



STATE OF WASHINGTON
DEPARTMENT OF LABOR AND INDUSTRIES

EMPLOYMENT STANDARDS PROGRAM
PREVAILING WAGE SECTION
POST OFFICE BOX 44540, OLYMPIA, WA 98504-4540

October 20, 2004

Jerry Ensminger, Manager
TESTCOMM, LLC
Post Office Box 805
Spokane, Washington 99210

Dear Mr. Ensminger:

This letter is in response to a courtesy copy of a letter that you sent to the Sheet Metal Workers' Union, Local 66 and our request for certified payrolls relating to the coverage of testing, adjusting, and balancing of heating, ventilation, and air conditioning (HVAC) systems.

Enclosed is a determination made by the department on March 13, 2003 that is directly relevant to the interpretation/information you are seeking. In summary, this determination states that testing, adjusting, and balancing of HVAC systems performed prior to occupancy falls under the Sheet Metal Scope of Work. In addition, the enclosed Scope of Work description for Sheet Metal Workers, WAC 296-127-01372 speaks directly to the fact that this work is covered under this classification.

If the projects and work are covered pursuant to the March 13, 2003 determination and WAC 296-127-01372, please provide your certified payroll information by November 1, 2004, otherwise, you may be subject to civil penalties in accordance with WAC 296-127-320(3) referencing RCW 39.12.050.

I hope this letter serves to provide you with the necessary information and clarification relating to the work in question.

Sincerely,

A handwritten signature in black ink, appearing to read "J. Swanson", with a long horizontal line extending to the right.

Josh Swanson
Industrial Statistician
Prevailing Wage Manager

Enclosures