



STATE OF WASHINGTON
DEPARTMENT OF LABOR AND INDUSTRIES

Prevailing Wage
PO Box 44540 • Olympia, Washington 98504-4540
360/902-5335 Fax 360/902-5300

July 9, 2007

Mr. Alec Ross
Director Operations
Western Washington Merchant Patrol, Inc.
409 W Walnut Street
Centralia, WA 98531

Dear Mr. Ross:

Thank you for the information. The answer below is based on the information you provided. References to the Revised Code of Washington (RCW) are included. If the facts differ from those you provided, the answer may be different.

RCW 39.12.020 requires that "The hourly wages to be paid to laborers, workers or mechanics, upon all public works and under all public building service maintenance contracts of the state or any county, municipality, or political subdivision created by its laws, shall be not less than the prevailing rate of wage for an hour's work in the same trade or occupation in the locality within the state where such work is performed."

Security guards are not considered laborers, workers or mechanics under 39.12.020 RCW and therefore are not required to be paid the prevailing rate of wage. Nor are you required to submit the Intent and Affidavit forms normally required by all contractors and sub-contractors. This, of course, presumes that the only persons working under the contract are security guards. If there are persons doing other work under the contract they may be required to be paid prevailing wages and you may have to submit Intents and Affidavits for them.

I hope this answers your question and assists you with the Department of Ecology's requirements. If you have additional questions or need something else, please do not hesitate to call or email me and I will do what I am able to assist.

Sincerely,

Davis J. Soma
Industrial Statistician
Prevailing Wage Program Manager

Nottingham, Reasa L (LNI)

Subject: FW: Request for Security guard exp on prevailing wage

Western Washington Merchant Patrol, Inc.
409 W Walnut Street
Centralia, WA 98531

TO: Washington State L&I
Office of Ind Statistician for prevailing wage standards

Subject: Request for information regarding Security Guard prevailing wage requirements, State of Washington

Western Washington Merchant Patrol, Inc. provides contract security services to Department of Ecology Lacey, Washington.

Our contract renewal cited the need for certificate of intent to pay prevailing wage from L&I for each job class.

Telephone contact with L&I indicates Security Guards are exempt from requirement.

Our client (DOE) requests that we provide documentation of this exemption for their auditor.

Request applicable information for our files and subsequent submission to our client.

Sincerely;

Alec C Ross
Director Operations

Contact information:

FAX: 360 736-0278
EMAIL: westwashmp@yahoo.com

-----Original Message-----

From: W.W.M.P. [mailto:westwashmp@yahoo.com]
Sent: Thursday, July 05, 2007 1:51 PM
To: Soma, David (LNI)
Subject: Request for Security guard exp on prevailing wage

Attached letter on request for documentation on prevailing wage exemption on security guards.

thank you for your assistance in this matter.

Alec Ross

9/19/2007