

U. S. DEPARTMENT OF LABOR
WAGE AND HOUR AND PUBLIC CONTRACTS DIVISIONS

WASHINGTON, D.C. 20210

DATE: April 9, 1969
REPLY TO
ATTN OF: OCE
SUBJECT: MEMORANDUM # 80



TO: AGENCIES ADMINISTERING STATUTES REFERRED TO IN
29 CFR, SUBTITLE A, PART 5

Re: Semi-annual Enforcement Report - DERA/CWHS

This memorandum supersedes All Agency Memorandum # 65, dated November 15, 1965, regarding the semi-annual enforcement reports required by section 5.7(b) of Regulations, Part 5.

By Memorandum # 79, dated December 17, 1968, agencies were asked to comment on a proposed new Semi-annual Enforcement Report. The comments received were considered in the preparation of the revised version of this report, two copies of which are enclosed. The revised report will be used in future reports beginning with the one due July 15, 1969.

Certain information needed for the July 15, 1969, report may not have been maintained in such a manner that it can readily be retrieved. This may be true with respect to nonconstruction contracts subject to the Contract Work Hours Standards Act. In any instance where such information is not available for the July 15, 1969, report, it may be omitted from that report.

The Department of Labor needs only the limited information required by the specific items listed. An agency may wish to secure additional information for its own use.

A handwritten signature in cursive script, reading "Ben P. Robertson", is written over the typed name.

Ben P. Robertson, Acting Administrator
Wage and Hour and Public Contracts Divisions

2 Enclosures

This report to WHPC will be made by DOD, we continue to make our usual report to DA which in turn reports to DOD. J

This report should include the name, title, and AGENCY of the person submitting the report. Agency reports should be sent to:

Administrator
Wage and Hour and Public Contracts Divisions
U. S. Department of Labor
14th and Constitution Avenue, N. W.
Washington, D. C. 20210

The following semi-annual report of enforcement activity (Davis-Bacon and Related Acts and Contract Work Hours Standards Act) by this Agency is submitted as required by 29 CFR, Part 5.7(b), and All Agency Memorandum # 80, dated April 9, 1969.

1. Period covered: From _____ to _____.
2. Number of prime contracts awarded: _____.
3. Total dollar amount of prime contracts awarded: _____.
4. Number of contractors/subcontractors against whom complaints were received: _____.
5. Number of investigations completed: _____.
6. Number of contractors/subcontractors found in violation: _____.
7. Amount of wage restitution found due:
 - (a) Davis-Bacon and Related Acts _____.
 - (b) Contract Work Hours Standards Act _____.
8. Number of employees due wage restitution under the Davis-Bacon and Related Acts and/or Contract Work Hours Standards Act: _____.
9. Amount of liquidated damages assessed under the Contract Work Hours Standards Act: _____.
10. Remarks:

Instructions for Semi-annual Enforcement Report

Agencies having separate procurement branches may submit separate reports.

1. Enter the beginning and ending dates of the period covered by the semi-annual report.
2. Enter the number of prime contracts which are subject to the Davis-Bacon Act or any of the related statutes listed in 29 CFR, Part 5, including nonconstruction contracts subject to the Contract Work Hours Standards Act, awarded by the agency and/or (where applicable) its operating and management contractors. Include federally assisted contracts subject to these Acts.
3. To the extent available, enter the total dollar amount of the contracts.
4. Enter the total number of contractors and subcontractors against whom complaints were received by your agency.
5. Enter the total number of full scale investigations completed by your agency. A full scale investigation is a complete and detailed investigation into the administration of labor standards provisions of the contract; do not include routine payroll checks. However, a full-scale investigation may be one limited to some portion of a contractor's/sub-contractor's operations, such as a single paving crew.
6. Enter the number of contractors and subcontractors found in violation as a result of the investigations reported in item 5 above. Do not count a contractor or subcontractor more than once in a single investigation because he has violated more than one Act, or because more than one contract is included in the investigation.
7. Enter the total amount of wage restitution which your agency found due employees of the contractors/subcontractors reported in item 6 above, showing under (a) the amount found due because of violations of the Davis-Bacon and Related Acts and under (b) the amount of wage restitution found due because of violations of the Contract Work Hours Standards Act.
8. Enter the number of employees to whom the wage restitution reported in item 7 above is due. This figure is the unduplicated count: that is, an employee due wage restitution as a result of an investigation shall be counted only once, regardless of the fact that he may be due wage restitution under the Davis-Bacon and Related Acts and also due wage restitution under the Contract Work Hours Standards Act.
9. Enter the total amount of liquidated damages assessed as a result of violations of the Contract Work Hours Standards Act, including any such amounts assessed by your agency as a result of investigations made by the Department of Labor.
10. **Remarks.** Enter any explanation or comment considered necessary to a proper understanding of the report. A separate sheet may be attached if necessary.

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