architect, and the attorney general's office shall continue to pursue all possible alternatives in attempting to recover damages from the appropriate parties involved in the above project. A full report of all efforts and accomplishments shall be submitted to the chairman of the house appropriations committee and the chairman of the senate finance committee by January 15, 1980.

Subd. 3. St. Cloud Campus

Construct Halenbeck Hall addition 4,746,000

Subd. 4. Systemwide roof repairs 750,000

Sec. 7. [COMMUNITY COLLEGES.]

To the commissioner of administration to plan facilities at Metropolitan Community College 300,000

Sec. 8. [UNIVERSITY OF MINNESOTA.]

Subdivision 1. To the regents of the University of Minnesota for the purposes more specifically described in the following subdivisions of this section 51,242,000

Subd. 2. Minneapolis Campus 21,801,000

(a) Construct civil and mineral engineering building 15,823,000

(b) Plan addition to business administration tower 160,000

(c) Develop women's softball facility 118,000

(d) Continue heating plant conversion and renovation 5,700,000

Subd. 3. St. Paul Campus 22,678,000

(a) Construct vocational technical education building 7,093,000

(b) Construct veterinary medicine hospital addition and remodel existing facilities 13,600,000

(c) Construct poultry research and teaching facility 1,985,000

Subd. 4. Duluth Campus

Construct business and economics building 3,320,000

Subd. 5. Crookston Campus

Construct physical education building and outdoor recreation complex 3,426,000

Subd. 6. Lake Itasca forestry and biological station resident manager's house and office. Final appropriation 17,000

Subd. 7. Northwest Experiment Station at Crookston

The appropriation made by Laws 1978, Chapter 792, Section 11, Subdivision 9, Clause (b) for auditorium remodeling may be used for auditorium planning and working drawings.

Sec. 9. [CORRECTIONS.]

To the commissioner of administraton for the purposes specified in this section 10,477,700

(a) Construct new prison 10,200,000

The commissioner of administration shall report monthly, in writing, to the chairmen of the senate committee on finance and the house of representatives committee on appropriations concerning work progress on the new high security detention facility for adult felons. These reports shall include, but not be limited to, a comparison of projected design, construction, and equipment costs, with actual design, construction, and equipment costs; descriptions of contracts concerning design, construction, or equipment to be entered into before the next monthly report with a cost exceeding $100,000; and information concerning economic or other factors that may result in increased design, construction or, equipment costs.

This appropriation shall be added to the appropriation for this purpose made by Laws 1977, Chapter 451, Section 1, Subdivision 1.

This appropriation shall in no way constitute a waiver of any rights or remedies the state may exercise or pursue regarding project errors.

(b) Minnesota State Prison - Essential Renovations 147,800

(c) St. Cloud Reformatory -
Replace Power Cable to Wall
Towers, and Roof Repairs 129,900

Sec. 10. [PUBLIC WELFARE.]
To the commissioner of administration
to rehabilitate roofs at institutions
under the control of the commissioner
of public welfare. 783,000

Sec. 11. [BOND SALE EXPENSES.]
To the commissioner of finance for bond sale
expenses pursuant to Minnesota Statutes,
Section 16A.64, Subdivision 4 40,000

Sec. 12. [BOND SALE; DEBT SERVICE.] Subdivision 1. To provide the money appropriated in this act from the state building fund the commissioner of finance upon request of the governor shall sell and issue bonds of the state in the amount of $74,515,000 in the manner and upon the terms prescribed by Minnesota Statutes, Sections 16A.63 to 16A.67 and by the Constitution, Article XI, Sections 4 to 7.

Subd. 2. To provide the money appropriated in this act from the vocational-technical building fund the commissioner of finance upon request of the governor shall sell and issue bonds of the state in the amount of $1,000,000 in the manner and upon the terms prescribed in Minnesota Statutes, Section 121.215, and by the Constitution, Article XI, Sections 4 to 7. The proceeds of the bonds, except as provided in Minnesota Statutes, Section 121.215, Subdivision 5, are appropriated to the vocational-technical building fund for expenditure in accordance with this act.

Sec. 13. [CONSULTATION REQUIRED.] No land shall be purchased and no buildings shall be purchased, constructed,

or erected on lands of the university until the regents have first consulted with the chairman of the senate finance committee and the chairman of the house appropriations committee and obtained their recommendations which are advisory only.

Sec. 14. [REVIEW OF PLANS.] Neither the commissioner of administration nor the board of regents of the University of Minnesota shall prepare final plans and specifications for any building authorized by this act until the using agency or department has presented the program and schematic plans to the chairman of the house appropriations committee and the chairman of the senate finance committee and the chairmen have made their recommendations thereon. The recommendations are advisory only. Failure or refusal to make a recommendation promptly is deemed a negative recommendation.

Sec. 15. [APPROPRIATIONS FOR CONSTRUCTION; TRANSFER.] Upon the awarding of final contracts for the completion of any project for construction or other permanent improvement authorized by this act, the commissioner as to appropriations made to him and the regents as to appropriations made to them may transfer any unencumbered balance in the project account to any other project enumerated in the same section of the appropriation act as the project about to be completed. The money transferred pursuant to this section is appropriated for the purposes for which transferred. The commissioner of administration and the regents of the University of Minnesota shall report to the chairman of the house appropriations committee and the chairman of the senate finance committee on any transfer made pursuant to this section.

Sec. 16. [APPROPRIATIONS FOR CONSTRUCTION; FEDERAL MONEY; EXCEEDING AUTHORIZED COST.] The commissioner of

administration, the commissioner of transportation, and the board of regents of the University of Minnesota shall apply for the maximum federal share for each capital improvement project for which money is appropriated by this act. Encumbrance or expenditure of money in excess of the project authorization shall be made only after the commissioner of administration and the board of regents have consulted with the chairman of the house appropriations committee and the chairman of the senate finance committee and the chairmen have made their recommendations thereon. The recommendations are advisory only. Failure or refusal to make a recommendation promptly is deemed a negative recommendation.

Sec. 17. [METHODS OF ACQUISITION.] Where money has been appropriated by this act to the commissioner of administration to acquire lands or sites for public buildings or real estate, acquisition may be by gift, purchase, or condemnation proceedings. Condemnation proceedings shall be pursuant to chapter 117.

Sec. 18. [ROCHESTER A.V.T.I.] The entire appropriation made in Laws 1978, Chapter 792, Section 8, Subdivision 2, Clause (e) may be used for the purpose of replacing rented garage space upon approval by the school board of Independent School District No. 535 and upon compliance with Minnesota Statutes, Section 645.021.

Sec. 19. [RED WING; SPECIAL LEVY.] In addition to all other levies permitted by law, Independent School District No. 256, Red Wing, may levy in 1979, 1980, and 1981 an amount not to exceed one mill times the adjusted assessed valuation of the taxable property of the district for the preceding year as determined by the equalization aid review committee; provided, the sum of the amounts levied pursuant to this section in 1979, 1980, and 1981 shall not

exceed $500,000. The proceeds of this levy shall be used only to reconstruct and remodel buildings for an energy education center on land donated to the district for this purpose. The board may not levy any amount pursuant to this section until it has obtained the approval of the voters of the district in a special election governed by the provisions of Minnesota Statutes, Section 123.32, Subdivision 22.

Sec. 20. [EFFECTIVE DATE.] This act is effective the day following final enactment.

H. F. No. 1605

Rod Searle

Rod Searle

Speaker of the House of Representatives.

Edward J. Gearty

Edward J. Gearty

President of the Senate.

Passed the House of Representatives this 21st day of May in the year of Our Lord one thousand nine hundred and seventy-nine.

Edward A. Burdick

Edward A. Burdick

Chief Clerk, House of Representatives.

Passed the Senate this 21st day of May in the year of Our Lord one thousand nine hundred and seventy-nine.

Patrick E. Flahaven

Patrick E. Flahaven

Secretary of the Senate.

Approved June 5, 1979

Albert H. Quie

Albert H. Quie

Governor of the State of Minnesota.

Filed June 5, 1979

Joan Anderson Growe

Joan Anderson Growe

Secretary of State.

recommendations concerning what type of sound abatement measure should be implemented for each area. The report shall also summarize the information gathered from a study of all acoustical barriers constructed in this state and shall include the following: the effect of acoustical barriers on noise levels at abutting property lines; the effect of acoustical barriers on the value of abutting real property; the opinions of abutting property owners on the effectiveness and desirability of acoustical barriers; and the advantages and disadvantages of using measures other than acoustical barriers for sound abatement.

Sec. 20. OLD GILLETTE HOSPITAL; DISPOSITION. The commissioner of administration may sell the state-owned property formerly known as the Gillette state hospital for crippled children in the manner which will realize the greatest return to the state. The sale, however, shall be made only after advertising the sale of the property and inviting sealed bids which shall be opened at the time specified and read aloud. The sale shall be made to the highest responsible bidder. The advertisement of the sale shall be made in local and national publications including but not limited to such publications as the Wall Street Journal and the New York Times. The state reserves the right to reject any and all bids.

Sec. 21. EFFECTIVE DATE. This act is effective the day following final enactment.

Approved April 5, 1978.

CHAPTER 792-H.F.No.2494

[Coded in Part]

An act relating to public improvements; authorizing the acquisition and betterment of public land and buildings and other public improvements of a capital nature with certain conditions; authorizing issuance of state building bonds; limiting capital improvements at vocational-technical schools; appropriating money; amending Minnesota Statutes 1976, Sections 121.21, Subdivision 4a; 121.214, Subdivisions 1, 3, and by adding a subdivision; 124.564; repealing Minnesota Statutes, 1977 Supplement, Sections 16.015 and 16.016.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. PUBLIC LAND AND BUILDINGS; BUILDING FUND APPROPRIATIONS. The sums set forth in the column designated "APPROPRIATIONS" are appropriated from the state building fund, or any other fund designated, to the state agencies indicated, to be expended for the acquisition and betterment of public land and buildings and other public improvements of a capital nature, as more specifically described in the following sections of this act.

SUMMARY

STATE-WIDE	$6,000,000
STATE PLANNING AGENCY	600,000
CAPITOL COMPLEX	4,215,700

DULUTH GOVERNMENT SERVICES CENTER	11,500,000
NATURAL RESOURCES	2,579,950
VETERANS HOME	984,100
EDUCATION	4,229,600
STATE UNIVERSITIES	10,188,100
COMMUNITY COLLEGES	9,362,966
UNIVERSITY OF MINNESOTA	30,233,162
MINNESOTA HISTORICAL SOCIETY	3,624,050
TRANSPORTATION	1,625,000
CORRECTIONS	4,641,209
PUBLIC WELFARE	16,850,000
STATE BUILDING CONTINGENT	200,000
BOND SALE EXPENSES	65,000
TOTAL - ALL FUNDS	$106,898,837
Building Fund	102,774,237
Vocational-Technical Building Fund	4,124,600

APPROPRIATIONS
$

Sec. 2. STATE-WIDE.

Subdivision 1. To the commissioner of administration for the purposes more specifically described in the following subdivisions of this section 6,000,000

Subd. 2. Provide access for the handicapped 4,000,000

This appropriation shall not be expended for physical remodeling wherever accessibility for the handicapped may be provided by program changes including rescheduling, relocation of classes, or other methods.

The commissioner of administration shall present a proposed work program to the chairmen of the house appropriations and senate finance committees and the council for the handicapped for review and comment prior to encumbering money for accessibility remodeling.

Subd. 3. Energy conservation 2,000,000

The appropriations in this subdivision are only for energy projects that have an estimated payback in energy savings in five years or less.

The commissioner of administration shall present a proposed work program to the chairmen of the house appropriations and senate finance committees for review and comment prior to encumbering money for energy conservation.

None of this appropriation shall be used for painting walls.

Sec. 3. STATE PLANNING AGENCY.

To the director of the state planning agency for local outdoor athletic court grants pursuant to section 4.36, subdivision 4 600,000

Sec. 4. CAPITOL COMPLEX.

To the commissioner of administration for the purposes specified in this section 4,215,700

(a) Replace surface of plaza on west side of capitol 165,600

(b) Replace roof on administration and centennial buildings 248,000

(c) Rebuild centennial east entrance to conserve energy and strengthen exterior glass wall 120,000

(d) Replace roof and sky light in the historical building 147,000

(e) Complete preliminary design and prepare working drawings for remodeling state office building including provision for additional hearing rooms for the legislature and state agencies.

The unencumbered balance of the appropriation made in Laws 1973, Chapter 778, Section 6, Subdivision 1, Clause (2) is reappropriated for this purpose.

(f) Plan for state office space needs 300,000

The commissioner of administration shall conduct studies including: A detailed analysis of the office space needs of the state of Minnesota for the next five years; the comparative economic advantages and disadvantages for the state of Minnesota of the construction, purchase or leasing of needed state office space; the economic impact of the construction, purchase or leasing of state office space in the city of St. Paul and Ramsey county; alternative locations and cost estimates for constructing a building or buildings of sufficient size to office the departments of agriculture, pollution control agency, natural resources and other state agencies presently leasing office space, and provision of adequate laboratory space, and sufficient parking facilities. The studies shall review and not duplicate previous studies and plans.

Upon completion of the studies, the commissioner of administration shall report to the chairmen of the senate finance and house appropriations committees his recommendations for meeting state office space needs and shall receive their recommendations thereon. Failure of the chairmen to make a recommendation promptly is deemed a negative recommendation.

The commissioner of administration may proceed with preliminary plans after the chairmen have made their recommendations.

The locations of proposed buildings need not be in the capitol area as defined by Minnesota Statutes 1976, Section 15.50. If any of the buildings are to be constructed within the capitol area, the capitol area architectural and planning board shall proceed in accordance with Minnesota Statutes, Section 15.50. The costs of the competition shall be paid from this appropriation.

(g) Coal power plant plans 300,000

This appropriation is available if the city of St. Paul has not notified the state by December 31, 1978 of its intention to proceed with the development of a district heating plant from which the state can purchase steam heat.

(h) Power plant chiller and extension of piping systems 872,000

(i) Rehabilitate the building at 117 University Avenue 600,000

This appropriation is added to the appropriation in Laws 1976, Chapter 348, Section 2, Subdivision 3.

(j) Acquire land and rehabilitate the building at 1246 University avenue for the bureau of criminal apprehension 1,109,000

This appropriation is added to the appropriation in Laws 1976, Chapter 348, Section 2, Subdivision 2. The paragraphs in that subdivision requiring 50 percent federal participation are cancelled.

(k) Reforest and landscape capitol area 354,100

Areas landscaped shall include the following:

Rice-University-Park-Sherburne block

Park-University-Capitol-Sherburne block

Cass Gilbert Memorial Park

South mall

State office and DOT building areas

Sec. 5. DULUTH; GOVERNMENT SERVICES CENTER.

To the commissioner of administration for the purposes specified in this section 11,500,000

(a) Working drawings 500,000

Prior to the preparation of working drawings, the commissioner of administration shall present the program and schematic plans to the chairman of the senate finance committee and the chairman of the house appropriations committee who shall make their recommendations thereon. The recommendations shall be advisory only. Failure or refusal to make a recommendation promptly shall be deemed a negative recommendation.

(b) Acquire site and construct government services center in Duluth 11,000,000

No land shall be acquired nor construction contracts solicited until the commissioner of administration has consulted with the chairman of the senate finance committee and the chairman of the house appropriations committee and obtained their recommendations which shall be advisory only.

Construction shall not commence until the state has obtained long-term commitments from political subdivisions and, if possible, federal government agencies, as tenants of the building.

The commissioner of administration is authorized to design this structure so as to provide office space by lease to other governmental units. In addition, the commissioner may lease space to commercial tenants until such time as the space is needed for state agencies or other governmental units.

The commissioner of administration shall pay real estate taxes on that portion of the government services center which is leased to private users.

Sec. 6. NATURAL RESOURCES.

To the commissioner of administration for the purposes specified in this section 2,579,950

(a) Plan for Brainerd regional and area headquarters 35,000

Consideration shall be given to incorporation of the headquarters with a consolidated government service center.

(b) Construct and equip consolidated Grand Rapids regional and area headquarters 2,148,750
(c) Construct and equip Bemidji regional shop and warehouse 252,000
(d) Construct and equip drill core library at Hibbing mineral office 144,200

Sec. 7. VETERANS HOME.

To the commissioner of administration for the veterans home 984,100

Projects and estimated costs are as follows:
(a) Replace boiler - state share 457,800
(b) Connect building 6 to new facility - with walkway - state share 52,500
(c) Convert to new voltage system - state share 64,750
(d) Renovate utility tunnels - state share 118,650
(e) Construct sewer lift station - state share 22,650
(f) Construct and equip nursing care facility at the veterans home - state share 267,750

This appropriation is added to the appropriation in Laws 1976, Chapter 348, Section 3, Subdivision 1.

Sec. 8. EDUCATION.

Subdivision 1. To the state board of education or the commissioner of administration for the purposes more specifically described in the following subdivisions of this section 4,229,600

Subd. 2. To the state board of education for post-secondary vocational-technical construction in the school districts listed in this subdivision 4,124,600

(a) School District No. 697, Eveleth 529,600

The total cost of the construction project shall not exceed $974,000, whether paid from state, local, or federal funds.

(b) School District No. 578, Pine City 500,000

The total cost of the construction project shall not exceed $1,000,000, whether paid from state, local, or federal funds.

This appropriation shall not be spent until the vocational-technical division of the department of education has investigated alternative forms of construction for the post-secondary vocational-technical construction project at School District No. 578 and has submitted the program and schematic plans to the chairman of the house appropriations committee and the chairman of the senate finance committee and the chairmen have made their recommendations thereon. The recommendations shall be advisory only. Failure or refusal to make a recommendation promptly shall be deemed a

negative recommendation.

(c) School District No. 564,
Thief River Falls 1,160,000

This appropriation shall not be spent until School District No. 564 has submitted schematic plans to the chairman of the senate finance committee and the chairman of the house appropriations committee and the chairmen have made their recommendations thereon. The recommendations shall be advisory only. Failure or refusal to make a recommendation promptly shall be deemed a negative recommendation.

The total cost of the construction shall not exceed $2,320,000, whether paid from state, local or federal funds.

(d) School District No. 181,
Brainerd 350,000

This appropriation is for construction to house programs that are presently housed in rented space. Notwithstanding the provisions of Minnesota Statutes, Section 121.912, Subdivision 1, as amended, school district No. 181 may transfer an amount not to exceed $350,000 to its capital expenditure fund for use as the local match for this construction. No state debt service aid shall ever be paid for this construction.

The total cost of the construction shall not exceed $700,000, whether paid from state, local or federal funds.

(e) School District No. 535,
Rochester 163,000

This appropriation is for construction to replace the rented garage space and to move and rebuild two greenhouses. Notwithstanding the provisions of any law to the contrary, the Rochester state hospital may give two greenhouses to school district No. 535. Notwithstanding the the provisions of Minnesota Statutes, Section 121.912, Subdivision 1, as amended, school district No. 535 may transfer an amount not to exceed $163,000 to its capital expenditure fund for use as the local match for this construction. No state debt service aid shall ever be paid for this construction.

The total cost of the construction shall not exceed $326,000, whether paid from state, local, or federal funds.

(f) School District No. 742,
St. Cloud 180,000

Notwithstanding the provisions of Minnesota Statutes, Section 121.912, Subdivision 1, as amended, school district No. 742 may use an amount not to exceed $180,000 from its capital expenditure fund for the local match for this construction. No state debt service aid shall ever be paid for this construction.

The total cost of the construction shall not exceed $360,000, whether paid from state, local or federal funds.

(g) School District No. 583,
Pipestone 560,000

The total cost of the construction project shall not exceed $1,120,000, whether paid from state, local, or federal funds.

(h) School District No. 891,
Canby 232,000

This appropriation is for constuction to house the diesel farm equipment and parts manager programs. Notwithstanding the provisions of Minnesota Statutes, Section 121.912, Subdivision 1, as amended, school district No. 891 may use an amount not to exceed $200,000 from its capital expenditure fund for use as the local match for this

construction. No state debt service aid shall ever be paid for this construction.
The total construction cost shall not exceed $432,000, whether paid from state, local or federal funds.

(i) School District No. 347,
Willmar 450,000

Notwithstanding the provisions of Minnesota Statutes, Section 121.912, Subdivision 1, as amended, school district No. 347 may transfer an amount not to exceed $225,000 to its capital expenditure fund for use as the local match for this construction. State debt service aid shall be paid only on the portion of this construction that is paid for with proceeds of local bonds.
The total cost of the construction project shall not exceed $900,000, whether paid from state, local, or federal funds.

(j) School District No. 256,
Red Wing

The district may spend up to $500,000 of money already available in its construction fund for the purpose of remodeling or constructing buildings on land donated to the district for an energy education center.
The appropriations in this subdivision are from the vocational-technical building fund.

Subd. 3. To the commissioner of administration for a fire and life safety system at the Minnesota school for the deaf 105,000

Sec. 9. STATE UNIVERSITIES.

Subdivision 1. To the commissioner of administration for the purposes more specifically described in the following subdivisions of this section		10,188,100
Subd. 2. Bemidji Campus		4,279,000
(a) Remodeling of Deputy and Sanford Halls	3,679,000	
(b) Construct receiving/warehouse building	200,000	
(c) Installation of Automated Control System	400,000	
Subd. 3. Mankato Campus		4,057,100
(a) Completion of Highland Campus Consolidation	3,600,000	
(b) Retrofit Trafton Center	207,100	
(c) Plans for Conversion to Coal Plant	250,000	
Subd. 4. Moorhead Campus		607,800
(a) Remodeling of Fine Arts Center	324,000	
(b) Rehabilitation of Windows, Installation of Elevator and Ramps - Lohmen Hall	156,000	
(c) Assessments	9,800	
(d) Plans for Conversion to Coal Plant	118,000	
Subd. 5. St. Cloud Campus		992,200
(a) Hallenbeck Addition - Planning Funds	213,000	

(b) Construct Maintenance Building 540,000
(c) Audio Visual Retrieval System 170,000
(d) Assessments 69,200
Subd. 6. Winona Campus - Land Acquisition 143,000
Subd. 7. Systemwide - O.S.H.A. Requirements 109,000

Sec. 10. COMMUNITY COLLEGES.

To the commissioner of administration to plan, construct and equip facilities at the following community colleges 9,362,966
(a) Inver Hills 2,311,000
(b) Metropolitan 3,454,250
(c) Vermillion 585,000
(d) Normandale 2,987,716
(e) Itasca 25,000

Sec. 11. UNIVERSITY OF MINNESOTA.

Subdivision 1. To the regents of the University of Minnesota for the purposes more specifically described in the following subdivisions of this section 30,233,162

Subd. 2. At the University of Minnesota Minneapolis Campus 17,589,153

(a) Preliminary Planning for Recycling East Bank Buildings 200,000

To study and prepare a report outlining the necessary remodeling and space reassignment resulting in the most effective use of existing east bank buildings.

(b) Civil/Mineral Engineering 680,000

This appropriation is for working drawings to build and equip a facility not to exceed a total cost of $17,200,000.

(c) Studio Arts remodeling 300,000
(d) Music Building 410,000

This appropriation is for working drawings to build and equip a facility not to exceed a total cost of $12,400,000.

The balance remaining in Laws 1973, Chapter 778, Section 7, Subdivision 2 (l) is reappropriated for this purpose.

(e) Remodeling of Folwell Hall 1,000,000
(f) Remodeling of Nicholson Hall 1,900,800
(g) Remodeling of Cooke Hall and Norris Gymnasium 905,267
(h) Upgrade Utility Services and Remodel Chemistry Laboratories in Smith Hall 2,400,000
(i) Theater Arts Equipment-Rarig Center 225,000
(j) Primary Electric System - Health Sciences 300,564
(k) Remodeling of Variety Club Heart Hospital, 4th floor ventilation 194,238
(l) Pollution control and Heating Plant Expansion 3,673,000
(m) Primary Electric System 556,810

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(n) Water Distribution System	202,554
(o) Sewer Separation	320,220
(p) Media equipment-Rarig Center	770,700
(q) Tree removal and replacement	100,000
(r) Upgrade for Physically Handicapped, University-wide	1,000,000
(s) O.S.H.A. Projects, University-wide	750,000
(t) Energy Retrofit, University-wide	1,500,000
(u) Energy Conservation, University-wide	200,000

The amounts in (i) and (p) are the final appropriations for the completion of those projects.

Subd. 3. At the University of Minnesota St. Paul Campus 3,083,358

(a) Vocational Education - Working Drawings	295,537
(b) Agronomy and Plant Genetics, Soil Sciences and Plant Pathology Additions - Working Drawings	574,103
(c) Completion of McNeal Hall Remodeling	170,000

(d) Veterinary medicine - Phase II

Balances remaining in appropriations made in Laws 1973, Chapter 778, Section 7, Subdivision 1, Clause (2) are available to revise the existing plans for Phase II of veterinary medicine facilities to accommodate the needs of a class of 80 entering students. Results and recommendations shall be submitted to the legislature by January 15, 1979.

(e) Maintenance and Central Storage Building	540,000
(f) Expansion of Intramural Sports Facilities	300,000
(g) Roadway project and fencing	700,000
(h) Improvement of Water Distribution	169,884
(i) St. Anthony Storm Sewer Assessment	140,334
(j) Plot land irrigation system	185,000
(k) Poultry research and teaching facility	8,500

This appropriation is to study the location for and preliminary planning of a poultry research and teaching facility at a campus or station presently owned by the university of Minnesota. The appropriation is not available until an equal amount is provided by other than state resources. A report shall be submitted to the legislature by February 15, 1979.

Subd. 4. At the University of Minnesota Duluth Campus 1,343,715

(a) Preliminary Plans and working drawings for a Business and Economics Building	50,000
(b) Remodeling of social sciences, home economics, humanities, and Alworth hall	218,292

(c) Coal Gasifier Plant - State share	643,223	
(d) Utility improvements	232,200	
(e) Water distribution system improvements	200,000	
Subd. 5. At the University of Minnesota Morris Campus		
Remodeling of Laboratory Facilities in Science Building		120,000
Subd. 6. At the University of Minnesota Crookston Campus		3,312,763
(a) Construct and equip Food Services Building	2,600,000	
(b) Physical Education Building and Outdoor Recreation areas - Working Drawings	142,763	
(c) Road and campus improvements	300,000	
(d) Heating Plant improvements	270,000	
Subd. 7. At the University of Minnesota Waseca Campus		2,737,523
(a) Construct and Equip Classroom Laboratory Building and additon to Special Purpose Laboratories	2,568,000	
(b) Heating Plant improvements	45,360	
(c) Construct and equip Greenhouse	55,163	
(d) Development of Outdoor Physical Education Facilities	69,000	
Subd. 8. At University of Minnesota Rosemount experiment station		
Feed mixing and handling facility		409,000
Subd. 9. At the University of Minnesota Northwest Experiment Station at Crookston		194,340
(a) Completion of Storm Water System	100,000	
(b) Auditorium remodeling	35,000	
(c) Field Lab building	59,340	
Subd. 10. At the University of Minnesota North Central Experiment Station at Grand Rapids		192,000
(a) Construct silo with unloader and bunk feeder	27,000	
(b) Construct and Equip Greenhouse	150,000	
The appropriation made by Laws 1976, Chapter 348, Section 6, Subdivision 7 is canceled.		
(c) Construct chemical storage facility	15,000	
Subd. 11. At the University of Minnesota West Central Experiment Station at Morris		62,000

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(a) Construct Machinery Storage Building	47,000	
(b) Construct Chemical Storage Facility	15,000	
Subd. 12. At the University of Minnesota Southern Experiment Station at Waseca		165,000
(a) Construct Shop and Farm Operations Center	150,000	
(b) Construct Chemical Storage Facility	15,000	
Subd. 13. At the University of Minnesota Southwest experiment station at Lamberton		
Resurface roadway and parking lot		16,782
Subd. 14. At the University of Minnesota Cloquet Forestry Center		105,599
(a) Remodel Dining and Kitchen Facilities	50,000	
(b) Cabin addition and remodeling	15,000	
(c) Polishing Pond for Sewage Treatment	30,240	
(d) Sewer lines	10,359	
Subd. 15. At the University of Minnesota Lake Itasca Forestry and Biological Station		78,848
(a) Construct and equip Resident Manager's House and Office	40,000	
(b) Dining Hall and Kitchen rehabilitation	38,848	
Subd. 16. At the University of Minnesota Cedar Creek Natural History Area		
Remodeling of Bio-Electronics Laboratory		42,470
Subd. 17. At the University of Minnesota Horticultural Research Center - Excelsior		87,000
(a) Chain Link Fence	65,000	
(b) Construct Pesticides Storage Facility	22,000	
Subd. 18. At the University of Minnesota Landscape Arboretum - Chaska		152,611
(a) Machine shed expansion	37,303	
(b) Sewer Connection to Chanhassen's System	115,308	
Subd. 19. At the University of Minnesota Hormel Institute at Austin		
Construct and Equip Small Animal Holding Facility		541,000
Sec. 12. MINNESOTA HISTORICAL SOCIETY. Subdivision 1. To the Minnesota historical society for the purposes more specifically described in the following subdivisions of this section		3,624,050
Subd. 2. Construct Fort Snelling		

Visitor Center		2,977,944
(a) Building design and construction supervision	207,764	
(b) Special Excavation	234,350	
(c) General Construction	1,697,130	
(d) Mechanical/Electrical	464,200	
(e) Site work	163,500	
(f) Furnishings	211,000	

Project costs shown in this subdivision are estimates only.

Federal money received pursuant to the Great River Road project formula shall be deposited in the general fund as reimbursement for this state expenditure.

Subd. 3. Restore and repair Split Rock Lighthouse		130,000
Subd. 4. Acquire and restore James J. Hill house		458,000
(a) Acquisition	250,000	

Federal money received for this project shall be deposited in the general fund as reimbursement for this state expenditure.

(b) Restoration, repairs, code compliance, and furnishings	208,000	

Sec. 13. TRANSPORTATION.

To the commissionr of transportation to construct trunk highway rest area facilities as listed below		1,625,000
Anchor Lake	575,000	
Fisher (including information center)	250,000	
Watonwan River	260,000	
Little Rock	540,000	

Project costs shown in this section are estimates only.

Sec. 14. CORRECTIONS.

To the commissioner of administration for the purposes specified in this section		4,641,209
(a) Safety and Health	1,600,000	
(b) Renovations	1,097,518	
(c) Power plants	1,050,600	

Prior to the expenditure of the $1,000,000 appropriated for the Minnesota state prison for the power plant, the departments of administration and corrections shall submit to the chairman of the senate finance committee and the chairman of the house appropriations committee a plan for the expenditure of the appropriation.

(d) General projects	893,091	

Sec. 15. PUBLIC WELFARE.

To the commissioner of administration for the purposes specified in this section		16,850,000
(a) Plan, construct and equip a 165 bed security hospital at St. Peter	8,700,000	

This appropriation includes architect fees, contingencies, and site preparation.

(b) Life safety	2,000,000	
(c) Renovation	2,700,000	

(d) Air conditioning	800,000
(e) Power plants	1,650,000
(f) General projects	1,000,000

$95,000 of this appropriation is for security remodeling for emotionally disturbed retarded residents at Minnesota Learning Center.

It is in the public interest to proceed with expedience to implement appropriations in this section at the state hospitals. Therefore, state officers in charge of construction are authorized to retain designing architects and engineers currently working on similar projects at these hospitals without complying with the provisions of Minnesota Statutes 1976, Chapter 16, insofar as they relate to selection of architects and engineers.

Sec. 16. STATE BUILDING CONTINGENT.

To the commissioner of administration for the state building contingent account 200,000

This appropriation may be spent for plans, studies and surveys, and for alterations, betterments, construction, reconstruction, improvements, or rehabilitation of any state owned building or structure, if it appears to the commissioner that the expenditure is necessary in the public interest in order to avoid injury or damage to persons or property and money has not been otherwise appropriated for these purposes. The commissioner, however, shall not authorize any expenditures from the account until he has first consulted with the chairman of the house appropriations committee and the chairman of the senate finance committee and has received their recommendations thereon. The recommendations shall be advisory only. Failure or refusal to make a recommendation promptly shall be deemed a negative recommendation.

Sec. 17. BOND SALE EXPENSES.

To the commissioner of finance for bond sale expenses pursuant to Minnesota Statutes, Sections 16A.64, Subdivision 4; and 121.215, Subdivision 3 65,000

Sec. 18. **BOND SALE; DEBT SERVICE.** Subdivision 1. To provide the money appropriated in this act from the state building fund the commissioner of finance upon request of the governor shall sell and issue bonds of the state in the amount of $102,775,000 in the manner and upon the terms prescribed by Minnesota Statutes, Sections 16A.63 to 16A.67 and by the Constitution, Article XI, Sections 4 to 7.

Subd. 2. To provide the money appropriated in this act from the vocational-technical building fund the commissioner of finance is authorized upon request of the state board of education to sell and issue vocational-technical building bonds of the state in the amount of $4,125,000 in the manner and upon the terms prescribed in Minnesota Statutes, Section 121.215 and by the Constitution, Article XI, Sections 4 to 7. The proceeds of the bonds, except as provided in Minnesota Statutes, Section 121.215, Subdivision 5, are appropriated to the vocational-technical building fund for expenditure in accordance with this act.

Sec. 19. **CONSULTATION REQUIRED.** No land shall be purchased and no buildings shall be purchased, constructed, or erected on lands of the university until the regents have first consulted with the chairman of the senate finance committee and the chairman of the house appropriations committee and obtained their recommendation,

which shall be advisory only.

Sec. 20. REVIEW OF PLANS. Neither the commissioner of administration nor the board of regents of the university of Minnesota shall prepare final plans and specifications for any building authorized by this act until the using agency or department has presented the program and schematic plans to the chairman of the house appropriations committee and the chairman of the senate finance committee and the chairmen have made their recommendations thereon. The recommendations shall be advisory only. Failure or refusal to make a recommendation promptly shall be deemed a negative recommendation.

Sec. 21. APPROPRIATIONS FOR CONSTRUCTION; TRANSFER. Upon the awarding of final contracts for the completion of any project for construction or other permanent improvement authorized by this act, the commissioner as to appropriations made to him and the regents as to appropriations made to them may transfer any unencumbered balance in the project account to any other project enumerated in the same section of the appropriation act as the project about to be completed. The money transferred pursuant to this section is appropriated for the purposes for which transferred. The commissioner of administration and the regents of the university of Minnesota shall report to the chairman of the house appropriations committee and the chairman of the senate finance committee on any transfer made pursuant to this section.

Sec. 22. APPROPRIATIONS FOR CONSTRUCTION; FEDERAL MONEY; EXCEEDING AUTHORIZED COST. The commissioner of administration, the commissioner of transportation, the director of the historical society, and the board of regents of the university of Minnesota shall apply for the maximum federal share for each capital improvement project for which money is appropriated by this act. Encumbrance or expenditure of money in excess of the project authorization shall be made only after the commissioner of administration and the board of regents have consulted with the chairman of the house appropriations committee and the chairman of the senate finance committee and the chairmen have made their recommendations thereon. The recommendations shall be advisory only. Failure or refusal to make a recommendation promptly shall be deemed a negative recommendation.

Sec. 23. METHODS OF ACQUISITION. Where money has been appropriated by this act to the commissioner of administration to acquire lands or sites for public buildings or real estate, acquisition may be by gift, purchase, or condemnation proceedings. Condemnation proceedings shall be pursuant to chapter 117.

Sec. 24. Minnesota Statutes 1976, Section 121.21, Subdivision 4a, is amended to read:

Subd. 4a. No district shall expend funds from any source for ~~construction of, additions to or expansion of facilities of~~ the acquisition or betterment of lands or buildings or for capital improvements needed for an area vocational-technical school without the approval of the state board and authorization by specific legislative act if ~~the construction, addition~~ that acquisition, betterment or ~~expansion~~ capital improvement requires the expenditure of an amount equal to or greater than $150,000, or adds more

than 1,000 gross square feet to a post-secondary vocational facility, or requires the issuance of school district bonds. No acquisition or betterment of lands or buildings or capital improvement which requires the expenditure of an amount less than $150,000 but equal to or greater than ~~$75 per pupil unit in average daily membership in the school~~ $50,000 or which changes the perimeter walls of an existing facility shall be carried out without the approval of the state board. No ~~construction, addition~~ acquisition or betterment of lands or buildings or ~~expansion~~ capital improvement which requires the expenditure of less than ~~$75 per pupil unit in average daily membership in the school and~~ $50,000, which does not change a perimeter wall and which does not require the issuance of school district bonds, shall be carried out without the approval of the commissioner of education. As used in this subdivision, the terms "acquisition" and "betterment", as applied to lands and buildings, and "capital improvement" shall have the meanings ascribed to them in Minnesota Statutes, Chapter 475, but shall not include the acquisition or betterment of machinery or equipment.

Sec. 25. Minnesota Statutes 1976, Section 121.214, Subdivision 1, is amended to read:

121.214 VOCATIONAL-TECHNICAL BUILDING FUND. Subdivision 1. PURPOSE. A vocational-technical building fund is created as a separate bookkeeping account in the general books of the state for the purpose of providing money appropriated to the state board of education for the acquisition and betterment of public land, buildings, and capital improvements needed for the area vocational-technical education program of the state; ~~as established and annually revised in the state plan for the administration of vocational education, for which the state board of education is responsible under the provisions of sections 121.21, 123.351, 124.53 to 124.62, and other applicable laws.~~

Sec. 26. Minnesota Statutes 1976, Section 121.214, Subdivision 3, is amended to read:

Subd. 3. DISBURSEMENTS. Disbursements from the fund shall be made by the state treasurer upon the order of the commissioner of finance at the times and in the amounts requested by the state board of education in accordance with the applicable appropriation acts, for grants to school districts for the acquisition and betterment of land, buildings, and capital improvements for area vocational-technical institutes. These grants shall only be made upon the conditions and in accordance with all standards and criteria; ~~and priorities~~ established in the state ~~plan~~ board rules and in the legislative act authorizing the specific post-secondary vocational facilities project.

Sec. 27. Minnesota Statutes 1976, Section 121.214, is amended by adding a subdivision to read:

Subd. 4. The purpose of this section is to change the method of funding post-secondary vocational facilities from post-secondary vocational debt service aid pursuant to section 124.564 to direct state appropriations from the vocational-technical building fund. Eighty-five percent of the cost of post-secondary vocational facilities authorized by specific legislative act after January 1, 1979 shall be financed through

appropriations from the vocational-technical building fund and 15 percent of the cost of these facilities shall be financed by the school district operating the post-secondary vocational-technical school. No local bonds shall be authorized, issued, or sold, nor shall any election be held to authorize the issuance of bonds, if the proceeds will be used to finance a project for which specific legislative approval is required, until after that specific legislative approval has been given.

Sec. 28. Minnesota Statutes 1976, Section 124.564, is amended to read:

124.564 POST-SECONDARY VOCATIONAL DEBT SERVICE AID. Subdivision 1. The state board for vocational education shall provide, for credit against the debt service levy of qualifying districts, post-secondary vocational debt service aid equal to the state portion of debt service costs. The state portion of debt service costs shall equal the amount necessary to make payments due in each school year ending June 30 with respect to qualifying bonds issued to finance post-secondary vocational facilities and interest thereon, multiplied by the average of the district's nonresident reimbursement percentage pursuant to Minnesota Statutes 1974, Section 121.21, Subdivision 5, in fiscal years ended June 30, 1973, 1974, and 1975. For purposes of the computation of debt service aid, qualifying bonds shall include only:

(a) bonds issued prior to January 1, 1978;

(b) bonds issued after January 1, 1978, to finance post-secondary vocational facilities projects which receive funds appropriated in section 8 of this act; and

(c) bonds issued at any time to refund the bonds described in (a) and (b). No district shall qualify for this post-secondary vocational debt service aid unless it has certified a levy in the total amount required by section 475.61, for collection in the calendar year in which the aid credit is to be given.

Subd. 2. There shall be no post-secondary vocational debt service aid for the state portion of debt service costs for bonds issued on or after January 1, 1978 to finance post-secondary vocational facilities and interest thereon, unless these bonds are issued to finance post-secondary vocational facilities projects which receive funds appropriated in section 8 of this act.

Subd. 3. Post-secondary vocational debt service aid shall be computed each year before October 1; ~~commencing October 1, 1976,~~ by the state board for vocational education ~~with reference to each school district bond issue financing post-secondary vocational facilities~~ as a the percentage specified in subdivision 1 of the sum of the ~~bonds~~ principal and interest ~~to~~ on qualifying bonds which will become due in the school year commencing on the following July 1.

Subd. 4. The amount for each school district shall be certified by the board on or before October 1 to the school district, and to the county auditors of all counties containing taxable property within the school district, and to the state commissioner of finance. This amount shall be deducted by the county auditors from the amount of the debt service levies of the school district to be assessed and extended against the taxable

property therein for collection in the following year, and shall be payable instead from the appropriation made by this section.

Subd. 5. The commissioner of finance shall issue to the state treasurer warrants for payment of one-half of the amount to the treasurer of the school district on or before July 15 and one-half thereof on or before November 15 in the following year, in lieu of the distributions of this amount otherwise payable by county treasurers at these times under the provisions of section 276.11.

Subd. 6. The amount ~~of $7,500,000~~ necessary is annually appropriated from the general fund to the respective districts entitled to these payments, for expenditure in fiscal years beginning with fiscal year 1978. This appropriation shall not lapse until and unless otherwise provided by law, but shall be reduced by the amount of any funds specifically appropriated for the same purpose in any year from any state fund. In the event that the appropriation is revoked in any future year, the state board for vocational education shall certify this fact to each school district theretofore entitled to an aid credit under this subdivision.

Subd. 7. The appropriation heretofore made for post-secondary vocational debt service aid payable in the school year ending June 30, 1977, is confirmed, and the board shall continue to provide for the payment of debt service aids therefrom at or before the due dates of school district bonds and interest in that school year. In addition, the state board for vocational education shall pay to districts which expended cash balances to finance the construction of new post-secondary vocational facilities and which the state board prior to May 15, 1975 agreed to repay for these expenditures the amount of the repayment specified in the agreement. Funds received in repayment shall revert to the fund of origin in the district.

Sec. 29. **REPEALER.** Minnesota Statutes, 1977 Supplement, Sections 16.015 and 16.016 are repealed.

Sec. 30. **EFFECTIVE DATE.** This act is effective the day following final enactment.

Approved April 5, 1978.

CHAPTER 793-H.F.No.2527

[Coded in Part]

An act relating to the organization and operation of state government; clarifying, supplementing, and providing for deficiencies in appropriations for the expenses of state government with certain conditions; providing for payment of claims; transferring certain duties and appropriations; shortening time for cancellation of certain drafts; clarifying campaign financing requirements; authorizing fees and special accounts in certain cases; clarifying certain salary limits; providing certain insurance benefits; eliminating preparation of insurance abstracts; requiring certain insurance coverage; authorizing use of prison industries

in railroad rehabilitation; eliminating duty of commerce commission to enforce cigarette unfair sales act; providing certain judicial branch compensation and fringe benefits; expanding membership and extending existence of advisory council on economic status of women; extending existence of legislative commission to study public broadcasting; limiting use of certain federal money by the department of education; exempting nursing home rates from certain limitations; exempting certain employees in the police department of the city of Rochester from certain requirements; appropriating money; amending Minnesota Statutes 1976, Sections 3.736, Subdivision 7; 3.98, Subdivisions 3 and 4; 10.15; 10A.02, Subdivision 1, as amended; 10A.20, Subdivision 3, as amended; 10A.27, Subdivision 4, as amended; 10.32, Subdivision 3, as amended; 16.32, Subdivision 1; 16A.128; 16A.15, Subdivision 1; 16A.60; 16A.67, Subdivision 2; 43.064; 43.12, by adding a subdivision; 60A.13, Subdivision 7; 60A.14, Subdivision 1; 62A.149, Subdivision 1; 125.183, by adding a subdivision; 136A.29, Subdivision 9; 222.50, Subdivision 3; 242.385, Subdivision 1; 299D.03, Subdivision 6; 325.74, Subdivision 1; 341.12; 480.13; and Chapter 16A, by adding sections; Minnesota Statutes, 1977 Supplement, Sections 15A.083, Subdivision 4, and by adding a subdivision; 16.125, Subdivisions 1 and 3; 16.72, Subdivision 7; 43.067, Subdivision 1; 43.42; 43.43, Subdivision 2; 120.17, Subdivision 7a; 136A.55; 139.18, Subdivision 2; 174.21; 298.28, Subdivision 1; 363.14, Subdivision 1; 473.591, Subdivision 3; 484.62; 484.68, Subdivision 6, and by adding subdivisions; amending Laws 1975, Chapter 158, Section 4; Laws 1976, Chapter 337, Sections 1, Subdivisions 2 and 4; and 4; Laws 1977, Chapter 421, Section 13, by adding a subdivision; Laws 1977, Chapter 445, Section 3, Subdivision 3;repealing Minnesota Statutes 1976, Sections 3.732, Subdivision 4; 16.171; 60A.13, Subdivisions 3 and 4; 162.19; 325.75, Subdivisions 1, 2 and 3; and 363.122.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. STATE GOVERNMENT; APPROPRIATIONS. The sums set forth in the columns designated "APPROPRIATIONS" are appropriated from the general fund, or any other fund designated, to the agencies and for the purposes specified in the following sections of this act, to be available for the fiscal years indicated for each purpose. The figures "1978", and "1979", wherever used in this act, mean that the appropriation or appropriations listed thereunder are available for the year ending June 30, 1978, or June 30, 1979, respectively.

SUMMARY BY FUND

	1978	1979	TOTAL
General	$4,224,175	$2,290,006	$6,514,181
Game and Fish	5,000		5,000
Trunk Highway		50,000	50,000
TOTAL	$4,229,175	$2,340,006	$6,569,181

	APPROPRIATIONS Available for the year Ending June 30,	
	1978	1979
	$	$
Sec. 2. LEGISLATIVE COORDINATING COMMISSION		
For the Advisory Council on Economic Status of Women		70,000

Changes or additions indicated by underline deletions by ~~strikeout~~

EXHIBIT F

STATE OF MINNESOTA
DEPARTMENT OF ADMINISTRATION
ARCHITECTURAL AND ENGINEERING DIVISION

DIVISION OF ARCHITECTURE AND ENGINEERING

CONSTRUCTION PROJECTS

STATUS REPORT

APRIL 30, 1979

PROJECT MANUAL

INDEX

Laws of 1976 - Chapter 347 - I 01, II 01, III 01, IV 01, V 01, VII 01
Laws of 1976 - Chapter 348 - I 01, II 01, III 01, IV 01-02, V 01, IX 01, X 01
Laws of 1977 - Chapter 449 - I 01, II 01
Laws of 1977 - Chapter 451 - V 02, VIII 01
Laws of 1977 - Chapter 455 - IV 02, V 02
Laws of 1978 - Chapter 554 - IX 01
Laws of 1978 - Chapter 791 - I 02, III 01, IV 03, V 02, VI 01, VII 01, VIII 01, X 01
Laws of 1978 - Chapter 792 - I 02-03, II 02,III 02-03, IV 03-05, V 03-04, VI 01, VII 01, VIII 01, IX 01, X 01-02
Laws of 1978 - Chapter 793 - VI 01
Miscellaneous Projects - FY 1979 - I 03-06, II 03-04, III 03-05, IV 05-07, V 05-06, VI 01, VIII 01, X 02-03

CAPITOL COMPLEX	Part I 1 thru 6
STATE UNIVERSITIES	Part II 1 thru 4
COMMUNITY COLLEGES	Part III 1 thru 5
PUBLIC WELFARE	Part IV 1 thru 7
CORRECTIONS	Part V 1 thru 6
EDUCATION	Part VI
TRANSPORTATION	Part VII
NATURAL RESOURCES	Part VIII
VETERANS HOME	Part IX
HISTORICAL SOCIETY	Part X
IRRRB	Part X
GOVERNORS MANSION	Part X
HEALTH	Part X
ECONOMIC SECURITY	Part X
MILITARY AFFAIRS	Part X

OVERALL
PROJECT STATUS SUMMARY
APRIL 30, 1979

	OUTSIDE CONSULTANTS		IN-HOUSE STATE STAFF	
STATUS	NUMBER	FUNDS	NUMBER	FUNDS
COMPLETED	86	17,785,640	114	2,623,295
SUBSTANTIALLY COMPLETE	31	11,533,667	21	1,460,010
UNDER CONSTRUCTION	62	55,103,672	38	2,970,500
BIDS UNDER ADVISEMENT	--	--	1	36,000
FUTURE BIDS	139	40,041,881	129	4,143,650
AWAITING REVIEW	1	95,000	7	133,000
HELD	18	7,345,300	11	211,570
CANCELLED	3	39,300	10	179,700
TOTALS	340	131,944,460	331	11,757,725

PROJECTS DONE WITH OUTSIDE CONSULTANTS	340	131,944,460
PROJECTS DONE WITH STATE STAFF	331	11,757,725
PROJECTS FOR WHCH SELECTION NOT MADE	29	17,377,985
TOTAL PROJECT WORKLOAD	700	161,080,170

LEGEND

P.....Program (Present Effort)

SD.....Schematic Design (Present Effort)

DD.....Design Development (Present Effort)

WD.....Working Drawings (Present Effort)

(1-15-79).....Estimated Bid Date

1-15-78.....Actual Bid Date

UC.....Under Construction

(8-15-79).....Estimated Substantial Completion

8-15-78..... .Actual Substantial Completion Date

OS.....On Schedule -Y (yes)
-N (no) - requires remark

BUILDING/FACILITY IDENTIFICATION

CAPITOL COMPLEX

CAP - Capitol Building
COB - Centennial Office Building
SAB - Administration Building
SOB - State Office Building
DOT - Transportation Building
HIST - Historical Society Building
VETRS - Veteran Service Building
PWR - Central Power Plant Building
CAP SQ - Capitol Square Building
MET SQ - Metro Square Office Building
117 UNIV - 117 University Ave. Building
1246 UNIV - 1246 University Ave, Building
COMPLEX - Capitol Complex Area

STATE UNIVERSITIES

BSU - Bemidji State University
MHSU - Moorhead State University
MKSU - Mankato State University
SWSU - Southwest State University
SCSU - St. Cloud State University
WSU - Winona State University

COMMUNITY COLLEGES

ARCC - Anoka Ramsey Community College
AUCC - Austin Community College
BRCC - Brainerd Community College
FFCC - Fergus Falls Community College
HICC - Hibbing Community College
IHCC - Inver Hills Community College
ITCC - Itasca Community College
LACC - Lakewood Community College
MSBCC - Mesabi Community College
METCC - Metro Community College
NLDCC - Northland Community College
NRMCC - Normandale Community College
NHCC - North Hennipen Community College
RRCC - Rainy River Community College
ROCCC - Rochester Community College
WORCC - Worthington Community College
VERCC - Vermilion Community College
WILCC - Willmar Community College

DEPARTMENT OF WELFARE

ASH - Anoka State Hospital
AGSH - Ah-Gwah-Ching Nursing Home
BSH - Brainerd State Hospital
CSH - Cambridge State Hospital
FSH - Faribault State Hospital
FFSH - Fergus Falls State Hospital
HSH - Hastings State Hospital
MLSH - Moose Lake State Hospital
OTNH - Oak Terrace Nursing Home
SPSH - St. Peter State Hospital
SEC - Minnesota Security Hospital
RSH - Rochester State Hospital

DEPARTMENT OF CORRECTIONS

MSP - Minnesota State Prison
MSRM - Minnesota State Reformatory for Men
MCIW - Minnesota Correctional Institute for Women
STSB - State Training Schjool for Boys
MHS - Minnesota Home School
MTC - Metropolitan Training Center
WRC - Willow River Camp
TFC - Thistledew Forestry Camp
SYSC - St. Croix Youth Camp

DEPARTMENT OF EDUCATION

BRAILLE - Braille & Sight Saving School
DEAF - School for the Deaf

MISCELLANEOUS

DES - Economic Security Building
DOE - Department of Education
DOR - Department of Revenue
DOF - Department of Finance
DNR - Department of Natural Resources
HEALTH - Department of Health Building
610 NR - 610 North Robert Building
671 NR - 671 North Robert Building
625 NR - 625 North Robert Building
635 NR - 635 North Robert Building
504 RC - 504 Rice Street Building
GSA - Gillette State Authority
ADM - Juvenile Treatment Center

PART I CAPITOL COMPLEX
PROJECT STATUS SUMMARY
APRIL 30, 1979

	OUTSIDE CONSULTANTS		IN-HOUSE STATE STAFF	
STATUS	NUMBER	FUNDS	NUMBER	FUNDS
COMPLETED	12	1,206,000	25	178,607
SUBSTANTIALLY COMPLETE	6	578,385	3	250,000
UNDER CONSTRUCTION	18	6,943,900	7	1,117,190
BIDS UNDER ADVISEMENT	--	--	--	--
FUTURE BIDS	10	1,510,700	21	513,944
AWAITING REVIEW	1	95,000	2	71,000
HELD	2	1,222,500	5	53,570
CANCELLED	2	9,300	2	5,000
TOTALS	51	11,565,785	65	2,189,311

PROJECTS DONE WITH OUTSIDE CONSULTANTS	51	11,565,785
PROJECTS DONE WITH STATE STAFF	65	2,189,311
PROJECTS FOR WHICH SELECTION NOT MADE	3	427,091
TOTAL PROJECT WORKLOAD	119	14,182,187

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
S OF 1976 - CHAPTER 347 - SECTION 2											
d 2: Handicapped Mod	85,000	Baker Associates	X	X	X	X	062278	X	(060479)	N	
d 3: Fire Marshal Mod	50,000	Environmental Eng	X	X	X	X	(053179)		(123179)	Y	w/1978 Ch 791 Sec 2a
d 5: COB Emr Lgt & Wn Sys	110,000	Environmental Eng	X	X	X	X	082577	X	030179	Y	supplemental work
d 6: Cap Sq-Perimeter Lks	50,000	Baker & Assoc	X	X	X	X	062278	X	040479	Y	complete
Hist Soc-Perimeter	50,000	Schwarz/Weber	X	X	X	X	112978	X	(101579)	Y	
d 7: Cap Sq Frght Elevator	40,000	Baker Associates	X	X	X	X	062278	X	040479	Y	
d 8: Improv Hist Soc Bldg	255,000	Schwarz/Weber	X	X	X	X	112978	X	(101579)	Y	
d 9: Improv Vet Serv Bldg	80,000	Baker Associates	X	X	X	X	062278	X	040479	Y	
d 11: Hyd Lift Maint Bldg	9,500	Baker Associates	X	X	X	X	062278	X	040479	Y	complete
S OF 1976 - CHAPTER 348 - SECTION 2											
d 2: 1246 Univ remodeling	1,061,000	Freerks-Sperl-Flynn	X	X	X	X	011978	X	(011581)	N	(+1,061,000 Federal funds)
d 3: 117 Univ improvements	1,300,000	Cuningham Architects	X	X	X	X	072978	X	070179)	N	
S OF 1977 - CHAPTER 451 - SECTION 5 - ADMINISTRATION											
emonial Man-Handcpd Access	10,000	Schwarz-Weber	X	X	X	X	071878	X	120178	Y	complete
t Soc Bldg-Handcpd Access	22,500	Schwarz-Weber	X	X	X					N	hold
S OF 1977 - CHAPTER 451 - SECTION 14 - PUBLIC LAND & BLDGS											
ehart Lndscp-Improv Cap Grnd	38,000	in-house	X	X	X	X	120577	X	(050179)	Y	
f Erikson M-Improv Cap Grnds	310,300	Gleeson-Schoenbaum	X	X	X	X	063078	X	111578	Y	complete
erior Sign-Improv Cap Grnds	21,000	Inter-Design	X	X	X	X	090178	X	122978	Y	complete

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1978 - CHAPTER 791 - SECTION 2											
a) Cap Complex Emergency Lght	130,000	Environmental Eng'r	X	X	X	X	(053179)		(123179)	Y	
b) DOT-Emergency Lighting	110,000	Environmental Eng'	X	X	X	X	071578		040179	Y	supplemental work
c) COB-Replace Condenser	43,600										funds trnsfrd to chill
d) DOT-Dewatering System & Elec	11,660	in-house	X	X	X		(060179)		(080179)	Y	
e) Cap-Smoke Detectors	39,000	Environmental Eng'r	X	X	X	X	(053179)		(123179)	Y	combined w/item a
f) Vets Bldg-Humidifier	11,555	in-house Plant Man	X	-	-	-	n/a				complete
g) Cap-Repair Steam Lines	98,100	in-house Plant Man									funds trnsfrd to chill
h) DOT-Humidifier	15,825	in-house Plant Man	X	-	-	-	n/a				complete
i) Cap-Rewire Chandelier	29,500	Toltz-King-Duvall	X	X	X	X	100478	X	021579	Y	complete
j) General Purpose Remodeling	125,000	in-house	X	X							
k) Remodel Rev Office Space	125,000	in-house	X	X							
l) Hist Bldg-Replc Doors	16,000	in-house	X	X							
m) Hist-Rem Curators Office	4,500	in-house	X	X	X	X	122178	X	040179	N	complete
Hist-Rem Photo Lab	61,000	in-house	X	X	X	X	n/a				awaiting response
n) Cap Refinish Golden Horses	95,000	Brooks Cavin	X	X	X	X	n/a				awaiting CAAPB approval
o) Vets Bldg-Repair Pool	22,000	in-house	X				n/a			N	
p) DOT-Ventilation Rm 159	4,700	in-house	X	X	X	X	080178	X	100178	Y	complete
q) DOT-Remodel Rm 159	4,300	in-house	X	X	X	X	103078	X	020179	Y	complete
r) DOT-Elevator Needs	6,000	Lerch-Bates	X	-	-	-	n/a	-			study report-complete
s) Surface Parking Lots Q & V	140,000	in-house	X	X	X	X	081878	X	121178	N	
t) Energy Agency Remodeling	90,000	in-house-REM	X	X	X	X	n/a	-	040179	Y	handled by REM
u) Relocate Dept of Agriculture	1,000,000	in-house-REM	X				n/a	-	(080179)	Y	handled by REM
LAWS OF 1978 - CHAPTER 792 - SECTION 2 - SUBD 2 - STATEWIDE											
COB-Handcpd Access	27,400	Drake & Sessing	X	X	X	X	021579	X	082279	Y	
Administration Bldg-Handcpd Acc	8,600	Drake & Sessing	X	X	X	X	021579	X	082279	Y	
671 N Robert-Handcpd Access	5,000	Toltz-King	X	X	X	X	n/a			Y	
Vet Serv Bldg-Handcpd Access	11,100	Drake & Sessing	X	X	X	X	021579	X	082279	Y	
625 N Robert-Handcpd Access	2,700	Toltz-King	X	X	X	X	n/a			Y	project cancelled
635 N Robert-Handcpd Access	3,700	Toltz-King	X	X	X	X				Y	
1246 University-Handcpd Access		Freerks-Sperl-Flynn	X	X	X	X	011978	X	(012280)	N	
504 & 506 Rice-Handcpd Access	6.600	Toltz-King									
500 Rice-Handcpd Access		Toltz-King	X	X	X	X	n/a			Y	

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
WS OF 1978 - CHAPTER 792 - SECTION 2 - SUBD 2 - STATEWIDE											
AP-Handcpd Access	10,400	Toltz-King	X	X	X	X	n/a			Y	
O N R-Handcpd Access	6,600	Toltz-King	X	X	X	X	041579				project cancelled
DT-Handcpd Access	12,100	Drake & Sessing	X	X	X	X	021579	X	082279	Y	process of award
P SQ-Handcpd Access	20,000	Drake & Sessing	X	X	X	X	021579	X	082279	Y	process of award
WS OF 1978 - CHAPTER 792 - SECTION 4											
CAP-Resurface W Plaza	165,600	Brooks Cavin	X	X	X	X	072078	X	111578	Y	complete evaluate lea
COB-Replc Roof	192,000	Drake-Sessing	X	X	X	X	072778	X	123178	Y	complete
SAB-Replc Roof	56,000	Drake-Sessing	X	X	X	X	051978	X	082678	Y	complete
COB-Rebuild E Entrance	120,000	Drake-Sessing	X	X	X	X	092778	X	063079	Y	
HIST-Roof & Skylite Rplcmnt	200,000	Schwarz/Weber	X	X	X	X	112978	X	(100179)	Y	
SOB-Prelim Design & WD	1,200,000	Rafferty Rafferty	X	X							hold
State Office Needs Study	300,000	FSC/Hodne-Stageberg	X				n/a	-	(093079)		
Coal Power Plant Plans	300,000										hold-Plnt Man advises
Power Plant Chiller	872,000	Gausman & Moore	X	X	X	X	012579	X	091279	Y	
Remodel 117 Univ	1,300,000	Cuningham Arch	X	X	X	X	062978	X	(071579)	N	delayed - 3rd flr cols
Remodel 1246 Univ	1,109,000	Freerks/Sperl/Flynn	X	X	X	X	011978	X	(022281)	N	delayed-lack of concrete
Reforest & Lndscp Cap Area:	329,100	Kiley-Tyndal-Walker	X	X	-	-	n/a	-			schematics-complete
		in-house			X	X	082578	X	111578	Y	Phase I-complete
Ford Block-Demol Serv Stat	25,000	in-house	X	X	X	X					hold til Spring '79
117 Univ-2nd Flr SAO Study		in-house	X	X							
Y 1979 - MISCELLANEOUS PROJECTS											
ATE CAPITOL BUILDING:											
vernor's Reception Area	no est	in-house	X								hold
terior Restoration	12,000	Brooks Cavin	X	X	X						
fice Remodeling	4,300	in-house	X	X	X	X	062978	X			
vernor Suite	10,000	in-house	X	X							submitted for approv
ilet Remodeling Rm 211F	32,091										

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
F Y 1979 - MISCELLANEOUS PROJECTS											
State Capitol Building: (continued)											
Remod Att Gen Rms 103F & 104	20,600	in-house	X	X	X	X	101378	X	010779	Y	complete
Move Secy Senate Counter		in-house	X	X	X						drawing submitted/hold
Tunnel Remodeling	31,000										funds to chiller plant
Evergreen Irrig South Entrance	1,000	in-house	X	X							abandoned
[redacted]terior Restoration	182,685	Brooks-Cavin	X	X	X	X	090778	X	040179	Y	
House of Rep Gallery Seats	95,000										hold
Cafeteria Exhaust Hood	1,000	in-house	X	X	X	X	050178	X	070078	Y	complete
Cap-A/C Rm G-2	3,000	in-house	X	X	X	X	112078	X	120278	Y	complete
Capitol Square Building:											
Remod Rm 614	2,000	in-house	X	X	X	X	070778	X	083178	Y	complete
Storage Rm Exit	50,134	in-house	X	X	X	X	(051579)				
Evacuation & Warning System	40,000	Ericksen/Ellison	X	X	X	X	110678	X	(050179)	Y	
HECB Office Remodel	104,000	Stanley Fishman	X	X	X	X	041379			N	rebid award process
DOE-Remod Fls 5,6, & 7	16,570	in-house	X	X	X	X	080878	X	122378	N	awaiting reloc Library
DOE-Remod Rms 807,803-5,670-1	12,000	in-house	X	X	X	X	051678	X	120278	N	hold 8th Fl per DOE
DOE-Remd Rms 408,617,751, & LL9	28,500	in-house	X	X	X	X	083078	X	122978	Y	complete
DOE-Remod Rm 802	2,500	in-house	X	X	X	X	020178	X	070078	Y	complete
DOE-Remote Printer Elec Service	4,000	in-house	X	X	X	X	022079	X			complete
DOE-Remod 5th & 9th Flrs	65,000	in-house	X	X	X	X	022879	X	(061579)	N	review-revisions
[redacted]stall Humidifiers	20,000	in-house	X	X	X		(053179)				
Rewire 7th Floor	4,300	in-house	X	X	X	X	022079	X	041579	Y	complete
State Office Building:	1,200,000	R R M & L	X	X							planning
Rm 49-Sciene & Technology Remod	1,000	in-house	X	X	-	-	013179	X	021579	N	complete
Administration Building:											
Rm G21 Office Landscape	5,000	in-house	X	X	X	X	(051579)				
Plaza Leaks	12,000	in-house	X								
Balance Ventilation System	7,890	in-house	X	X	X	X	110978	X	(051579)	N	
Enlarge Grnd Flr Toilet Rooms	10,000	in-house	X	X							

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
Y 1979 - MISCELLANEOUS PROJECTS											
entennial Bldg:											
emod Rm 190-A	2,000	in-house	X	X	X	X	011378	X		N	contr not cont. on job
abinets-2nd Flr	5,000	in-house	X	X	X	X	062078	X	121578	Y	complete
omputer Rm A/C	27,000	Michaud-Cooley	X	X	X	X	061578	X	092278	Y	complete
ew Computer Feeder	20,000	in-house	X	X	X	X	091578	X	100178	Y	complete
eplace Ramp Doors	11,300	in-house	X	X	X	X	120977	X	101578	Y	complete
W-Remod 4th Flr	4,700	in-house by DPW	X								
R-Remod Commissioner's Office	4,000	in-house	X	X	X						project cancelled
n 150 DOR-Sound Partition	1,800	in-house	X								
ansportation Bldg:											
odification of Rm 818		in-house	X	X	X	X	082178	X			complete
emod Rm 211 Door	1,400	in-house	X	X	X	X	062778	X	102478	Y	complete
rridor Doors G-23 & B-26B	2,100	in-house	X	X	X	X	062778	X	010179	Y	complete-G-23 only
ilet Remodeling	55,700	Toltz-King	X	X	X	X	101978	X	030179	Y	
emodel Rm 211	4,500	in-house	X	X	-	-	n/a				complete
om B20 Sprinklers	4,000	in-house	X	X	X	X	032378	X	070078	Y	complete
C Rm 707	15,000	in-house	X	X	X	X	091278	X	122278	Y	complete
om 826-Suspended Ceiling Est	1,500	in-house	X	X			053179				
ntral Motor Pool:											
rking Lot-Jackson St	45,000	in-house	X	X	X	X	051579				rebid
ntral Stores:											
ading Dock Adjustment	3,000	in-house	X	X	X	X	n/a				complete
ntral Power Plant:											
pair Capacitor Bank	4,000	in-house	X	X	X	X	n/a				complete
l Tank Piping replacement	34,650	in-house	X	X	X	X	043079		073079		complete
lden Bldg:											
molition	46,389	in-house	X	X	X	X	102378	X	060479	Y	
ndscape Corner Lot	8,000	in-house	X	X	X		n/a				

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
F Y 1979 - MISCELLANEOUS PROJECTS											
Complex Grounds:											
Replace Sidewalks	20,000	in-house	X	X	X	X	071478	X	102078	N	weather conditions
Master Site Plan Update	-	in-house	X	X	X	X	n/a	-	-		drawings only
[illegible]6 University:											
BCA Furniture Design Layout	15,000	in-house	X								
500 Rice Street:											
Insulate Exterior Walls	6,500	in house	X		-	-	n/a	-			estimate only

PART II STATE UNIVERSITIES
PROJECT STATUS SUMMARY
APRIL 30, 1979

	OUTSIDE CONSULTANTS		IN-HOUSE STATE STAFF	
STATUS	NUMBER	FUNDS	NUMBER	FUNDS
COMPLETED	9	1,036,000	15	552,434
SUBSTANTIALLY COMPLETE	5	3,831,470	3	11,000
UNDER CONSTRUCTION	11	17,803,970	8	133,002
BIDS UNDER ADVISEMENT	--	--	--	--
FUTURE BIDS	12	2,096,500	28	494,973
AWAITING REVIEW	--	--	--	--
HELD	8	828,000	3	97,500
CANCELLED	--	--	2	21,500
TOTALS	45	25,595,940	59	1,310,409

PROJECTS DONE WITH OUTSIDE CONSULTANTS	45	.....	25,595,940
PROJECTS DONE WITH STATE STAFF	59	.....	1,310,409
PROJECTS FOR WHICH SELECTION NOT MADE	3	.....	486,100
TOTAL PROJECT WORKLOAD	107	....	27,392,449

DIVISION OF ARCHITECTURE AND ENGINEERING
PROJECT STATUS REPORT

STATE UNIVERSITIES

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1976 - CHAPTER 347 - SECTION 3 - SUBD 2											
BSU-Boiler Repair	285,000	Gausman & Moore	X	X	X	X	092777	X	(090179)	Y	supplemental work
WSU-Roof Repair Pasteur Hall	65,000	W Smith	X	X	X	X	051679				hold test for moisture
MHSU-Tennis Ct	72,000	Robert Roberts	X	X	X	X	061577	X	120277	N	hold supplement work
MHSU-Track	115,000	Robert Roberts	X	X	X	X	061577	X	120277	N	hold supplement work
SCSU-Coal Boiler	60,000	Orr Schelen	X	X			n/a				plans and specs only
LAWS OF 1976 - CHAPTER 348 - SECTION 4											
Subd 2: Moorhead-Art Center	2,414,000	Walter Butler Co.	X	X	X	X	011178	X	100178	Y	supplemental work
Subd 3a: Bemidji-Hickory Hall	1,077,470	Griswold & Rauma	X	X	X	X	070477	X	070178	N	delivery problems
Subd 4: Preliminary Plans- Deputy & Sanford Halls	178,000	Griswold & Rauma	X	X	X	X	n/a				planning complete
Subd 5a: Mankato Campus Consol:	8,900,000										
Remodel Valley PE		Architectural All	X	X	X	X	020978	X	101879	Y	
Const Gen Purpose Bldg		Architectural All	X	X	X	X	020978	X	101879	Y	
Maint Bldg		Architectural All	X	X	X	X	020978	X	101879	Y	
Remod Wilson Lab		Architectural All	X	X	X	X	020978	X	101879	Y	
Remod Trafton Hall		Architectural All	X	X	X	X	020978	X	101879	Y	
PE Addition		Architectural All	X	X	X	X	020978	X	101879	Y	
Subd 6: Constr of Maint Bldgs:											
Bemidji Univ	245,000	Hodne/Stageberg	X	X	X	X	032378	X	010179	Y	complete
Winona Univ	245,000	Trossen & Wright	X	X	X	X	060177	X	021678	N	complete
Moorhead Univ	310,000	Dickey/Kodet	X	X	X	X	051178	X	010179	N	
LAWS OF 1977 - CHAPTER 449 - SECTION 4											
Subd 4: Repairs & Betterment											
a. Wilson Sch-Window Repl		Wick-Kagermeier-Skaar	X	X	X	X	092178				hold: lack of funds
b. Nelson Hall-Roof Repr		Wick-Kagermeier-Skaar	X	X	X	X	101878	X	020579	Y	
c. Memorial Lib-Emer Ltg		Wick-Kagermeier-Skaar	X	X	X	X	092178				hold: lack of funds
d. Armstrong Hall-Wilson Sch Classroom Retrftng		Wick-Kagermeier-Skaar	X	X	X	X	092178	X	030579	Y	complete

DIVISION OF ARCHITECTURE AND ENGINEERING
PROJECT STATUS REPORT

STATE UNIVERSITIES

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1978 - CHAPTER 792 - SECTION 2											
Subd 2:											
BSU	64,900	Architects 2	X	X							
[redacted]	34,650	Wick-Kagermeier	X	X	X	X					
MSU	136,180	Foss-Englestad-Foss	X	X	X	X	042679				
SCSU	260,370	Pauly-Olson	X	X							
WSU	72,380	In house	X								consult being selected
Subd 3:											
s) BSU - Energy Retrofit	203,000	Foster-Jacobs & J	X	X	X	X	(051779)		(101079)		
- Energy Retrofit	27,900	Oftedahl - Locke	X	X	X	X	042579		(111079)		Part of Auto Control P
LAWS OF 1978 - CHAPTER 792 - SECTION 9											
Subd 2: Bemidji:											
a) Remod Sanford & Deputy Halls	3,679,000	Griswold & Rauma	X	X	X	X	082478	X	(040180)	Y	
b) Construct Receiving/Wrhs	200,000	Architects II	X	X	X	X	050379				
c) Automated Control System	262,500	Oftedahl-Locke	X	X	X	X	042579	X	(111079)		
[redacted]d 3: Mankato											
a) Completion of Consolidation	3,600,000	Architectural All	X	X	X	X	020978	X	101879	Y	
b) Retrofit Trafton Cntr	207,100										
c) Plans-Conversion to Coal	250,000	Orr, Schelen, Mayeron	X	X			n/a			Y	Hold per Legislature
Subd 4: Moorhead:											
a) Remodel Fine Arts Center	324,000	Foss-Engelstad-Foss	X	X	X	X	032279				
b) Rehab Lommen Hall	156,000	Foss-Engelstad-Foss	X	X	X	X	042679				
d) Conversion to Coal-Plans	118,000	Gausman & Moore	X	X			n/a			Y	Hold per Legislatives
Subd 5: St. Cloud											
a) Plans-Halenbeck Hall Add	213,000	Sovik-Mathre	X	X	X	X					Hold for additional fu
b) Maintenance Bldg	540,000	Pauly-Olson	X	X							New site
c) A/V Retrieval System	170,000										
Subd 7: SWSU OSHA Remodeling	109,000										
SWSU-Belt Guards	5,000	in-house	X							Y	Instit. to furnish AHU

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1979 - MISCELLANEOUS PROJECTS											
Bemidji University:											
Remod Deputy & Sanford Halls	120,000	Griswold-Rauma	X	X	X	X	N A	X			Planning complete
Hickory Hall Remod	1,077,470	Griswold-Rauma	X	X	X	X	071477	X	060678	N	project over run
Reroof Stattgast Hall	57,500	in-house	X	X	X	X	063079				hold for add'tl funds
Swimming Pool Modifications	55,000	in-house	X	X	X	X		X	081578	Y	complete
Rewire Educational Art	30,000	in-house	X	X	X	X	101678	X	011579	Y	complete
Install New Scoreboard	5,000	in-house	X	X	X	X	101178		121578	Y	complete
Remod Rm 310-Sattgast Hall	6,500	in-house	X	X	X	X	102078	X	031879		complete
Glass Fieldhouse-Dasher Bd Rpr	11,000	in-house	X	X	X	X	102378	X	032179	Y	
Ed-Arts Repr Glass Block	15,000	in-house	X								project cancelled
Memorial Hall-Clerestory Repr	6,500	in-house	X								project cancelled
Reroof Bridgeman Hall	38,400	in-house	X	X	X	X	020279	X	070279	Y	
Sattgast Hall-Brick Repair	5,000	in-house	X				(061579)				
Tunnel Waterproofing	5,000	in-house	X				(061579)				
Clark Lib-Caulk Ext Frames	7,000	in-house	X				(061579)				
Ed-Arts Bldg-Remod Rm 200	60,000	in-house	X	X	X	X	051579				
Sattgast Hall-Repair Lab Benches	12,000	in-house	X								
St. Cloud University:											
PE Bldg Vestibule	16,000	in-house	X	X	X	X	080178				
New Computer Feeder	6,000	in-house	X	X	X	X	021578	X	082078	Y	complete
New Sillcock Line	3,500	in-house	X	X	X	X	052578				
NSP Demolition	250,000	in-house	X	X	X	X	042778	X	101678	Y	complete
Reroof Fine Arts Bldg	21,102	in-house	X	X	X	X	083078	X	(060979)	N	weather conditions
Parking Lot	45,000	in-house	X	X	X	X	080178	X	081578		complete
Dimmer System	16,000	in-house	X	X	X	X	073077	X	120178	N	complete
Halenbeck Hall-Vestibules	16,000	in-house	X	X	X	X	082978	X	010179	Y	complete
Atwood Center-Remove Steps	3,000	in-house	X	X	X	X	122878	X			
Headley Hall-Air Purification	9,000	in-house	X				n/a		n/a		by Univ staff
Riverview-Rerf & Clean Seal Wal	18,000	in-house	X	X	X	X	111478	X	(061379)	Y	
Brown Hall-Clean & Seal Walls	6,500	in-house	X	X	X	X	111478	X	(061379)	Y	
Steam & Water Lines	15,066	in-house	X	X	X	X	082277	X	070078	Y	complete
Master Landscape Plan	-	in-house	X	X			n/a		030179		drawings only
Fine Arts-Catwalks	19,987	in-house	X	X	X	X	101178	X	030579		complete
Brown Hall-Ext Renovation	5,000	in-house	X	X	X	X	030779		061379		
Blow Down Economizer	20,000	in-house	X	X	X	X	051879				

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1979 - MISCELLANEOUS PROJECTS											
Mankato University:											
Misc R & B Projects	70,000	Kagermeier-Skaar	X	X	X	X	041578	X			complete
Armstrong Window Replacement	34,000	Kagermeier-Skaar	X	X	X	X	040878	X			complete
Library Roof Repairs	52,000	Kagermeier-Skaar	X	X	X	X	070878	X			complete
Armstrong/Trafton Remod	92,000	Kagermeier/Skaar	X	X	X	X	062378	X	111578		complete
Trafton Blow-out Panel	2,000	in-house	X	X	X	X	n/a				by University staff
1979 misc R & B Projects	89,500	Wick-Kagermeier-Skaar	X								
Master Landscape Plan	-	in-house	X	X			n/a		020179		drawings only
Nelson OSHA Remodeling	1,000	in-house	X								
Armstrong OSH Remodeling	500	in-house	X								
Steam Drain Offices	26,000	in-house	X	X			(052579)				
Moorhead University:											
Nemzek Hall Transformer	20,000	in-house	X	X	X	X	080377	X	083178	Y	complete
Performing Arts Transformer	20,000	in-house	X	X	X	X	100578	X	(063179)	Y	
Library Transformer	12,000	in-house	X	X	X	X	030679		(103179)	Y	
Power Plant Transformer	15,000	in-house	X								hold
Lommen Hall Window Replacement	75,000	in-house	X								
Southwest University:											
Solar Heating	30,000	Stegner-Hendrickson	X	X	X	X	n/a		043079		drawings only
PE Bldg-Repr Steps & Courtyard	9,593	in-house	X	X	X	X	052279				
Fine Arts-Install Humidifiers	6,000	in-house	X	X	X	X	(051879)		(091079)		
7 Bldg Recaulking Study & Est	-	in-house	X								
ILC-Auto Fire Extinguishing Sys	14,000	in-house	X	X	X	X	042179	X	(081579)		Rebid 2nd time
Post Office Remodeling	Est	in-house	X								
Machine Shop Wheel Chair Lift	4,000	in-house	X								

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1979 - MISCELLANEOUS PROJECTS											
Kirona University:											
Lab School Remod	30,000	in-house	X	X	X	X	041878	X	091878	Y	complete
Handicapped Elevator	25,000	in-house	X	X	X						hold
Photo Lab Ventilation	12,000	in-house	X	X	X	X	022379	X	(061579)	N	Institution Apprv'l Rec'
A/C Somsen Hall	15,000	in-house	X	X	X	X	060678	X	122378	Y	complete
F/A Somsen Hall	6,000	in-house	X	X	X	X	(063079)				
Undergrnd Steamline Repair	22,881	in-house	X	X	X	X	102078	X	010179	N	complete
Phelps Hall-Eaves & Downspouts	15,000	in-house	X	X							
Mark Street Parking Lot	65,000	in-house	X								
Chiller Repairs	43,000	in-house	X	X	X	X	(051079)		(091579)		
Steam Drain Orifices	10,000	in-house	X				n/a				

PART III COMMUNITY COLLEGES
PROJECT STATUS SUMMARY
APRIL 30, 1979

	OUTSIDE CONSULTANTS		IN-HOUSE STATE STAFF	
STATUS	NUMBER	FUNDS	NUMBER	FUNDS
COMPLETED	9	3,046,070	14	215,809
SUBSTANTIALLY COMPLETE	4	1,345,562	5	196,210
UNDER CONSTRUCTION	1	23,000	2	272,200
BIDS UNDER ADVISEMENT	--	--	1	36,000
FUTURE BIDS	40	11,587,772	18	268,794
AWAITING REVIEW	--	--	5	62,000
HELD	--	--	--	--
CANCELLED	--	--	1	95,000
TOTALS	54	16,002,404	46	1,146,013

PROJECTS DONE WITH OUTSIDE CONSULTANTS	54	16,002,404
PROJECTS DONE WITH STATE STAFF	46	1,146,013
PROJECTS FOR WHICH SELECTION NOT MADE	1	7,400
TOTAL PROJECT WORKLOAD	101	17,155,817

COMMUNITY COLLEGES

ITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
NS OF 1976 - CHAPTER 347 - SECTION 4											
kewood-leaking wall repair	15,001	in-house	X	X	X	X	041378	X	081178	Y	complete
kewood Remod Lib & Admin Off	51,500	Myers & Bennett	X	X	X	X	060178	X	013179	N	
tropolitan site work	259,227	Ellerbe	X	X							orig agreement cancelled
Demolition	57,210	in-house	X	X	X	X	050278	X	101978	N	insur expiree-Bond Co assum
e Covering	2,909	in-house	X	X	X	X	062178	X	070078	Y	complete
NS OF 1976 - CHAPTER 348 - SECTION 5											
d 1:											
ro CC prelim plan	50,000	Bentz/Thompson	X	X	-	-	N A		080568		final report complete
kewood CC	2,497,870	Myers & Bennett	X	X	X	X	080277	X	080178	Y	compmete
ny River CC	253,000	Architects 2	X	X	X	X	050577	X	080178	Y	complete
NS OF 1976 - CHAPTER 348 - RECTION 11 - BUILDING CONTINGENCY REPOST											
hester C C-Emergency Repairs	40,000	Pieper-Richmond	X	X	X	X	110377	X	061278	Y	complete
NS OF 1978 - CHAPTER 791 - SECTION 6											
d Repr Lndscp Remod & Maint:											
lennepin Remnd & Exp'nd Parking Areas	200,000	Schoell & Madson	X	X	X	X	072168	X	092278	N	delivery delays
hester Remod & Expnd Prkg	170,424	Peiper Richmond	X	X			011579		(060179)	Y	testing & survey done
mandale Repr Prkg Surface	43,200	Schoell & Madson	X	X	X	X	082078	X	101978	Y	complete
ny River-Repr Rds & Prkg	95,000	in-house	X	X	-	-					project cancelled

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1978 - CHAPTER 792 - SECTION 2 - STATEWIDE											
Subd 2: Handicapped Access											
Anoka C C	19,894	in-house	X	X	X		(060479)				
Austin C C	9,800	Pieper-Richmond	X								
Brainerd C C	8,800	Stegner-Hendrickson	X								
Fergus Falls C C	36,900	Traynor-Hermanson	X								
Hibbing C C	40,750	Robert Sandberg	X								
Inver Hills C C	25,050	in-house	X	X	X		(060479)				
Itasca C C	32,880	Architects IV	X								
Mesabi C C	8,500	Architects IV	X								
Metropolitan C C	23,200	in-house	X	X	X		(051579)				
Normandale C C	21,300	in-house	X	X	X		(051579)				
No Hennepin	7,850	in-house	X	X	X		(060479)				
Northland C C	7,400										consult being selected
Rainy River C C	1,600	D E Stanius	X								
Rochester C C	86,700	Pieper Richmond	X								
Vermilion C C	600	D E Stanius	X								
Willmar C C	51,100	Traynor-Hermanson									
Worthington C C	17,015	Stegner-Hendrickson	X								
Subd 3: Energy Conservation											
Anoka Ramsey C C	95,878	Environmental Eng'r	X				(060179)		(110979)		
Austin C C	19,901	Rieke-Carrol-Mueller	X				(060179)		(110979)		
Brainerd C C	31,134	Oftedahl-Locke	X				(060179)		(110979)		
Fergus Falls C C	14,028	Oftedahl-Locke	X				(060179)		(110979)		
Hibbing C C	46,450	Oftedahl-Locke	X				(060179)		(110979)		
Inver Hills C C	61,830	Environmental Eng'r	X				(060179)		(110979)		
Itasca C C	38,386	Oftedahl-Locke	X				(060779)		(110979)		
Lakewood C C	256,722	Ericksen-Ellison	X				(060179)		(110979)		
Mesabi C C	50,623	Oftedahl-Locke	X	X	X	X	063078	X	011079	Y	complete
New Gym Light Retrofit	8,400	in-house									

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1978 - CHAPTER 792 - SECTION 2-STATEWIDE											
Subd 3: Energy Conservation											
Metropolitan C C	2,705	Environmental Eng'r	X				(060179)		(110979)		
Normandale C C	66,725	Environmental Eng'r	X				(060179)		(110979)		
Northland C C	5,146	Oftedahl-Locke	X				(060179)		(110979)		
North Hennepin C C	73,165	Environmental Eng'r	X				(060179)		(110979)		
Rainy River C C	14,011	Oftedahl-Locke	X				(060179)		(110979)		
Rochester C C	53,682	Rieke-Carrol-Mueller	X				(060179)		(110979)		
Willmar C C	1,443	Rieke-Carrol-Mueller	X				(060179)		(110979)		
Worthington C C	16,746	Rieke-Carrol-Mueller	X				(060179)		(110979)		
Vermilion C C	4,315	Oftedahl-Locke	X				(060179)		(110979)		
Comm College Auto Center	15,000	O D Billings	X				n/a		n/a		study & report
LAWS OF 1978 - CHAPTER 792 - SECTION 10											
Inver Hills Constr & Equip	2,311,000	Griswold & Rauma	X	X	X	X	040679			Y	
Metropolitan Constr & Equip	3,454,250	Bentz/Thompson	X	X	X	X	010479			Y	one bridge
Vermilion Constr & Equip	585,000	Architectural Res	X	X	X	X	092778				(+270,000 from IRRB)
Normandale Constr & Equip	2,987,716	Armstrong-Torseth	X	X	X	X	031079			Y	
Itasca Constr & Equip	25,000	Val Michelson	X	X	-	-	n/a	-	-	Y	study only-complete
F Y 1979 - MISCELLANEOUS PROJECTS											
ARCC-Reroof Fine Arts Bldg	20,000	in-house	X	X	X	X	100478	X	122279	Y	complete
ARCC-Site Work	420,000	Wehrman-Chapman Assoc	X	X			021579				
ARCC-Ramp Repairs	23,000	Griswold-Rauma	X	X	X	X	051777	X		N	bonding co take over
AUCC-Sign Exterior	25,500	in-house	X	X	X	X	062378	X	021579	N	time extensn requested
AUCC-Exterior Sign	15,000	S/H/McNutt	X	X	X	X	062777	X	070078	Y	complete
BCC-Parking Lot Dev	49,000	in-house	X	X	X	X	041879				rebid-too high
HCC-Planetarium	1,049,062	Sandberg	X	X	X	X	111077	X	040779	N	delivery delays
HCC-A/C Unit New Feeders	2,500	in-house	X	X	X	X	043079		051579	Y	
HCC-Roof Eave Ice Removal	5,000	in-house	X	X							

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
F Y 1979 - MISCELLANEOUS PROJECTS											
ITCC-Raquetball Courts	50,000	in-house	X	X	X						awaiting CCB response
ITCC-Athletic Fields	45,000	Robert Y. Sandberg	X	X	X	X	101577	X	091278	Y	
ITCC-Directories	3,000	in-house	X	X	X	X					awaiting CCB response
ITCC-Art Lab Remodeling	8,900	in-house	X	X	X	X	020878	X	083178	Y	
ITCC-Library Remodeling	10,000	in-house	X	X	X	X	030179		041579		
LCC-Landscape Plan Phase V	130,000	Myers-Bennett	X	X	X	X	021579				
LCC-Parking Lot Lighting Repr	3,000	in-house	X	X	X	X		X			complete
LCC-Entry Road	43,000	DOT	X	X	X	X	052678	X			
LCC-New Electric Service	10,000	in-house	X	X	X	X	052378	X	071578	Y	complete
LCC-Stairway Plantings, etc	4,000	in-house	X	X	X	X	030378	X	070078	Y	complete
LCC-Roadway Lighting	4,000	in-house	X	X			(071579)		(093079)	Y	redesign
LCC-Master Plan Update	-	in-house	X	X							drawings only
MSBCC-Handicap Prking & Sitewrk	92,620	Architect IV	X				031579				
NRMCC-Re-roof Phase IV	50,000	in-house	X	X	X	X	050378	X	073078	Y	complete
NRMCC-Stage Storage Mezzanine	25,000	in-house	X	X	X	X	120178		051779		
NRMCC-Parking Lot Tree Placemnt	6,000	in-house	X	X	X	X	101678	X	111378	Y	complete
NRMCC-Interior Water Damage	6,000	in-house	X	X	X	X	040478	Y	070078	Y	complete
NRMCC-Fireplace Draft Fan	1,000	in-house	X								
NRMCC-Kiln Exhaust Remodeling	1,000	in-house	X								
NRMCC-Gym Reroofing	5,000	in-house	X								
NHCC-Student Center Moisture	15,000	M/W/A									under investigation
NHCC-Berms & Dredging	17,000	in-house	X	X	X	X	090277	X			complete
NHCC-Irrigaton System	30,000	in-house	X				040179				
NLCC-Vehicle Storage	30,000	in-house	X	X	X	X	011178	X	080978		complete
NLCC-Directories	3,000	in-house	X	X	X	X					awaiting CCB response
NLCC-Athltc Field Fncng & Gates	3,000	in-house	X								estimate $4,100

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
Y 1979 - MISCELLANEOUS PROJECTS											
RCC-Strge & Mntnce Addtn	20,000	Architects 2	X	X	X	X	050577	X	031578		complete
RCC-Re-roof	94,600	in-house	X	X	X	X	081078	X	012979	Y	
ochCC-Remodel Room 205	8,500	in-house	X	X	X	X	021678	X	123178	Y	completed
ochCC-Remod Food Service	10,000	in-house	X	X	X	X					awaiting req
ochCC- Reroof	102,000	Pieper/Richmond	X	X	X	X	110377	X	070078	Y	complete
erCC-Directories	3,000	in-house	X	X	X						awaiting C C B respo
erCC-Storage Building	36,000	in-house	X	X	X	X	100178				awaiting req
ilCC-Vehicle Storage Bldg	35,000	in-house	X	X	X	X	050278	X	100578	N	complete
ilCC-Directories	3,000	in-house	X	X	X						awaiting C C B response
orCC-Site Development & Court	229,200	in-house	X	X	X	X	031478	X	060179	Y	

PART IV PUBLIC WELFARE
PROJECT STATUS SUMMARY
APRIL 30, 1979

	OUTSIDE CONSULTANTS		IN-HOUSE STATE STAFF	
STATUS	NUMBER	FUNDS	NUMBER	FUNDS
COMPLETED	34	8,671,370	32	895,495
SUBSTANTIALLY COMPLETE	9	4,193,000	2	130,000
UNDER CONSTRUCTION	18	4,681,712	7	570,450
BIDS UNDER ADVISEMENT	--	--	--	--
FUTURE BIDS	34	13,316,791	13	804,818
AWAITING REVIEW	--	--	--	--
HELD	1	-	2	28,500
CANCELLED	-	30,000	1	8,000
TOTALS	97	31,207,873	57	2,437,263

PROJECTS DONE WITH OUTSIDE CONSULTANTS	97	31,207,873
PROJECTS DONE WITH STATE STAFF	57	2,437,263
PROJECTS FOR WHICH SELECTION NOT MADE	--	--
TOTAL PROJECT WORKLOAD	154	33,645,136

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1976 - CHAPTER 347 - SECTION 7											
Subd 2: ASH-Plnt Repr & Renvtn	262,000	Horty Elving	X	X	X	X	102778	X	082978	Y	complete
BSH-Plnt Repr & Renvtn	58,000	Rafferty-Rafferty	X	X	X	X	083177	X	110278	N	partially complete
CSH-Plnt Repr & Renvtn	130,000	Robert Hanson	X	X	X	X	020278	X	122578	Y	complete
FSH-Plnt Repr & Renvtn	15,000	David T. Runyon	X	X	X	X	090177	X	111578	Y	
FFSH-Plnt Rpr & Renvtn	25,000	Roger Keiser	X	X	X	X	090977	X	092678	Y	complete
MLSH-Plnt Rpr & Renvtn	15,000	Gordon Metcalf	X	X	X	X	121477	X	012679	Y	complete
RSH-Plnt Repr & Renvtn	148,000	Spaulding Engineering	X	X	X	X	082677	X	113078	Y	complete
SPSH-Plnt Rpr & Renvtn	42,750	A E I Design	X	X	X	X	062878	X	090678	Y	complete
AGCH-Plnt Rpr & Renvtn	140,000	Bass Associates	X	X	X	X	122277	X	112078	Y	complete
BRAILLE-Plnt Rpr & Ren	55,000	A J Berreau	X	X	X	X	090877	X	100178	Y	complete
Subd 4: FSH-Demol Ivy Bldg	50,000	in-house	X	X	X	X	072078	X	111278	Y	complete
LAWS OF 1976 - CHAPTER 348 - SECTION 7											
Subd 2: WSH-Constr New Bldgs	2,000,000	Hammel/Green	X	X	X	X	100677	X	042579	Y	
ASH-Constr New Bldgs	1,500,000	Close Assoc	X	X	X	X	030879	X		Y	
Subd 3: ASH-Life Safety	350,000	Horty Elving	X	X	X	X	102778	X	082978	Y	complete
BSH-Life Safety	400,000	Rafferty Rafferty	X	X	X	X	083177	X	110278	N	partially complete
CSH-Life Safety	850,000	Robert Hanson	X	X	X	X	020278	X	122578	Y	complete
FSH-Life Safety	659,620	David T Runyon	X	X	X	X	090177	X	111578	Y	complete
FSH-Life Safety	340,000	A J Berreau	X	X	X	X	022477	X	070078	Y	complete
FFSH-Life Safety	600,000	Roger Keiser	X	X	X	X	090977	X	092678	Y	complete
MLSH-Life Safety	730,000	Gordon Metcalf	X	X	X	X	121477	X	012679	Y	complete
RSH-Life Safety	634,000	Spaulding Eng'r	X	X	X	X	082677	X	113078	Y	complete
SPSH-Life Safety	430,000	A E I Design	X	X	X	X	062877	X	090678	Y	complete
AGCH-Life Safety	153,000	Bass Assoc	X	X	X	X	122277	X	112078	Y	complete

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1976 - CHAPTER 348 - SECTION 7											
Subd 4: ASH-Remod & Renovtn	150,000	Horty Elving	X	X	X	X	102777	X	082978	Y	complete
BSH-Remod & Renovtn	1,245,000	Rafferty Rafferty	X	X	X	X	083177	X	110278	N	partially complete
CSH-Remod & Renovtn	590,000	Robert Hanson	X	X	X	X	020278	X	122578	Y	complete
FSH-Remod & Renovtn	355,180	David T. Runyon	X	X	X	X	090177	X	111578	Y	complete
FSH-Remod & Renovtn	294,820	A J Berreau	X	X	X	X	092477	X	070078	Y	complete
FFSH-Remod & Renovtn	200,000	Roger Keiser	X	X	X	X	090977	X	092678	Y	complete
MLSH-Remod & Renovtn	85,000	Gordon Metcalf	X	X	X	X	121477	X	012679	Y	complete
RSH-Remod & Renovtn	150,000	Spaulding Eng'r	X	X	X	X	082677	X	113078	Y	complete
SPSH-Remod & Renovtn	185,000	A E I Design	X	X	X	X	062877	X	090678	Y	complete
AGCH-Remod & Renovtn	160,000	Bass Asoc	X	X	X	X	122277	X	112078	Y	complete
Subd 5: BSH-A/C	42,000	Rafferty Rafferty	X	X	X	X	083177	X	110278	N	complete
CSH-A/C	125,000	Robert Hanson	X	X	X	X	020278	X	122578	Y	complete
FSH-A/C	250,000	David T.Runyon	X	X	X	X	090177	X	111578	Y	complete
FFH-A/C	70,000	Roger Keiser	X	X	X	X	090977	X	092678	Y	complete
MLSH-A/C	40,000	Gordon Metcalf	X	X	X	X	121477	X	012679	Y	complete
RSH-A/C	185,000	Pieper-Richmond	X	X	X	X	(052179)				
SPSH-A/C	70,000	A E I Design	X	X	X	X	062877	X	090678	Y	COMPLETE
LAWS OF 1977 - CHAPTER 455 - SECTION 2											
Subd 4: Hospitals-Road Repair & Replacement	1,318,514										included in misc extent involvemt reques
Nursing Homes-Road Repair & Replacement	128,810										included in misc extent involvemt reques

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
AWS OF 1978 - CHAPTER 791 - SECTION 10											
urniture	350,000	in-house by DPW	-	-	-	-	n/a	-			
arpeting	132,000	in-house by DPW	-	-	-	-	n/a	-			
SH-new construction	150,000	Close Assoc	X	X	X	X	011579	X			
SH-demolition Burns Bldg.	100,000	in-house	X	X	X	X	120778	X	031679	N	contr lack of performance
AWS OF 1978 - CHAPTER 792 - SECTION 2											
ubd 2: AGCH-Handcpd Access	32,000	Bass Assoc	X	X	X						
ASH-Handcpd Access	92,600	Horty-Elving	X	X	X						
BSH-Handcpd Access	40,000	Rafferty-Rafferty	X	X	X		(060179)				
CSH-Handcpd Access	163,500	Robert Hanson	X	X							
FSH-Handcpd Access	222,250	Runyon & Assoc	X	X							
FFSH-Handcpd Access	125,000	Roger Keiser	X	X	X	X	(052679)				
MLSH-Handcpd Access	130,000	Gordon Metcalf	X	X							
OTSH-Handcpd Access	105,095	Centrum Architects	X	X	X						
RSH-Handcpd Access	65,000	Spaulding Eng'r	X	X	X	X	032579	X			
SPSH-Handcpd Access	150,000	AEI Design	X	X	X						
WSH-Handcpd Access	150,000	Armstrong-Torseth	X	X	X		033179				
ubd 3: CSH-Energy Consvtn	90,292	Jos V Edeskuty	X	X	X	X	012579	X	(071079)	Y	
SPSH-Energy Consvtn	225,860	AEI Design	X	X	X	X	033079	X	(071079)	Y	
RSH-Energy Consvtn	180,060	Rieke-Carrol Mueller	X	X			033079	X	(071079)	N	

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1978 - CHAPTER 792 - SECTION 15											
a) St Peter Security Hospital	8,700,000	Hammel-Green	X	X	X	X	(080179)				
b) Life Safety:	2,000,000										
ASH-Miller Bldg	140,000	Horty-Elving Assoc	X	X	X	X	051878	X	030879	Y	
BSH	51,000	Rafferty Rafferty	X	X	X	X	(060179)				
CSH-Cttgs 3,4,5,9,12,& Delwd	204,000	Robert Hanson	X	X	X	X	030279	X	010180		
FSH-Mohawk Cottage	138,000	David T Runyon	X	X	X	X	(041579)	X			
FSH-Seneca Cottage	94,000	A J Berreau	X	X	X	X	(060179)				
FFSH	324,000	Roger Keiser	X	X	X	X	042579				
MLSH-Cottage 10	120,000	Gordon Metcalf	X	X	X	X	(061579)				
RSH	377,000	Spaulding Eng'r	X	X	X	X	033079	X			
St Peter H	100,000	A E I Design	X	X	X	X	(053079)				
WSH	70,000	Armstrong Torseth	X	X	X	X	042779				
AGCH	209,000	Bass Assoc	X	X	X	X	033078	X	(070179)	Y	
OTNH-Bldgs 12,13 & 14 Sprnk	172,500	in-house	X	X			(060179)				
c) Remod & Renovt:	2,700,000										
ASH	65,000	Horty Elving	X	X	X	X	051878	X	030879	Y	
BSH	615,000	Rafferty Rafferty	X	X	X	X	(060179)				
CHS-Bldg 8 & Infirmary	575,000	Robert Hanson	X	X	X	X	(030279)	X	010180		
FSH-Mohawk Cottage	258,500	David T. Runyon	X	X	X	X	(041579)	X			
FSH-Seneca Cottage	176,500	A J Berreau	X	X	X	X	060179				
FFSH	105,000	Roger Keiser	X	X	X	X	(052579)				
MLSH-Cottage 10	330,000	Gordon Metcalf	X	X	X	X	(061579)				
RSH	100,000	Spaulding Eng'r	X	X	X	X	033079				
St Peter H	250,000	A E I Design	X	X	X	X	(053079)				
WSH	85,000	Armstrong Torseth	X	X	X	X	042779				
AGCH	125,000	Bass Asoc	X	X	X	X	092878	X	070179	Y	
OTNH-Generator	15,000	in-house	X	X	X	X	(030179)				
d) Air Conditioning	800,000										
ASH-	130,000	Horty-Elving	X	X	X	X	051878	X	030879	Y	
BSH-	45,000	Rafferty Rafferty	X	X	X	X	(060179)				
FSH-Birch Cottage A/C	275,000	A J Berreau	X	X	X	X	(072879)				
MLH-Sickbay in 8	30,000	in-house	X	X	X	X					project cancelled
RSH-	85,000	Pieper Richmond	X	X	X	X	(052179)				
St Peter H-	125,000	A E I Design	X	X	X	X					

...STATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
...S OF 1978 - CHAPTER 792 - SECTION 15											
...Power Plants:	1,650,000										
...Willmar Hospital-Solar	225,000	Hammel Green	X	X	X	X	022179	X	(050179)	Y	
...FSH-Coal Fired Boiler Conv	315,000	Toltz King Duvall	X	X	X		n/a				hold per legislature
...General Projects:											
...ASH-Reroof Auditorium	8,500	in-house	X								hold additional funds
...SH-Reroof cottages 1,2,5,6	47,100	in-house	X	X	X	X	110378	X	(073179)	Y	
...SH-Reroof Boswell & McBroom	212,350	in-house	X	X	X	X	090878	X	(060179)	Y	time extension
...FSH-Reroof Birch Cottages	38,500	in-house	X								additional funds required
...FFSH-Roof Repairs	50,000	in-house	X	X	X	X					work by institution sta...
...SH-Cot 8 & Maint Reroof	115,000	in-house	X	X	X	X	(092078)	X	060879	Y	
...Rochester Hospital	95,000	Pieper-Richmond	X	X	X		(071579)				
...SPSH-Tkpt Old Main/Johnson	50,000	in-house	X	X	X	X	062878	X	(050179)	Y	
...SPSH-Repair Sewer Line-Phelps	5,000	in-house	X	X	X	X	021579	X	042579	Y	complete
...Mh-Gwah-Ching Home	15,000	Bass Associates	X	X	X	X	092878	X	070179	Y	
...OTNH-Reroofing	65,000	in-house	X	X	X	X	072878	X	043079	Y	complete
...Willmar Hospital	140,000	Hammel Green	X	X	X	X	100677	X	042579		to complete new building
1979 - MISCELLANEOUS PROJECTS											
...H-Boiler Plant Renovation I	190,000	O S M	X	X	X	X	102077	X	021778	Y	complete
...H-Boiler Plant Renovation II	245,000	O S M	X	X	X	X	081578	X	090179	Y	
...H-Beautification Projects	26,969	in-house	X	X	X	X	n/a	-	070178	Y	drawings & est only-complet...
...-Miller Bldg Entrance Remod	10,000	in-house	X	X	X	X	041578	X	081578	Y	complete
...-New Kitchen Cabinet (Steel)	17,000	in-house	X	X	X	X	062978	X	031979	Y	complete
...-Chimney Repair	7,000	in-house	X	X	X	X	062878	X	092978	Y	complete
...-Boiler Controls	8,000	in-house	X								abandoned short of funds
...-Retaining Wall	13,000	in-house	X	X	X	X	060278	X	080178	Y	complete
...-Repair Generator	12,000	in-house	X	X	X	X	011679	X	013079	Y	emergency fund complete
...-Beautification Projects	54,000	Ted Harris	X	X	X		n/a	-	(051579)	Y	drawings & estimate only

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
F Y 1979 - MISCELLANEOUS PROJECTS											
BSH-Oil Storage Tank	57,000	in-house	X	X	X	X	081778	X	120178	Y	complete
BSH-Oil Recovery	12,000	in-house	X	X	X	X	041578	X	070078	Y	complete
BSH-Beautification Projects	60,825	in-house	X	X	X	X	n/a	-	070178	Y	complete
CSH-Sewage Lift Station	24,000	in-house	X	X	X	X	081778	X	102578	Y	complete
C[redacted]tic Insulation-Bldg	8,000	in-house	X	X	X	X	060178	X	090178	Y	complete
CSH-Smoke Stack Inspection	1,800	in-house	X	X	X	X	092078	X	011079	Y	complete
CSH-Smoke Stack Renovation		in-house	X	X	X	X	(051079)		(071579)		
CSH-Beautification Projects	50,456	in-house	X	X	X	X	n/a	-	070178	Y	complete
FSH-Demolition Ivy Bldg.	38,810	in-house	X	X	X	X	072678	X	111278	Y	complete
FSH-New Conduit & Steam Lines	34,883	in-house	X	X	X	X	091578	X	021679	Y	complete
FSH-Beautification Projects	63,346	Hemming	X	X			n/a	-			drwngs & estimate only
DEAF: Reroof Service Bldg Gar	3,850	in-house	X	X	X	X	112078	X	021279	Y	complete
FFSH-Remodel Store Elevator	49,711	in-house	X	X	X	X	063078	X	041579		complete
FFSH-Beautification Projects	26,000	in-house	X	X	X	X	n/a	-	070178	Y	complete
MLSH-Decorating Plan	5,000	in-house	X	X	X	X	N A				labor by institution
MLSH-Smokestack Demolition	12,000	in-house	X	X	X	X	090678		121478	Y	complete
MLS[redacted]aint Water Tower	20,000	in-house	X	X	X	X	090678	X	(050179)		hold til Spring 1979
MLSH-Beautification Projects	67,094	in-house	X	X	X	X	n/a	-	080178	Y	complete
OTNH-Beautification Projects	25,000	in-house	X	X	X	X	n/a	-	070178	Y	complete
RSH-Obsrvtn Rm Remod P S 3 Bldg	34,000	Peiper-Richmond	X	X	X	X	020978	X		N	material delays
RSH-Re-roof P S - 1	9,000	in-house	X	X	X	X	080378	X	110478	N	complete
RSH-Water Well	9,000	in-house	X	X	X	X	010578	X			awaiting supplemental wor
RSH-Generator Installation	125,000	in-house	X	X	X	X	022578	X	(053179)	Y	
RSH-Sidewalk Repair	30,000	in-house	X	X	X	X	101278	X	103078		
RSH-Repair & Modernize Switchbd	65,000	Pfeifer-Schultz	X	X	X	X	012379	X	(063079)	Y	
RSH-Beautification Projects	45,500	Howe-Hagedorn	X	X			n/a	-			drwngs & est only
RSH-Maint Bldg Demolition	12,000	in-house	X	X	X	X	041579				

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
Y 1979 - MISCELLANEOUS PROJECTS											
'SH-Warehouse Roof Repair	2,500	in-house	X	X	X	X					complete
'SH-Jonson H Roof Repairs	312	in-house	X	X	X	X					complete
SH-Shantz H & Security Remdl	150,000	A E I Design	X	X	X	X	011978	X	070078	Y	complete
'SH-Attic Insulation-Bldgs	6,000	in-house	X	X	X	X	060178	X	090178	Y	complete
'SH-Attic Ventilation-Bldgs	5,000	in-house	X	X	X	X	060178	X	090178	Y	complete
'SH-Replace damaged cable	13,000	AEI Design	X	X	X		020179		(063079)	Y	
'SH-Sunrise Bldg-New Rf Drains	4,200	in-house	X	X	X	X	093178				
'SH-Beautification Projects	105,150	in-house	X	X	X	X	n/a	-	020179	Y	complete
'SH-Bldg 30 Demolition		in-house	X	X							
'SH-Green Acres Roof Repair	4,118	in-house	X								
SH-Emergency Power	21,000	in-house	X	X	X	X	022878	X	111678	N	complete
SH-Beautification Projects	69,135	in-house	X	X	X	X	n/a	-	020179	Y	complete
SH-Rehab Ctr Parking Lot	28,500	in-house	X	X	X	X	040579				
SH-Deepwell Pump #4 Repair	5,000	in-house	X								

PART V CORRECTIONS
PROJECT STATUS SUMMARY
April 30, 1979

STATUS	OUTSIDE CONSULTANTS NUMBER	OUTSIDE CONSULTANTS FUNDS	IN-HOUSE STATE STAFF NUMBER	IN-HOUSE STATE STAFF FUNDS
COMPLETED	12	3,077,000	19	656.250
SUBSTANTIALLY COMPLETE	5	597,250	2	33,600
UNDER CONSTRUCTION	4	21,517,090	12	213,718
BIDS UNDER ADVISEMENT	--	--	--	--
FUTURE BIDS	18	3,417,603	36	912,271
AWAITING REVIEW	--	--	--	--
HELD	3	273,000	1	32,000
CANCELLED	--	--	3	20,200
TOTALS	42	28,881,943	73	1,868,039

PROJECTS DONE WITH OUTSIDE CONSULTANTS	42	28,881,943
PROJECTS DONE WITH STATE STAFF	73, ...	1,868,039
PROJECTS FOR WHICH SELECTION NOT MADE	-	--
TOTAL PROJECT WORKLOAD	115	30,749,982

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
AWS OF 1976 - CHAPTER 347 - SECTION 8											
ubd 2: Plant Repairs & Rnvtn:											
n State Prison	411,000	Gauger-Parrish	X	X	X	X	101377	X	070078	Y	complete
eformatory for Men	154,000	in-house	X	X	X	X	050777	X	070178	Y	complete
MS-Phase I Remod	47,800	in-house	X	X	X	X	042578	X	121178	N	complete
MS-Phase II remod	18,700	in-house	X								awaiting program
ng School	151,000	Lindberg-Pierce	X	X	X	X	090877	X	120178	Y	complete
illow River	175,000	Rieke-Carroll-Mueller	X	X	X	X	071477	X	070078	Y	complete
nistledew	50,000	Rieke-Carroll-Mueller	X	X	X	X	032278	X	050179	N	delayed til Spring
ubd 3:											
aximum Security Inst Planning.	800,000	Winsor Faricy	X	X	X	X	n/a				complete
ubd 4: OSHA & Fire Code Cmpl											
TSB Smoke Detection	30,000	Lindberg-Pierce	X	X	X	X	090877	X	120178	Y	complete
TC-Basement Exit	40,000	Cottle-Herman	X	X	X	X	030879			Y	
n State Prison	90,000	Gauger-Parrish	X	X	X	X	070777	X	070078	Y	complete
omen's Reformatory	60,000	in-house	X	X	X	X	011378	X	070078	Y	complete
AWS OF 1976 - CHAPTER 348 - SECTION 8											
ubd 2: Sec Mod Cnstr & Remod:											
raining School	100,000	Lindberg-Pierce	X	X	X	X	090877	X	121578	Y	complete
en's Reformatory	920,000	Pink-Levin	X	X	X	X	090777	X	070178	Y	complete
AWS OF 1976 - CHAPTER 348 - SECTION 11 - BUILDING CONTINGENCY ACCOUNT											
CYC-Power Impr	25,000	Rieke-Carroll-Mueller	X	X	X	X	030578	X	111578	Y	complete
SI-Water Pollution Repairs	150,000	Pfeifer & Schultz	X	X	X	X	072877	X	093078	N	complete

DIVISION OF ARCHITECTURE AND ENGINEERING
PROJECT STATUS REPORT

CORRECTIONS

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1977 - CHAPTER 451 - SECTION 1											
Subd 1: New High Sec Prison:	20,800,000										
Rough Site Grading		Winsor-Faricy	X	X	X	X	101777	X	081578	Y	complete
Reinforcing Steel		Winsor-Faricy	X	X	X	X	082278	X	102179	Y	
Site Utilities		Winsor-Faricy	X	X	X	X	082478	X	040179	Y	
Concrete Shell		Winsor-Faricy	X	X	X	X	092178	X	(123179)	Y	
Subd 2: Prelim Plans Med Sec Prison	100,000	Bissel-Blair-Green	X	X	-	-	n/a	-	021578	Y	report only-complete
Subd 3: Study Alternative Methods Heating	50,000	in-house									under advisement
LAWS OF 1977 - CHAPTER 451 - SECTION 5											
Thistledew Camp-Handcpd Access	30,000	in-house	X	X	X	X	063079			N	
LAWS OF 1977 - CHAPTER 455 - SECTION 4											
Subd 4: Reprs & Replacmnt	454,541						n/a				included in misc to ex tent involvemt request
LAWS OF 1978 - CHAPTER 791 - SECTION 9											
a) MSP-Planning Renvtn	235,000	Bissell-Belair-Green	X	X	-	-	n/a		021579	Y	report only
b) Security:											
MSP-Lock Repairs	40,000	in-house								Y	
MSRM-"E" Locks	336,000	Wemlinger-Remely	X	X	X	X	021479			Y	
MCIW-Sec Windows & Fence	43,000	Walter Butler Co	X	X	X	X	(050179)			Y	hold legis advisement

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1978 - CHAPTER 792 - SECTION 14											
a) Safety & Health:											
State Prison-Inst	200,000	Gauger-Parrish Inc	X	X			040179			Y	
State Prison-Industries	545,810	Gauger-Parrish Inc.	X	X			040179			Y	
Men's Reformatory	274,690	Wemlinger-Remely Arch	X	X	X	X	112378	X	061579	Y	install by institution
Mn Correctional Facility	230,000	Cottle-Herman	X	X	X	X	030879			Y	
State Training School	77,270	Lindberg-Pierce	X	X			(050179)			Y	
MHS-Ext Fire Escapes (6 Cot)	3,600	in-house	X	X	X	X		X	041579	Y	
MHS-Smoke Detectors	2,000	in-house	X				n/a				install by institution
MHS-Sprnklr Sinclair & Morse	2,800	in-house	X								project cancelled
MHS-Kit Exh Fans (6 Cot)	12,600	in-house	X	X	X	X	021679	X	(051279)	N	delivery delays
Women's Correction Inst	200,000	Walter Butler Co	X	X	X		(050179)			Y	hold legis advisemt
Contingency	51,230										
b) Renovations:											
MSP-Expand Visiting Room	38,648	in-house	X	X	X	X	040179	X		Y	roof & brick constr
MSP-Replace Ind Elevators	392,400	Gauger Parrish	X	X	X	X	100178	X		Y	
MSP-Renovations	167,720	Gauger-Parrish	X	X			040179				
MSRM-Divide Dining	5,000	in-house	X	X	-	-	n/a				by instituion personnel
MSRM-New Windows-Industry	10,000	in-house	X	X	X	X	090178	X	(061579)	Y	partially complete
MSRM-Renovate Truck Gate	28,000	in-house	X	X	X	X	090178	X	(061579)	Y	partially complete
MTC-B Building Modifications	200,000	Cottle-Herman	X	X	X	X	030879		(121579)	Y	
MCIW-Remodel Sanford Hall	30,000	Walter Butler Co.	X	X	X		(050179)			Y	held under legis advisem
MCIW-Storm Sewers	73,150	in-house	X	X			(060179)			Y	municipal assessment
STSB-Grinnell Cottage Remod	152,600	Lindberg-Pierce	X	X			(050179)			Y	
c) Power Plants:											
Minnesota State Prison Ph II	1,000,000	Pfeifer & Shultz	X	X	X	X	(053179)		(101579)	Y	
STSB-Low Pressure Boiler	32,700	in-house	X	X			010179		(071579)	Y	
MHS-Replace Boilers	17,900	in-house	X	X	X	X	092278		042579	N	complete

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
AWS OF 1978 - CHAPTER 792 - SECTION 14											
1) General Projects:											
MSP-Tuckpointing	100,000	Gauger-Parrish	X	X			040179			Y	
MSRM-Health Service Area	161,865	Pauly-Olson Arch	X	X	X		040179			Y	
[redacted]RM-Extend Wrhs & Deck	30,000	in-house	X				020179			Y	
MSRM-Zone Heating	10,000	in-house	X				020179		(080179)	Y	
MSRM-Seal Coat & Extend Prkg	20,000	in-house	X	X	X	X	(050179)	X	(090179)	Y	seal coat part comp
MSRM-Masonry & Maint Shop	20,000	in-house	X	X			n/a			Y	by Institution staff
MTC-Energy Savings Project	101,697	Cottle-Herman Arch	X	X	X	X	030879		(121579)	Y	
MTC-Building Modifications	19,620	Cottle-Herman Arch	X	X	X		030879		(121579)	Y	
MTC-Carpet Living Areas	20,000	in-house	X	X	X	X	n/a	X		Y	
MTC-Maintenance Projects	15,151	Cottle-Herman	X	X	X	X	030879		(121579)	Y	
MTC-Maint Veh Storage Bldg	26,600	Cottle-Herman Arch	X	X	X	X	030879		(121579)	Y	
MTC-Upgrade Grounds	10,000	in-house	X	X			040179			Y	
MTC-Upgrade Sewage Treatment	20,710	in-house	X	X			(040179)			Y	
MTC-Roadways	44,000	in-house	X	X	X	X	100178	X	(060179)	Y	
MTC-Roof Replacement	40,000	Cottle-Herman Arch	X	X	X	X	030879		(121579)	Y	
MCIW-Zone Heating	20,383	in-house	X	X	X		(051579)		(100179)	Y	
MCIW-Misc General Repairs	17,985	in-house	X	X	X		(070179)			Y	
STSB-Knox Cottage Repairs	10,900	in-house	X				(070179)			Y	
[redacted]SB-Prnctn & Yale Htg Lines	47,960	in-house	X				(070179)			Y	
STSB-Drawings-Boys DH	3,270	Miller-Dunwiddie Arch	X	X			020179			Y	
MHS-Seal Coat ROADWAYS	30,000	in-house	X	X	X	X	090178	X	120178	Y	Spr 1979 final completio
MHS-Sullivan Cottage Repair	39,000	in-house	X	X	X		(071579)				
TFC-Sewage Treatment	81,750	Rieke-Carroll-Muller	X	X	X	X	090178	X	010179	Y	Spr 1979 final completio
TFC-Back-up Well	2,000	Rieke-Carroll-Muller	X	X	X	X	090178	X	010179	Y	Spr 1979 final completio
TFC-Dust Collector	4,500	in-house	X	X	X	X	111578	X	(071579)		

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
Y 1979 - MISCELLANEOUS PROJECTS											
SP-Bus Repair Unit	30,000	in-house	X	X	X	X	060378	X	060378	Y	complete
	125,000	Gauger-Parrish	X	X	X	X	011878	X	080178	Y	complete
SP-Psychiatric Unit	250,000	Gauger-Parrish	X	X	X	X	051778	X	040179	Y	
SP-Gondola Cover	15,000	in-house	X								under advisement
SP-Stoker Drive Repair	16,900	in-house	X	X	X	X	052078	X	080178	Y	complete
SP-Re-wire Cordage Bldg	125,000	in-house	X	X	X	X	n/a	X	010179	Y	completed
SP-Boiler #3 Repairs	65,000	in-house	X	X	X	X	033178	X	080178	Y	complete
SP-Re-roofing 5 Bldgs	28,500	in-house	X	X	X	X	090678	X	042379	Y	Time extension
SP-CO2 Feeders	4,800	in-house	X	X	X	X	021578	X	100178	Y	complete
SP-Padded Cell	5,000	in-house	X	X	X	X	021578	X	070078	Y	complete
SP-Rebuild Power Line	15,000	in-house	X	X	X	X	122778	X	(060179)	N	material delays
SP-Repair Shower Rm Flr	900	in-house	X	X			(041579)		(060179)		
SP-Maintenance Bldg. Addition	Est	in-house	X	X	X	X	N/A	X			By institution Staff
SP-Rope Rm Tire Recapping Rem	21,000	in-house	X	X							
SP-G Shop Remodeling Bus Repair	100,000	in-house	X	X	X						
HS-Gen Shop Ducts	11,000	in-house	X	X	X	X	011377	X	071578	Y	complete
HS-Water Treatment	9,000	in-house	X	X	X	X	060978	X	070078	Y	complete
HS-Beautification Project	10,700	in-house	X				060178				
HS-Sullivan Cottage Fence	10,400	in-house	X	X	X	X	060879				
SRM-Ed Bldg Ceramic Mosaic	30,000	in-house	X	X	X	X	051679				
SRM-Replace Damaged Cable	32,000	in-house									hold fund appropriation
SRM-Cell House "C" Remod	10,000	in-house	X	X	X	X	n/a		070179		institution activity
SRM-Demolition	18,000	in-house	X	X	X	X	120978		(070179)	Y	
SRM-Water Tower Inspection	2,300	in-house	X	X			041579				awaiting report
SRM-Beautification Project	120,900	in-house	X	X			(060179)				part under construction
SRM-Lobby Remodeling	3,000	in-house	X	X	-	-	n/a				design only
SRM-Water Repair & Remodel	15,000	in-house	X	X							

DIVISION OF ARCHITECTURE AND ENGINEERING
PROJECT STATUS REPORT

CORRECTIONS

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
1979 - MISCELLANEOUS PROJECTS											
MCIW-Higby Hall-Sprinkler Sys	30,000	in-house	X	X	X	X	053178	X	110178	Y	complete
MCIW-Higby Hall Elec Wiring	10,000	in-house	X	X	X	X	121278	X	022379	Y	complete
MCIW-Anthony Cottge Remod Bsmnt	7,400	in-house	X	X	X	X	092878	X		Y	project cancelled
MCIW-Tuckpoint Higby Ent & Step	4,500	in-house	X	X			(070179)				
MCIW-Beautification Project	18,900	in-house	X								
MCIW-Storage Building Doors	3,771	in-house	X								
MCIW-Dust Collect Silence & Mot	45,412	in-house									
STSB-Undrgrnd Steamlne & Tunnel	20,000	in-house	X	X	X	X	072977	X	111578	Y	complete
STSB-Volunteer Center	10,000	in-house	X	X	X	X	n/a				project cancelled
STSB-Beautification Project	4,000	in-house	X				n/a				by institution staff
MTC-Replace Damaged Cable	3,000	in-house	X	X	X	X	031579	X	053179	Y	complete
MTC-Industry Bldg Remodeling	20,000	in-house	X	X	X	X	021578	X	070078	Y	complete
MTC-Beautification Project	24,850	in-house	X	X	X	X	072678	X	020179	Y	complete
MTC-Junction Box Replacement	2,000	in-house	X	X	X	X	031579	X	053179	Y	complete
WRC-Reroof Shops & Dining Hall	13,925	in-house	X	X	X	X	010979	X	071878		
WRC-Reroof Gym	7,045	in-house	X	X	X	X	021479	X			

PART VI DEPARTMENT OF EDUCATION
PROJECT STATUS SUMMARY
April 30, 1979

	OUTSIDE CONSULTANTS		IN-HOUSE STATE STAFF	
STATUS	NUMBER	FUNDS	NUMBER	FUNDS
COMPLETED	4	148,200	1	5,000
SUBSTANTIALLY COMPLETE	1	68,000	--	--
UNDER CONSTRUCTION	2	62,000	--	--
BIDS UNDER ADVISEMENT	--	--	--	--
FUTURE BIDS	5	241,400	--	--
AWAITING REVIEW	--	--	--	--
HELD	--	--	--	--
CANCELLED	--	--	--	--
TOTALS	12	519,600	1	5,000

PROJECTS DONE WITH OUTSIDE CONSULTANTS	12	519,600
PROJECTS DONE WITH STATE STAFF	1	5,000
PROJECTS FOR WHICH SELECTION NOT MADE	1	100,000
TOTAL PROJECT WORKLOAD .	14	624,600

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1978 - CHAPTER 791 - SECTION 5											
Handicapped Access AVTI	100,000										
[redacted]ln & Fire Detect-Pollard	41,000	Gausman & Moore	X	X	X	X	021679	X	(071579)		
Faribault Deaf School											
LAWS OF 1978 - CHAPTER 792 - SECTION 2											
Mn School f/t Deaf-Handcpd Acc											
a) Smith Hall	22,000	Adkins Assoc.	X								
b) Frechette Hall	29,000	Adkins Assoc.	X								
c) Quinn Hall	19,000	Adkins Assoc.	X								
d) Tatge Hall	90,000	Adkins Assoc.	X								
e) Service Building	80,600	Adkins Assoc.	X								
LAWS OF 1978 - CHAPTER 792 - SECTION 8											
Faribault Deaf Sch Life Safety:											
a) [redacted]Sprinkler System	68,000	Gausman & Moore	X	X	X	X	061578	X	100478	N	cont unresponsive
b) Living-Education & Life Safe	16,000	Gausman & Moore	X	X	X	X	061578	X	120678	N	complete
c) Fire Marshall Corrections III	21,000	Gausman & Moore	X	X	X	X	030679	X	(071579)		
LAWS OF 1978 - CHAPTER 793 - SECTION 23 - SUBD 1											
Deaf-Remod Noyes & Pollard	71,700	Gausman-Moore	X	X	X	X	061578	X	120678	N	complete
Plan new facility-Faribault:											
Braille-Schmtcs & Cost Est	42,000	Ellerbe	X	X	-	-	n/a	-		Y	complete
Braille-Feasibility Study	18,500	Ellerbe	X	X	-	-	n/a	-		Y	complete
F Y 1979 - MISCELLANEOUS PROJECTS											
DEAF-Reroof Service Garage	5,000	in-house	X	X	X	X	112078	X	021279	Y	complete

PART VII DEPARTMENT OF TRANSPORTATION
PROJECT STATUS SUMMARY
April 30, 1979

	OUTSIDE CONSULTANTS		IN-HOUSE STATE STAFF	
STATUS	NUMBER	FUNDS	NUMBER	FUNDS
COMPLETED	1	240,000	1	47,000
SUBSTANTIALLY COMPLETE	--	--	4	632,200
UNDER CONSTRUCTION	2	153,000	2	663,940
BIDS UNDER ADVISEMENT	--	--	--	--
FUTURE BIDS	5	4,042,580	4	704,850
AWAITING REVIEW	--	--	--	--
HELD	1	849,000	--	--
CANCELLED	--	--	--	--
TOTALS	9	5,284,580	11	2,047,990

PROJECTS DONE WITH OUTSIDE CONSULTANTS	9	5,284,580
PROJECTS DONE WITH STATE STAFF	11	2,047,990
PROJECTS FOR WHICH SELECTION NOT MADE	3	600,000
TOTAL PROJECT WORKLOAD .	23	7,932,570

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1976 - CHAPTER 347 - SECTION 6											
Subd 2: Rest Area-Enfield	125,000	Pauly Architects	X	X	X	X	071578	X	(070179)	Y	
Rest Area-Spunk Lake	240,000	Team 70 Architects	X	X	X	X	021577	X	010179	Y	complete
LAWS OF 1978 - CHAPTER 791 - SECTION 8											
Subd 2: OSHA Remodeling	616,940	in-house by DOT	X	X	X	X	n/a	X		Y	
Subd 3: Chemical Storage Sheds	47,000	in-house by DOT	X	X	X	X	n/a	X	121578	Y	complete
Subd 4: Hdqtrs & Storage Bldgs											
Willmar	2,539,700	Kilstofte Assoc	X	X	X	X	040179			Y	
Dakota County	849,000	Johnson-Forberg	X							N	hold site selection
Waseca	163,500	in-house by DOT	X	X	X		040179			Y	
Slayton	158,050	in-house by DOT	X	X	X	X	071378	X	030179	Y	
Milaca	158,050	in-house by DOT	X	X	X	X	071378	X	030179	Y	
Deer River	168,950	in-house by DOT	X	X	X	X	080178	X	040179	Y	
Zumbrota	158,050	in-house by DOT	X	X	X		(060179)			Y	
Hawley	147,150	in-house by DOT	X	X	X	X	080178	X	040179	Y	
McGregor	207,100	in-house by DOT	X	X	X		040179			Y	
Anoka	417,880	Gauger Parrish	X	X	X	X	040179			Y	
Wabasha	176,200	in-house by DOT	X	X	X		040179			Y	
Contingency	546,148										
Energy Conservation	20,000									Y	
Subd 5: Hdqrtr Central Shop &	40,000		X							N	
Metro Area-Space Plans											
Subd 6: Remod Traffic Man Cntr	28,000	Lundquist-Wilmar	X	X	X	X	042679	X	(071079)	Y	
LAWS OF 1978 - CHAPTER 792 - SECTION 13											
Anchor Lake Rest Area	575,000	Damberg & Peck	X	X	X	X	100678			Y	
Fisher Rest Area	250,000	Kegel Assoc								N	cont being negotiated
Watonwan Rest Area	260,000	Wick-Kagermeier	X	X	X					Y	
Little Rock Rest Area	540,000										consult being selected

PART VIII DEPARTMENT OF NATURAL RESOURCES
PROJECT STATUS SUMMARY
April 30, 1979

	OUTSIDE CONSULTANTS		IN-HOUSE STATE STAFF	
STATUS	NUMBER	FUNDS	NUMBER	FUNDS
COMPLETED	1	35,000	1	20,000
SUBSTANTIALLY COMPLETE	1	920,000	1	200,000
UNDER CONSTRUCTION	--	--	--	--
BIDS UNDER ADVISEMENT	--	--	--	--
FUTURE BIDS	2	2,187,390	--	--
AWAITING REVIEW	--	--	--	--
HELD	--	--	--	--
CANCELLED	--	--	--	--
TOTALS	4	3,142,390	2	220,000

PROJECTS DONE WITH OUTSIDE CONSULTANTS	4	3,142,390
PROJECTS DONE WITH STATE STAFF	2	220,000
PROJECTS FOR WHICH SELECTION NOT MADE	12	1,078,450
TOTAL PROJECT WORKLOAD .	18	4,440,840

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1977 - CHAPTER 451 - SECTION 5											
State Parks-Handcpd Access	200,000	by DNR in-house	X	X	X	X	051578	X	040179	Y	
LAWS OF 1978 - CHAPTER 791 - SECTION 3											
Repr Grand Rpds Serv Cntr	38,640	Cuningham Architects	X	X	X	X	(062679)				
Replace Htg Sys Carlos Avery	38,640										
Remodel Hibbing Mineral Off	70,000										
Remodel Old Fr Rvr Hatchery	167,500										
Storage Bldg-Lac Qui Parle	20,000										
Replace Sewers-Lanesboro	32,200										
Replace Roof-Grand Rapids	12,880										
Install Security Fences	26,000										
Septic System-Littlefork	28,750										
Heating Plant-Gen Andrews	34,500										
Hibbing Tanker Base	251,780										
LAWS OF 1978 - CHAPTER 792 - SECTION 6 -											
Reg-Area Hdqtrs-Brainerd Study	35,000	The Wold Assoc	X	-	-	-	n/a				
Grand Reg Hdqrts-Cnstr-Equip	2,148,750	Cuningham Arch	X	X	X	X	(062679)				
Bemidji Reg Shop-Wrhs-Constr & Equip	252,000										
Hibbing Drill Core Lib-Const & Equip	144,200										
F Y 1979 - MISCELLANEOUS PROJECTS											
St. Croix Wild River Park	920,000	McGuire-Engler	X	X	X	X	092277	X		N	complications w/contrac
Ft. Snelling St. Pk. Serv. Bldg.	20,000	in-house	X	X	X	X	022379	X	042079	Y	complete

PART IX VETERANS HOME
PROJECT STATUS SUMMARY
April 30, 1979

	OUTSIDE CONSULTANTS		IN-HOUSE STATE STAFF	
STATUS	NUMBER	FUNDS	NUMBER	FUNDS
COMPLETED	--	--	--	--
SUBSTANTIALLY COMPLETE	--	--	--	--
UNDER CONSTRUCTION	4	2,299,000	--	--
BIDS UNDER ADVISEMENT	--	--	--	--
FUTURE BIDS	5	945,420	--	--
AWAITING REVIEW	--	--	--	--
HELD	1	457,800	--	--
CANCELLED	--	--	--	--
TOTALS	10	3,702,220	--	--

PROJECTS DONE WITH OUTSIDE CONSULTANTS	10	3,702,220
PROJECTS DONE WITH STATE STAFF	--	--
PROJECTS FOR WHICH SELECTION NOT MADE	--	--
TOTAL PROJECT WORKLOAD .	10	3,702,220

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1976 - CHAPTER 348 - SECTION 3											
Subd 1: [redacted] Care Facility	1,925,000	Smiley Glotter	X	X	X	X	051078	X	(011080)	Y	
Subd 2: Fire Code A/C & Bathrm Mod	66,250	A T S R	X	X	X	X	060878	X	(070179)	Y	
Subd 3: Fire Protection Bldg 6	40,000	A T S R	X	X	X	X	060878	X	(070179)	Y	
LAWS OF 1978 - CHAPTER 554 - SECTION 3											
HSH-Remod & Improv Vets Home	686,870	Adkins Associates	X	X	X	X	(110179)				(+1,279,330 Fed. Funds)
LAWS OF 1978 - CHAPTER 792 - SECTION 7											
[redacted]ace Boiler	457,800	W J Sutherland	X	X	X		010179			Y	Hold-insufficient funds
Bldg 6-Walkway	52.500	Smiley, Glotter	X	X	X		(050179)			Y	(+97,490 Fed funds)
Convert to New Voltage Syst	64,750	Smiley, Glotter	X	X	X		010179			Y	(+120,240 Fed funds)
Renovate Utility Tunnels	118,650	Smiley Glotter	X	X	X		010179			Y	(+220,330 Fed funds)
Constr Sewer Lift Station	22,650	Smiley Glotter	X	X	X		010179			Y	(+42,010 Fed funds)
Constr & Equip Nursing Home	267,750	Smiley Glotter	X	X	X	X	051078	X	011080	Y	

PART X MISCELLANEOUS AGENCIES
PROJECT STATUS SUMMARY
April 30, 1979

	OUTSIDE CONSULTANTS		IN-HOUSE STATE STAFF	
STATUS	NUMBER	FUNDS	NUMBER	FUNDS
COMPLETED	4	326,000	6	52,700
SUBSTANTIALLY COMPLETE	--	--	1	7,000
UNDER CONSTRUCTION	2	1,620,000	--	--
BIDS UNDER ADVISEMENT	--	--	--	--
FUTURE BIDS	8	695,725	9	444,000
AWAITING REVIEW	--	--	--	--
HELD	2	3,400,000	--	--
CANCELLED	--	--	1	30,000
TOTALS	16	6,041,725	17	533,700

PROJECTS DONE WITH OUTSIDE CONSULTANTS	16	6,041,700
PROJECTS DONE WITH STATE STAFF	17	533,700
PROJECTS FOR WHICH SELECTION NOT MADE	6	14,678,944
TOTAL PROJECT WORKLOAD .	39	21,254,369

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1976 - CHAPTER 348 - SECTION 13											
Prelim Study-Fuel Conversion	90,000	Helmick-Lutz	X	X	-	-	N/A		n/a		complete
ADDITIONAL FUEL STUDY	3,000	HELMICK-LUTZ	X								
LAWS OF 1978 - CHAPTER 791 - SECTION 4 - MILITARY AFFAIRS											
Replace Boiler-Madison Armory	30,000	Bettenberg-Townsend	X	X	X	X	071478	X	120178	Y	complete
LAWS OF 1978 - CHAPTER 791 - SECTION 7 - HISTORICAL SOCIETY											
Construct Exhibits	100,000										
Lndscp & Remod Research Cntr	13,000										
Plans-Miss Rvr Intrprtv Cntr	50,000	in-house by DOT									
LAWS OF 1978 - CHAPTER 792 - SECTION 2 -											
Econ Security-St.Paul-Hdcp Acc	52,100	Tyson Assoc.	X	X	X	X	(051579)			Y	
Econ Security-Mpls-Hdcp Acc	9,400	Tyson Assoc	X	X	X	X	(051579)			Y	
Econ Security-St Cloud-Hdcp Acc	2,500	Tyson Assoc	X	X	X	X	(051579)			Y	
Health-Hdcp Access	13,900	Drake & Sessing	X	X	X	X	051579				
LAWS OF 1978 - CHAPTER 792 - SECTION 5 - ADMINISTRATION											
Duluth-Serv Cntr-Working Draw	500,000	Damberg & Peck/ Winsor-Faricy									
Land Acquistn & Bldg Constr	11,000,000										

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1978 - CHAPTER 792 - SECTION 12		HISTORICAL SOCIETY									
Subd 2: Ft Snelling Visit Cntr	2,977,944										
Subd 3: Rpr Split Rock Lghths	130,000										
Subd 4: Acquire & Restore J J Hill House	458,000										
LAWS OF 1978 - CHAPTER 792 - SECTION 16											
State Bldg Contingency Acc't	200,000										
F Y 1979 - MISCELLANEOUS PROJECTS											
Governor's Mansion:											
Fire Alarm System	5,000	in-house	X	X	X	X	073178				awaiting funds
Toilet Remodeling	5,000	in-house	X	X	X						
Economic Security-St Paul:											
Parking Entrance	1,500	in-house	X	X	X	X	011078				reject bid proj being re
Handicapped Ramp	2,500	in-house	X	X	X	X	021578	X	090178	N	complete
Office Remodeling Study	350,000	in-house	X								
Parking Layout Study	2,500	in-house	X								
Computer Load Study	2,500	in-house	X								
Economic Security - Mpls:											
A/E Building Study	10,000	Glen-Lindberg	X	X	-	-	n/a	-	n/a		complete
Parking Lot Layout Study	2,500	in-house	X								
DES-Anoka-Space Study	40,000	in-house	X	X	-	-	n/a	-	n/a		complete
Health Bldg:											
Lab exhaust Duct Repair	7,300	in-house	X	X	X	X	012478)	X	040679	Y	complete
Room 420-A/C & Humidifier	7,000	in-house	X	X	X	X	083178	X	022879	N	delivery delays
Pathology Lab	30,000	Lindell Engr/in-house	X	X	X	X	120578				project abandoned
Walk-in Cooler	1,900	in-house	X	X	X	X	052578	X	081478	Y	complete
Remodel Rooms 510 & 510L	25,000	in-house/Lindell Eng	X	X	X	X	032379				
IBM Bldg:											
Rewire Computer Room	1,000	in-house	X	X	X	X	n/a	X	091078	Y	complete

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
Y 1979 - MISCELLANEOUS PROJECTS (continued)											
en Range Interpretive Center:											
[illegible] Wing	196,000	Architectural Res	X	X	X	X	102077	X	091078	Y	complete
storical Document Center	898,700	Thomas-Vecchi	X	X	X	X	091978	X	110279	Y	
hnic Pods & Perform Mtg Ctr	3,400,000	Architectural Res	X	X	X	X					hold (awaiting funds)
amway System		Jordan-Casper-Woodman	X	X	X	X					hold (awaiting funds)
hnic Pods-Phase II	721,300	Architectural Res	X	X	X	X	100578	X	082979	Y	
oft Mine Center	114,825	Amenity One	X	X	X	X	042479				
nney Mine Center	--	Amenity One	X								project terminated
servation Centers		Thomas-Vecchi	X	X							
Air National Guard:											
ster Landscape Plan	--	in-house	X	X	X	X	n/a	-	010579	N	complete

EXHIBIT 6

DIVISION OF ARCHITECTURE AND ENGINEERING
CONSTRUCTION PROJECTS
STATUS REPORT
FEBRUARY 28, 1979

INDEX

Laws of 1976 - Chapter 347 - I 01, II 01, III 01, IV 01, V 01, VII 01
Laws of 1976 - Chapter 348 - I 01, II 01, III 01, IV 01-02, V 01, IX 01, X 01
Laws of 1977 - Chapter 449 - I 01, II 01
Laws of 1977 - Chapter 451 - V 02, VIII 01
Laws of 1977 - Chapter 455 - IV 02, V 02
Laws of 1978 - Chapter 554 - IX 01
Laws of 1978 - Chapter 791 - I 02, III 01, IV 03, V 02, VI 01, VII 01, VIII 01, X 01
Laws of 1978 - Chapter 792 - I 02-03, II 02,III 02-03, IV 03-05, V 03-04, VI 01, VII 01, VIII 01, IX 01, X 01-02
Laws of 1978 - Chapter 793 - VI 01
Miscellaneous Projects - FY 1979 - I 03-06, II 03-04, III 03-05, IV 05-07, V 05-06, VI 01, VIII 01, X 02-03

CAPITOL COMPLEX	Part I 1 thru 6
STATE UNIVERSITIES	Part II 1 thru 4
COMMUNITY COLLEGES	Part III 1 thru 5
PUBLIC WELFARE	Part IV 1 thru 7
CORRECTIONS	Part V 1 thru 6
EDUCATION	Part VI
TRANSPORTATION	Part VII
NATURAL RESOURCES	Part VIII
VETERANS HOME	Part IX
HISTORICAL SOCIETY	Part X
IRRRB	Part X
GOVERNORS MANSION	Part X
HEALTH	Part X
ECONOMIC SECURITY	Part X
MILITARY AFFAIRS	Part X

PROJECT STATUS SUMMARY
FEBRUARY 28, 1978

	OUTSIDE CONSULTANTS		IN-HOUSE STATE STAFF	
STATUS	NUMBER	FUNDS	NUMBER	FUNDS
COMPLETED	54	10,884,190	85	1,962,126
SUBSTANTIALLY COMPLETE	46	15,327,140	19	785,396
UNDER CONSTRUCTION	65	54,495,527	53	4,178,423
BIDS UNDER ADVISEMENT	--	--	1	36,000
FUTURE BIDS	147	46,557,086	127	3,553,259
AWAITING REVIEW	3	64,000	5	62,000
HELD	12	5,974,000	11	243,070
CANCELLED		--	7	128,200
TOTALS	327	133,301,943	308	10,948,474

PROJECTS DONE WITH OUTSIDE CONSULTANTS	327	133,301,943
PROJECTS DONE WITH STATE STAFF	308	10,948,474
PROJECTS FOR WHCH SELECTION NOT MADE	36	18,959,906
TOTAL PROJECT WORKLOAD	671	162,346,323

LEGEND

P.....Program (Present Effort)

SD.....Schematic Design (Present Effort)

DD.....Design Development (Present Effort)

WD.....Working Drawings (Present Effort)

(1-15-79).....Estimated Bid Date

1-15-78.....Actual Bid Date

UC.....Under Construction

(8-15-79).....Estimated Substantial Completion

8-15-78.....Actual Substantial Completion Date

OS.....On Schedule -Y (yes)
-N (no) - requires remark

STATE BUILDING/FACILITY IDENTIFICATION

CAPITOL COMPLEX

CAP - Capitol Building
COB - Centennial Office Buliding
SAB - Administration Building
SOB - State Office Building
DOT - Transportation Building
HIST - Historical Society Building
VETS - Veteran Service Building
PWR - Central Power Plant Building
CAP SQ - Capitol Square Building
MET SQ - Metro Square Office Building
117 UNIV - 117 University Ave. Building
1246 UNIV - 1246 University Ave. Building
COMPLEX - Capitol Complex Area

STATE UNIVERSITIES

BSU - Bemidji State University
MHSU - Moorhead State University
MKSU - Mankato State University
SWSU - Southwest State University
SCSU - St. Cloud State University
WSU - Winona State University

COMMUNITY COLLEGES

ARCC - Anoka Ramsey Community College
AUCC - Austin Community College
BRCC - Brainerd Community College
FFCC - Fergus Falls Community College
HICC - Hibbing Community College
IHCC - Inver Hills Community College

COMMUNITY COLLEGES

ITCC - Itasca Community College
LACC - Lakewood Community College
MSBCC - Mesabi Community College
METCC - Metro Community College
NLDCC - Northland Community College
NRMCC - Normandale Community College
NHCC - North Hennepin Community College
RRCC - Rainy River Community College
ROCCC - Rochester Community College
WORCC - Worthington Community College
VERCC - Vermilion Community College
WILCC - Willmar Community College

DEPARTMENT OF WELFARE

ASH - Anoka State Hospital
AGSH - Ah-Gwah-Ching Nursing Home
BSH - Brainerd State Hospital
CSH - Cambridge State Hospital
FSH - Faribault State Hospital
FFSH - Fergus Falls State Hospital
HSH - Hastings State Hospital
MLSH - Moose Lake State Hospital
OTNH - Oak Terrace Nursing Home
SPSH - St. Peter State Hospital
SEC - Minnesota Security Hospital
RSH - Rochester State Hospital
WSH - Willmar State Hospital

DEPARTMENT OF CORRECTIONS

MSP - Minnesota State Prison
MSRM - Minnesota State Reformatory for Men
MCIW - Minnesota Correctional Institute for Women
STSB - State Training School for Boys
MHS - Minnesota Home School
MTC - Metropolitan Training Center
WRC - Willow River Camp
TFC - Thistledew Forestry Camp
SCYC - St Croix Youth Camp

DEPARTMENT OF EDUCATION

BRAILLE - Braille & Sight Saving School
DEAF - School for the Deaf

MISCELLANEOUS

DES - Economic Security Building
DOE - Department of Education
DOR - Department of Revenue
DOF - Department of Finance
DNR - Department of Natural Resources
HEALTH - Department of Health Building
610 NR - 610 North Robert Building
671 NR - 671 North Robert Building
625 NR - 625 North Robert Building
635 NR - 635 North Robert Building
504 RC - 504 Rice Street Building
GSA - Gillette State Authority
ADM - Juvenile Treatment Center

PART I CAPITOL COMPLEX
PROJECT STATUS SUMMARY
FEBRUARY 28, 1979

	OUTSIDE CONSULTANTS		IN-HOUSE STATE STAFF	
STATUS	NUMBER	FUNDS	NUMBER	FUNDS
COMPLETED	8	651,800	20	172,307
SUBSTANTIALLY COMPLETE	2	494,700	2	143,000
UNDER CONSTRUCTION	--	6,532,685	12	1,334,100
BIDS UNDER ADVISEMENT	--	--	--	--
FUTURE BIDS	12	1,514,600	21	502,444
AWAITING REVIEW	--	--	--	--
HELD	1	1,200,000	5	53,570
CANCELLED	--	--	2	5,000
TOTALS	50	10,393,785	62	2,210,021

PROJECTS DONE WITH OUTSIDE CONSULTANTS	50	10,393,785
PROJECTS DONE WITH STATE STAFF	62	2,210,021
PROJECTS FOR WHICH SELECTION NOT MADE	4	458,091
TOTAL PROJECT WORKLOAD	116	13,061,897

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1976 - CHAPTER 347 - SECTION 2											
Subd 2: Handicapped Mod	85,000	Baker Associates	X	X	X	X	062278	X	(060479)	N	
Subd 3: Fire Marshal Mod	50,000	Environmental Eng	X	X	X	X	(031579)		(123179)	Y	combined w/1978 Ch 791 Sec 2a
Subd 5: COB Emr Lgt & Wn Sys	110,000	Environmental Eng	X	X	X	X	082577	X	(030179)	Y	supplemental work
Subd 6: Cap Sq-Perimeter Lks	50,000	Baker & Assoc	X	X	X	X	062278	X	040479	Y	
Hist Soc-Perimeter	50,000	Schwarz/Weber	X	X	X	X	112978	X	(101579)		
Subd 7: Cap Sq Frght Elevator	40,000	Baker Associates	X	X	X	X	062278	X	040479	Y	
Subd 8: Improv Hist Soc Bldg	255,000	Schwarz/Weber	X	X	X	X	112978	X	(101579)		
Subd 9: Improv Vet Serv Bldg	80,000	Baker Associates	X	X	X	X	062278	X	040479	Y	
Subd 11: Hyd Lift Maint Bldg	9,500	Baker Associates	X	X	X	X	062278	X	040479	Y	
LAWS OF 1976 - CHAPTER 348 - SECTION 2											
Subd 2: 1246 Univ remodeling	1,061,000	Freerks-Sperl-Flynn	X	X	X	X	011978	X	(011581)	N	(+1,061,000 Federal funds)
Subd 3: 117 Univ improvements	809,000	Cuningham Architects	X	X	X	X	072978	X	(061579)	N	
LAWS OF 1977 - CHAPTER 451 - SECTION 5 - ADMINISTRATION											
Ceremonial Man-Handcpd Access	10,000	Schwarz-Weber	X	X	X	X	071878	X	120178	Y	complete
Hist Soc Bldg-Handcpd Access	22,500	Schwarz-Weber	X	X	X					N	redesign
LAWS OF 1977 - CHAPTER 451 - SECTION 14 - PUBLIC LAND & BLDGS											
Iglehart Lndscp-Improv Cap Grnd	38,000	in-house	X	X	X	X	120577	X	(050179)	Y	
Leif Erikson M-Improv Cap Grnds	310,300	Gleeson-Schoenbaum	X	X	X	X	063078	X	111578	Y	complete
Exterior Sign-Improv Cap Grnds	21,000	Inter-Design	X	X	X	X	090178	X	122978	Y	complete

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1978 - CHAPTER 791 - SECTION 2											
a) Cap Complex Emergency Lght	130,000	Environmental Eng'r	X	X	X	X	(031579)		(123179)	N	awaiting CAAPB approval
b) DOT-Emergency Lighting	110,000	Environmental Eng'	X	X	X	X	071578		(040179)	Y	supplemental work
c) COB-Replace Condenser	43,600										funds trnsfrd to chiller proj
d) DOT-Dewatering System & Elec	11,660	in-house	X								
e) Cap-Smoke Detectors	39,000	Environmental Eng'r	X	X	X	X	(031579)		(123179)	Y	combined w/item a
f) Vets Bldg-Humidifier	11,555	in-house Plant Man	X	-	-	-	n/a				completed by Plnt Man staff
g) Cap-Repair Steam Lines	98,100	in-house Plant Man									funds trnsfrd to chiller proj
h) DOT-Humidifier	15,825	in-house Plant Man	X	-	-	-	n/a				completed by Plnt Man staff
i) Cap-Rewire Chandelier	29,500	Toltz-King-Duvall	X	X	X	X	100478	X	021579	Y	complete
j) General Purpose Remodeling	125,000	in-house-REM	X	-	-	-	n/a	-	(033179)	Y	handled by REM
k) Remodel Rev Office Space	125,000	in-house	X								
l) Hist Bldg-Replc Doors	16,000	in-house	X	X							
m) Hist-Rem Curators Office	1,500	in-house	X	X	X	X	122178	X	(040179)	Y	
Hist-Rem Photo Lab	63,500	in-house	X	X	X	X					awaiting response - M E work
n) Cap Refinish Golden Horses	95,000	Brooks Cavin	X	X	X				(070179)		
o) Vets Bldg-Repair Pool	22,000	in-house	X								
p) DOT-Ventilation Rm 159	4,700	in-house	X	X	X	X	080178	X	100178	Y	complete
q) DOT-Remodel Rm 159	4,300	in-house	X	X	X	X	103078	X	020179	Y	complete
r) DOT-Elevator Needs	6,000	Lerch-Bates	X	-	-	-	n/a	-			study report-complete
s) Surface Parking Lots Q & V	140,000	in-house	X	X	X	X	081878	X	121178	N	
t) Energy Agency Remodeling	90,000	in-house-REM	X	X	X	X	n/a	-	(040179)	Y	handled by REM
u) Relocate Dept of Agriculture	1,000,000	in-house-REM	X				n/a	-	(080179)	Y	handled by REM
LAWS OF 1978 - CHAPTER 792 - SECTION 2 - SUBD 2 - STATEWIDE											
COB-Handcpd Access	27,400	Drake & Sessing	X	X	X	X	021579			Y	process of award
Administration Bldg-Handcpd Acc	8,600	Drake & Sessing	X	X	X	X	021579			Y	process of award
671 N Robert-Handcpd Access	5,000	Toltz-King	X	X	X	X				Y	
Vet Serv Bldg-Handcpd Access	11,100	Drake & Sessing	X	X	X	X	021579			Y	
625 M Robert-Handcpd Access	2,700	Toltz-King	X	X	X	X				Y	
635 N Robert-Handcpd Access	3,700	Toltz-King	X	X	X	X				Y	
1246 University-Handcpd Access		Freerks-Sperl-Flynn	X	X	X	X	011978	X	(012280)	N	
504 & 506 Rice-Handcpd Access	6,600	Toltz-King	X	X	X	X					

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1978 - CHAPTER 792 - SECTION 2 - SUBD 2 - STATEWIDE											
CAP-Handcpd Access	10,400	Toltz-King	X	X	X	X	(041579)				
610 N R-Handcpd Access	6,600	Toltz-King	X	X	X	X	(041579)				
DOT-Handcpd Access	12,100	Drake & Sessing	X	X	X	X	021579			Y	process of award
CAP SQ-Handcpd Access	20,000	Drake & Sessing	X	X	X	X	021579			Y	process of award
LAWS OF 1978 - CHAPTER 792 - SECTION 4											
a) CAP-Resurface W Plaza	165,600	Brooks Cavin	X	X	X	X	072078	X	111578	Y	
b) COB-Replc Roof	192,000	Drake-Sessing	X	X	X	X	072778	X	123178	Y	complete
SAB-Replc Roof	56,000	Drake-Sessing	X	X	X	X	051978	X	082678	Y	complete
c) COB-Rebuild E Entrance	120,000	Drake-Sessing	X	X	X	X	092778	X	063079	Y	
d) HIST-Roof & Skylite Rplcmnt	200,000	Schwarz/Weber	X	X	X	X	112978	X	(100179)	Y	
e) SOB-Prelim Design & WD	1,200,000	Rafferty Rafferty	X	X							hold
f) State Office Needs Study	300,000	FSC/Hodne-Stageberg	X				n/a	-	(093079)		
g) Coal Power Plant Plans	300,000										hold til Plnt Mngmnt advises
h) Power Plant Chiller	872,000	Gausman & Moore	X	X	X	X	012579	X	(090179)	Y	
i) Remodel 117 Univ	600,000	Cuningham Arch	X	X	X	X	062978	X	(071579)	N	delayed - 3rd flr cols
j) Remodel 1246 Univ	1,109,000	Freerks/Sperl/Flynn	X	X	X	X	011978	X	(022281)	N	delayed-lack of concrete
k) Reforest & Lndscp Cap Area:	329,100	Kiley-Tyndal-Walker	X	X	-	-	n/a	-			schematics
		in-house			X	X	082578	X	111578	Y	Phase I-complete
l) Ford Block-Demol Serv Stat	25,000	in-house	X	X	X	X					hold til Spring '79
117 Univ-2nd Flr SAO Study		in-house	X	X							
F Y 1979 - MISCELLANEOUS PROJECTS											
STATE CAPITOL BUILDING:											
Governor's Reception Area	no est	in-house	X								hold
Exterior Restoration	12,000	Brooks Cavin	X	X	X						
Office Remodeling	4,300	in-house	X	X	X	X	062978	X			
Governor Suite	10,000	in-house	X	X							design submitted for approv
Toilet Remodeling Rm 211F	32,091										

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
F Y 1979 - MISCELLANEOUS PROJECTS											
State Capitol Building: (continued)											
Remod Att Gen Rms 103F & 104	20,600	in-house	X	X	X	X	101378	X	010779	Y	complete
Move Secy Senate Counter		in-house	X	X	X						drawing submitted/hold
Tunnel Remodeling	31,000										
Evergreen Irrig South Entrance	1,000	in-house	X	X							abandoned-area replanted
Interior Restoration	182,685	Brooks-Cavin	X	X	X	X	090778	X	(040179)	Y	
House of Rep Gallery Seats	95,000										hold
Cafeteria Exhaust Hood	1,000	in-house	X	X	X	X	050178	X	070078	Y	complete
Cap-A/C Rm G-2	3,000	in-house	X	X	X	X	112078	X	120278	Y	
Capitol Square Building:											
Remod Rm 614	2,000	in-house	X	X	X	X	070778	X	083178	Y	complete
Storage Rm Exit	50,134	in-house	X	X	X	X					Building Code Review
Evacuation & Warning System	40,000	Ericksen/Ellison	X	X	X	X	110678	X	(050179)	Y	
HECB Office Remodel	104,000	Stanley Fishman	X	X	X	X	030179			Y	
DOE-Remod Fls 5,6, & 7	16,570	in-house	X	X	X	X	080878	X	122378	N	awaiting reloc Library
DOE-Remod Rms 807,803-5,670-1	12,000	in-house	X	X	X	X	051678	X	120278	N	hold 8th Fl per DOE
DOE-Remd Rms 408,617,751, & LL9	28,500	in-house	X	X	X	X	083078	X	122978	Y	complete
DOE-Remod Rm 802	2,500	in-house	X	X	X	X	020178	X	070078	Y	complete
DOE-Remote Printer Elec Service	4,000	in-house	X	X	X	X	022079	X			
DOE-Remod 5th & 9th Flrs	40,000	in-house	X	X	X	X	022879				
Install Humidifiers	20,000	in-house	X				(012679)				
Rewire 7th Floor	4,300	in-house	X	X	X	X	022079		041579	Y	
State Office Building:	1,200,000	R R M & L	X	X							planning
Rm 49-Sciene & Technology Remod	1,527	in-house	X	X			013179	X		N	completed by Plnt Mgmnt
Administration Building:											
Rm G21 Office Landscape	5,000	in-house	X	X	X	X	(042779)				
Plaza Leaks	12,000	in-house	X								
Balance Ventilation System	6,100	in-house	X								
Enlarge Grnd Flr Toilet Rooms	10,000	in-house	X	X							

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
F Y 1979 - MISCELLANEOUS PROJECTS											
Centennial Bldg:											
Remod Rm 190-A	2,000	in-house	X	X	X	X	011378	X		N	contr not on job continually
Cabinets-2nd Flr	5,000	in-house	X	X	X	X	062078	X	121578	Y	complete
Computer Rm A/C	27,000	Michaud-Cooley	X	X	X	X	061578	X	092278	Y	complete
New Computer Feeder	20,000	in-house	X	X	X	X	091578	X	100178	Y	complete
Replace Ramp Doors	11,300	in-house	X	X	X	X	120977	X	101578	Y	com
DPW-Remod 4th Flr	4,700	in-house by DPW	X								
DMR-Remod Commissioner's Office	4,000	in-house	X	X	X						project cancelled
Rm 150 DOR-Sound Partition	1,800	in-house	X								
Transportation Bldg:											
Modification of Rm 818		in-house	X	X			082178				purchase order
Remod Rm 211 Door	1,400	in-house	X	X	X	X	062778	X	102478	Y	complete
Corridor Doors G-23 & B-26B	2,100	in-house	X	X	X	X	062778	X	010179	Y	complete-G-23 only
Toilet Remodeling	55,700	Toltz-King	X	X	X	X	101978	X	030179	Y	
Remodel Rm 211	4,500	in-house	X	X	-	-	n/a				cost estimate only-complete
Room B20 Sprinklers	4,000	in-house	X	X	X	X	032378	X	070078	Y	complete
A/C Rm 707	15,000	in-house	X	X	X	X	091278	X	122278	Y	complete
Room 826-Suspended Ceiling Est	1,500	in-house	X	X	-	-	n/a				estimate only
Central Motor Pool:											
Parking Lot-Jackson St	45,000	in-house	X	X	X	X	041779				
Central Stores;											
Loading Dock Adjustment	3,000	in-house	X	X	X	X	n/a				complete
Central Power Plant;											
Repair Capacitor Bank	4,000	in-house	X	X	X	X	n/a				complete
Oil Tank Replacement	34,650	in-house	X								
Tilden Bldg:											
Demolition	45,000	in-house	X	X	X	X	102378	X	040779	N	held due to weather
Landscape Corner Lot	8,000	in-house	X	X							awaiting CAAPB

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
F Y 1979 - MISCELLANEOUS PROJECTS											
Complex Grounds:											
Replace Sidewalks	20,000	in-house	X	X	X	X	071478	X	102078	N	weather conditions.
Master Site Plan Update	-	in-house	X	X	X	X	n/a	-	-		drawings only
1246 University:											
BCA Furniture Design Layout	15,000	in-house	X								

PART II STATE UNIVERSITIES
PROJECT STATUS SUMMARY
FEBRUARY 28, 1979

	OUTSIDE CONSULTANTS		IN-HOUSE STATE STAFF	
STATUS	NUMBER	FUNDS	NUMBER	FUNDS
COMPLETED	6	874,000	12	473,066
SUBSTANTIALLY COMPLETE	7	4,970,940	3	3,983
UNDER CONSTRUCTION	10	17,114,898	7	240,774
BIDS UNDER ADVISEMENT	--	--	--	--
FUTURE BIDS	17	2,946,600	28	276,000
AWAITING REVIEW	--	--	--	--
HELD	5	252,000	2	72,500
CANCELLED	--	--	--	--
TOTALS	45	26,158,438	52	1,136,323

PROJECTS DONE WITH OUTSIDE CONSULTANTS	45	26,158,438
PROJECTS DONE WITH STATE STAFF	52	1,136,323
PROJECTS FOR WHICH SELECTION NOT MADE	4	558,480
TOTAL PROJECT WORKLOAD	101	27,853,241

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1976 - CHAPTER 347 - SECTION 3 - SUBD 2											
BSU-Boiler Repair	285,000	Gausman & Moore	X	X	X	X	092777	X	(090179)	N	supplemental work
WSU-Roof Repair	65,000	W Smith	X	X	X	X	071578				hold test for moisture
MHSU-Tennis Ct	72,000	Robert Roberts	X	X	X	X	061577	X	120277	N	hold for supplement work
MHSU-Track	115,000	Robert Roberts	X	X	X	X	061577	X	120277	N	hold for supplement work
SCSU-Coal Boiler	60,000	Orr Schelen	X	X			n/a				plans and specs only
LAWS OF 1976 - CHAPTER 348 - SECTION 4											
Subd 2: Moorhead-Art Center	2,414,000	Walter Butler Co.	X	X	X	X	011178	X	100178	Y	supplemental work
Subd 3a: Bemidji-Hickory Hall	1,077,470	Griswold & Rauma	X	X	X	X	070477	X	070178	N	delivery problems
Subd 4: Preliminary Plans- Deputy & Sanford Halls	178,000	Griswold & Rauma	X	X	X	X	n/a				planning complete
Subd 5a: Mankato Campus Consol:	8,900,000										
Remodel Valley PE		Architectural All	X	X	X	X	020978	X	101879	Y	
Const Gen Purpose Bldg		Architectural All	X	X	X	X	020978	X	101879	Y	
Maint Bldg		Architectural All	X	X	X	X	020978	X	101879	Y	
Remod Wilson Lab		Architectural All	X	X	X	X	020978	X	101879	Y	
Remod Trafton Hall		Architectural All	X	X	X	X	020978	X	101879	Y	
PE Addition		Architectural All	X	X	X	X	020978	X	101879	Y	
Subd 6: Constr of Maint Bldgs:											
Bemidji Univ	245,000	Hodne/Stageberg	X	X	X	X	032378	X	010179	Y	complete
Winona Univ	245,000	Trossen & Wright	X	X	X	X	060177	X	021678	N	complete
Moorhead Univ	310,000	Dickey/Kodet	X	X	X	X	051178	X	010179	Y	
LAWS OF 1977 - CHAPTER 449 - SECTION 4											
Subd 4: Repairs & Betterment											
a. Wilson Sch-Window Repl		Wick-Kagermeier-Skaar	X	X	X	X	092178				hold: lack of funds
b. Nelson Hall-Roof Repr		Wick-Kagermeier-Skaar	X	X	X	X	090218	X	020579	Y	
c. Memorial Lib-Emer Ltg		Wick-Kagermeier-Skaar	X	X	X	X	092178				hold: lack of funds
d. Armstrong Hall-Wilson Sch Classroom Retrftng		Wick-Kagermeier-Skaar	X	X	X	X	092178	X	030579	Y	

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1978 - CHAPTER 792 - SECTION 2											
Subd 2:											
BSU	64,900	Architects 2	X								
MSU	34,650	Wick-Kagermeier	X								
MHSU	136,180	Foss-Englestad-Foss	X								
SCSU	260,370	Pauly-Olson	X								
WSU	72,380										consultant being selected
Subd 3:											
s) BSU	650,898	Foster-Jacobs & J	X				020179		(071079)		
LAWS OF 1978 - CHAPTER 792 - SECTION 9											
Subd 2: Bemidji:											
a) Remod Sanford & Deputy Halls	3,679,000	Griswold & Rauma	X	X	X	X	082478	X	(040180)	Y	
b) Construct Receiving/Wrhs	200,000	Architects II	X	X	X						
c) Automated Control System	400,000	Oftedahl-Locke	X	X	X	X	(031579)		(101079)		
Subd 3: Mankato											
a) Completion of Consolidation	3,600,000	Architectural All	X	X	X	X	020978	X	101879	Y	
b) Retrofit Trafton Cntr	207,100										
c) Plans-Conversion to Coal	250,000	Orr, Schelen, Mayeron	X	X			n/a			Y	plans & specs only
Subd 4: Moorhead:											
a) Remodel Fine Arts Center	324,000	Foss-Engelstad-Foss	X	X	X	X	032279				
b) Rehab Lommen Hall	156,000	Foss-Engelstad-Foss	X	X	X	X	(042679)				
d) Conversion to Coal-Plans	118,000	Gausman & Moore	X	X			n/a			Y	plans & specs only
Subd 5: St. Cloud											
a) Plans-Halenbeck Hall Add	213,000	Sovik-Mathre	X	X	X	X					
b) Maintenance Bldg	540,000	Pauly-Olson	X	X							
c) A/V Retrieval System	170,000										
Subd 7: SWSU OSHA Remodeling	109,000										
SWSU-Belt Guards	5,000	in-house	X							Y	

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1979 - MISCELLANEOUS PROJECTS											
Bemidji University:											
Remod Deputy & Sanford Halls	120,000	Griswold-Rauma	X	X	X	X	N A	X			Planning complete
Hickory Hall Remod	1,077,470	Griswold-Rauma	X	X	X	X	071477	X	060678	N	project over run
Reroof Stattgast Hall	57,500	in-house	X				073078				hold for add'tl funds
Swimming Pool Modifications	55,000	in-house	X	X	X	X		X	081578	Y	complete
Rewire Educational Art	30,000	in-house	X	X	X	X	101678	X	011579	Y	
Install New Scoreboard	5,000	in-house	X	X	X	X	101178		121578	Y	complete
Remod Rm 310-Sattgast Hall	6,500	in-house	X	X	X	X	102078	X	031879		
Glass Fieldhouse-Dasher Bd Rpr	11,000	in-house	X	X	X	X	102378	X	(032179)	Y	
Ed-Arts Repr Glass Block	15,000	in-house	X				(041579)				
Memorial Hall-Clerestory Repr	6,500	in-house	X				(041579)				
Reroof Bridgeman Hall	38,400	in-house	X	X	X	X	020279	X	070279	Y	
Sattgast Hall-Brick Repair	5,000	in-house	X				(041579)				
Tunnel Waterproofing	5,000	in-house	X				(041579)				
Clark Lib-Caulk Ext Frames	7,000	in-house	X				(041579)				
Ed-Arts Bldg-Remod Rm 200	18,500	in-house	X	X	X	X					
Sattgast Hall-Repair Lab Benches	12,000	in-house	X								
St. Cloud University:											
PE Bldg Vestibule	16,000	in-house	X	X	X	X	080178				
New Computer Feeder	6,000	in-house	X	X	X	X	021578	X	082078	Y	complete
New Sillcock Line	3,500	in-house	X	X	X	X	052578				
NSP Demolition	250,000	in-house	X	X	X	X	042778	X	101678	Y	complete
Reroof Fine Arts Bldg	21,102	in-house	X	X	X	X	083078	X	020979	N	weather conditions
Parking Lot	45,000	in-house	X	X	X	X	080178	X	081578		complete
Dimmer System	16,000	in-house	X	X	X	X	073077	X	120178	N	complete
Halenbeck Hall-Vestibules	16,000	in-house	X	X	X	X	082978	X	010179	Y	complete
Atwood Center-Remove Steps	3,000	in-house	X	X	X	X	122878	X			
Headley Hall-Air Purification	9,000	in-house	X				n/a		n/a		installation by Univ staff
Riverview-Rerf & Clean Seal Wal	18,000	in-house	X	X	X	X	111478	X	(061379)	Y	
Brown Hall-Clean & Seal Walls	6,500	in-house	X	X	X	X	111478	X	(061379)	Y	
Pump & Water Lines	15,066	in-house	X	X	X	X	082277	X	070078	Y	complete
Master Landscape Plan		in-house	X				n/a		(030179)		drawings only
Fine Arts-Catwalks	19,987	in-house	X	X	X	X	101178	X	030579		
Brown Hall-Ext Renovation	5,000	in-house	X	X	X	X	030779				

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1979 - MISCELLANEOUS PROJECTS											
Mankato University:											
Misc R & B Projects	70,000	Kagermeier-Skaar	X	X			041578				
Armstrong Window Replacement	34,000	Kagermeier-Skaar	X	X	X	X	040878	X			complete
Library Roof Repairs	52,000	Kagermeier-Skaar	X	X	X	X	070878	X			complete
Armstrong/Trafton Remod	92,000	Kagermeier/Skaar	X	X	X	X	062378	X	111578		
Trafton Blow-out Panel	2,000	in-house	X	X	X	X	n/a				work by University staff
1979 misc R & B Projects	89,500	Wick-Kagermeier-Skaar	X								
Master Landscape Plan	-	in-house	X				n/a		020179		drawings only
Nelson OSHA Remodeling	1,000	in-house	X								
Armstrong OSH Remodeling	500	in-house	X								
Moorhead University:											
Nemzek Hall Transformer	20,000	in-house	X	X	X	X	080377	X	083178	Y	complete
Performing Arts Transformer	20,000	in-house	X	X	X	X	100578	X	(063179)	Y	
Library Transformer	12,000	in-house	X	X	X	X	030679		(103179)	Y	
Power Plant Transformer	15,000	in-house	X								held for new power plant study
Lommen Hall Window Replacement	75,000	in-house	X								
Southwest University:											
Solar Heating	30,000	Stegner-Hendrickson	X	X	X	X	n/a		(043079)		drawings only
PE Bldg-Repr Steps & Courtyard	5,000	in-house	X	X	X						
Fine Arts-Install Humidifiers	6,000	in-house	X	X	X	X	(030279)				
7 Bldg Recaulking Study & Est	-	in-house	X								
ILC-Auto Fire Extinguishing Sys	14,000	in-house	X								
Post Office Remodeling	Est	in-house	X								
Machine Shop Wheel Chair Lift	4,000	in-house	X								
Winona University:											
Lab School Remod	30,000	in-house	X	X	X	X	041878	X	091878	Y	complete
Handicapped Elevator	25,000	in-house	X	X	X	X					
Photo Lab Ventilation	12,000	in-house	X	X	X	X	022379		(061579)	N	
A/C Somsen Hall	15,000	in-house	X	X	X	X	060678	X	122378	Y	complete
F/A Somsen Hall	6,000	in-house	X	X			(063079)				
Undergrnd Steamline Repair	22,881	in-house	X	X	X	X	102078	X	(010179)	N	pipe delivery problems
Phelps Hall-Eaves & Downspouts	15,000	in-house	X								
Mark Street Parking Lot	Est	in-house	X								

PART III COMMUNITY COLLEGES
PROJECT STATUS SUMMARY
FEBRUARY 28, 1979

	OUTSIDE CONSULTANTS		IN-HOUSE STATE STAFF	
STATUS	NUMBER	FUNDS	NUMBER	FUNDS
COMPLETED	9	3,046,070	14	210,809
SUBSTANTIALLY COMPLETE	3	296,500	3	160,710
UNDER CONSTRUCTION	2	1,072,062	4	332,700
BIDS UNDER ADVISEMENT	--	--	1	36,000
FUTURE BIDS	38	11,570,657	16	217,794
AWAITING REVIEW	--	--	5	62,000
HELD	--	--	--	--
CANCELLED	--	--	1	95,000
TOTALS	52	15,985,289	44	1,105,013

PROJECTS DONE WITH OUTSIDE CONSULTANTS	52	15,985,289
PROJECTS DONE WITH STATE STAFF	44	1,105,013
PROJECTS FOR WHICH SELECTION NOT MADE	1	7,400
TOTAL PROJECT WORKLOAD	97	17,097,702

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1976 - CHAPTER 347 - SECTION 4											
Lakewood-leaking wall repair	15,000	in-house	X	X	X	X	041378	X	081178	Y	complete
Lakewood Remod Lib & Admin Off	51,500	Myers & Bennett	X	X	X	X	060178	X	013179	N	
Metropolitan site work	259,227	Ellerbe	X	X							orig agreement cancelled
Met Demolition	57,210	in-house	X	X	X	X	050278	X	101978	N	insur expired-Bond Co assume
Pipe Covering	2,909	in-house	X	X	X	X	062178	X	070078	Y	complete
LAWS OF 1976 - CHAPTER 348 - SECTION 5											
Subd 1:											
Metro CC prelim plan	50,000	Bentz/Thompson	X	X	-	-	N A		081578		final report complete
Lakewood CC	2,497,870	Myers & Bennett	X	X	X	X	080277	X	080178	Y	complete
Rainy River CC	253,000	Architects 2	X	X	X	X	050577	X	080178	Y	complete
LAWS OF 1976 - CHAPTER 348 - SECTION 11 - BUILDING CONTINGENCY REPORT											
Rochester C C-Emergency Repairs	40,000	Pieper-Richmond	X	X	X	X	110377	X	061278	Y	complete
LAWS OF 1978 - CHAPTER 791 - SECTION 6											
Road Repr Lndscp Remod & Maint:											
N Hennepin Remod & Expand Parking Areas	200,000	Schoell & Madson	X	X	X	X	072178	X	092278	N	delivery delays
Rochester Remod & Expnd Prkg	170,424	Peiper Richmond	X	X			011579		(060179)	Y	testing & survey done
Normandale Repr Prkg Surface	43,200	Schoell & Madson	X	X	X	X	082078	X	101978	Y	complete
Rainy River-Repr Rds & Prkg	95,000	in-house	X	X	-	-					project cancelled

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1978--CHAPTER 792 - SECTION 2 - STATEWIDE											
Subd 2: Handicapped Access											
Anoka C C	19,894	in-house	X	X	X						
Austin C C	9,800	Pieper-Richmond	X								
Brainerd C C	8,800	Stegner-Hendrickson	X								
Fergus Falls C C	36,900	Traynor-Hermanson	X								
Hibbing C C	40,750	Robert Sandberg	X								
Inver Hills C C	25,050	in-house	X	X	X						
Itasca C C	32,880	Architects IV	X								
Mesabi C C	8,500	Architects IV	X								
Metropolitan C C	23,200	in-house	X	X	X		(051579)				
Normandale C C	21,300	in-house	X	X	X		(051579)				
No Hennepin	7,850	in-house	X	X	X						
Northland C C	7,400										consultant being selected
Rainy River C C	1,600	D E Stanius	X								
Rochester C C	86,700	Pieper Richmond	X								
Vermilion C C	600	D E Stanius	X								
Willmar C C	51,100	Traynor-Hermanson									
Worthington C C	17,015	Stegner-Hendrickson	X								
Subd 3: Energy Conservation											
Anoka Ramsey C C	95,878	Environmental Eng'r	X				(060179)		(110979)		
Austin C C	19,901	Rieke-Carrol-Mueller	X				(060179)		(110979)		
Brainerd C C	31,134	Oftedahl-Locke	X				(060179)		(110979)		
Fergus Falls C C	14,028	Oftedahl-Locke	X				(060179)		(110979)		
Hibbing C C	46,450	Oftedahl-Locke	X				(060179)		(110979)		
Inver Hills C C	61,830	Environmental Eng'r	X				(060179)		(110979)		
Itasca C C	38,386	Oftedahl-Locke	X				(060179)		(110979)		
Lakewood C C	256,722	Ericksen-Ellison	X				(060779)		(110979)		
Mesabi C C	50,623	Oftedahl-Locke	X				(060179)		(110979)		
New Gym Light Retrofit	8,400	in-house	X	X	X	X	063078	X	011079	Y	complete

APPROPRIATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1978 - CHAPTER 792 - SECTION 2-STATEWIDE											
Subd 3: Energy Conservation											
Metropolitan C C	2,705	Environmental Eng'r	X				(060179)		(110979)		
Normandale C C	66,725	Environmental Eng'r	X				(060179)		(110979)		
Northland C C	5,146	Oftedahl-Locke	X				(060179)		(110979)		
North Hennepin C C	73,165	Environmental Eng'r	X				(060179)		(110979)		
Rainy River C C	14,011	Oftedahl-Locke	X				(060179)		(110979)		
Rochester C C	53,682	Rieke-Carrol-Mueller	X				(060179)		(110979)		
Willmar C C	1,443	Rieke-Carrol-Mueller	X				(060179)		(110979)		
Worthington C C	16,746	Rieke-Carrol-Mueller	X				(060179)		(110979)		
Vermilion C C	4,315	Oftedahl-Locke	X				(060179)		(110979)		
Comm College Auto Center	15,000	O D Billings	X				n/a		n/a		study & report
LAWS OF 1978 - CHAPTER 792 - SECTION 10											
Inver Hills Constr & Equip	2,311,000	Griswold & Rauma	X	X	X	X	(040679)			Y	
Metropolitan Constr & Equip	3,454,250	Bentz/Thompson	X	X	X	X	010479			Y	one bridge
Vermilion Constr & Equip	585,000	Architectural Res	X	X	X	X	092778				(+270,000 from IRRB)
Normandale Constr & Equip	2,987,716	Armstrong-Torseth	X	X	X	X	(031079)			Y	
Itasca Constr & Equip	25,000	Val Michelson	X	X	-	-	n/a	-	-	Y	study only-complete
F Y 1979 - MISCELLANEOUS PROJECTS											
ARCC-Reroof Fine Arts Bldg	20,000	in-house	X	X	X	X	100478	X	122279	Y	complete
ARCC-Site Work	420,000	Wehrman-Chapman Assoc	X	X			021579				
ARCC-Ramp Repairs	23,000	Griswold-Rauma	X	X	X	X	051777	X		N	bonding co take over
AUCC-Sign Exterior	25,500	in-house	X	X	X	X	062378	X	021579	N	time extension requested
AUCC-Exterior Sign	15,000	S/H/McNutt	X	X	X	X	062777	X	070078	Y	complete
BCC-Parking Lot Dev	49,000	in-house	X	X	X	X	(041879)				rebid-too high
HCC-Planetarium	1,049,062	Sandberg	X	X	X	X	111077	X	(040779)	N	delivery delays
IHCC-A/C Unit New Feeders	2,500	in-house	X	X							
IHCC-Roof Eave Ice Removal	5,000	in-house	X	X							

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
F Y 1979 - MISCELLANEOUS PROJECTS											
ITCC-Raquetball Courts	50,000	in-house	X	X	X						awaiting decision of C C B
ITCC-Athletic Fields	45,000	Robert Y. Sandberg	X	X	X	X	101577	X	091278	Y	
ITCC-Directories	3,000	in-house	X	X	X	X					awaiting C C B response
ITCC-Art Lab Remodeling	8,900	in-house	X	X	X	X	020878	X	083178	Y	
ITCC-Library Remodeling	10,000	in-house	X	X	X	X	(030179)		(041579)		
LCC-Landscape Plan Phase V	130,000	Myers-Bennett	X	X	X	X	021579				
LCC-Parking Lot Lighting Repr	3,000	in-house	X	X	X	X		X			complete
LCC-Entry Road	43,000	DOT	X	X	X	X	052678	X			
LCC-New Electric Service	10,000	in-house	X	X	X	X	052378	X	071578	Y	complete
LCC-Stairway Plantings, etc	4,000	in-house	X	X	X	X	030378	X	070078	Y	complete
LCC-Roadway Lighting	4,000	in-house	X	X			(041579)		(063079)	Y	
LCC-Master Plan Update	-	in-house	X	X							drawings only
MSBCC-Handicap Prking & Sitewrk	92,620	Architect IV	X				(031579)				
NRMCC-Re-roof Phase IV	50,000	in-house	X	X	X	X	050378	X	073078	Y	complete
NRMCC-Stage Storage Mezzanine	25,000	in-house	X	X	X	X	120178		051779		
NRMCC-Parking Lot Tree Placemnt	6,000	in-house	X	X	X	X	101678	X	111378	Y	complete
NRMCC-Interior Water Damage	6,000	in-house	X	X	X	X	040478	Y	070078	Y	complete
NRMCC-Fireplace Draft Fan	1,000	in-house	X								
NRMCC-Kiln Exhaust Remodeling	1,000	in-house	X								
NRMCC-Gym Reroofing	5,000	in-house	X								
NHCC-Student Center Moisture	15,000	M/W/A									under investigation
NHCC-Berms & Dredging	17,000	in-house	X	X	X	X	090277	X			complete
NHCC-Irrigaton System	30,000	in-house	X				040179				
NLCC-Vehicle Storage	30,000	in-house	X	X	X	X	011178	X	080978		complete
NLCC-Directories	3,000	in-house	X	X	X	X					awaiting CCB response
NLCC-Athltc Field Fncng & Gates	3,000	in-house	X								estimate $4,100

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
F Y 1979 - MISCELLANEOUS PROJECTS											
RRCC-Strge & Mntnce Addtn	20,000	Architects 2	X	X	X	X	050577	X	031578		complete
RRCC-Re-roof	94,600	in-house	X	X	X	X	081078	X	012979	Y	
RochCC-Remodel Room 205	8,500	in-house	X	X	X	X	021678	X	123178	Y	completed
RochCC-Remod Food Service	10,000	in-house	X	X	X	X	041579				
RochCC- Reroof	102,000	Pieper/Richmond	X	X	X	X	110377	X	070078	Y	complete
VerCC-Directories	3,000	in-house	X	X	X						awaiting C C B response
VerCC-Storage Building	36,000	in-house	X	X	X	X	100178				exceeds funds bids rejected
WilCC-Venicle Storage Bldg	35,000	in-house	X	X	X	X	050278	X	100578	N	complete
WilCC-Directories	3,000	in-house	X	X	X						awaiting C C B response
WorCC-Site Development & Court	229,200	in-house	X	X	X	X	031478	X	(060179)	Y	

PART IV PUBLIC WELFARE
PROJECT STATUS SUMMARY
FEBRUARY 28, 1979

	OUTSIDE CONSULTANTS		IN-HOUSE STATE STAFF	
STATUS	NUMBER	FUNDS	NUMBER	FUNDS
COMPLETED	12	2,583,820	20	467,994
SUBSTANTIALLY COMPLETE	27	8,170,550	7	310,978
UNDER CONSTRUCTION	13	3,389,792	9	556,161
BIDS UNDER ADVISEMENT	--	--	--	--
FUTURE BIDS	43	17,063,711	17	928,130
AWAITING REVIEW	--	--	--	--
HELD	--	--	1	20,000
CANCELLED	--	--	1	8,000
TOTALS	95	31,207,873	55	2,291,263

PROJECTS DONE WITH OUTSIDE CONSULTANTS	95	31,207,873
PROJECTS DONE WITH STATE STAFF	55, ...	2,291,263
PROJECTS FOR WHICH SELECTION NOT MADE	--	--
TOTAL PROJECT WORKLOAD	150	33,499,136

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1976 - CHAPTER 347 - SECTION 7											
Subd 2: ASH-Plnt Repr & Renvtn	262,000	Horty Elving	X	X	X	X	102778	X	082978	Y	complete
BSH-Plnt Repr & Renvtn	58,000	Rafferty-Rafferty	X	X	X	X	083177	X	110278	N	partially complete
CSH-Plnt Repr & Renvtn	130,000	Robert Hanson	X	X	X	X	020278	X	122578	Y	
FSH-Plnt Repr & Renvtn	15,000	David T. Runyon	X	X	X	X	090177	X	111578	Y	
FFSH-Plnt Rpr & Renvtn	25,000	Roger Keiser	X	X	X	X	090977	X	092678	Y	complete
MLSH-Plnt Rpr & Renvtn	15,000	Gordon Metcalf	X	X	X	X	121477	X	012679	Y	
RSH-Plnt Repr & Renvtn	148,000	Spaulding Engineering	X	X	X	X	082677	X	113078	Y	
SPSH-Plnt Rpr & Renvtn	42,750	A E I Design	X	X	X	X	062878	X	090678	Y	
AGCH-Plnt Rpr & Renvtn	140,000	Bass Associates	X	X	X	X	122277	X	112078	Y	
BRAILLE-Plnt Rpr & Ren	55,000	A J Berreau	X	X	X	X	090877	X	100178	Y	complete
Subd 4: FSH-Demol Ivy Bldg	50,000	in-house	X	X	X	X	072078	X	111278	Y	complete
LAWS OF 1976 - CHAPTER 348 - SECTION 7											
Subd 2: WSH-Constr New Bldgs	2,000,000	Hammel/Green	X	X	X	X	100677	X	042579	Y	
ASH-Constr New Bldgs	1,500,000	Close Assoc	X	X	X	X	030879			Y	
Subd 3: ASH-Life Safety	350,000	Horty Elving	X	X	X	X	102778	X	082978	Y	complete
BSH-Life Safety	400,000	Rafferty Rafferty	X	X	X	X	083177	X	110278	N	partially complete
CSH-Life Safety	850,000	Robert Hanson	X	X	X	X	020278	X	122578	Y	
FSH-Life Safety	659,620	David T Runyon	X	X	X	X	090177	X	111578	Y	
FSH-Life Safety	340,000	A J Berreau	X	X	X	X	022477	X	070078	Y	complete
FFSH-Life Safety	600,000	Roger Keiser	X	X	X	X	090977	X	092678	Y	complete
MLSH-Life Safety	730,000	Gordon Metcalf	X	X	X	X	121477	X	012679	Y	
RSH-Life Safety	634,000	Spaulding Eng'r	X	X	X	X	082677	X	113078	Y	
SPSH-Life Safety	430,000	A E I Design	X	X	X	X	062877	X	090678	Y	
AGCH-Life Safety	153,000	Bass Assoc	X	X	X	X	122277	X	112078	Y	

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1976 - CHAPTER 348 - SECTION 7											
Subd 4: ASH-Remod & Renovtn	150,000	Horty Elving	X	X	X	X	102777	X	082978	Y	complete
BSH-Remod & Renovtn	1,245,000	Rafferty Rafferty	X	X	X	X	083177	X	110278	N	partially complete
CSH-Remod & Renovtn	590,000	Robert Hanson	X	X	X	X	020278	X	122578	Y	
FSH-Remod & Renovtn	355,180	David T. Runyon	X	X	X	X	090177	X	111578	Y	
FSH-Remod & Renovtn	294,820	A J Berreau	X	X	X	X	092477	X	070078	Y	complete
FFSH-Remod & Renovtn	200,000	Roger Keiser	X	X	X	X	090977	X	092678	Y	
MLSH-Remod & Renovtn	85,000	Gordon Metcalf	X	X	X	X	121477	X	012679	Y	
RSH-Remod & Renovtn	150,000	Spaulding Eng'r	X	X	X	X	082677	X	113078	Y	
SPSH-Remod & Renovtn	185,000	A E I Design	X	X	X	X	062877	X	090678	Y	
AGCH-Remod & Renovtn	160,000	Bass Asoc	X	X	X	X	122277	X	112078	Y	
Subd 5: BSH-A/C	42,000	Rafferty Rafferty	X	X	X	X	083177	X	110278	N	complete
CSH-A/C	125,000	Robert Hanson	X	X	X	X	020278	X	122578	Y	complete
FSH-A/C	250,000	David T.Runyon	X	X	X	X	090177	X	111578	Y	
FFH-A/C	70,000	Roger Keiser	X	X	X	X	090977	X	092678	Y	
MLSH-A/C	40,000	Gordon Metcalf	X	X	X	X	121477	X	012679	Y	
RSH-A/C	185,000	Pieper-Richmond	X	X	X		052179				
SPSH-A/C	70,000	A E I Design	X	X	X	X	062877	X	090678	Y	
LAWS OF 1977 - CHAPTER 455 - SECTION 2											
Subd 4: Hospitals-Road Repair & Replacement	1,318,514										included in misc project to extent involvement requested
Nursing Homes-Road Repair & Replacement	128,810										included in misc. project to extent involvement requested

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1978 - CHAPTER 791 - SECTION 10											
Furniture	350,000	in-house by DPW	-	-	-	-	n/a				purchase through Procurement
Carpeting	132,000	in-house by DPW	-	-	-	-	n/a				purchase through Procurement
ASH-new construction	150,000	Close Assoc	X	X	X	X	011579				
ASH-demolition Burns Bldg.	100,000	in-house	X	X	X	X	120778				
LAWS OF 1978 - CHAPTER 792 - SECTION 2											
Subd 2: AGCH-Handcpd Access	32,000	Bass Assoc	X	X							
ASH-Handcpd Access	92,600	Horty-Elving	X	X							
BSH-Handcpd Access	40,000	Rafferty-Rafferty	X	X							
CSH-Handcpd Access	163,500	Robert Hanson	X								
FSH-Handcpd Access	222,250	Runyon & Assoc	X								
FFSH-Handcpd Access	125,000	Roger Keiser	X	X							
MLSH-Handcpd Access	130,000	Gordon Metcalf	X								
OTSH-Handcpd Access	105,095	Centrum Architects	X	X							
RSH-Handcpd Access	65,000	Spaulding Eng'r	X	X	X	X	(032579)				
SPSH-Handcpd Access	150,000	AEI Design	X	X	X						
WSH-Handcpd Access	150,000	Armstrong-Torseth	X	X	X		(033179)				
Subd 3: CSH-Energy Consvtn	90,292	Jos V Edeskuty	X	X	X	X	012579	Y	(071079)		
SPSH-Energy Consvtn	225,860	AEI Design	X	X	X	X	(033079)	Y	(071079)		
RSH-Energy Consvtn	180,060	Rieke-Carrol Mueller	X	X			(033079)	N	(071079)		

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1978 - CHAPTER 792 - SECTION 15											
a) St Peter Security Hospital	8,700,000	Hammel-Green	X	X	X						
b) Life Safety:	2,000,000										
ASH-Miller Bldg	140,000	Horty-Elving Assoc	X	X	X	X	051878	X	030879	Y	
BSH	51,000	Rafferty Rafferty	X	X	X	X	(060179)				
CSH-Cttgs 3,4,5,9,12,& Delwd	204,000	Robert Hanson	X	X	X	X	030279				
FSH-Mohawk Cottage	138,000	David T Runyon	X	X	X	X	(041579)				
FSH-Seneca Cottage	94,000	A J Berreau	X	X	X	X	(041579)				
FFSH	324,000	Roger Keiser	X	X	X	X	(033079)				
MLSH-Cottage 10	120,000	Gordon Metcalf	X	X	X	X	(051579)				
RSH	377,000	Spaulding Eng'r	X	X	X	X	(033079)				
St Peter H	100,000	A E I Design	X	X	X	X	(033079)				
WSH	70,000	Armstrong Torseth	X	X	X	X	(021579)				
AGCH	209,000	Bass Assoc	X	X	X	X	033078	X	(070179)	Y	
OTNH-Bldgs 12,13 & 14 Sprnk	172,500	in-house	X	X			(030179)				
c) Remod & Renovt:	2,700,000										
ASH	65,000	Horty Elving	X	X	X	X	051878	X	030879	Y	
BSH	615,000	Rafferty Rafferty	X	X	X	X	(060179)				
CHS-Bldg 8 & Infirmary	575,000	Robert Hanson	X	X	X	X	(030279)				
FSH-Mohawk Cottage	258,500	David T. Runyon	X	X	X	X	(041579)	X			
FSH-Seneca Cottage	176,500	A J Berreau	X	X	X	X	(042879)				
FFSH	105,000	Roger Keiser	X	X	X	X	(033079)				
MLSH-Cottage 10	330,000	Gordon Metcalf	X	X	X	X	(051579)				
RSH	100,000	Spaulding Eng'r	X	X	X	X	(033079)				
St Peter H	250,000	A E I Design	X	X	X	X	(033079)				
WSH	85,000	Armstrong Torseth	X	X	X	X	(033079)				
AGCH	125,000	Bass Asoc	X	X	X	X	092878	X	070179	Y	
OTNH-Generator	15,000	in-house	X	X	X	X	(030179)				
d) Air Conditioning	800,000										
ASH-	130,000	Horty-Elving	X	X	X	X	051878	X	030879	Y	
BSH-	45,000	Rafferty Rafferty	X	X	X	X	(060179)				
FSH-Birch Cottage A/C	275,000	A J Berreau	X	X	X	X	(042879)				
MLH-Sickbay in 8	30,000	Gordon Metcalf	X	X	X	X	(030579)				
RSH-	85,000	Pieper Richmond	X	X	X	X	(041079)				
St Peter H-	125,000	A E I Design	X	X			(033079)				

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1978 - CHAPTER 792 - SECTION 15											
e) Power Plants:	1,650,000										
Willmar Hospital-Solar	225,000	Hammel Green	X	X	X	X	(050179)	X	022178	Y	
FSH-Coal Fired Boiler Conv	315,000	Toltz King Duvall	X	X	X		n/a				plans & specs only
f) General Projects:											
ASH-Reroof Auditorium	8,500	in-house	X								for additional funds
BSH-Reroof cottages 1,2,5,6	47,100	in-house	X	X	X	X	110378	X	(073179)	Y	awarded
CSH-Reroof Boswell & McBroom	212,350	in-house	X	X	X	X	090878	X	(040179)	N	weather conditions
FSH-Reroof Birch Cottages	38,500	in-house	X								additional funds required
FFSH-Roof Repairs	50,000	in-house	X	X	X	X					work by institution staff
MLSH-Cot 8 & Maint Reroof	115,000	in-house	X	X	X	X	(092078)	X	060879	Y	
Rochester Hospital	95,000	Pieper-Richmond	X	X							
SPSH-Tkpt Old Main/Johnson	45,000	in-house	X	X	X	X	062878	X	(050179)	Y	
SPSH-Repair Sewer Line-Phelps	5,000	in-house	X	X	X	X	021579	X		Y	
Ah-Gwah-Ching Home	15,000	Bass Associates	X	X	X	X	092878	X	070179	Y	
OTNH-Reroofingme	65,000	in-house	X	X	X	X	072878	X	(040179)	Y	
Willmar Hospital	140,000	Hammel Green	X	X	X	X	100677	X	022179		to complete new building
F Y 1979 - MISCELLANEOUS PROJECTS											
AGCH-Boiler Plant Renovation I	190,000	O S M	X	X	X	X	102077	X	021778	Y	complete
AGCH-Boiler Plant Renovation II	245,000	O S M	X	X	X	X	081578	X	090179	Y	
AGCH-Beautification Projects	26,969	in-house	X	X	X	X	n/a	-	070178	Y	drawings & est only-complete
ASH-Miller Bldg Entrance Remod	10,000	in-house	X	X	X	X	041578	X	081578	Y	complete
ASH-New Kitchen Cabinet (Steel)	17,000	in-house	X	X	X	X	062978	X	031979	Y	
ASH-Chimney Repair	7,000	in-house	X	X	X	X	062878	X	092978	Y	complete
ASH-Boiler Controls	8,000	in-house	X								abandoned short of funds
ASH-Retaining Wall	13,000	in-house	X	X	X	X	060278	X	080178	Y	complete
ASH-Repair Generator	12,000	in-house	X	X	X	X	011679	X	013079	Y	emergency fund complete
ASH-Beautification Projects	54,000	Ted Harris	X	X	X		n/a	-	(051579)	Y	drawings & estimate only

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
F Y 1979 - MISCELLANEOUS PROJECTS											
BSH-Oil Storage Tank	50,000	in-house	X	X	X	X	081778	X	120178	Y	complete
BSH-Oil Recovery	12,000	in-house	X	X	X	X	041578	X	070078	Y	complete
BSH-Beautification Projects	60,825	in-house	X	X	X	X	n/a	-	070178	Y	drwngs & estimte only complete
CSH-Sewage Lift Station	24,000	in-house	X	X	X	X	081778	X	102578	Y	
CSH-Attic Insulation-Bldg	8,000	in-house	X	X	X	X	060178	X	090178	Y	complete
CSH-Smoke Stack Inspection	1,800	in-house	X	X	X	X	092078	X	011079	Y	complete
CSH-Smoke Sack Renovation		in-house	X								
CSH-Beautification Projects	50,456	in-house	X	X	X	X	n/a	-	070178	Y	drwngs & estimte only complete
FSH-Demolition Ivy Bldg.	38,810	in-house	X	X	X	X	072678	X	111278	Y	
FSH-New Conduit & Steam Lines	34,883	in-house	X	X	X	X	091578	X	021679	Y	
FSH-Beautification Projects	63,346	Hemming	X	X			n/a	-			drwngs & estimate only
DEAF: Reroof Service Bldg Gar	3,850	in-house	X	X	X	X	112078	X	021279	Y	complete
FFSH-Remodel Store Elevator	49,711	in-house	X	X	X	X	063078	X	(041579)		
FFSH-Beautification Projects	26,000	in-house	X	X	X	X	n/a	-	070178	Y	drwngs & estmte only-complete
MLSH-Decorating Plan	5,000	in-house	X	X	X	X	N A				labor by institution
MLSH-Smokestack Demolition	12,000	in-house	X	X	X	X	090678		121478	Y	complete
MLSH-Paint Water Tower	20,000	in-house	X	X	X	X	090678		(050179)		hold til Spring 1979
MLSH-Beautification Projects	67,094	in-house	X	X	X	X	n/a	-	080178	Y	drwngs & est only-complete
OTNH-Beautification Projects	25,000	in-house	X	X	X	X	n/a	-	070178	Y	drwngs & est only-complete
RSH-Obsrvtn Rm Remod P S 3 Bldg	34,000	Peiper-Richmond	X	X	X	X	020978	X		N	material delivery delays
RSH-Re-roof P S - 1	9,000	in-house	X	X	X	X	080378	X	110478	N	material delivery delays
RSH-Water Well	9,000	in-house	X	X	X	X	010578	X			awaiting supplemental work
RSH-Generator Installation	125,000	in-house	X	X	X	X	022578	X	(053179)		awaiting removal exist units
RSH-Sidewalk Repair	30,000	in-house	X	X	X	X	101278	X	103078		
RSH-Repair & Modernize Switchbd	65,000	Pfeifer-Schultz	X	X	X	X	012379	X	(063079)	Y	
RSH-Beautification Projects	45,500	Howe-Hagedorn	X	X			n/a	-			drwngs & est only
RSH-Maint Bldg Demolition	12,000	in-house	X	X	X	X	(033079)				awaiting removal of artifacts

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
F Y 1979 - MISCELLANEOUS PROJECTS											
SPSH-Warehouse Roof Repair	2,500	in-house	X								
SPSH-Jonson H Roof Repairs	312	in-house	X								
SPSH-Shantz H & Security Remdl	150,000	A E I Design	X	X	X	X	011978	X	070078	Y	complete
SPSH-Attic Insulation-Bldgs	6,000	in-house	X	X	X	X	060178	X	090178	Y	complete
SPSH-Attic Ventilation-Bldgs	5,000	in-house	X	X	X	X	060178	X	090178	Y	complete
SPSH-Replace damaged cable	13,000	AEI Design	X	X	X		020179		(063079)	Y	request addtnl funds
SPSH-Sunrise Bldg-New Rf Drains	4,200	in-house	X	X	X	X	093178				
SPSH-Beautification Projects	105,150	in-house	X	X	X	X	n/a	-	020179	Y	drwng & estmt only
SPSH-Bldg 30 Demolition		in-house	X	X							
SPSH-Green Acres Roof Repair	4,118	in-house	X								
WSH-Emergency Power	21,000	in-house	X	X	X	X	022878	X	111678	N	complete
WSH-Beautification Projects	69,135	in-house	X	X	X	X	n/a	-	020179	Y	drwngs & est only
WSH-Rehab Ctr Parking Lot	28,500	in-house	X	X	X	X	040579				
WSH-Deepwell Pump #4 Repair	5,000	in-house	X								

PART V CORRECTIONS
PROJECT STATUS SUMMARY
FEBRUARY 28, 1979

	OUTSIDE CONSULTANTS		IN-HOUSE STATE STAFF	
STATUS	NUMBER	FUNDS	NUMBER	FUNDS
COMPLETED	12	3,077,000	15	585,550
SUBSTANTIALLY COMPLETE	3	318,750	3	91,725
UNDER CONSTRUCTION	5	21,767,090	12	241,248
BIDS UNDER ADVISEMENT	--	--	--	--
FUTURE BIDS	19	3,417,603	36	842,941
AWAITING REVIEW	--	--	--	--
HELD	3	273,000	3	97,000
CANCELLED	--	--	3	20,200
TOTALS	42	28,853,443	72	1,878,664

PROJECTS DONE WITH OUTSIDE CONSULTANTS	42	28,853,443
PROJECTS DONE WITH STATE STAFF	72, ...	1,878,664
PROJECTS FOR WHICH SELECTION NOT MADE	1	454,541
TOTAL PROJECT WORKLOAD	115	31,186,648

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1976 - CHAPTER 347 - SECTION 8											
Subd 2: Plant Repairs & Rnvtn:											
Mn State Prison	411,000	Gauger-Parrish	X	X	X	X	101377	X	070078	Y	complete
Reformatory for Men	154,000	in-house	X	X	X	X	050777	X	070178	Y	complete
MHS-Phase I Remod	47,800	in-house	X	X	X	X	042578	X	121178	N	awaiting fixtures
MHS-Phase II remod	18,700	in-house	X								awaiting program
Training School	151,000	Lindberg-Pierce	X	X	X	X	090877	X	120178	Y	complete
Willow River	175,000	Rieke-Carroll-Mueller	X	X	X	X	071477	X	070078	Y	complete
Thistledew	50,000	Rieke-Carroll-Mueller	X	X	X	X	032278	X	050179	N	delayed til Spring
Subd 3:											
Maximum Security Inst	800,000	Winsor Faricy	X	X	X	X	n/a				complete planning only
Subd 4: OSHA & Fire Code Cmpl											
STSB Smoke Detection	30,000	Lindberg-Pierce	X	X	X	X	090877	X	120178	Y	complete
MTC-Basement Exit	40,000	Cottle-Herman	X	X	X	X	030879			Y	
Mn State Prison	90,000	Gauger-Parrish	X	X	X	X	070777	X	070078	Y	complete
Women's Reformatory	60,000	in-house	X	X	X	X	011378	X	070078	Y	complete
LAWS OF 1976 - CHAPTER 348 - SECTION 8											
Subd 2: Sec Mod Cnstr & Remod:											
Training School	100,000	Lindberg-Pierce	X	X	X	X	090877	X	121578	Y	complete
Men's Reformatory	920,000	Pink-Levin	X	X	X	X	090777	X	070178	Y	complete
LAWS OF 1976 - CHAPTER 348 - SECTION 11 - BUILDING CONTINGENCY ACCOUNT											
SCYC-Sewer Impr	25,000	Rieke-Carroll-Mueller	X	X	X	X	030578	X	111578	Y	complete
MSP-Boiler Pollution Repairs	150,000	Pfeifer & Schultz	X	X	X	X	072877	X	093078	N	complete

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1977 - CHAPTER 451 - SECTION 1											
Subd 1: New High Sec Prison:	20,800,000										
Rough Site Grading		Winsor-Faricy	X	X	X	X	101777	X	081578	Y	complete
Reinforcing Steel		Winsor-Faricy	X	X	X	X	082278	X	102179	Y	
Site Utilities		Winsor-Faricy	X	X	X	X	082478	X	040179	Y	
Concrete Shell		Winsor-Faricy	X	X	X	X	092178	X	(123179)	Y	
Subd 2: Prelim Plans Med Sec Prison	100,000	Bissel-Blair-Green	X	X	-	-	n/a	-	021578	Y	report only-complete
Subd 3: Study Alternative Methods Heating	50,000	in-house									under advisement
LAWS OF 1977 - CHAPTER 451 - SECTION 5											
Thistledew Camp-Handcpd Access	30,000	in-house	X	X	X	X	063079			N	
LAWS OF 1977 - CHAPTER 455 - SECTION 4											
Subd 4: Reprs & Replacmnt	454,541						n/a				included in misc proj to extent involvement requested
LAWS OF 1978 - CHAPTER 791 - SECTION 9											
a) MSP-Planning Renvtn	235,000	Bissell-Belair-Green	X	X	-	-	n/a		021579	Y	report only
b) Security:											
MSP-Lock Repairs	40,000	in-house									
MSRM-"E" Locks	336,000	Wemlinger-Remely	X	X	X	X	021479			Y	
MCIW-Sec Windows & Fence	43,000	Walter Butler Co	X	X	X	X	(050179)			Y	held under legis advisement

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1978 - CHAPTER 792 - SECTION 14											
a) Safety & Health:											
State Prison-Inst	200,000	Gauger-Parrish Inc	X	X			(040179)			Y	
State Prison-Industries	545,810	Gauger-Parrish Inc.	X	X			(040179)			Y	
Men's Reformatory	274,690	Wemlinger-Remely Arch	X	X	X	X	112378	X	(061579)	Y	
Mn Correctional Facility	230,000	Cottle-Herman	X	X	X	X	(030879)			Y	
State Training School	77,270	Lindberg-Pierce	X	X			(050179)			Y	
MHS-Ext Fire Escapes (6 Cot)	3,600	in-house	X	X	X	X		X	(041579)	Y	
MHS-Smoke Detectors	2,000	in-house	X				n/a				installed by institution staff
MHS-Sprnklr Sinclair & Morse	2,800	in-house	X								project cancelled
MHS-Kit Exh Fans (6 Cot)	12,600	in-house	X	X	X	X	021679	X		N	delivery delays
Women's Correction Inst	200,000	Walter Butler Co	X	X	X		(050179)			Y	held under legis advisement
Contingency	51,230										
b) Renovations:											
MSP-Expand Visiting Room	38,648	in-house	X	X	X	X	(040179)	X		Y	roof & brick facing under constr
MSP-Replace Ind Elevators	392,400	Gauger Parrish	X	X	X	X	100178	X		Y	
MSP-Renovations	167,720	Gauger-Parrish	X	X			(040179)				
MSRM-Divide Dining	5,000	in-house	X	X	-	-	n/a				by instituion personnel
MSRM-New Windows-Industry	10,000	in-house	X	X	X	X	090178	X	(061579)	Y	partially complete
MSRM-Renovate Truck Gate	28,000	in-house	X	X	X	X	090178	X	(061579)	Y	partially complete
MTC-B Building Modifications	200,000	Cottle-Herman	X	X	X	X	(030879)		(121579)	Y	
MCIW-Remodel Sanford Hall	30,000	Walter Butler Co.	X	X	X		(050179)			Y	held under legis advisement
MCIW-Storm Sewers	73,150	in-house	X	X			(060179)			Y	municipal assessment
STSB-Grinnell Cottage Remod	152,600	Lindberg-Pierce	X	X			(050179)			Y	
c) Power Plants:											
Minnesota State Prison	1,000,000	Pfeifer & Shultz	X	X			(030179)			Y	
STSB-Low Pressure Boiler	32,700	in-house	X	X			010179		(071579)	Y	
MHS-Replace Boilers	17,900	in-house	X	X	X	X	092278		021579	N	delayed by boiler delivery

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1978 - CHAPTER 792 - SECTION 14											
d) General Projects:											
MSP-Tuckpointing	100,000	Gauger-Parrish	X	X			(040179)			Y	
MSRM-Health Service Area	161,865	Pauly-Olson Arch	X	X	X		(040179)			Y	
MSRM-Extend Wrhs & Deck	30,000	in-house	X				020179			Y	
MSRM-Zone Heating	10,000	in-house	X				020179		(080179)	Y	
MSRM-Seal Coat & Extend Prkg	20,000	in-house	X	X	X	X	(050179)	X	(090179)	Y	seal coat partially complete
MSRM-Masonry & Maint Shop	20,000	in-house	X	X			n/a			Y	by Institution personnel
MTC-Energy Savings Project	101,697	Cottle-Herman Arch	X	X	X	X	030879		(121579)	Y	
MTC-Building Modifications	19,620	Cottle-Herman Arch	X	X	X		030879		(121579)	Y	
MTC-Carpet Living Areas	20,000	in-house	X	X	X	X	n/a	X		Y	
MTC-Maintenance Projects	15,151	Cottle-Herman	X	X	X	X	(030879)		(121579)	Y	
MTC-Maint Veh Storage Bldg	26,600	Cottle-Herman Arch	X	X	X	X	030879		(121579)	Y	
MTC-Upgrade Grounds	10,000	in-house	X	X			(040179)			Y	
MTC-Upgrade Sewage Treatment	20,710	in-house	X	X			(040179)			Y	
MTC-Roadways	44,000	in-house	X	X	X	X	100178	X	(060179)	Y	
MTC-Roof Replacement	40,000	Cottle-Herman Arch	X	X	X	X	030879		(121579)	Y	
MCIW-Zone Heating	20,383	in-house	X	X	X		(040179)		(100179)	Y	
MCIW-Misc General Repairs	17,985	in-house	X	X	X		(070179)			Y	
STSB-Knox Cottage Repairs	10,900	in-house	X				(070179)			Y	
STSB-Prnctn & Yale Htg Lines	47,960	in-house	X				(070179)			Y	
STSB-Drawings-Boys DH	3,270	Miller-Dunwiddie Arch	X	X			020179			Y	
MHS-Seal Coat	30,000	in-house	X	X	X	X	090178	X	120178	Y	Spring 1979 final completion
MHS-Sullivan Cottage Repair	39,000	in-house	X								awaiting program
TEC-Sewage Treatment	81,750	Rieke-Carroll-Muller	X	X	X	X	090178	X	010179	Y	Spring 1979 final completion
TEC-Back-up Well	2,000	Rieke-Carroll-Muller	X	X	X	X	090178	X	010179	Y	Spring 1979 final completion
TEC-Dust Collector	4,500	in-house	X	X	X	X	111578	X	(071579)		

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
F Y 1979 - MISCELLANEOUS PROJECTS											
MSP-Bus Repair Unit	30,000	in-house	X	X	X	X	060378	X	060378	Y	complete
	125,000	Gauger-Parrish	X	X	X	X	011878	X	080178	Y	complete
MSP-Psychiatric Unit	250,000	Gauger-Parrish	X	X	X	X	051778	X	040179	Y	
MSP-Gondola Cover	15,000	in-house	X								under advisement
MSP-Stoker Drive Repair	16,900	in-house	X	X	X	X	052078	X	080178	Y	complete
MSP-Re-wire Cordage Bldg	125,000	in-house	X	X	X	X	n/a	X	010179	Y	completed by institution
MSP-Boiler #3 Repairs	65,000	in-house	X	X	X	X	033178	X	080178	Y	complete
MSP-Re-roofing 5 Bldgs	27,000	in-house	X	X	X	X	090678	X	(033079)	N	delay due to weather
MSP-CO2 Feeders	4,800	in-house	X	X	X	X	021578	X	100178	Y	complete
MSP-Padded Cell	5,000	in-house	X	X	X	X	021578	X	070078	Y	complete
MSP-Rebuild Power Line	15,000	in-house	X	X	X	X	122778	X	(060179)	N	material delays
MSP-Repair Shower Rm Flr	900	in-house	X	X			(041579)		(060179)		
MSP-Maintenance Bldg. Addition	Est	in-house	X	X	X						
MSP-Rope Rm Tire Recapping Rem	21,000	in-house	X	X							
MSP-G Shop Remodeling Bus Repair	100,000	in-house	X	X	X						
MHS-Gen Shop Ducts	11,000	in-house	X	X	X	X	011377	X	071578	Y	complete
MHS-Water Treatment	9,000	in-house	X	X	X	X	060978	X	070078	Y	complete
MHS-Beautification Project	10,700	in-house	X				060178				
MSRM-Ed Bldg Ceramic Mosaic	30,000	in-house	X	X	X						
MSRM-Replace Damaged Cable	32,000	in-house									held for fund appropriation
MSRM-Cell House "C" Remod	10,000	in-house	X	X	X	X	n/a		070179		institution activity
MSRM-Demolition	52,025	in-house	X	X	X	X	120978		(070179)	Y	
MSRM-Water Tower Inspection	2,300	in-house	X	X			(041579)				awaiting report
MSRM-Beautification Project	120,900	in-house	X	X			(060179)				partially under construction
MSRM-Lobby Remodeling	3,000	in-house	X	X	-	-	n/a				design only
MSRM-Water Repair & Remodel	15,000	in-house	X	X							

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
F Y 1979 - MISCELLANEOUS PROJECTS											
MCIW-Higby Hall-Sprinkler Sys	30,000	in-house	X	X	X	X	053178	X	110178	Y	complete
MCIW-Higby Hall Elec Wiring	10,000	in-house	X	X	X	X	121278	X	022379	Y	complete
MCIW-Anthony Cottge Remod Bsmnt	7,400	in-house	X	X	X	X	092878	X		Y	project cancelled
MCIW-Tuckpoint Higby Ent & Step	4,500	in-house	X	X	X	X					
MCIW-Beautification Project	18,900	in-house	X	X			(070179)				
MCIW-Storage Building Doors	3,771	in-house	X								
MCIW-Dust Collect Silence & Mot	45,412	in-house	X								
STSB-Undrgrnd Steamlne & Tunnel	20,000	in-house	X	X	X	X	072977	X	111578	Y	complete
STSB-Volunteer Center	10,000	in-house	X	X	X	X	n/a				project cancelled
STSB-Beautification Project	4,000	in-house	X				n/a				work by institution staff
MTC-Replace Damaged Cable	3,000	in-house	X								
MTC-Industry Bldg Remodeling	20,000	in-house	X	X	X	X	021578	X	070078	Y	complete
MTC-Beautification Project	24,850	in-house	X	X	X	X	072678	X	020179	Y	complete
MTC-Junction Box Replacement	2,000	in-house	X								
WRC-Reroof Shops & Dining Hall	13,925	in-house	X	X	X	X	010979	X	071878		
WRC-Reroof Gym	7,045	in-house	X	X	X	X	021479				bids reject-insufficient funds

PART VI DEPARTMENT OF EDUCATION
PROJECT STATUS SUMMARY
FEBRUARY 28, 1979

	OUTSIDE CONSULTANTS		IN-HOUSE STATE STAFF	
STATUS	NUMBER	FUNDS	NUMBER	FUNDS
COMPLETED	2	60,500	--	--
SUBSTANTIALLY COMPLETE	3	155,700	1	5,000
UNDER CONSTRUCTION	--	--	--	--
BIDS UNDER ADVISEMENT	--	--	--	--
FUTURE BIDS	--	--	--	--
AWAITING REVIEW	--	--	--	--
HELD	--	--	--	--
CANCELLED	--	--	--	--
TOTALS	5	216,200	1	5,000

PROJECTS DONE WITH OUTSIDE CONSULTANTS	5	216,200
PROJECTS DONE WITH STATE STAFF	1	5,000
PROJECTS FOR WHICH SELECTION NOT MADE	5	260,000
TOTAL PROJECT WORKLOAD .	11	481,200

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1978 - CHAPTER 791 - SECTION 5											
Handicapped Access AVTI	100,000										
Ventln & Fire Detect-Pollard Faribault Deaf School	41,000	Gausman & Moore	X	X	X	X	030679			N	alt & fire protect problems
LAWS OF 1978 - CHAPTER 792 - SECTION 2											
Mn School f/t Deaf-Handcpd Acc	160,800	Adkins Assoc									
a) Smith Hall	22,000										
b) Frechette Hall	29,000										
c) Quinn Hall	19,000										
d) Tatge Hall	90,000										
LAWS OF 1978 - CHAPTER 792 - SECTION 8											
Faribault Deaf Sch Life Safety:											
a) Sprinkler System	68,000	Gausman & Moore	X	X	X	X	061578	X	100478	N	contractor unresponsive
b) Living-Education & Life Safe	16,000	Gausman & Moore	X	X	X	X	061578	X	120678	N	contract problems
c) Fire Marshall Corrections III	21,000	Gausman & Moore	X	X	X	X	030679				
LAWS OF 1978 - CHAPTER 793 - SECTION 23 - SUBD 1											
Deaf-Remod Noyes & Pollard	71,700	Gausman-Moore	X	X	X	X	061578	X	120678	N	contract problems
Plan new facility-Faribault:											
Braille-Schmtcs & Cost Est	42,000	Ellerbe	X	X			n/a			Y	complete
Braille-Feasibility Study	18,500	Ellerbe	X				n/a			Y	complete
F Y 1979 - MISCELLANEOUS PROJECTS											
DEAF-Reroof Service Garage	5,000	in-house	X	X	X	X	112078	X	021279	Y	

PART VII DEPARTMENT OF TRANSPORTATION
PROJECT STATUS SUMMARY
FEBRUARY 28, 1979

	OUTSIDE CONSULTANTS		IN-HOUSE STATE STAFF	
STATUS	NUMBER	FUNDS	NUMBER	FUNDS
COMPLETED	1	240,000	1	47,000
SUBSTANTIALLY COMPLETE	--	--	--	--
UNDER CONSTRUCTION	2	700,000	5	1,249,140
BIDS UNDER ADVISEMENT	--	--	--	--
FUTURE BIDS	6	3,495,580	4	704,850
AWAITING REVIEW	--	--	--	--
HELD	1	849,000	--	--
CANCELLED	--	--	--	--
TOTALS	10	5,284,580	10	2,000,990

PROJECTS DONE WITH OUTSIDE CONSULTANTS	10	5,284,580
PROJECTS DONE WITH STATE STAFF	10	2,000,990
PROJECTS FOR WHICH SELECTION NOT MADE	3	600,000
TOTAL PROJECT WORKLOAD .	13	7,885,570

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1976 - CHAPTER 347 - SECTION 6											
Subd 2: Rest Area-Enfield	125,000	Pauly Architects	X	X	X	X	071578	X	(070179)	Y	
Rest Area-Spunk Lake	240,000	Team 70 Architects	X	X	X	X	021577	X	010179	Y	complete
LAWS OF 1978 - CHAPTER 791 - SECTION 8											
Subd 2: OSHA Remodeling	616,940	in-house by DOT	X	X	X	X	n/a	X		Y	
Subd 3: Chemical Storage Sheds	47,000	in-house by DOT	X	X	X	X	n/a	X	121578	Y	complete
Subd 4: Hdqtrs & Storage Bldgs											
Willmar	2,539,700	Kilstofte Assoc	X	X	X	X	(040179)			Y	
Dakota County	849,000	Johnson-Forberg	X				(110178)			N	hold pending site selection
Waseca	163,500	in-house by DOT	X	X	X		(040179)			Y	
Slayton	158,050	in-house by DOT	X	X	X	X	071378	X	(030179)	Y	
Milaca	158,050	in-house by DOT	X	X	X	X	071378	X	(030179)	Y	
Deer River	168,950	in-house by DOT	X	X	X	X	080178	X	(040179)	Y	
Zumbrota	158,050	in-house by DOT	X	X	X		(060179)			Y	
Hawley	147,150	in-house by DOT	X	X	X	X	080178	X	(040179)	Y	
McGregor	207,100	in-house by DOT	X	X	X		(040179)			Y	
Anoka	417,880	Gauger Parrish	X	X	X	X	(040179)			Y	
Wabasha	176,200	in-house by DOT	X	X	X		(040179)			Y	
Contingency	546,148										
Energy Conservation	20,000									Y	
Subd 5: Hdqrtr Central Shop & Metro Area-Space Plans	40,000		X							N	
Subd 6: Remod Traffic Man Cntr	28,000	Lundquist-Wilmar	X	X	X	X	(030179)		(071079)	Y	
LAWS OF 1978 - CHAPTER 792 - SECTION 13											
Anchor Lake Rest Area	575,000	Damberg & Peck	X	X	X	X	100678			Y	
Fisher Rest Area	250,000	Kegel Assoc								N	contract being negotiated
Watonwan Rest Area	260,000	Wick-Kagermeier	X	X	X					Y	
Little Rock Rest Area	540,000										consultant being selected

PART VIII DEPARTMENT OF NATURAL RESOURCES
PROJECT STATUS SUMMARY
FEBRUARY 28, 1979

	OUTSIDE CONSULTANTS		IN-HOUSE STATE STAFF	
STATUS	NUMBER	FUNDS	NUMBER	FUNDS
COMPLETED	1	35,000	--	--
SUBSTANTIALLY COMPLETE	1	920,000	--	--
UNDER CONSTRUCTION	--	--	2	220,000
BIDS UNDER ADVISEMENT	--	--	--	--
FUTURE BIDS	2	2,187,390	--	--
AWAITING REVIEW	--	--	--	--
HELD	--	--	--	--
CANCELLED	--	--	--	--
TOTALS	4	3,142,390	2	220,000

PROJECTS DONE WITH OUTSIDE CONSULTANTS	4	3,142,390
PROJECTS DONE WITH STATE STAFF	2	220,000
PROJECTS FOR WHICH SELECTION NOT MADE	12	1,078,450
TOTAL PROJECT WORKLOAD .	18	4,440,840

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1977 - CHAPTER 451 - SECTION 5											
State Parks-Handcpd Access	200,000	by DNR in-house	X	X	X	X	051578	X	(040179)	Y	
LAWS OF 1978 - CHAPTER 791 - SECTION 3											
Repr Grand Rpds Serv Cntr	38,640	Cuningham Architects	X	X	X		041579				
Replace Htg Sys Carlos Avery	38,640										
Remodel Hibbing Mineral Off	70,000										
Remodel Old Fr Rvr Hatchery	167,500										
Storage Bldg-Lac Qui Parle	20,000										
Replace Sewers-Lanesboro	32,200										
Replace Roof-Grand Rapids	12,880										
Install Security Fences	26,000										
Septic System-Littlefork	28,750										
Heating Plant-Gen Andrews	34,500										
Hibbing Tanker Base	251,780										
LAWS OF 1978 - CHAPTER 792 - SECTION 6 -											
Reg-Area Hdqtrs-Brainerd	35,000	The Wold Assoc	X	-	-	-	n/a				complete study only
GrRpd Reg Hdqrts-Cnstr-Equip	2,148,750	Cuningham Arch	X	X	X		(041579)				
Bemidji Reg Shop-Wrhs-Constr & Equip	252,000										
Hibbing Drill Core Lib-Const & Equip	144,200										
F Y 1979 - MISCELLANEOUS PROJECTS											
St. Croix Wild River Park	920,000	McGuire-Engler	X	X	X	X	092277	X	070178	N	complications w/contractor
Fort Snelling State Park	20,000	in-house	X	X	X	X	022379	X	042079		

PART IX VETERANS HOME
PROJECT STATUS SUMMARY
FEBRUARY 28, 1979

	OUTSIDE CONSULTANTS		IN-HOUSE STATE STAFF	
STATUS	NUMBER	FUNDS	NUMBER	FUNDS
COMPLETED	--	--	--	--
SUBSTANTIALLY COMPLETE	--	--	--	--
UNDER CONSTRUCTION	4	2,299,000	--	--
BIDS UNDER ADVISEMENT	--	--	--	--
FUTURE BIDS	6	3,702,220	--	--
AWAITING REVIEW	--	--	--	--
HELD	--	--	--	--
CANCELLED	--	--	--	--
TOTALS	10	6,001,220	--	--

PROJECTS DONE WITH OUTSIDE CONSULTANTS	10	6,001,220
PROJECTS DONE WITH STATE STAFF	--	--
PROJECTS FOR WHICH SELECTION NOT MADE	--	--
TOTAL PROJECT WORKLOAD .	10	6,001,220

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1976 - CHAPTER 348 - SECTION 3											
Subd 1:											
Vets Care Facility	1,925,000	Smiley Glotter	X	X	X	X	051078	X	(011080)	Y	
Subd 2:											
Fire Code A/C & Bathrm Mod	66,250	A T S R	X	X	X	X	060878	X	(070179)	Y	
Subd 3:											
Fire Protection Bldg 6	40,000	A T S R	X	X	X	X	060878	X	(070179)	Y	
LAWS OF 1978 - CHAPTER 554 - SECTION 3											
HSH-Remod & Improv Vets Home	686,870	Adkins Associates	X	X	X	X	(110179)				(+1,279,330 Fed. Funds)
LAWS OF 1978 - CHAPTER 792 - SECTION 7											
Replace Boiler	457,800	W J Sutherland	X	X	X		010179			Y	(+850,130 Federal funds)
Bldg 6-Walkway	52.500	Smiley, Glotter	X	X	X		(050179)			Y	(+97,490 Federal funds)
Convert to New Voltage Syst	64,750	Smiley, Glotter	X	X	X		010179			Y	(+120,240 Federal funds)
Renovate Utility Tunnels	118,650	Smiley Glotter	X	X	X		010179			Y	(+220,330 Federal funds)
Constr Sewer Lift Station	22,650	Smiley Glotter	X	X	X		010179			Y	(+42,010 Federal funds)
Constr & Equip Nursing Home	267,750	Smiley Glotter	X	X	X	X	051078	X	011080	Y	

PART X MISCELLANEOUS AGENCIES
PROJECT STATUS SUMMARY
FEBRUARY 28, 1979

	OUTSIDE CONSULTANTS		IN-HOUSE STATE STAFF	
STATUS	NUMBER	FUNDS	NUMBER	FUNDS
COMPLETED	3	316,000	3	5,400
SUBSTANTIALLY COMPLETE	--	--	--	--
UNDER CONSTRUCTION	2	1,620,000	2	14,300
BIDS UNDER ADVISEMENT	--	--	--	--
FUTURE BIDS	4	658,725	5	81,500
AWAITING REVIEW	3	64,000	--	--
HELD	2	3,400,000	--	--
CANCELLED	--	--	--	--
TOTALS	14	6,058,725	10	101,200

PROJECTS DONE WITH OUTSIDE CONSULTANTS	14	6,058,725
PROJECTS DONE WITH STATE STAFF	10	101,200
PROJECTS FOR WHICH SELECTION NOT MADE	6	14,678,944
TOTAL PROJECT WORKLOAD .	30	20,838,869

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1976 - CHAPTER 348 - SECTION 13											
Prelim Study-Fuel Conversion	90,000	Helmick-Lutz	X				N/A		n/a		final report received complete
LAWS OF 1978 - CHAPTER 791 - SECTION 4 - MILITARY AFFAIRS											
Replace Boiler-Madison Armory	30,000	Bettenberg-Townsend	X	X	X	X	071478	X	120178	Y	complete
LAWS OF 1978 - CHAPTER 791 - SECTION 7 - HISTORICAL SOCIETY											
Construct Exhibits	100,000										
Lndscp & Remod Research Cntr	13,000										
Plans-Miss Rvr Intrprtv Cntr	50,000	in-house by DOT									
LAWS OF 1978 - CHAPTER 792 - SECTION 2 -											
Econ Security-St.Paul-Hdcp Acc	52,100	Tyson Assoc.	X	X	X	X	(041579)			Y	awaiting agency response
Econ Security-Mpls-Hdcp Acc	9,400	Tyson Assoc	X	X	X	X	(041579)			Y	awaiting agency response
Econ Security-St Cloud-Hdcp Acc	2,500	Tyson Assoc	X	X	X	X	(041579)			Y	awaiting agency response
Health-Hdcp Access	13,900	Drake & Sessing	X	X	X	X	021579				
LAWS OF 1978 - CHAPTER 792 - SECTION 5 - ADMINISTRATION											
Duluth-Serv Cntr-Working Draw	500,000	Damberg & Peck/ Winsor-Faricy									
Land Acquistn & Bldg Constr	11,000,000										

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
LAWS OF 1978 - CHAPTER 792 - SECTION 12		HISTORICAL SOCIETY									
Subd 2: Ft Snelling Visit Cntr	2,977,944										
Subd 3: Rpr Split Rock Lghths	130,000										
Subd 4: Acquire & Restore J J Hill House	458,000										
LAWS OF 1978 - CHAPTER 792 - SECTION 16											
State Bldg Contingency Acc't	200,000										
F Y 1979 - MISCELLANEOUS PROJECTS											
Governor's Mansion:											
Fire Alarm System	5,000	in-house	X	X	X	X	073178				awaiting funds
Economic Security-St Paul:											
Parking Entrance	1,500	in-house	X	X	X	X	011078				reject bid proj being revised
Handicapped Ramp	2,500	in-house	X	X	X	X	021578	X	090178	N	complete
Health Bldg:											
Lab Exhaust Duct Repair	7,300	in-house	X	X	X	X	012478)	X	040679	Y	
Room 420-A/C & Humidifier	7,000	in-house	X	X	X	X	083178	X	022879	N	delivery delays
Pathology Lab	30,000	Lindell Engr/in-house	X	X	X	X	120578				reject bid-proj being revised
Walk-in Cooler	1,900	in-house	X	X	X	X	052578	X	081478	Y	complete
Remodel Rooms 510 & 510L	25,000	in-house/Lindell Eng	X	X	X	X	032379				
IBM Bldg:											
Rewire Computer Room	1,000	in-house	X	X	X	X	n/a	X	091078	Y	complete

CITATION AND PROJECT	ALLOCATION	CONSULTANT	P	SD	DD	WD	BID	UC	SUB COMP	OS	REMARKS
F Y 1979 - MISCELLANEOUS PROJECTS (continued)											
Iron Range Interpretive Center:											
Geology Wing	196,000	Architectural Res	X	X	X	X	102077	X	091078	Y	complete
Historical Document Center	898,700	Thomas-Vecchi	X	X	X	X	091978	X	110279	Y	
Ethnic Pods & Perform Mtg Ctr	3,400,000	Architectural Res	X	X	X	X					hold (awaiting funds)
Tramway System		Jordan-Casper-Woodman	X	X	X	X					hold (awaiting funds)
Ethnic Pods-Phase II	721,300	Architectural Res	X	X	X	X	100578	X	082979	Y	
Croft Mine Center	114,825	Amenity One	X	X	X	X	(041479)				
Kinney Mine Center	--	Amenity One	X								project terminated
Observation Centers		Thomas-Vecchi	X	X							
Mn Air National Guard:											
Master Landscape Plan	--	in-house	X	X	X		n/a	-	010579	N	dwns & est only-awaiting info

EXHIBIT H

Words and Phrases—Industrial Commission—Highway Commission—It is within the authority of the industrial commission, under sec. 103.50, to consider wage changes to become effective on May 1, under collective bargaining contracts previously negotiated, in determining the prevailing wage rate to be certified to the highway commission prior to such date.

November 30, 1959.

INDUSTRIAL COMMISSION.

You request an opinion whether the industrial commission may, under sec. 103.50 (4), consider wage increases which go into effect on May 1 under labor contracts previously negotiated, in determining the prevailing wage rate for labor on highway projects to be certified to the highway commission prior to such date.

The following is an abridgement of the statutory provisions most pertinent to your inquiry:

103.50 "Highway Contracts. (1) HOURS OF LABOR. No laborer * * * in the employ of the contractor, or * * * other person doing * * * the work under a contract based on bids as provided in section 84.06 (2) to which the state is a party for the construction or improvement of any highway, * * * shall * * * be paid a lesser rate of wages than the prevailing rate of wages * * * determined, [pursuant to this section] for the area in which the work is to be done; * * *.

"(2) DEFINITIONS. * * * By the term 'prevailing wage rate' is meant the rate of pay per hour paid to the largest number of workmen engaged in the same class of labor within * * * [the] area. In no event, however, shall the prevailing wage rate for any class of labor be deemed to be less than a reasonable and living wage. By the term 'area' is meant the locality from which labor for any project within such area would normally be secured.

"(3) INVESTIGATIONS; DETERMINATIONS. It shall be the duty of the industrial commission to conduct such investigations as may be necessary to define classes of laborers and mechanics and to inform itself as to * * * wage rates prevailing in all areas of the state for all classes of labor and mechanics commonly employed in highway construction work, with a view to ascertaining and determining prevailing * * * rates accordingly. The commission, after public hearing, shall adopt rules prescribing * * * prevailing wage

rates for the various classes of laborers and mechanics in the various areas of the state.

"(4) CERTIFICATION OF PREVAILING * * * WAGES. The industrial commission shall prior to May 1 of the current calendar year certify to the highway commission the prevailing * * * wage rate for all such classes of laborers and mechanics in each area. * * *

"(5) APPEALS TO GOVERNOR. In the event that the highway commission shall deem any determination of the industrial commission as to the * * * prevailing wage rates in an area to have been incorrect, it may appeal to the governor, whose determination shall be final."

There has been no judicial interpretation of the above provisions, perhaps because the statute provides no appeal except by the highway commission to the governor, which indicates that the legislature intended primarily to effectuate a public policy rather than to create private causes of action.

The Wisconsin law differs, for example, from New York's Labor Law, sec. 20, under which specific provision is made for complaint, and for appeal by parties adversely affected by an administrative determination, as illustrated in *Smith v. Joseph*, (1949) 88 N.Y.S. 2d 818.

An interpretation of sec. 103.50, was given by this office in 22 O.A.G. 492, to the effect that the "prevailing rate" is the *minimum* to be paid on highway projects, and that the rate certified by the industrial commission does not prevent payment of a higher wage. The United States supreme court held in *U.S. v. Binghamton Construction Co.*, (1954) 347 U.S. 171, 178, 74 S. Ct. 438, 98 L. ed. 594, that a law providing for a minimum wage on public work is no guarantee to contractors that they will not have to pay more, saying:

"* * * On its face, the Act is a minimum wage law designed for the benefit of construction workers. The Act does not authorize or contemplate any assurance to a successful bidder that the specified minima will in fact be the prevailing rates. Indeed, its requirement that the contractor pay 'not less' than the specified minima presupposes the possibility that the contractor may have to pay higher rates. Under these circumstances, even assuming a representation by the Government as to the prevailing rate, respondent's reliance on the representation in computing its bid cannot be said to have been justified."

Instead of fixing a minimum wage by direct action, the legislature delegated that function to an administrative agency. Delegation of authority to fill in details of a statute by administrative regulation has long been held permissible. See *State ex rel. Wis. Inspection Bureau v. Whitman*, (1928) 196 Wis. 472, 220 N. W. 929.

When the legislature delegates authority to an agency to carry out a statutory plan by administrative action, it may give the agency sufficient leeway so that it has a choice of a number of alternatives, any of which would be a valid exercise of the power. For example, the court said in *Wisconsin Telephone Co. v. Public Service Comm.*, (1939) 232 Wis. 274, 329, 287 N. W. 122, 287 N. W. 593, that there is more than one rate which may be fixed by the public service commission under its delegated power to fix "reasonable" rates for utility service:

"It is evident that the reasonable rate to be found by the commission lies somewhere between the lowest rate that is not confiscatory and the highest rate that is not excessive or extortionate In other words, despite what was said in *Minneapolis, St. P. & S.S.M.R. Co. v. Railroad Comm.* (1908) 136 Wis. 146, 116 N. W. 905, it is apparent that there is more than one rate that may be a just and reasonable rate. * * *"

Similarly, an administrative agency exercising a quasi-judicial fact-finding function may often choose between a number of alternatives, as in the case of *St. Joseph's Hospital v. Wisconsin E. R. Board*, (1953) 264 Wis. 396, 402, 59 N. W. 2d 448, where the court pointed out that the agency might have reached either of two opposite results and still have been within the scope of its delegated power.

The authority of your commission under sec. 103.50 (3) is to be carried out by adopting "rules prescribing * * * wage rates". One of the functions of an administrative agency as enumerated in 42 Am. Jur. 329 is "rule making by the construction and interpretation of a statute being administered". See, also, sec. 227.014 (2) (a), which reads:

"(2) Rule-making authority hereby is expressly conferred as follows:

"(a) Each agency is authorized to adopt such rules interpreting the provisions of statutes enforced or administered

by it as it considers to be necessary to effectuate the purpose of the statutes, but such rules are not valid if they exceed the bounds of correct interpretation."

Interpretations by a department charged with enforcement of a statute have been given weight by the courts of this state. *Industrial Comm. v. Woodlawn Cemetery Asso.*, (1939) 232 Wis. 527, 287 N. W. 750; *Mauel v. Wisconsin Automobile Ins. Co. Ltd.*, (1933) 211 Wis. 230, 248 N. W. 121; *State v. Johnson*, (1925) 186 Wis. 59, 202 N. W. 319.

Your request states that your commission has followed the policy of giving consideration in the prevailing wage rate to increases which will become effective as of May 1 each year, under collective bargaining contracts. The interpretation implicit in that policy is entitled to weight in a judicial determination of the meaning of the statute, under the foregoing authorities.

Your specific question is whether the definition of "prevailing rate" in sec. 103.50 (2) as the rate "paid" precludes your interpretation, and requires instead that your commission fix the rate according to what has been paid in the past.

The term "paid" is used in the definition in the sense of a participial adjective rather than to designate a specific time. Such use of a participle is discussed in the definition of that term in Webster's *New International Dictionary* (3d ed). Had the legislature desired to fix a specific date as the basis for your determination, it could have adopted some such definition as "the rate being paid on or before May 1 of the current calendar year".

The rate to be fixed under sec. 103.50 is the one to be observed in the ensuing year, and the legislative policy to insure to workers on highway projects a wage at least equivalent to that paid other workers is best effectuated by considering known elements which will affect the rates during the period in which the wage is to be paid. See 20 O.A.G. 496. The requirement that the certification be made before May 1 is to meet the practical necessity of enabling the highway commission to put the rate into effect in specifications for bids. The law provides a safeguard against a minimum so high as to encroach upon state funds or to interfere with the improvement program, by authorizing the highway commission to appeal to the governor.

The authority of your commission under sec. 103.50 (3) to conduct such investigations "as may be necessary" gives you the discretion to determine what facts should be considered to effectuate the legislative purpose.

BL

Words and Phrases—Motor Vehicle—The running of the statute of limitations upon a damage suit judgment based upon a finding of negligent operation of a motor vehicle constitutes a discharge of such obligation as that term is used in sec. 344.26 (1).

December 1, 1959.

JAMES L. KARNS, *Commissioner,*
Motor Vehicle Department.

You asked for my interpretation of sec. 344.26 (1) which reads as follows:

"**344.26 Revocation to continue until judgment paid and proof of financial responsibility given.** (1) Subject to the exceptions stated in ss. 344.25 (2) and 344.27 (2), any operating privilege or registration revoked pursuant to s. 344.25 shall remain revoked until every judgment mentioned in s. 344.25 is stayed, satisfied or discharged and, unless 3 years have elapsed since the date of entry of the judgment which was the cause for revocation, until the person whose operating privilege and registration was revoked furnishes proof of financial responsibility for the future and maintains such proof at all times during such 3-year period when the operating privilege or registration is in effect."

The first statutory provision enacted in this state providing for the revocation of operating privilege and registration for nonpayment of a judgment arising out of an automobile accident was enacted in 1935 and was sec. 85.135, until the enactment of the Safety Responsibility Law by ch. 375, Laws 1945, when it became sec. 85.09 (14). The language was changed at that time to provide that the revocation should continue until every judgment "is stayed, satisfied, or discharged." The previous statute had required that the revocation continue until the judgment "is fully paid and satisfied."

EXHIBIT I

Subd. 18. **Weekly wage.** "Weekly wage" is arrived at by multiplying the daily wage by the number of days and fractional days normally worked in the business of the employer for the employment involved. If the employee normally works less than five days per week or works an irregular number of days per week, the number of days normally worked shall be computed by dividing the total number of days in which the employee actually performed any of the duties of his employment in the last 26 weeks by the number of weeks in which the employee actually performed such duties, provided that the weekly wage for part time employment during a period of seasonal or temporary layoff shall be computed on the number of days and fractional days normally worked in the business of the employer for the employment involved. If, at the time of the injury, the employee was regularly employed by two or more employers, the employee's days of work for all such employments shall be included in the computation of weekly wage. Occasional overtime is not to be considered in computing the weekly wage, but if overtime is regular or frequent throughout the year it shall be taken into consideration. The maximum weekly compensation payable to an employee, or to his dependents in the event of death, shall not exceed 66 2/3 percent of the product of the daily wage times the number of days normally worked, provided that the compensation payable for permanent partial disability under section 176.101, subdivision 3, and for permanent total disability under section 176.101, subdivision 4, or death under section 176.111, shall not be computed on less than the number of hours normally worked in the employment or industry in which the injury was sustained, subject also to such maximums as are specifically otherwise provided.

Subd. 19. **Worker.** "Worker" means employee.

Subd. 20. **Average weekly wage.** The statewide average weekly wage for any year means that wage determined by the judge of the workers' compensation court of appeals in the following manner: On or before July 1 preceding the year in which the wage is to be applicable, the total wages reported on contribution reports to the department of economic security for the preceding 12 months ending on December 31 of that year shall be divided by the average monthly number of insured workers (determined by dividing the total insured workers reported for the year ending December 31 by 12). The average annual wage thus obtained shall be divided by 52 and the average weekly wage thus determined rounded to the next highest dollar.

Subd. 21. **Household worker.** "Household worker" means one who is a domestic, repairman, groundskeeper, or maintenance worker in, for, or about a private home or household, but the term shall not include independent contractors nor shall it include persons performing labor for which they may elect workers' compensation coverage under section 176.012.

[*1953 c 443 s 1; 1953 c 755 s 1; 1955 c 206 s 1; 1955 c 652 s 1; 1955 c 765 s 1; 1957 c 834 s 1; 1959 c 20 s 1; 1959 c 283 s 1; 1963 c 493 s 1; 1963 c 497 s 1; 1967 c 701 s 1; 1967 c 806 s 1; 1967 c 905 s 9; Ex1967 c 1 s 6; Ex1967 c 40 s 1,2; 1969 c 9 s 53; 1969 c 148 s 2; 1969 c 276 s 1; 1969 c 936 s 2; 1973 c 123 art 5 s 7; 1973 c 388 s 12; 1973 c 420 s 2; 1973 c 657 s 1; 1975 c 271 s 6; 1975 c 359 s 3,4,23; 1976 c 134 s 78; 1976 c 331 s 36; 1977 c 342 s 1,2; 1977 c 429 s 63; 1977 c 430 s 25 subd 1; 1978 c 574 s 1; 1978 c 702 s 1; 1978 c 757 s 1; 1978 c 764 s 99*]

176.012 OWNERS MAY BE COVERED. For the purposes of this chapter, an owner or owners of a business or farm, executive officer of a family farm corporation as defined in section 500.24, subdivision 1, clause (c), or an executive officer of a closely held corporation which employed less than the equivalent of 11 full time employees in the previous calendar year if that executive officer is also an owner of at least 25 percent of the stock of that corporation, and the spouse, parent, and child, regardless of age, of the farm owner or farm owners or executive officer and working therefor, or partners of a partnership owning a business or farm, whether or not employing any other person to perform a service for hire, shall be included within the meaning of the term employee if the owner, owners, partners, family farm corporation or executive officer of a closely held corporation elect to come under the provisions of this chapter, and provide the insurance required thereunder. Nothing in this section shall be construed to limit the responsibilities of the owners, partners, family farm corporations or closely held corporations to provide coverage for their employees, if any, required under this chapter.

[*1974 c 1 s 1; 1977 c 342 s 3; 1978 c 757 s 2*]

176.02 [Repealed, 1953 c 755 s 83]

EXHIBIT J

fund for its employees or their dependents. The heads of the department shall anticipate these payments by including them in their budget requests to the legislature.

Subd. 4. **Departments partially self-sustaining.** Every department which is partially self-sustaining shall pay (1) at the end of every fiscal year such proportion of the sum which the commissioner of the department of labor and industry certifies has been paid out of the fund during the year to its employees or their dependents as the total of their income and revenue bears to their annual cost of operation, and (2) at the end of each biennium, the balance of the sums so certified. The head of the department shall anticipate these payments by including them in their budget requests to the legislature.

Subd. 5. [Repealed, 1974 c 355 s 14]

Subd. 6. [Repealed, 1974 c 355 s 14]

Subd. 6a. **Appropriations constituting fund.** There is hereby appropriated from the general fund in the state treasury to the state compensation revolving fund the sum of $967,690 to be used to pay claims of employees of the state. This appropriation together with the sum of $74,013.12 heretofore appropriated from the trunk highway fund and $2,395,986.88 heretofore appropriated from the general fund totals $3,437,960 and constitutes the revolving fund.

[*1953 c 755 s 78; 1955 c 744 s 1; 1957 c 656 s 1; 1963 c 551 s 1; 1965 c 57 s 1; 1969 c 399 s 49; 1971 c 907 s 1; 1973 c 388 s 147-149; 1974 c 355 s 15; 1975 c 204 s 77; 1976 c 166 s 7*]

176.62 [Repealed, 1953 c 755 s 83]

176.621 [Repealed, 1975 c 61 s 26]

176.63 [Repealed, 1953 c 755 s 83]

176.631 [Repealed, 1975 c 61 s 26]

176.64 [Repealed, 1953 c 755 s 83]

176.641 ACCIDENTS OR INJURIES ARISING PRIOR TO EFFECTIVE DATE. All rights and liabilities arising on account of accidents or injuries occurring prior to the taking effect of this chapter shall be governed by the then existing law.

[*1953 c 755 s 81*]

176.645 ADJUSTMENT OF BENEFITS. For injuries occurring after October 1, 1975 for which benefits are payable under section 176.101, subdivisions 1, 2 and 4, and section 176.111, subdivision 5, the amount due the employee or any dependents shall be adjusted in accordance with this section. On October 1, 1976, and each October 1 thereafter the amount due shall be adjusted by multiplying the amount due prior to each adjustment by a fraction, the denominator of which is the statewide average weekly wage for December 31, 21 months prior to the adjustment and the numerator of which is the statewide average weekly wage for December 31, nine months prior to the adjustment. For injuries occurring after October 1, 1975, all adjustments provided for in this section shall be included in computing any benefit due under this section. Any limitations of amounts due for daily or weekly compensation under this chapter shall not apply to adjustments made under this section. No adjustment increase made on October 1, 1977 or thereafter under this section shall exceed six percent a year. In those instances where the adjustment under the formula of this section would exceed this maximum the increase shall be deemed to be six percent.

[*1975 c 359 s 20; 1977 c 342 s 23*]

176.65 [Repealed, 1953 c 755 s 83]

176.651 SEVERABILITY. In case for any reason any paragraph or any provision of this chapter shall be questioned in any court of last resort, and shall be held by such court to be unconstitutional or invalid, the same shall not be held to affect any other paragraph or provision thereof.

[*1953 c 755 s 82*]

176.66 OCCUPATIONAL DISEASES; HOW REGARDED. Subdivision 1. **Disability, disablement.** The disablement of an employee resulting from an occupational disease shall be regarded as a personal injury within the meaning of the workers' compensation law.

EXHIBIT K

News United States Department of Labor

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UNION WAGE RATES FOR BUILDING TRADES ADVANCE 0.6 PERCENT IN THIRD QUARTER OF 1979

Union wage rates for building trades in large cities increased an average of 0.6 percent in the third quarter of 1979, the Bureau of Labor Statistics of the U.S. Department of Labor reported today. (See table 1.) The third quarter gain, which raised the Bureau's index of wage rates for these trades to 240.7 (1967=100), compares with a 0.5 percent advance recorded for the same period last year. During the past 12 years, wage rates have risen an average of 0.9 percent in the third quarter. Slightly over one-tenth of the union members in the cities covered by the survey (100,000 inhabitants or more) were in bargaining units for which rate changes became effective in the third quarter of 1979--somewhat below average for the third quarter.

For the 12 months ended October 1, 1979, the wage increase was 6.9 percent--about unchanged from the previous quarter but, still, the highest annual rate of increase since the first quarter of 1976. (See table A.)

Table A. 12-month percentage changes in wage rates and wage rates plus benefits of building trades, 1969-79

	1969	1970	1971	1972	1973	1974	1975	1976	1977	1978	1979
Wage rates											
First quarter ----	7.8	9.1	12.3	10.4	5.8	4.5	9.2	8.0	5.8	5.3	6.0
Second quarter ---	8.8	11.8	11.4	6.5	4.9	7.4	8.8	6.7	5.8	5.9	6.8
Third quarter ----	8.7	11.6	11.2	7.1	4.9	7.6	8.3	6.1	5.6	5.8	6.9
Fourth quarter ---	9.4	11.9	10.2	7.1	4.4	9.0	8.0	5.9	5.5	5.9	-
Wage rates plus benefits 1/											
First quarter ----	9.0	10.2	13.5	11.8	7.0	5.6	9.9	8.8	7.0	6.4	6.4
Second quarter ---	9.9	12.9	12.2	7.3	6.0	8.2	9.8	7.9	6.7	6.7	7.0
Third quarter ----	9.6	12.9	12.7	8.2	6.2	8.2	9.6	7.4	6.6	6.3	7.0
Fourth quarter ---	10.6	13.0	11.6	8.2	5.5	9.6	9.1	7.1	6.6	6.2	-

1/ Starting with the 12-month increase ended July 1979, this measure includes employer payments for holidays, savings, and supplemental unemployment benefits. This expands the series' benefit coverage, limited previously to insurance, pensions, and vacations.

Employer contributions to six benefit funds raised slightly the annual rate of advance to 7.0 percent from October 1978 to October 1979. Until recently, relatively large increases in payments toward benefits usually resulted in wage rates plus benefits outpacing wage rates by at least a full percentage point. Since the third quarter of 1978, however, that spread has narrowed to no more than 0.5 percentage point.

The 12-month changes for wage rates declined sharply from a peak of 12.3 percent in the first quarter of 1971 to 4.4 percent in the fourth quarter of 1973. Wage rates rose rapidly to double that rate by the fourth quarter of 1974 and the first 2 quarters of 1975 and then declined steadily--leveling off in the 5.5-6.0 percent range until the first quarter of 1979. During the second and third quarters of 1979, the pace of wage rate gain quickened, to nearly 7 percent. Percentage increases in wage rates plus benefits followed a similar path at slightly higher levels.

Wage-rate increases averaged 6.0 percent for those bargaining units for which adjustments were effective in the third quarter of 1979, compared with a 3.6-percent rise in the third quarter of 1978. Of those surveyed, one-fourth of the union members whose rates increased in the third quarter of 1979 had wage gains of under 4 percent; three-tenths, 4 to 6 percent; and one-fourth, 6 to 9 percent.

Union wage rates in the building trades averaged $11.40 an hour on October 1, 1979. (See table 1.) The addition of employer payments for health and welfare, pension, vacation, holiday, savings, and supplemental unemployment benefit plans raised the average to $14.06--up 0.6 percent in the third quarter and 7.0 percent since October 2, 1978. (See table 2.) A year earlier, the corresponding changes for wages plus health and welfare, pension, and vacation benefits only were 0.6 and 6.3 percent.

The proportion of employer labor cost for employee benefits has more than doubled since the Bureau first developed such data in 1965. In October 1979, employer contributions to the six benefits studied equaled 19 percent of the wage-and-benefit package.

The wage rates and benefits shown for 830 bargaining units in table 3 were payable under labor-management contracts in force on October 1, 1979, and include all negotiated or deferred changes put into effect between July 2 and October 1, 1979. Among the 117 units reporting third quarter wage increases in the 121 cities studied, just under six-tenths resulted from newly negotiated contracts. (A year earlier, the corresponding proportion was just under one-half.) About three-tenths of the units with rate increases during the quarter also had one or more rate advances during the preceding 2 quarters.

Scope and method of survey

Union wage rates are the basic (minimum) rates agreed upon through collective bargaining and reported to the Bureau by local union officials. The rates do not reflect those for apprentices or premium rates for overtime or for work on weekends, holidays, or late shifts.

Information on employer contributions to insurance (health and welfare), pension, and vacation funds, as provided in labor-management contracts, is presented for the various trades. These contributions are expressed in cents per hour or percent of basic rates. Combined payments to other funds, such as those for holidays, savings, and supplementary umemployment benefits, are also indicated in table 3.

The "average wage rates" apply to all cities that had 100,000 inhabitants or more in the 1970 Census. Sixty-six of the 121 cities in the survey were appropriately weighted to represent the 153 cities of this size.

The "average wage rates", developed by applying percentage changes that occurred on a quarterly basis since July 3, 1978, to averages recorded in the Bureau's annual survey relating to the date, are designed to show current levels. They are not for precise quarter-to-quarter or year-to-year comparisons. Fluctuations in union membership (the weighting factor used to obtain average wage rates) among the various crafts and areas studied may cause differences in the average regardless of wage-rate changes.

"Changes in average union wage rates" are computed by weighting the rates for comparable situations in each year or quarter by a fixed membership count, developing averages for each period using the fixed membership, and recording differences in these averages. Thus, the averages used in this computation are not necessarily identical with published "average wage rates."

Table 1. Union wage rates in the building trades in cities of 100,000 inhabitants or more

Trade or occupation	Hourly average, October 1, 1979	Changes to October 1, 1979 from: 1/			
		July 2, 1979		October 2, 1978	
		Cents	Percent	Cents	Percent
All trades	$11.40	6.7	0.6	72.9	6.9
Bricklayers	11.81	2.1	.2	79.9	7.3
Building laborers	9.09	2.1	.2	56.2	6.6
Carpenters	11.62	6.8	.6	73.6	6.8
Electricians	12.62	3.3	.3	82.6	7.0
Painters	11.19	5.4	.5	66.1	6.4
Plasterers	11.37	12.7	1.1	72.5	6.8
Plumbers	12.27	25.1	2.1	90.3	8.0

1/ In computing changes in wage rates, increases in each trade were averaged among all workers in the trade, including those that did not receive wage rate increases.

Table 2. Union wage rates plus employer payments to specified worker benefit funds in the building trades in cities of 100,000 inhabitants or more.

Trade or occupation	Hourly average, October 1, 1979	Change to October 1, 1979 from: 1/			
		July 2, 1979		October 2, 1978	
		Cents	Percent	Cents	Percent
All trades	$14.06	7.8	0.6	90.9	7.0
Bricklayers	14.16	2.2	.2	94.1	7.1
Building laborers	11.37	4.7	.4	72.5	6.8
Carpenters	14.30	7.8	.5	91.7	6.9
Electricians	15.61	4.3	.3	106.5	7.3
Painters	13.15	5.7	.4	77.8	6.4
Plasterers	13.74	12.9	.9	82.7	6.4
Plumbers	15.38	25.9	1.7	110.6	7.8

1/ See footnote 1, table 1.

Table 3. Union hourly wage rates and employer insurance, pension, vacation, and other fund payments for selected building trades in 121 cities, October 1, 1979

CITY	BRICKLAYERS EMPLOYER CONTRIBUTIONS FOR SELECTED BENEFITS					CARPENTERS EMPLOYER CONTRIBUTIONS FOR SELECTED BENEFITS				
	BASIC RATE[1]	INSURANCE[2]	PENSION	VACATION PAY	OTHER[3]	BASIC RATE[1]	INSURANCE[2]	PENSION	VACATION PAY	OTHER[3]
AKRON OH	$11.890	$0.880	$0.800	[4]$1.000	$0.100	$12.850	$0.600	$1.000	-	$0.080
ALBANY NY	10.800	.700	1.000	-	[4].720	10.280	.700	.850	$0.750	.120
ALBUQUERQUE NM	*11.310	.770	.600	1.000	.120	*10.750	*1.100	*1.200	[4].650	.040
ANCHORAGE AK	17.180	.900	*2.950	-	.060	17.510	.900	2.000	-	†.300
ATLANTA GA	* 9.600	*.650	.500	4.650	.080	*10.550	.500	.450	-	-
BALTIMORE MD	10.880	.700	.500	.500	.030	10.550	.750	.690	.250	.030
BIRMINGHAM AL	*11.090	*.450	.500	-	.050	*10.240	*.600	.400	-	.030
BOISE ID	11.650	.750	1.100	[4].500	-	10.650	.850	.800	.700	.080
BOSTON MA	10.950	.850	1.500	-	.090	11.350	.950	1.000	-	.030
BUFFALO NY	13.380	-	1.650	-	.820	11.980	[6]1.750	1.800	-	.100
BURLINGTON VT	8.700	.750	.200	-	.010	9.290	.650	.700	-	-
BUTTE MT	[5]12.500	-	.550	-	[5]-	10.180	.800	1.000	.750	-
CHARLESTON SC	8.000	.250	.300	-	.010	8.250	.450	.300	-	-
CHARLESTON WV	*11.950	.650	*.500	-	*1.010	*11.460	*.800	*.750	1.000	-
CHARLOTTE NC	7.700	.250	.250	-	.010	9.200	.600	.400	-	-
CHATTANOOGA TN	11.550	.550	.300	-	.020	*10.130	.570	.580	-	.020
CHEYENNE WY	11.440	-	.300	-	.210	10.590	.700	.650	.750	2.00% +$0.050
CHICAGO IL	13.000	.900	.850	-	.070	12.700	1.080	1.080	-	.010
CINCINNATI OH	12.345	.650	.450	[4]1.250	.185	12.850	.750	.850	-	.035
CLEVELAND OH	12.410	1.150	1.330	[4]1.250	.070	12.870	.950	1.400	[4]1.000	.040
COLUMBIA SC	[7]-	-	-	-	-	*9.000	-	-	*.850	-
COLUMBUS OH	*12.440	.800	1.000	-	.010	11.470	.600	1.000	-	.040
CORPUS CHRISTI TX	9.590	.370	.300	-	.060	*8.790	.510	*.400	-	-
DALLAS TX	10.880	.450	.500	-	.050	10.600	.550	.450	-	-
DAYTON OH	11.210	.850	1.100	[4].370	.110	11.550	.900	1.250	-	.090
DENVER CO	11.030	.850	.950	.500	.310	10.565	.900	.950	.850	-
DES MOINES IA	12.030	.900	1.000	-	.050	11.000	.740	.810	-	-
DETROIT MI	13.070	1.000	3.00% +$0.300	11.00%	.210	12.780	1.000	11.00%	11.00%	.030
DULUTH MN	11.710	.500	.300	.500	.060	10.550	.500	.500	.750	-
EL PASO TX	8.100	.770	.200	-	.080	8.740	.770	-	-	-
ERIE PA	12.700	.800	.600	-	*.350	11.850	.600	.950	-	.050
EVANSVILLE IN	11.280	1.000	.750	[4].500	.040	11.500	.750	.750	-	.030
FARGO ND	11.350	.600	.300	.300	.050	10.090	*.130	.400	.500	-
FLINT MI	11.950	.800	1.300	[4].500	.060	*11.380	.600	*.800	[4].610	.020
FORT WORTH TX	10.880	.450	.500	-	.040	†10.600	.550	.450	-	-
FREMONT CA	13.450	1.650	1.250	1.000	.300	13.330	1.605	1.950	[8]1.300	.120
FRESNO CA	13.400	1.400	1.300	1.000	.150	13.330	1.650	1.950	[8]1.300	.120
GRAND RAPIDS MI	10.400	.750	.250	-	.070	†10.150	.600	.800	†4.600	.020
HAMMOND IN	12.450	1.000	.700	[4]1.000	.060	12.430	.750	.820	[4]1.000	.010
HARTFORD CT	*10.750	.750	.750	-	.050	10.550	.900	.900	-	-
HONOLULU HI	*10.530	*1.300	*1.850	[8].600	.120	*10.750	*1.340	*2.050	1.000	.020
HOUSTON TX	12.510	.630	.600	-	.160	11.600	1.000	.850	-	-
HUNTSVILLE AL	11.000	-	-	-	-	8.600	.450	.350	-	-
INDIANAPOLIS IN	12.420	.600	.550	[4].500	[4].140	12.650	.750	.850	[4].500	.050
JACKSON MS	9.800	.250	.100	-	.030	8.900	.450	.350	-	.050
JACKSONVILLE FL	9.720	.450	.500	-	.010	9.520	.620	.600	-	.050
KANSAS CITY MO	11.175	.950	.350	1.500	-	12.300	.500	.400	-	.060
KNOXVILLE TN	10.760	-	.600	-	-	8.950	.570	.580	-	.020
LANSING MI	12.000	-	1.000	[4].250	0.39% +$0.040	11.420	.800	.800	[4].650	.020
LAS VEGAS NV	12.270	.700	.600	-	.100	11.960	.850	1.100	1.000	.020
LITTLE ROCK AR	9.600	.600	.350	-	.220	9.680	.450	.350	-	.030
LONG BEACH CA	12.850	1.150	1.650	.500	.250	11.570	1.630	2.160	[8]1.000	.110
LOS ANGELES CA	12.850	1.150	1.650	.500	.250	11.570	1.630	2.160	[8]1.000	.110
LOUISVILLE KY	10.690	.500	.400	.750	.030	10.750	.550	.550	-	.020
LUBBOCK TX	*10.850	-	.300	-	-	9.800	.480	.500	-	-
MADISON WI	10.290	.750	1.000	[4].500	.010	11.670	.600	.700	[4].600	-
MANCHESTER NH	† 9.190	.900	.700	-	.060	9.340	.700	.700	-	.050
MEMPHIS TN	11.600	.630	.300	.250	.200	10.050	.650	.600	-	-
MIAMI FL	*10.900	.700	*.700	.250	.020	*10.100	*.900	.550	-	-
MILWAUKEE WI	12.270	1.200	1.200	.550	.180	11.870	1.100	1.000	.510	.040
MINNEAPOLIS MN	11.160	.655	.730	.700	.060	11.060	.700	.550	.550	-
MOBILE AL	10.110	-	1.700	-	.060	9.970	.400	.500	-	.050
MONTGOMERY AL	*8.750	-	-	-	-	*10.550	*.650	*.400	-	-
NASHVILLE TN	*†10.350	-	.500	-	.020	10.850	-	.250	-	.020
NEW BEDFORD MA	10.900	1.300	1.100	-	.130	*11.250	.650	1.000	-	.020
NEW HAVEN CT	*10.750	.750	.750	-	.150	10.750	.900	.650	-	-
NEW ORLEANS LA	11.300	.500	.350	-	.020	10.660	.600	.450	.160	-
NEW YORK NY	11.500	1.280	3.680	-	.140	12.480	1.700	1.780	.950	.070
NEWARK NJ	12.250	.920	1.000	[4].500	.020	12.130	8.00%	7.00%	-	-
NORFOLK VA	*10.080	.600	.200	-	.020	9.300	.500	.450	-	.020
OAKLAND CA	13.450	1.650	1.250	1.000	.300	13.330	1.605	1.950	[8]1.300	.120
OKLAHOMA CITY OK	*10.750	*.620	*.750	*.750	.150	10.350	.550	.700	-	.010
OMAHA NE	11.360	.820	.600	1.000	.210	11.350	.820	.700	.600	.050
PEORIA IL	11.900	.700	1.160	[4].500	.040	12.170	.600	1.000	-	.050
PHILADELPHIA PA	11.730	1.100	1.150	.450	.090	10.670	2.480	1.400	-	.090
PHOENIX AZ	12.520	.650	1.100	-	.210	11.185	1.075	1.085	.250	-
PITTSBURGH PA	12.950	.750	1.700	-	1.450	11.750	6.00%	8.00%	-	11.25%
PORTLAND ME	9.100	.500	.500	-	†.030	8.550	.650	.700	-	.030
PORTLAND OR	13.760	.950	1.200	.500	.260	12.120	.800	1.000	.650	-
PROVIDENCE RI	*11.250	1.100	1.150	-	.030	11.100	.650	.900	.250	.030
RALEIGH NC	7.700	.250	.250	-	.010	9.200	.600	.400	-	-
READING PA	*10.400	*.900	.850	-	.050	10.380	.870	.650	-	1.00%
RICHMOND VA	*11.000	*.750	.300	-	.010	* 9.400	*.550	*.550	-	.050
RIVERSIDE CA	12.650	1.150	2.100	.500	.050	11.570	1.630	2.160	[8]1.000	.110
ROCHESTER NY	12.620	.750	.850	-	.200	11.650	[6]1.230	1.060	-	.100
ROCK ISLAND IL[9]	10.900	.650	1.300	1.000	.060	11.860	.650	1.000	-	.050
ROCKFORD IL	11.900	.550	.800	[4].450	.030	11.350	.550	1.200	[4].500	.050
SACRAMENTO CA	13.180	1.300	1.210	1.250	.200	13.330	1.605	1.950	[8]1.300	.120
SALT LAKE CITY UT	11.410	.600	.620	.600	*.180	*11.250	.550	.650	-	-
SAN ANTONIO TX	10.800	.450	.300	.250	.050	10.040	.460	.500	.400	.010
SAN DIEGO CA	*12.840	1.130	1.340	.500	.300	*12.560	.710	1.200	.800	.170
SAN FRANCISCO CA	13.420	1.500	1.830	[8]1.330	.470	13.330	1.605	1.950	[8]1.300	.120
SANTA ANA CA	12.850	1.150	1.650	.500	.250	11.570	1.630	2.160	[8]1.000	.110
SANTA FE NM	*11.560	.770	.600	1.000	.120	*10.750	1.100	*1.200	.650	.040
SAVANNAH GA	9.550	.400	.450	-	-	9.700	.550	-	-	-
SCHENECTADY NY	11.300	.700	1.000	-	.220	10.280	.700	.850	.750	.100
SCRANTON PA	11.350	.900	1.000	.750	.060	11.120	.670	.500	-	.100
SEATTLE WA	12.880	.800	1.550	.550	.200	12.840	.700	.850	.200	.020
SHREVEPORT LA	10.500	.400	.550	-	-	10.150	.450	.400	-	.020
SIOUX FALLS SD	11.450	.450	.400	.500	-	10.460	-	.200	.500	-
SOUTH BEND IN	11.530	1.000	.900	-	[4].720	11.200	.650	1.000	4.400	.050
SPOKANE WA	12.110	.800	1.000	-	[10]1.060	11.840	.830	.900	.500	.095
SPRINGFIELD MA	11.000	.700	.950	-	*.100	10.500	.600	1.000	-	†.030
ST LOUIS MO	11.800	.720	.700	1.000	.200	11.160	.750	.900	.500	.210
ST PETERSBURG FL	10.200	.450	.500	-	.040	9.660	.500	.500	-	-
ST. PAUL MN	11.160	.655	7.30%	7.00%	.060	11.060	.700	.550	.550	-
STAMFORD CT	*11.170	.830	.250	-	†.050	10.300	.900	.650	.700	.100
SYRACUSE NY	11.240	.750	1.060	-	-	11.020	.850	1.200	-	.100
TAMPA FL	10.200	.450	.500	-	.040	9.660	.500	.500	-	-
TOLEDO OH	13.105	1.060	1.400	-	.210	12.950	1.060	.890	[4].750	.070
TOPEKA KS	11.390	.400	.250	-	.020	10.050	.400	.600	-	-
TRENTON NJ	11.500	.800	1.000	-	.040	10.950	.950	1.550	.500	.050
TULSA OK	11.340	.700	.400	.330	-	10.530	.550	.750	-	-
WASHINGTON DC	12.500	1.100	.850	-	.100	11.250	.800	.650	-	-
WICHITA KS	11.230	.500	.500	-	-	10.250	.500	-	-	.100
WILMINGTON DE	11.100	.950	.850	-	.050	10.800	1.290	1.400	-	.100
WORCESTER MA	10.950	.950	1.250	-	.050	11.600	.700	1.000	-	.030
YORK PA	10.200	.450	.450	-	-	10.240	.750	.500	-	-
YOUNGSTOWN OH	12.065	.750	1.000	[4].500	.100	11.020	.990	1.200	[4].600	.360

Table 3. Union hourly wage rates and employer insurance, pension, vacation, and other fund payments for selected building trades, October 1, 1979—Continued

CITY	ELECTRICIANS EMPLOYER CONTRIBUTIONS FOR SELECTED BENEFITS					PAINTERS EMPLOYER CONTRIBUTIONS FOR SELECTED BENEFITS				
	BASIC RATE[1]	INSURANCE[2]	PENSION	VACATION PAY	OTHER[3]	BASIC RATE[1]	INSURANCE[2]	PENSION	VACATION PAY	OTHER[3]
AKRON OH	$12.294	$0.740	3.00% +$0.650	-	[4]$1.386	$11.640	$0.930	$0.600	-	-
ALBANY NY	12.750	.900	3.00% + .600	-	1.00%	11.130	-	.350	$0.250	$0.020
ALBUQUERQUE NM	*11.672	.600	3.00% + .700	[4]7.00%	2.00%	[11]9.970	.700	.500	-	.040
ANCHORAGE AK	[11]18.950	1.050	3.00% + 3.000	-	1.00% +$0.150	18.500	.900	2.000	-	.200
ATLANTA GA	*12.050	9.00%	11.00%	-	1.00%	*10.350	.550	.750	-	-
BALTIMORE MD	11.100	.800	3.00% + .900	$0.400	-	9.600	1.050	.600	.500	-
BIRMINGHAM AL	12.050	.550	3.00% + .400	-	1.00%	*10.800	-	.700	-	.050
BOISE ID	*12.650	.750	3.00% + .750	-	-	10.240	.560	.400	.300	-
BOSTON MA	11.680	1.050	3.00% + 1.800	[4]- .500	†1.00% + .570	11.310	.820	1.400	-	.050
BUFFALO NY	12.546	1.050	[12]3.00% + 2.100	[4].944	.050	11.605	.725	.700	-	.760
BURLINGTON VT	9.300	.500	3.00%	-	1.00% + .101	6.500	-	-	-	-
BUTTE MT	12.250	.600	3.00% + .500	[4].300	1.00%	9.860	*.560	†-	-	-
CHARLESTON SC	8.253	.550	3.00% + .250	-	1.00%	7.500	.500	.500	-	-
CHARLESTON WV	*13.500	.500	*3.00% + .750	-	-	*9.960	.550	-	-	-
CHARLOTTE NC	8.600	.550	3.00% + .250	-	1.00%	7.500	.500	.500	-	-
CHATTANOOGA TN	10.165	.700	10.00%	[4]2.50%	[13]3.50%	8.750	.450	.400	-	-
CHEYENNE WY	11.400	.720	3.00% + .500	[4]5.00%	1.00%	11.360	.750	1.150	[4].750	-
CHICAGO IL	13.150	1.157	3.00% + 1.223	.800	.066	10.650	.675	.650	-	[4].200
CINCINNATI OH	12.236	.500	3.00% + .800	[4]1.064	.200	12.700	-	.250	[4].500	-
CLEVELAND OH	13.620	.900	3.00% + .510	[4]1.000	1.00%	12.960	.820	1.000	-	.050
COLUMBIA SC	8.450	.550	3.00% + .250	-	1.00%	7.500	.500	.500	-	-
COLUMBUS OH	13.150	.400	3.00% + 1.020	-	1.00%	11.390	.650	.850	-	-
CORPUS CHRISTI TX	11.300	.600	3.00%	-	1.00%	*8.450	.550	.250	-	-
DALLAS TX	11.280	.600	7.00%	[4]4.00%	1.00%	†9.905	.450	.500	-	-
DAYTON OH	13.280	.750	3.00% + 1.000	-	1.00%	12.590	-	.800	-	-
DENVER CO	12.158	.700	3.00% + 1.250	[4]4.00%	[4]3.40%	11.360	.750	1.150	.750	-
DES MOINES IA	12.930	.450	3.00% + .800	[4].500	1.75%	11.270	-	.800	[4].250	.020
DETROIT MI	13.104	1.500	3.00% + 1.200	[4]1.295	1.00% + .150	12.100	1.010	1.350	1.150	-
DULUTH MN	12.080	4.00%	8.00%	11.00%	1.00%	11.360	.500	.500	-	-
EL PASO TX	9.850	.450	3.00%	-	1.00%	7.700	.680	-	-	-
ERIE PA	13.250	*.720	*$0.680	.750	1.00%	10.000	.600	.500	-	.300
EVANSVILLE IN	12.150	.500	3.00% + .600	[4].700	1.00%	10.011	.800	.400	[4].639	-
FARGO ND	10.900	4.500	[4] 3.00%	[4]4.00%	[4]3.00%	9.800	-	4.300	-	-
FLINT MI	12.050	.600	3.00% + 1.500	[4].500	-	10.100	.600	.700	[4].600	-
FORT WORTH TX	†11.280	.600	7.00%	[4]6.00%	1.00%	10.805	-	.200	-	-
FREMONT CA	15.714	1.300	3.00% + 1.900	[4]10.00%	1.70%	14.050	1.200	1.750	.400	.420
FRESNO CA	13.060	1.010	3.00% + 1.250	[4]12.00%	1.00% + .050	11.610	.810	.200	[4]1.500	.070
GRAND RAPIDS MI	11.950	.500	3.00% + .350	[4]5.00%	1.00%	9.270	.500	.250	[4].280	-
HAMMOND IN	12.860	6.50%	8.30%	[4]4.00%	1.00%	10.500	.640	.500	-	-
HARTFORD CT	12.050	1.500	3.00% + 1.350	-	1.00%	10.600	1.100	.850	-	-
HONOLULU HI	*11.840	*1.120	15.00% + 1.740	[8]11.20%	5.00% + .530	10.150	.790	3.000	[8].750	.100
HOUSTON TX	†11.925	.800	10.00%	-	[4]11.00%	*11.705	.565	*.550	.400	-
HUNTSVILLE AL	11.300	.500	3.00% + .550	-	1.00%	8.850	.450	.250	-	-
INDIANAPOLIS IN	12.587	4.00%	7.00%	45.00%	1.00%	10.640	.780	.480	[4].600	-
JACKSON MS	*11.100	.350	3.00% + .500	-	1.00%	8.100	4.150	.100	-	-
JACKSONVILLE FL	10.150	.500	3.00% + .810	.810	1.00%	9.050	.500	.600	-	-
KANSAS CITY MO	*13.380	*.690	*3.00% + .700	.700	1.00% + .250	11.530	.550	.700	-	.100
KNOXVILLE TN	10.560	.600	3.00% + .500	-	1.00%	*8.750	*.500	*.450	-	-
LANSING MI	11.880	.600	3.00% + 1.250	[4]10.00%	1.00%	11.250	.550	.400	4.750	.003
LAS VEGAS NV	13.250	.980	3.00% + 1.300	[4]12.00%	1.00%	12.140	.750	.350	[4]1.500	.030
LITTLE ROCK AR	*10.925	.500	*3.00% + .800	[4]5.00%	†1.00%	*9.050	-	.400	-	-
LONG BEACH CA	14.670	1.150	3.00% + 2.400	10.00%	1.00%	12.730	.860	.800	.600	.120
LOS ANGELES CA	14.670	1.150	3.00% + 2.400	10.00%	1.00%	12.730	.860	.800	.600	.120
LOUISVILLE KY	12.800	.500	3.00% + .600	[4].500	1.00%	9.830	.350	.200	-	-
LUBBOCK TX	10.434	.600	3.00%	[4]6.00%	-	9.340	-	-	-	-
MADISON WI	11.890	.840	3.00%	6.00%	2.00%	10.290	.800	.300	.400	.150
MANCHESTER NH	11.750	.500	4.00%	-	1.00%	8.100	.500	-	-	-
MEMPHIS TN	12.130	.900	3.00% + .500	-	1.00%	10.050	.550	.500	-	-
MIAMI FL	11.500	7.00%	6.00%	[4].500	1.00%	*9.800	.550	.600	-	.040
MILWAUKEE WI	12.790	1.100	3.00% + .450	7.00%	3.00%	10.950	1.060	1.000	.500	.060
MINNEAPOLIS MN	12.160	7.00%	6.00%	6.30%	5.95%	10.810	.650	.400	[4].400	4.210
MOBILE AL	*11.920	.550	3.00% + .400	-	1.00%	8.910	.400	.350	[4]1.000	-
MONTGOMERY AL	9.595	.500	3.00%	[4]5.00%	1.00% + .390	*8.000	-	*.600	-	-
NASHVILLE TN	*†11.400	*†.600	3.00%	-	1.00%	9.050	.400	.500	-	-
NEW BEDFORD MA	11.000	1.050	3.00% + .950	†-	†1.00% + .050	9.750	.800	.750	-	.050
NEW HAVEN CT	*11.800	*1.070	*3.00% + .650	-	1.00%	10.000	.500	.600	-	.020
NEW ORLEANS LA	11.733	.350	3.00% + .400	[4]5.00%	1.00%	9.405	.525	.500	-	-
NEW YORK NY	13.450	4.60%	5.40% + .571	6.00%	†[14]3.96% + .571	10.040	9.50%	9.50% +$0.719	3.00%	1.00%
NEWARK NJ	12.500	9.00%	12.00%	10.00%	[15][16]-	10.750	.700	.600	.350	-
NORFOLK VA	*10.650	.600	5.00%	-	4.00%	8.500	-	.400	-	.010
OAKLAND CA	15.714	1.300	3.00% + 1.900	[4]10.00%	1.70%	14.050	1.200	1.750	.400	.420
OKLAHOMA CITY OK	10.442	.700	8.00% + .100	[4]8.00%	7.13%	9.100	.550	.500	.500	-
OMAHA NE	12.521	.980	3.00% + .950	6.00%	3.50%	10.620	-	†.700	†1.000	-
PEORIA IL	12.400	.500	3.00% + 1.000	[4]4.00%	1.00%	12.110	.600	.300	-	.050
PHILADELPHIA PA	13.450	6.00%	9.00%	4.00%	0.75%	*11.295	1.225	.600	.400	.050
PHOENIX AZ	14.550	.960	3.00% + .880	-	2.50% + .100	11.500	.600	.400	-	.220
PITTSBURGH PA	12.850	.450	3.00% + .400	.600	1.00% + .020	12.480	.900	.400	-	-
PORTLAND ME	10.800	.650	†3.00% + .250	-	1.00% + .020	*8.250	-	-	-	-
PORTLAND OR	14.674	.900	3.00% + 1.600	[4]8.00%	1.00% + .100	11.450	.800	1.000	[4].500	.140
PROVIDENCE RI	11.250	.730	3.00% + 1.650	-	1.00% + .020	[17]10.450	.700	1.050	[4].500	-
RALEIGH NC	8.850	.550	3.00% + .250	-	1.00%	7.500	.500	.500	-	-
READING PA	*12.490	.780	3.00% + .300	*.750	*.750	9.700	.900	.800	-	-
RICHMOND VA	*11.650	*6.00%	3.00%	-	4.00%	*8.800	-	-	-	.010
RIVERSIDE CA	14.860	.850	3.00% + 2.000	-	1.00%	12.370	1.380	1.380	.750	.240
ROCHESTER NY	12.500	1.000	3.00% + 1.350	[4].500	1.25%	10.190	1.310	.660	-	.400
ROCK ISLAND IL	12.760	.700	7.50%	[4]4.00%	1.00%	11.520	.600	1.000	-	.140
ROCKFORD IL	12.312	.500	3.00% + .800	[4]5.00%	1.00%	10.990	.550	.500	[4].500	-
SACRAMENTO CA	14.840	.950	3.00% + 1.500	[4]5.00%	[18]5.00% + .060	14.050	1.200	1.750	.400	.420
SALT LAKE CITY UT	11.750	.750	3.00% + .750	[4]6.00%	1.80%	9.700	.510	.300	[4].500	.030
SAN ANTONIO TX	*10.872	.600	5.00%	[4]5.00%	[4]4.00%	9.500	-	.200	-	-
SAN DIEGO CA	13.797	.700	3.00% + 1.710	[4]10.00%	1.00%	12.370	1.380	1.330	.750	.240
SAN FRANCISCO CA	16.080	1.420	3.00% + 1.685	[4]4.00%	[19]8.00% + .300	13.820	1.200	1.750	.400	.400
SANTA ANA CA	14.970	.810	3.00% + 1.450	-	[20]5.00% + .020	12.370	1.380	1.380	.750	.240
SANTA FE NM	*11.672	.600	3.00% + .700	[4]7.00%	.020	[11]†9.970	†.700	†.500	-	†.040
SAVANNAH GA	*10.550	.600	*3.00% + .750	-	-	9.100	-	-	-	-
SCHENECTADY NY	12.100	.700	3.00% + 1.350	[4]-	.030	10.630	-	.350	-	-
SCRANTON PA	10.900	.750	3.00% + .500	1.000	.180	9.500	-	1.200	-	-
SEATTLE WA	14.700	.850	3.00% + 1.300	[4]6.00%	1.00% + .050	12.670	.610	.700	-	.080
SHREVEPORT LA	11.891	1.450	3.00%	[4]6.00%	1.00%	9.900	.400	.300	-	-
SIOUX FALLS SD	10.800	.500	3.00% + .500	4.00%	3.50%	9.000	-	-	-	-
SOUTH BEND IN	12.290	4.80%	7.00%	[4]4.00%	1.00%	10.440	-	.400	-	-
SPOKANE WA	14.140	.830	3.00% + .400	[4]8.00%	1.00%	11.850	.470	1.000	-	.090
SPRINGFIELD MA	11.280	.850	3.00% + .400	-	0.50%	9.570	.880	.650	-	†.030
ST LOUIS MO	12.250	.700	3.00% + .673	.856	3.00% + 1.040	11.240	.680	.330	4.550	.120
ST PETERSBURG FL	8.900	5.00%	10.00%	-	1.00%	8.650	.450	.400	-	.100
ST. PAUL MN	11.850	5.75%	5.88%	11.25%	1.00%	10.890	.550	.250	4.700	-
STAMFORD CT	12.750	6.00%	9.50%	[4]10.00%	1.00% + 1.090	10.000	.500	.750	.300	-
SYRACUSE NY	13.300	.770	3.00% + 1.100	-	.050	10.550	.800	.880	-	.050
TAMPA FL	9.570	5.50%	6.00%	4.00%	1.00%	8.650	.450	.400	-	.100
TOLEDO OH	14.700	.650	3.00% + .550	-	1.00%	10.930	1.060	1.300	[4]1.000	-
TOPEKA KS	*12.985	*.500	3.00% + .650	46.00%	1.00%	10.720	.500	-	-	-
TRENTON NJ	14.640	7.00%	3.00% + .750	[4]-	[15]1.00%	10.750	.700	.600	.350	-
TULSA OK	12.150	.630	3.00% + .610	-	1.00%	10.900	-	.400	-	-
WASHINGTON DC	12.200	.700	3.00% + .800	-	1.00%	11.500	.910	1.100	-	.040
WICHITA KS	10.810	.750	3.00% + .500	[4]6.00%	1.00%	10.870	.100	.300	-	-
WILMINGTON DE	11.900	9.50%	9.00%	-	-	*10.120	1.000	*.700	-	-
WORCESTER MA	11.570	.930	5.50% + .300	-	3.00%	11.310	.820	1.400	-	.050
YORK PA	11.250	.550	3.00% + .250	-	-	8.250	.450	.150	-	-
YOUNGSTOWN OH	12.630	.750	9.00%	-	[4]9.00%	11.350	.750	1.000	[4]1.000	.070

Table 3. Union hourly wag[redacted]es and employer insurance, pension, vacation [redacted]d other fund payments for selected building trades in 121 cities, October 1, 1979—Continued

CITY	PLASTERERS EMPLOYER CONTRIBUTIONS FOR SELECTED BENEFITS					PLUMBERS EMPLOYER CONTRIBUTIONS FOR SELECTED BENEFITS				
	BASIC RATE[1]	INSURANCE[2]	PENSION	VACATION PAY	OTHER[3]	BASIC RATE[1]	INSURANCE[2]	PENSION	VACATION PAY	OTHER[3]
AKRON OH	$11.010	$0.600	$1.000	[4]$1.000	-	$13.200	$0.850	$1.200	-	$0.150
ALBANY NY	10.800	.700	1.000	-	[4]$0.720	11.529	1.000	1.020	[4]$0.571	.170
ALBUQUERQUE NM	*10.010	.770	.600	[4]1.000	.100	*12.250	.680	1.420	[4].500	.800
ANCHORAGE AK	16.900	.800	2.800	-	.100	19.150	.930	2.400	-	.500
ATLANTA GA	*9.920	*.600	.800	-	.100	*11.400	.900	.700	[4].500	.080
BALTIMORE MD	10.200	.600	.400	.500	-	11.190	.870	.990	-	.070
BIRMINGHAM AL	*9.500	*.600	-	-	.030	*11.200	.730	.750	[4]-	.040
BOISE ID	10.170	.960	.650	1.050	-	11.470	.940	1.600	[4]81.450	.100
BOSTON MA	10.600	.850	-	-	1.830	*12.990	1.020	1.480	[4].400	.050
BUFFALO NY	12.710	-	-	-	-	13.320	.830	1.380	-	.160
BURLINGTON VT	8.700	.750	.200	-	.010	9.940	.600	.500	-	.020
BUTTE MT	10.400	1.000	.500	1.000	-	†12.750	.700	.850	41.300	-
CHARLESTON SC	7.700	.250	.300	-	.010	9.400	*.550	*.500	-	1.820
CHARLESTON WV	11.820	-	-	-	-	*12.800	*.650	*.800	-	.060
CHARLOTTE NC	7.400	.250	-	-	-	9.750	.450	.500	-	.100
CHATTANOOGA TN	10.250	-	-	-	-	11.350	.600	.700	-	-
CHEYENNE WY	*11.380	*.550	-	-	*1.350	10.470	.800	.750	1.500	4.550
CHICAGO IL	11.370	.875	.920	-	[4].675	13.300	.800	.930	-	.500
CINCINNATI OH	12.145	-	.750	[4]1.500	.235	12.670	.700	[4]1.300	[4]1.000	.350
CLEVELAND OH	13.250	.850	-	[4]2.000	.130	12.860	.920	[4]2.100	[4]1.000	-
COLUMBIA SC	7.-	-	-	-	-	10.120	†.500	†.500	-	.220
COLUMBUS OH	11.060	.600	.300	.500	.020	12.760	.810	.820	[4]1.000	-
CORPUS CHRISTI TX	10.700	-	-	-	.080	9.840	.450	.350	-	.040
DALLAS TX	10.340	.450	-	.500	.080	10.270	.430	1.000	[4].250	.040
DAYTON OH	11.700	-	-	[4]1.250	-	13.060	1.050	1.050	-	-
DENVER CO	11.140	-	4.400	4.500	.200	12.170	.850	1.150	.800	.190
DES MOINES IA	10.655	-	4.900	-	-	12.500	.600	1.250	[4].500	.300
DETROIT MI	12.910	1.000	1.000	41.000	.060	12.000	1.250	1.700	1.690	.440
DULUTH MN	11.550	.500	-	.450	-	11.460	.500	.750	1.500	.150
EL PASO TX	8.480	.770	.250	-	-	9.060	.700	.450	.600	.040
ERIE PA	11.960	.600	-	-	.550	12.970	.600	.500	-	.020
EVANSVILLE IN	11.880	-	-	[4].500	-	12.915	.600	1.000	[4]1.435	-
FARGO ND	11.000	-	-	-	-	*12.030	*1.020	.890	[4]1.000	-
FLINT MI	10.270	.700	.750	1.010	.100	*11.830	1.050	1.450	[4]1.250	.300
FORT WORTH TX	11.310	-	-	-	.080	10.270	.430	1.000	[4].250	.040
FREMONT CA	10.770	1.100	2.200	41.000	.210	*14.600	1.400	*2.440	[4]1.500	†.260
FRESNO CA	10.150	1.200	1.600	1.250	.150	14.000	1.620	2.420	[4].750	41.370
GRAND RAPIDS MI	10.280	.700	.750	41.000	.100	11.700	.600	1.050	[4]1.240	.250
HAMMOND IN	12.110	1.000	.600	-	-	12.710	1.100	1.150	[4]1.000	.100
HARTFORD CT	*10.750	.750	.750	-	.050	*11.710	1.100	1.390	-	*.320
HONOLULU HI	10.440	1.300	2.150	8.600	.170	*12.000	1.050	2.050	†4.950	422.959
HOUSTON TX	*11.875	.870	*.400	4.525	.080	*11.840	.750	*.800	* 1.250	.035
HUNTSVILLE AL	10.500	-	-	-	-	*10.900	*.600	.600	*4.600	-
INDIANAPOLIS IN	10.520	.800	-	41.000	.383	12.500	.600	.950	[4]1.000	.080
JACKSON MS	8.350	.350	.500	-	-	*11.280	1.050	1.000	-	-
JACKSONVILLE FL	8.300	.400	.300	-	-	11.750	*.600	*.600	-	.070
KANSAS CITY MO	13.100	-	-	-	.100	12.438	.970	1.150	-	[4].534
KNOXVILLE TN	10.100	-	-	-	-	*10.750	*.600	.700	.300	* .150
LANSING MI	10.060	.700	.750	41.220	.100	11.660	1.050	1.500	[4]1.000	.140
LAS VEGAS NV	10.980	1.000	1.000	1.200	-	12.630	1.250	2.320	2.000	.150
LITTLE ROCK AR	10.500	.250	-	-	.030	11.100	.600	.750	[4].550	.100
LONG BEACH CA	13.335	.980	1.850	4.650	.250	13.830	10.00%	16.00%	813.00%	2.00%
LOS ANGELES CA	13.335	.980	1.850	4.650	.250	13.830	10.00%	16.00%	813.00%	2.00%
LOUISVILLE KY	†10.350	-	-	-	†231.100	*13.060	.800	1.240	†4.770	24.060
LUBBOCK TX	10.000	-	-	41.000	.040	10.200	.500	.450	[4].500	-
MADISON WI	9.650	.750	1.000	-	-	11.940	.600	1.000	1.000	1.00%
MANCHESTER NH	9.190	.900	†.700	-	.060	11.400	.730	.550	-	.020
MEMPHIS TN	11.400	-	-	-	.280	*12.670	.750	*.500	[4].500	-
MIAMI FL	*10.900	.700	*.700	-	.020	9.820	.920	1.300	4.600	.050
MILWAUKEE WI	10.910	1.300	1.000	.850	.060	12.770	1.100	1.200	.560	.150
MINNEAPOLIS MN	11.550	.500	.450	.700	.150	11.240	.700	.630	1.750	.050
MOBILE AL	10.470	.400	.500	-	.050	*10.650	.600	1.100	[4]1.000	.050
MONTGOMERY AL	8.350	-	-	-	-	*8.700	*.700	.700	-	-
NASHVILLE TN	8.750	.550	.200	4.250	.070	11.000	.700	.700	-	.070
NEW BEDFORD MA	10.900	1.300	1.100	-	.130	11.390	.950	1.480	-	.200
NEW HAVEN CT	*10.750	.750	.750	-	.150	*11.200	.750	.800	-	1.35% +$0.520
NEW ORLEANS LA	9.230	.600	.350	4.550	.080	11.100	†.600	.900	4.500	†.060
NEW YORK NY	10.550	1.350	1.540	.900	.050	*12.100	253.920	-	.720	1.940
NEWARK NJ	12.250	.920	1.000	4.500	.020	13.905	1.100	1.170	-	.325
NORFOLK VA	10.710	.300	-	-	.010	10.300	.800	.750	-	.010
OAKLAND CA	10.770	-	-	-	-	*14.600	1.400	* 2.440	481.500	*.260
OKLAHOMA CITY OK	11.200	-	-	-	-	11.620	.600	.850	4 .750	.080
OMAHA NE	11.300	.820	.580	1.000	.200	12.240	.950	1.050	4 .800	.300
PEORIA IL	12.010	1.000	1.000	-	.050	12.270	.800	1.300	4 .750	.050
PHILADELPHIA PA	*12.210	.930	-	.500	-	13.130	.850	1.400	1.250	.130
PHOENIX AZ	11.770	.950	1.300	-	.050	14.240	1.000	1.350	-	.140
PITTSBURGH PA	11.390	.850	1.550	-	1.140	12.830	1.000	1.450	-	1.080
PORTLAND ME	† 8.500	†-	-	-	-	*10.950	.550	1.000	-	.020
PORTLAND OR	*12.520	*.750	2.000	4.450	.120	14.830	1.500	1.600	41.250	.190
PROVIDENCE RI	†10.150	.900	.450	-	-	11.160	.950	2.150	4.150	†.050
RALEIGH NC	7.030	.250	-	-	-	9.750	.450	.550	-	-
READING PA	10.310	-	1.650	-	.050	13.130	.850	1.400	1.250	.080
RICHMOND VA	*10.450	-	-	-	.010	*11.950	.450	.600	-	.050
RIVERSIDE CA	†14.407	-	-	42.161	4.382	13.830	10.00%	16.00%	813.00%	2.00%
ROCHESTER NY	12.620	.750	.850	-	.200	12.210	.825	1.220	.620	2.210
ROCK ISLAND IL9	14.000	-	-	-	-	2611.830	.540	1.410	45.00%	.130
ROCKFORD IL	10.480	.550	1.000	4.750	.040	12.810	.650	.750	41.000	.100
SACRAMENTO CA	13.440	1.210	2.150	41.000	.140	13.690	1.480	2.070	42.780	.170
SALT LAKE CITY UT	†10.890	.550	.650	† -	-	11.950	.810	1.100	4.250	.130
SAN ANTONIO TX	*11.700	-	-	-	*.080	*12.790	.550	.750	-	.170
SAN DIEGO CA	*11.460	.650	2.250	41.250	.100	13.830	10.00%	16.00%	813.00%	2.00%
SAN FRANCISCO CA	*12.580	*1.100	*3.000	4 .750	1.010	*15.150	* 2.610	* 2.290	*4 .650	* 282.805
SANTA ANA CA	13.335	.980	1.850	4 .650	.250	13.830	10.00%	16.00%	813.00%	2.00%
SANTA FE NM	*10.010	.770	.600	41.000	.100	*12.750	.680	1.420	.500	.080
SAVANNAH GA	*8.250	*-	-	-	-	*11.550	.600	.600	-	-
SCHENECTADY NY	11.300	.700	1.000	-	.220	12.200	.850	1.050	-	.120
SCRANTON PA	12.130	-	-	-	.050	11.740	.800	1.250	-	.150
SEATTLE WA	11.740	.850	1.250	41.000	.150	15.410	.940	1.650	1.500	.120
SHREVEPORT LA	9.750	-	-	1.000	-	11.460	.550	.800	1.000	.080
SIOUX FALLS SD	10.740	-	-	4.250	-	10.750	.550	.500	4.510	-
SOUTH BEND IN	9.990	.850	1.150	4.750	.050	12.030	.550	.950	4.500	.080
SPOKANE WA	11.180	.900	1.250	-	.100	14.730	.900	1.450	2.000	.080
SPRINGFIELD MA	11.000	.700	.950	-	*.100	*11.000	1.010	*1.550	-	.220
ST LOUIS MO	10.445	.780	.800	1.000	.150	12.505	.800	.800	4 .500	.700
ST PETERSBURG FL	* 9.550	-	.500	-	.100	11.330	.600	1.000	-	-
ST. PAUL MN	11.100	.700	.500	.900	.070	11.570	.700	.530	.670	1.250
STAMFORD CT	*11.170	.830	.250	-	†.050	11.650	.750	.800	4.00%	.020
SYRACUSE NY	10.300	.800	1.210	-	.025	11.930	1.170	1.070	-	.130
TAMPA FL	9.100	.450	.500	-	.100	11.260	.800	.900	1.000	.050
TOLEDO OH	13.900	.600	-	4.750	.060	*14.380	*1.250	1.050	-	.130
TOPEKA KS	11.200	-	-	-	-	11.030	.800	1.000	41.600	.110
TRENTON NJ	11.500	.800	1.000	-	.040	13.410	1.040	.900	41.000	.160
TULSA OK	10.900	-	-	-	-	11.670	.600	.750	41.000	.080
WASHINGTON DC	11.250	*.650	.750	-	.030	12.220	1.050	1.100	-	.030
WICHITA KS	10.500	-	-	-	-	11.880	.800	.850	-	.790
WILMINGTON DE	11.120	.900	-	.500	* .100	13.630	1.250	1.100	-	-
WORCESTER MA	10.950	.950	1.250	-	.050	11.330	1.150	.650	-	.050
YORK PA	9.750	.450	.350	-	-	11.550	.850	.900	-	.130
YOUNGSTOWN OH	12.200	.600	-	-	41.070	11.940	1.070	.800	41.500	.080

Table 3. Union hourly wage rates and employer insurance, pension, vacation, and other fund payments for selected building trades in 121 cities, October 1, 1979—Continued

CITY	BUILDING LABORERS EMPLOYER CONTRIBUTIONS FOR SELECTED BENEFITS				
	BASIC RATE[1]	INSURANCE[2]	PENSION	VACATION PAY[3]	OTHER[4]
AKRON OH	$10.920	$0.700	$0.900	-	$0.160
ALBANY NY	9.470	.900	1.100	-	.220
ALBUQUERQUE NM	*7.910	.630	.770	-	.040
ANCHORAGE AK	14.420	.800	3.000	-	.400
ATLANTA GA	*7.050	*.300	.330	-	.100
BALTIMORE MD	7.550	.350	.550	$0.300	.105
BIRMINGHAM AL	*7.070	*.400	*.450	-	.060
BOISE ID	8.560	.800	1.370	.500	.100
BOSTON MA	8.950	.700	1.000	-	.180
BUFFALO NY	9.075	1.100	1.400	-	.650
BURLINGTON VT	6.300	*.800	*1.000	-	.100
BUTTE MT	8.660	†.620	†.530	[4].750	.050
CHARLESTON SC	[7] -	-	-	-	-
CHARLESTON WV	9.100	.600	.600	-	.030
CHARLOTTE NC	5.150	.150	.150	-	.050
CHATTANOOGA TN	7.000	.250	.300	-	.020
CHEYENNE WY	7.720	.410	.400	1.000	*.320
CHICAGO IL	10.100	.570	1.200	-	.010
CINCINNATI OH	11.150	.800	.800	-	.100
CLEVELAND OH	11.530	1.110	1.550	-	.390
COLUMBIA SC	[7] -	-	-	-	-
COLUMBUS OH	8.540	.800	.800	-	[4].600
CORPUS CHRISTI TX	†5.860	.400	.130	-	-
DALLAS TX	6.490	.300	.400	-	.020
DAYTON OH	9.440	.700	.900	-	.100
DENVER CO	8.190	.550	.650	.100	.100
DES MOINES IA	10.175	[4].400	[4].800	-	-
DETROIT MI	10.050	1.000	.950	1.100	.070
DULUTH MN	9.200	.500	.450	.500	-
EL PASO TX	5.850	.630	.400	-	-
ERIE PA	9.910	.891	.600	-	.050
EVANSVILLE IN	9.100	.700	.700	-	.140
FARGO ND	7.490	[4].350	[4].150	-	-
FLINT MI	9.040	.650	.750	[4].500	.040
FORT WORTH TX	6.490	.300	.400	-	.020
FREMONT CA	10.055	1.300	1.750	[8]1.000	.210
FRESNO CA	10.055	1.300	1.750	[8]1.000	.210
GRAND RAPIDS MI	7.710	.650	.350	[4].550	.050
HAMMOND IN	9.650	.700	*.750	-	.140
HARTFORD CT	*8.350	.600	.800	-	.150
HONOLULU HI	8.360	.990	1.410	[8].550	.100
HOUSTON TX	8.570	.470	.800	-	†.020
HUNTSVILLE AL	5.550	.350	.500	-	-
INDIANAPOLIS IN	8.750	.700	*.700	-	.140
JACKSON MS	5.900	.200	.200	-	.070
JACKSONVILLE FL	5.920	.200	.200	-	-
KANSAS CITY MO	9.650	.450	.400	.500	.210
KNOXVILLE TN	6.240	.300	.330	-	.010
LANSING MI	8.875	.650	.350	[4].625	.050
LAS VEGAS NV	9.950	.660	1.530	1.000	-
LITTLE ROCK AR	6.650	.330	.600	-	.030
LONG BEACH CA	8.980	1.250	2.550	*.950	.240
LOS ANGELES CA	8.980	1.250	2.550	*.950	.240
LOUISVILLE KY	†8.300	.350	†.600	-	.020
LUBBOCK TX	*5.855	.275	.270	-	-
MADISON WI	9.780	.550	.450	-	.020
MANCHESTER NH	7.610	.700	1.000	-	.100
MEMPHIS TN	7.185	.300	.400	-	.070
MIAMI FL	*7.350	*1.070	.550	-	-
MILWAUKEE WI	0.500	1.000	1.000	.500	.070
MINNEAPOLIS MN	9.400	.600	.450	.400	-
MOBILE AL	6.450	.400	.500	-	.050
MONTGOMERY AL	5.800	.350	.400	-	-
NASHVILLE TN	7.200	.330	.340	-	.020
NEW BEDFORD MA	8.950	.700	1.000	-	.180
NEW HAVEN CT	*8.350	.600	.800	-	.150
NEW ORLEANS LA	†8.150	†.300	.270	-	.050
NEW YORK NY	10.150	1.730	1.650	-	.020
NEWARK NJ	8.100	.750	1.250	-	.070
NORFOLK VA	5.950	.250	.250	-	.070
OAKLAND CA	10.055	1.300	1.750	[8]1.000	.210
OKLAHOMA CITY OK	8.150	.300	.400	-	.010
OMAHA NE	8.360	.650	.650	-	.800
PEORIA IL	11.410	.550	.650	-	.035
PHILADELPHIA PA	9.500	.900	.650	-	.090
PHOENIX AZ	8.810	.920	1.100	[4].250	.100
PITTSBURGH PA	10.210	.910	.710	-	.050
PORTLAND ME	6.770	.700	1.000	-	.100
PORTLAND OR	9.080	1.070	1.230	[4].800	.150
PROVIDENCE RI	8.950	.700	1.000	-	.200
RALEIGH NC	5.150	.150	.150	-	.050
READING PA	8.000	.450	.450	-	.090
RICHMOND VA	6.100	.250	.250	-	.020
RIVERSIDE CA	8.980	1.250	2.550	*.950	†.240
ROCHESTER NY	8.750	1.150	1.140	-	.890
ROCK ISLAND IL[9]	10.520	.400	1.000	-	.075
ROCKFORD IL	10.650	.650	.600	-	.050
SACRAMENTO CA	10.055	1.300	1.750	[8]1.000	.210
SALT LAKE CITY UT	*8.270	.500	.350	*4.250	.040
SAN ANTONIO TX	6.320	.470	.400	-	.060
SAN DIEGO CA	8.950	.770	2.050	1.000	.230
SAN FRANCISCO CA	10.055	1.300	1.750	1.000	.210
SANTA ANA CA	8.980	1.250	2.550	*.950	.240
SANTA FE NM	*7.910	.630	.770	-	.040
SAVANNAH GA	5.920	.150	.130	-	.100
SCHENECTADY NY	9.720	.800	1.000	-	.170
SCRANTON PA	9.300	.570	1.000	-	.050
SEATTLE WA	10.220	.950	1.100	[4].500	.100
SHREVEPORT LA	6.850	.250	.200	-	.020
SIOUX FALLS SD	7.500	-	-	-	-
SOUTH BEND IN	8.950	.700	*.700	-	†.140
SPOKANE WA	9.500	.820	1.000	-	[29].780
SPRINGFIELD MA	8.950	.700	1.000	-	.180
ST LOUIS MO	†9.875	†.650	1.000	[4].500	.060
ST PETERSBURG FL	7.030	.475	.270	-	.025
ST. PAUL MN	9.400	.600	.450	.400	-
STAMFORD CT	*8.350	.600	.800	-	.150
SYRACUSE NY	8.900	.750	1.400	-	.050
TAMPA FL	7.030	.475	.270	-	.025
TOLEDO OH	10.660	.700	.700	[4].500	.180
TOPEKA KS	7.950	.400	.500	-	.450
TRENTON NJ	8.700	.400	1.000	-	.070
TULSA OK	8.150	.250	.400	-	.010
WASHINGTON DC	8.960	.700	.520	-	-
WICHITA KS	7.450	.500	.500	-	.200
WILMINGTON DE	8.800	.900	.800	-	.100
WORCESTER MA	8.950	.700	1.000	-	.200
YORK PA	7.200	.500	.620	-	-
YOUNGSTOWN OH	9.800	.700	.900	-	[4]1.160

[1] These rates represent the minimum wage rates (excluding holiday and vacation payments regularly made or credited to the worker each pay period) agreed upon through collective bargaining between employers and trade unions.

[2] Includes life insurance, hospitalization, and other types of health and welfare benefits; excludes payments into holiday, vacation, and unemployment funds when such programs have been negotiated.

[3] Includes all other nonlegally required employer contributions, except those for apprenticeship fund payments, as indicated in individual agreements.

[4] Part of negotiated rate, not included in basic rate shown. Amount may be included in computation of overtime and other premium pay.

[5] Contribution to savings fund transferred to basic rate.

[6] Includes contributions for insurance and supplemental unemployment benefits; separate data not available.

[7] No union wage rate in effect on survey date.

[8] Includes contributions for holidays and vacations; separate data not available.

[9] Includes Rock Island and Moline, Illinois and Davenport, Iowa.

[10] Includes $1.00 to Inland Empire Masons' Credit Union; part of negotiated rate, not included in basic rate shown.

[11] New rate in negotiation on survey date.

[12] Percent based on negotiated rate of $13.49.

[13] Includes 2.5% contribution to holiday fund; part of negotiated rate, not included in basic rate shown.

[14] Employer pays employee's share of Social Security taxes.

[15] In addition to legally required contribution, employer pays employer's share of Temporary Disability Insurance.

[16] In addition, employer contributed to NIEF as follows: 0.8% of first $50,000 monthly gross payroll; 0.7% of second $50,000; and 0.2% of remaining monthly gross payroll.

[17] Part of basic rate transferred to insurance, pension, and/or vacation plans.

[18] Includes 5% deferred pay; part of negotiated rate, not included in basic rate shown.

[19] Includes 4% contribution to holiday fund and 4% to savings plan; part of negotiated rate, not included in basic rate shown.

[20] Includes 4% contribution to savings plan; part of negotiated rate, not included in basic rate shown.

[21] Includes 25 cents contribution to holiday fund; part of negotiated rate, not included in basic rate shown.

[22] Includes .809 contribution to holiday fund; part of negotiated rate, not included in basic rate shown.

[23] Includes $1 savings fund contribution, part of negotiated rate, not included in basic rate shown.

[24] Holiday fund dropped; 2¢ contribution added to vacation fund.

[25] Includes contribution for insurance and pension; separate data not available.

[26] The following rates are applicable to plumbers in Davenport, Iowa: Basic rate $12.300; insurance $0.610; pension $1.090; vacation $0.500; and other $0.130.

[27] Includes 75 cents contribution to holiday fund; part of negotiated rate, not included in basic rate shown.

[28] Includes $1.00 Security Savings contribution; part of negotiated rate, not included in basic rate shown.

[29] Includes 70 cents contribution to Credit Union Savings plan; part of negotiated rate, not included in basic rate shown.

* Represents either a newly negotiated or deferred increase which became effective during the quarter.

† Revision of data previously reported.

‡ Unless otherwise indicated, employer contributions are shown in dollars and cents amounts.

NOTE: Information on employer contributions to insurance (welfare), pensions, vacation pay, and other fund payments, as provided in labor-management contracts, is presented as cents per hour or as a percent of basic rate; in actual practice, however, some employer payments are calculated on the basis of total hours worked or gross payroll. These variations in the method of computation are not indicated in the above tabulation. Payments made directly to workers each pay period for, or in lieu of benefits, are footnoted.

Some contracts also provided for employer contributions to an apprenticeship fund. Information on payments to this fund was not collected.