

## AGREEMENT ADDENDUM

### RHODE ISLAND COMMERCE CORPORATION

#### PREVAILING WAGE REQUIREMENTS AND THE REBUILD RHODE ISLAND TAX CREDIT ACT (R.I. Gen. Laws §§ 37-13-1 and 42-64.20-1 *et seq.*)

Per R.I. Gen. Law § 42-64.20-1 entitled “Rebuild Rhode Island Tax Credit Act” and the Rules and Regulations for the Rebuild Rhode Island Tax Credit Program promulgated under 870-RICR-30-00-3.6, construction projects in excess of \$10,000,000 are eligible to be considered for a tax credit if meeting certain additional requirements. Pursuant to R.I. Gen. Law § 42-64.20-5(b)(4) and 870-RICR-30-00-3.14, for any project that the Commerce Corporation Board finds the construction project costs exceed the prevailing wage statutory threshold of the Rebuild Rhode Island Tax Credit Act, all construction workers shall be paid in accordance with the wages and benefits set forth in R.I. Gen. Laws § 37-13-1 *et seq.*

As of the date of this Agreement Addendum, all contractors and subcontractors engaged in a Rebuild Rhode Island Tax Credit Act project of \$10,000,000 or more are required to:

1. Submit to the Department of Labor and Training a list of the contractor’s subcontractors for any part or all of the prevailing wage work in accordance with R.I. Gen. Laws § 37-13-4;
2. Pay all prevailing wage employees at least once per week and in accordance with R.I. Gen. Laws § 37-13-7;
3. Post the prevailing wage rate scale and the Department of Labor and Training’s prevailing wage poster in a prominent and easily accessible place on the work site in accordance with R.I. Gen. Laws § 37-13-11; posters may be downloaded at <https://dlt.ri.gov/requiredposters/> or obtained from the Department of Labor and Training, Center General Complex, 1511 Pontiac Avenue, Cranston, Rhode Island;
4. Access the Department of Labor and Training website at <https://dlt.ri.gov> on or before July 1st of each year, until such time as the project is completed, to ascertain the current prevailing wage rates and the amount of payment or contributions for each covered prevailing wage employee and make any necessary adjustments to the covered employee’s prevailing wage rates effective July 1st of each year in compliance with R.I. Gen. Laws § 37-13-8;

5. Attach a copy of this Agreement Addendum and its attachments as a binding obligation to any and all contracts between the contractor and any subcontractors and their assignees for prevailing wage work performed pursuant to this contract;
6. Provide for the payment of overtime for prevailing wage employees who work in excess of eight (8) hours in any one day or forty (40) hours in any one week as provided by R.I. Gen. Laws § 37-13-10;
7. Maintain accurate prevailing wage employee payroll records on a Rhode Island Certified Weekly Payroll form available for download at <https://dlt.ri.gov/wrs/prevailingwage/> as required by R.I. Gen. Laws § 37-13-13, and file these certified payrolls on a monthly basis for all work completed in the preceding month to the Rhode Island Department of Labor and Training (“RI-DLT”) electronically at [dlt.prevailingwage@dlt.ri.gov](mailto:dlt.prevailingwage@dlt.ri.gov); the submission and acceptance of the certified payrolls to the RI-DLT does not imply that the wages/benefits are in compliance with R.I.G.L. § 37-13-1 *et seq*;
8. Furnish the fully executed Rhode Island Certified Weekly Payroll Form to the Department of Labor and Training on a monthly basis for all work completed in the preceding month;
9. Maintain on the work site a fully executed Rhode Island Certified Prevailing Wage Daily Log listing the employees of each contractor, subcontractor, and their assignees employed each day on the project site; the Rhode Island Certified Prevailing Wage Daily Log shall be available for inspection on the project site at all times. Where applicable, furnish both the Rhode Island Certified Prevailing Wage Daily Log together with the Rhode Island Weekly Certified Payroll to the Department of Labor and Training;
10. Any violation of the requirements under R.I. Gen. Laws § 37-13-13 for Rhode Island Certified Weekly Payroll Forms and Daily Logs will result in the Department of Labor and Training imposing a penalty on the contractor, subcontractor, and/or assignee of a minimum of one hundred dollars (\$100) for each calendar day of noncompliance.
11. Assure that all covered prevailing wage employees on construction projects have an OSHA ten (10) hour construction safety certification in compliance with R.I. Gen. Laws § 37-23-1;
12. Employ apprentices for the performance of the awarded contract and comply with the apprentice to journey-person ratio for each trade approved by the apprenticeship council of the Department of Labor and Training in compliance with R.I. Gen. Laws § 37-13-3.1;
13. Assure that all prevailing wage employees who perform work which requires a Rhode Island trade license possess the appropriate Rhode Island trade license in compliance with Rhode Island law; and
14. Comply with all applicable provisions of R.I. Gen. Laws § 37-13-1, *et seq*.

Any questions or concerns regarding this Agreement Addendum should be addressed to the attorney of the contractor, subcontractor, or assignee. Additional Prevailing Wage information may be obtained from the Department of Labor and Training at <https://dlt.ri.gov/wrs/prevailingwage/>.

**CERTIFICATION**

I hereby certify that I have reviewed this Agreement Addendum and understand the obligations as stated above. I further certify that I will comply with all prevailing wage laws, regulations, and related requirements.

By: \_\_\_\_\_

Title: \_\_\_\_\_

Subscribed and sworn before me this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Notary Public  
My commission expires: \_\_\_\_\_