

Meeting Minutes
Prevailing Wage Advisory Committee (PWAC)
January 15, 2025
1:00–3:00pm - Zoom

Attendees: AS17838; Ashley Warren; Austin Jones - Port of Seattle - CPO - Construction; Celeste Monahan# L&I (Celeste Monahan); Chuck - L&I; Connor Linse; Cory Shaw | WACA; Damon Hardy ; David Ciprut - UA; David Speer; Davidsons; DebyCragun; doane; Edith Best; Elaine Michel; Ellen Saline, WA L&I; Erin Frasier, WA Building Trades; Ethan Whitener L&I Policy Analyst; Heidi Jensen; Ivan Meyen SMART Local 66 ; Jared's iPhone; Jason Overbey - L&I Prevailing Wage Specialist; Jeffrey Vest (L&I); Jennie Kordenat (L&I PW Investigations Supervisor); Jennifer; Jerry VanderWood; Jesse Scott-Kandoll Carpenters NCA; Josh Swanson IUOE 302 (iPhone (60)); Julie.Muller; Karissa Bringham; Kelly; Kristin Murphy (WA L&I); Lee Willeman; lime235; Linda Urgeleit; Lindsey Hueer; Lori Johnson; Mallorie Davies- WA & N. ID DC of Laborers; Maria Swinger-Inskeep - City of La Center; Marilynn Montenegro; Martha Emmerton; Matthew Erlich; Michael de Give (City of Seattle); Miriam Tabares; Monty; moto g stylus (2021); Nicolas Thounsaint; Nik; Ramona Christensen-Russell, L&I FPLS; Randy Littlefield; Ray Finn; Reasa Pearson; Scott Middleton - MCAWW; Sean Anderson / L&I; Shay; Sherry Kinnibrugh; Steve Clinton; tsublett; Van Hurst; Wendy Barcelona (she/her), AAG; Wendy Ortman; Yvonne Nemes

Agenda Item	Discussion
Opening Remarks and Safety Topic	<i>David Speer (L&I)</i> Introduces himself and goes over agenda. <i>Reasa Pearson (L&I)</i> Safety Topic – Fall Safety Reminders
PWAC Draft Meeting Minutes from October 1, 2024	<i>David Speer (L&I)</i> Requests approval of the October 1, 2024 meeting minutes. No additions, deletions, or corrections brought forth. Motion to approve – Scott Middleton; Second – Jerry Vanderwood. None opposed. Minutes were approved and will be posted to the website.
Program Updates	<u>Residential Survey Update</u> <i>Sean Anderson (L&I)</i> <ul style="list-style-type: none">Residential wage & hour surveysHoping to have results ready for the February/March wage update publication

<https://lni.wa.gov/licensing-permits/public-works-projects/contractors-employers/hour-survey>

- Reviewed upcoming surveys

<https://www.lni.wa.gov/licensing-permits/public-works-projects/prevailing-wage-rates/wage-and-hour-surveys-schedule>

- Upcoming survey - intended to survey for the 2023 calendar year; getting started later than anticipated and would like to survey for the 2024 calendar year
 - Will reach out to the respective Interested Parties before doing so
 - Beginning with posing the question to PWAC members at this meeting today

Questions/comments:

Q: Have we confirmed that this change would still be in line with Legislative mandated 5 year cycle

A: Yes

Q: Specific project question regarding 5/2 being claimed as residential

A: David confirmed it's being looked into and will follow-up

Travel Time for Public Works

Reasa Pearson (L&I)

- Published December 9, 2024 - <https://www.lni.wa.gov/licensing-permits/public-works-projects/prevailing-wage-policies>
- Steps taken to get there
 - October 2023 – shared first draft at PWAC meeting for review and input by members
 - Written comments were due November 9, 2023
 - Extended to November 30, 2023
 - February 2024 – released the first draft to the public for review and comments
 - April 12, 2024 – virtual feedback session with public
 - Written comments accepted until April 19, 2024
 - September 9, 2024 – second draft released to PWAC
 - September 20, 2024 – virtual feedback session with PWAC
 - Second draft released to the public for comments from October 10, 2024 – November 8, 2024
 - November 27, 2024 – shared final version with PWAC

Policy Development Update

Ellen Saline (L&I)

Based on feedback from Stakeholders and considering Program needs we have identified three new policy areas to memorialize guidance. We are in the very early stages development. The draft policies were emailed to PWAC last week. PWAC will have opportunities for comment and input throughout the process.

- Fringe Benefits – *Ramon Christensen-Russell (L&I)*
Presented policy draft – no questions or comments

- Overtime – *Reasa Pearson (L&I)*
Presented policy draft – no questions or comments

- Funding Sources – *Ethan Whitener (L&I)*
Presented policy draft– no questions or comments

Questions/comments:

- Erin Frasier, WA Building trades
 - Affordable housing is listed under federal, but this also applies at the state level.
 - Also, just an FYI but the legislature has allocated funding to L&I to contract with MRSC to commission a study due later this year with further clarification and answers to some of these questions.
- Jerry Vanderwood – No question about policy itself...but it is a weedy topic. Is this a policy of all topics? It seems like some of these topics would be an RCW question?
 - Ellen: The intent of policies is not to supersede any RCWs or WACs, but instead to provide a collection of guidance in one place.

SB 2136 Rulemaking

Ethan Whitener (L&I)

- Agency request legislation from AGs office in 2024
- Allows us to extend penalties and sanctions to contractors that are substantially identical to a contractor that violated RCW 39.12.050, RCW 39.12.055. or RCW 39.12.065 or any associated rules
 - Goes into effect January 1, 2026
- Currently working on expedited rulemaking to add the new statutory language to the WACs
 - Working to file CR105 on February 18, 2025
 - Any objections to the expedited rulemaking process will need to be received by April 21, 2025

Charter Draft – Under Department Review

	<p><i>David Speer (L&I) & Randy Littlefield (L&I)</i></p> <ul style="list-style-type: none"> • Draft was sent to PWAC late last Fall asking for feedback to give everyone a chance to weigh-in • Input from PWAC is extremely valuable <p><u>Roundtable</u></p> <ul style="list-style-type: none"> • No comments or discussion <p><u>Wrap-up and Next Meetings</u></p> <ul style="list-style-type: none"> • April 15, 2025 <p><u>Adjourn:</u></p> <p><i>David Speer (L&I)</i></p>