

# **GUAM POWER AUTHORITY**

ATURIDÅT ILEKTRESEDÅT GUÅHAN P.O.BOX 2977 • HAGÅTÑA, GUAM U.S.A. 96932-2977

August 11, 2025

AMENDMENT NO.: II

TO

INVITATION FOR BID NO.: GPA-060-25

**FOR** 

JANITORIAL SERVICES (GPA WIDE)

Prospective Bidders are hereby notified of the following changes and response to an inquiry received from Bidder No.: 2 dated August 6, 2025:

# **CHANGES:**

- Bid Opening Date is changed FROM 10:00 A.M., Thursday, August 14, 2025 (CHamoru Standard Time; ChST) TO NOW READ 10:00 A.M., Thursday, August 21, 2025 (CHamoru Standard Time; ChST).
- 2. *REMOVE* Page 3 thru 37 and *REPLACE with* Page 3a of 37 (see attached):

Under Invitation for Bid, Instruction to Bidders, paragraph one has changed:

### FROM:

This bid shall be submitted in one (1) original, two (2) copies and sealed to the issuing office above no later than (Time) 10:00 A.M., (CHamoru Standard Time; ChST) Date: 08/14/2025 and shall be publicly opened. Bid submitted after the time and date specified above shall be rejected. See attached General Terms and Conditions and Sealed Bid Solicitation for details.

#### \* TO NOW READ:

This bid shall be submitted in one (1) original, two (2) copies and sealed to the issuing office above no later than (Time) 10:00 A.M., (CHamoru Standard Time; ChST) Date: 08/21/2025 and shall be publicly opened. Bid submitted after the time and date specified above shall be rejected. See attached General Terms and Conditions and Sealed Bid Solicitation for details.

3. *REMOVE* Pages 20 thru 27 of 37 and *REPLACE with* Pages 20a thru 27a of 37 (see attached):

Up-to-date U.S. Department of Labor, Wage Determination No.: 2015-5693, Revision No.: 25 dated 07/08/2025.

# **RESPONSE:**

#### QUESTION:

1. On the Sealed Bid Instructions (Page 36), Item #14 mentions a Woman-Owned Preference. Can you please confirm if this is applicable to this Bid? If so, is there a form available?

#### **ANSWER:**

Yes. Refer to P.L. 36-26. 5GCA §5013. Policy In Favor of Women-Owned Businesses for submission of required documents to be submitted in the bid envelope at the date and time for bid opening.

#### **QUESTION:**

2. The attached Wage Determination appears to be outdated (revision dated 12/23/2024). Will the 2025 revision apply instead?

#### ANSWER:

Refer to CHANGES above.

#### QUESTION:

3. Do the SCA rates change with the new option year?

## ANSWER:

It is the responsibility of the awarded bidder to ensure compliance with the up-to-date U.S. Department of Labor, Wage Determination throughout the duration of the contract.

#### **QUESTION:**

4. Do the Julale Satellite Office, Piti No. 7 Administrative Building, and Piti No. 7 Control Room have storage rooms available?

#### ANSWER:

Yes. There are rooms at each location where supplies could be stored.

### QUESTION:

5. It is stated that the agency will provide toilet tissue, hand towels, hand soap, and plastic bags. Could you please confirm if the plastic bags referenced are intended to be used as trash liners?

# **ANSWER:**

Yes. Trash bags (all sizes), along with the necessary cleaning products will be provided by the Guam Power Authority.

All other Terms and Conditions in the bid package shall remain unchanged and in full force.

JOHN M. BENAVENTE, P.E.

General Manager

# **INVITATION FOR BID**

# **ISSUING OFFICE:**

Guam Power Authority-Procurement Office 1st. Floor, Room 101 Gloria B. Nelson Public Service Building 688 Route 15 Mangilao, Guam 96913

Attn: JOHN M. BENAVENTE, P.E.
General Manager
c/o JAMIE LYNN C. PANGELINAN
Supply Management Administrator

JOHN M. BENAVENTE, P.E. DATE

General Manager

General Manager	L, F.E. DATE			
DATE ISSUED:	07/17/2025 07/24/2025		BID INVITATION NO.: GPA-	060-25
BID FOR:	JANITORIAL SERVICES (GPA WIDE)			
SPECIFICATION:	SEE ATTACHED			
DESTINATION:	SEE ATTACHED			
REQUIRED DELIVER	Y TIME: SEE ATTA	ACHED		
NON-MANDATORY P	RE-BID/SITE VISIT:	9:30 A.M.,	Fhursday, July 31, 2025	
CUT-OFF DATE FOR	RECEIPT OF QUES	TIONS: 5:00	P.M., Thursday, August 7, 202	25
INSTRUCTIONS TO E		AL	PARTNERSHIP COR	PORATION
INCORPORATED IN:				
(Time) 10:00 A.M.	, (CHamoru Standard e and date specified abov	Time; ChST) [	aled to the issuing office above no late Date: 08/21/2025 and shall be ed. See attached General Terms and	publicly opene
the respective items listed expense of the Governmen	on the schedule provided nt in opening, tabulating, a nis bid remain firm and irre	, unless otherwind evaluating the vocable within of the control of	ed, the articles and services at the prices specified by the bidder. In consider and other bids, and other considers one hundred twenty (120) calendar day	ration to the ations, the
NAME AND ADDRESS	OF BIDDER:		TURE AND TITLE OF PERSON RIZED TO SIGN THIS BID:	
AWARD: CONTRACT	NO.:	AMOUNT:	DATE:	
ITEM NO(S). AWARDEI	D:			
			CONTRACTING OFFICER:	
			JOHN M. BENAVENTE, P.E. General Manager	DATE
NAME AND ADDRES	S OF CONTRACTOR	X:	SIGNATURE AND TITLE OF I	PERSON

GPA Rev. 09/2024

"REGISTER OF WAGE DETERMINATIONS UNDER | U.S. DEPARTMENT OF LABOR
THE SERVICE CONTRACT ACT | EMPLOYMENT STANDARDS ADMINISTRATION
By direction of the Secretary of Labor | WAGE AND HOUR DIVISION | WASHINGTON D.C. 20210 |

| Wage Determination No.: 2015-5693
Daniel W. Simms Division of Revision No.: 25
Director Wage Determinations | Date Of Last Revision: 07/08/2025

Note: Contracts subject to the Service Contract Act are generally required to pay at least the applicable minimum wage rate required under Executive Order 14026.

| If the contract is entered into on or after | Executive Order 14026 generally applies to | the contract. | Contract is renewed or extended (e.g., an option is exercised) on or after | January 30, 2022: | Wage rate listed on this wage determination, | if it is higher) for all hours spent | performing on the contract in 2025.

The applicable Executive Order minimum wage rate will be adjusted annually. Additional information on contractor requirements and worker protections under the Executive Orders is available at www.dol.gov/whd/govcontracts.

States: Guam, Northern Marianas, Wake Island

Area: Guam Statewide Northern Marianas Statewide Wake Island Statewide

\*\*Fringe Benefits Required Follow the Occupational Listing\*\*

0/1/20, 10.5		SAM.gov
05000 -	Automotive Service Occupations	
05005	- Automobile Body Repairer, Fiberglass	19.14
	- Automotive Electrician	17.97
	- Automotive Glass Installer	16.81***
	- Automotive Worker	16.81***
	- Mobile Equipment Servicer - Motor Equipment Metal Mechanic	14.42***
	- Motor Equipment Metal Worker	19.14 16.81***
	- Motor Vehicle Mechanic	19.14
	- Motor Vehicle Mechanic Helper	13.20***
	- Motor Vehicle Upholstery Worker	15.64***
05280	- Motor Vehicle Wrecker	16.81***
	- Painter, Automotive	17.97
	- Radiator Repair Specialist	16.81***
	- Tire Repairer	12.98***
	- Transmission Repair Specialist Food Preparation And Service Occupations	19.14
	- Baker	13.43***
	- Cook I	16.18***
	- Cook II	18.86
07070	- Dishwasher	10.00***
07130	- Food Service Worker	10.57***
	- Meat Cutter	13.36***
	- Waiter/Waitress	9.89***
	Furniture Maintenance And Repair Occupations	10.70
	- Electrostatic Spray Painter - Furniture Handler	19.70 11.94***
	- Furniture Refinisher	19.70
	- Furniture Refinisher Helper	14.47***
	- Furniture Repairer, Minor	17.15***
	- Upholsterer	19.70
	General Services And Support Occupations	
	- Cleaner, Vehicles	10.49***
	- Elevator Operator	10.67***
	- Gardener - Housekeeping Aide	16.81*** 10.67***
	- Janitor	10.67***
	- Laborer, Grounds Maintenance	12.71***
	- Maid or Houseman	10.59***
11260	- Pruner	11.37***
	- Tractor Operator	15.39***
	- Trail Maintenance Worker	12.71***
	- Window Cleaner	11.92***
	Health Occupations - Ambulance Driver	20.86
	- Breath Alcohol Technician	20.86
	- Certified Occupational Therapist Assistant	28.62
	- Certified Physical Therapist Assistant	28.62
12020	- Dental Assistant	18.79
	- Dental Hygienist	39.73
	- EKG Technician	31.60
	- Electroneurodiagnostic Technologist - Emergency Medical Technician	31.60 20.86
	- Licensed Practical Nurse I	18.65
	- Licensed Practical Nurse II	20.86
	- Licensed Practical Nurse III	23.25
	- Medical Assistant	14.50***
	- Medical Laboratory Technician	18.93
	- Medical Record Clerk	14.97***
	- Medical Record Technician	17.77
	<ul><li>Medical Transcriptionist</li><li>Nuclear Medicine Technologist</li></ul>	18.65 45.85
	- Nursing Assistant I	12.91***
	- Nursing Assistant II	14.52***
12223	- Nursing Assistant III	15.85***
	- Nursing Assistant IV	17.79
	- Optical Dispenser	20.86
	- Optical Technician	18.65
	- Pharmacy Technician - Phlebotomist	15.49*** 18.65
	- Radiologic Technologist	31.60
	- Registered Nurse I	25.85
	- Registered Nurse II	31.60
12313	- Registered Nurse II, Specialist	31.60
	- Registered Nurse III	38.24
	- Registered Nurse III, Anesthetist	38.24
	- Registered Nurse IV	45.85
	- Scheduler (Drug and Alcohol Testing) - Substance Abuse Treatment Counselor	25.85 25.85
	Information And Arts Occupations	25.85
	- Exhibits Specialist I	21.42
	•	

cusign Env	relope ID: BD7CC1B1-5E80-4046-87CA-D42F9B31E7E2		SAM.gov	
	- Exhibits Specialist II			26.53
	- Exhibits Specialist III			32.45
	- Illustrator I - Illustrator II			21.42 26.53
	- Illustrator III			32.45
	- Librarian			29.38
	- Library Aide/Clerk		17.0	ð5***
	- Library Information Technology Systems		;	26.53
	istrator			10 11
	- Library Technician - Media Specialist I			18.11 19.15
	- Media Specialist II			21.42
	- Media Specialist III			23.87
	- Photographer I		:	19.15
	- Photographer II			21.42
	- Photographer III			26.53
	- Photographer IV - Photographer V			32.45 39.27
	- Technical Order Library Clerk			21.42
	- Video Teleconference Technician			19.15
14000 -	Information Technology Occupations			
	- Computer Operator I			71***
	- Computer Operator II			22***
	- Computer Operator III			19.19 21.33
	- Computer Operator IV - Computer Operator V			23.62
	- Computer Programmer I	(see		73***
	- Computer Programmer II	(see	,	19.50
14073	- Computer Programmer III	(see	1)	23.84
	- Computer Programmer IV	(see	:	
	- Computer Systems Analyst I	(see		24.23
	- Computer Systems Analyst II - Computer Systems Analyst III	(see (see	•	
	- Peripheral Equipment Operator	(366		71***
	- Personal Computer Support Technician			21.33
14170	- System Support Specialist			21.24
	Instructional Occupations	_		
	- Aircrew Training Devices Instructor (Non-Rated	)		24.23
	<ul><li>- Aircrew Training Devices Instructor (Rated)</li><li>- Air Crew Training Devices Instructor (Pilot)</li></ul>			29.32 34.91
	- Computer Based Training Specialist / Instructo	r		24.23
	- Educational Technologist	•		31.17
	- Flight Instructor (Pilot)			34.91
	- Graphic Artist			20.47
	- Maintenance Test Pilot, Fixed, Jet/Prop			34.91
	<ul><li>Maintenance Test Pilot, Rotary Wing</li><li>Non-Maintenance Test/Co-Pilot</li></ul>			34.91 34.91
	- Technical Instructor			67***
	- Technical Instructor/Course Developer			23.78
	- Test Proctor			70***
	- Tutor			70***
	Laundry, Dry-Cleaning, Pressing And Related Occu	pation		
	- Assembler - Counter Attendant			60***
	- Dry Cleaner			60*** 23***
	- Finisher, Flatwork, Machine			50***
	- Presser, Hand			60***
	- Presser, Machine, Drycleaning		11.6	60***
	- Presser, Machine, Shirts			60***
	- Presser, Machine, Wearing Apparel, Laundry			60***
	- Sewing Machine Operator			79*** 34***
	- Tailor - Washer, Machine			14***
	Machine Tool Operation And Repair Occupations		12.	14
	- Machine-Tool Operator (Tool Room)		:	19.70
19040	- Tool And Die Maker			24.77
	Materials Handling And Packing Occupations			
	- Forklift Operator			87***
	- Material Coordinator - Material Expediter			25.27 25.27
	- Material Expediter - Material Handling Laborer			23.27 83***
	- Order Filler			67***
	- Production Line Worker (Food Processing)			87***
21110	- Shipping Packer		17.1	12***
	- Shipping/Receiving Clerk			12***
	- Store Worker I			46***
	- Stock Clerk - Tools And Parts Attendant			24.56 87***
	- Warehouse Specialist			87***
	Mechanics And Maintenance And Repair Occupations			
23010	- Aerospace Structural Welder		:	25.04

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011/20, 10.00 MW	SAM.gov
23019 - Aircraft Logs and Records Technician	19.47
23021 - Aircraft Mechanic I	23.84
23022 - Aircraft Mechanic II	25.04
23023 - Aircraft Mechanic III	26.30
23040 - Aircraft Mechanic Helper	16.58***
23050 - Aircraft, Painter	22.39
23060 - Aircraft Servicer	19.47
23070 - Aircraft Survival Flight Equipment Technician	22.39
23080 - Aircraft Worker	21.03
23091 - Aircrew Life Support Equipment (ALSE) Mechanic I	21.03
23092 - Aircrew Life Support Equipment (ALSE) Mechanic II	23.84
23110 - Appliance Mechanic	19.70
23120 - Bicycle Repairer	15.81***
23125 - Cable Splicer	24.19
23130 - Carpenter, Maintenance	17.58***
23140 - Carpet Layer	18.43
23160 - Electrician, Maintenance	20.04
23181 - Electronics Technician Maintenance I	18.43
23182 - Electronics Technician Maintenance II	19.70
23183 - Electronics Technician Maintenance III	20.98
23260 - Fabric Worker	17.15***
23290 - Fire Alarm System Mechanic	17.12***
23310 - Fire Extinguisher Repairer	15.81***
23311 - Fuel Distribution System Mechanic	20.98
23312 - Fuel Distribution System Operator	15.81***
23370 - General Maintenance Worker	14.03***
23380 - Ground Support Equipment Mechanic	23.84
23381 - Ground Support Equipment Servicer	19.47
23382 - Ground Support Equipment Worker	21.03
23391 - Gunsmith II	15.81***
23392 - Gunsmith III	18.43
23393 - Gunsmith III	20.98
23410 - Heating, Ventilation And Air-Conditioning Mechanic	20.22
23411 - Heating, Ventilation And Air Contidioning Mechanic (Research Facility)	21.51
23430 - Heavy Equipment Mechanic	20.66
23440 - Heavy Equipment Operator	18.87
23460 - Instrument Mechanic	20.98
23465 - Laboratory/Shelter Mechanic	19.70
23470 - Laborer	13.83***
23510 - Locksmith	19.70
23530 - Machinery Maintenance Mechanic	26.47
23550 - Machinist, Maintenance	20.98
23580 - Maintenance Trades Helper	11.87***
23591 - Metrology Technician I	20.98
23592 - Metrology Technician II	22.31
23593 - Metrology Technician III	23.62
23640 - Millwright	20.98
23710 - Office Appliance Repairer	19.46
23760 - Painter, Maintenance	18.74
23790 - Pipefitter, Maintenance	19.96
23810 - Plumber Maintenance	18 75

18.75

20.98

20.98

18.43

20.80

18.43

20.98

22.31 22.68

19.96

21.13

20.98

15.81\*\*\*

16.09\*\*\* 10.27\*\*\*

13.25\*\*\* 15.47\*\*\*

16.09\*\*\*

16.12\*\*\*

22.79

22.89

22.79

22.89

15.72\*\*\*

25190 - Ventilation Equipment Tender

25210 - Water Treatment Plant Operator

23810 - Plumber, Maintenance

23910 - Small Engine Mechanic

24000 - Personal Needs Occupations

24570 - Child Care Attendant 24580 - Child Care Center Clerk

25040 - Sewage Plant Operator

25070 - Stationary Engineer

23870 - Scale Mechanic

23965 - Well Driller

24550 - Case Manager

23980 - Woodworker

24610 - Chore Aide

24630 - Homemaker

25010 - Boiler Tender

Coordinator

23970 - Woodcraft Worker

23850 - Rigger

23820 - Pneudraulic Systems Mechanic

23890 - Sheet-Metal Worker, Maintenance

23931 - Telecommunications Mechanic I

23932 - Telecommunications Mechanic II 23950 - Telephone Lineman

23960 - Welder, Combination, Maintenance

24620 - Family Readiness And Support Services

25000 - Plant And System Operations Occupations

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27000 - Protective 27004 - Alarm Mon 27007 - Baggage : 27008 - Correctio 27010 - Court Sec 27030 - Detection 27040 - Detention 27040 - Firefight 27101 - Guard II 27102 - Guard II 27102 - Guard II 27103 - Police Or 27132 - Police	Service Occupations nitor Inspector ons Officer curity Officer n Dog Handler n Officer ter  fficer I fficer II Occupations Equipment Operator Equipment Repairer Worker endant/Gate Tender d endant (Aide) on Aide/Health Facility Attendant on Specialist fficial Pool Operator		\$AM.gov  11.89*** 10.63*** 14.59*** 14.59*** 14.59*** 14.59*** 16.63*** 11.89*** 14.59*** 10.63*** 11.89*** 14.59*** 16.21***  13.68*** 14.95*** 10.11*** 14.50*** 11.60*** 16.21*** 13.02*** 20.09 12.91*** 17.71***
29010 - Blocker / 29020 - Hatch Ter 29030 - Line Hand 29041 - Stevedord 29042 - Stevedord	nder dler e I e II		28.62 28.62 28.62 26.63 30.60
30011 - Air Traf- 30012 - Air Traf- 30021 - Archeolog 30022 - Archeolog 30023 - Archeolog 30030 - Cartograf 30040 - Civil Eng 30051 - Cryogenic 30052 - Cryogenic 30061 - Drafter/ 30062 - Drafter/ 30063 - Drafter/ 30064 - Drafter/ 30084 - Engineer: 30085 - Engineer: 30085 - Engineer: 30086 - Engineer: 30086 - Engineer: 30086 - Engineer: 30087 - Evidence 30090 - Environmu 30095 - Evidence 30210 - Laboratou 30221 - Latent F: 30222 - Latent F: 30240 - Mathemat: 30361 - Paralega: 30362 - Paralega: 30363 - Paralega: 30364 - Paralega: 30365 - Petroleum 30390 - Photo-Op 30395 - Radiatiou 30461 - Technica: 30462 - Technica: 30463 - Technica: 30463 - Technica: 30464 - Unexplode 30494 - Unexplode 30495 - Unexplode 30495 - Unexplode 30495 - Unexplode 30501 - Weather I	fic Control Specialist, Center (HFO) fic Control Specialist, Station (HFO) fic Control Specialist, Terminal (HFO) gical Technician II gical Technician III phic Technician for Technician II catechnician II catechnician II catechnician II catechnician II catechnician II ing Technician II ing Technician II ing Technician IV ing Technician VI ing Technician VI ing Technician Control Specialist ry Technician ingerprint Technician II ingerprint Technician II ingerprint Technician II ingerprint Technician II ingel Assistant II l/Legal Assistant II l/Legal Assistant II l/Legal Assistant IV m Supply Specialist tics Technician n Control Technician l Writer II l Writer II l Writer III ed Ordnance (UXO) Technician II ed Ordnance (UXO) Technician II ed Ordnance (UXO) Technician III ed Ordnance (UXO) Technician III ed (UXO) Safety Escort ed (UXO) Sweep Personnel Forecaster I Forecaster II	(see 2)	46.07 31.77 34.99 18.41 20.59 25.51 25.51 28.25 31.21 18.41 20.59 22.96 28.25 17.32*** 19.44 21.74 26.94 32.95 39.86 25.51 22.96 28.25 31.21 25.51 21.15 26.20 32.04 38.76 31.21 25.51 31.21
Surface Programs 30621 - Weather (		(see 2)	22.96 25.51
31000 - Transporta 31010 - Airplane 31020 - Bus Aide 31030 - Bus Drive 31043 - Driver Co	er	τions	35.43 8.97*** 12.75*** 10.53***

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1/23, 10.30 Aivi	SAIVI.gov
31260 - Parking and Lot Attendant	9.91***
31290 - Shuttle Bus Driver	12.48***
31310 - Taxi Driver	11.41***
31361 - Truckdriver, Light	11.50***
31362 - Truckdriver, Medium	12.48***
31363 - Truckdriver, Heavy	17.88
31364 - Truckdriver, Tractor-Trailer	17.88
99000 - Miscellaneous Occupations	
99020 - Cabin Safety Specialist	17.27***
99030 - Cashier	10.51***
99050 - Desk Clerk	10.13***
99095 - Embalmer	29.28
99130 - Flight Follower	29.28
99251 - Laboratory Animal Caretaker I	26.81
99252 - Laboratory Animal Caretaker II	29.29
99260 - Marketing Analyst	21.54
99310 - Mortician	29.28
99410 - Pest Controller	16.07***
99510 - Photofinishing Worker	15.39***
99710 - Recycling Laborer	19.05
99711 - Recycling Specialist	25.72
99730 - Refuse Collector	18.04
99810 - Sales Clerk	11.36***
99820 - School Crossing Guard	19.81
99830 - Survey Party Chief	24.38
99831 - Surveying Aide	13.87***
99832 - Surveying Technician	18.02
99840 - Vending Machine Attendant	26.81
99841 - Vending Machine Repairer	34.14
99842 - Vending Machine Repairer Helper	26.81

\*\*\*Workers in this classification may be entitled to a higher minimum wage under Executive Order 14026 (\$17.75 per hour). Please see the Note at the top of the wage determination for more information. Please also note that the minimum wage requirements of Executive Order 14026 are not currently being enforced as to contracts or contract-like instruments entered into with the federal government in connection with seasonal recreational services or seasonal recreational equipment rental for the general public on federal lands. The minimum wage requirements of Executive Order 14026 also are not currently being enforced as to any contract or subcontract to which the states of Texas, Louisiana, or Mississippi, including their agencies, are a party.

#### ALL OCCUPATIONS LISTED ABOVE RECEIVE THE FOLLOWING BENEFITS:

<code>HEALTH & WELFARE: \$5.55 per hour, up to 40 hours per week, or \$222.00 per week or \$962.00 per month</code>

HEALTH & WELFARE EO 13706: \$5.09 per hour, up to 40 hours per week, or \$203.60 per week, or \$882.27 per month\*

\*This rate is to be used only when compensating employees for performance on an SCA-covered contract also covered by EO 13706, Establishing Paid Sick Leave for Federal Contractors. A contractor may not receive credit toward its SCA obligations for any paid sick leave provided pursuant to EO 13706.

VACATION: 2 weeks paid vacation after 1 year of service with a contractor or successor; and 4 weeks after 3 years. Length of service includes the whole span of continuous service with the present contractor or successor, wherever employed, and with the predecessor contractors in the performance of similar work at the same Federal facility. (Reg. 29 CFR 4.173)

HOLIDAYS: A minimum of eleven paid holidays per year: New Year's Day, Martin Luther King Jr.'s Birthday, Washington's Birthday, Memorial Day, Juneteenth National Independence Day, Independence Day, Labor Day, Columbus Day, Veterans' Day, Thanksgiving Day, and Christmas Day. (A contractor may substitute for any of the named holidays another day off with pay in accordance with a plan communicated to the employees involved.) (See 29 CFR 4.174)

THE OCCUPATIONS WHICH HAVE NUMBERED FOOTNOTES IN PARENTHESES RECEIVE THE FOLLOWING:

1) COMPUTER EMPLOYEES: This wage determination does not apply to any individual employed in a bona fide executive, administrative, or professional capacity, as defined in 29 C.F.R. Part 541. (See 41 C.F.R. 6701(3)). Because most Computer Systems Analysts and Computer Programmers who are paid at least \$27.63 per hour (or

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at least \$684 per week if paid on a salary or fee basis) likely qualify as exempt computer professionals under 29 U.S.C. 213(a)(1) and 29 U.S.C. 213(a)(17), this wage determination may not include wage rates for all occupations within those job families. In such instances, a conformance will be necessary if there are nonexempt employees in these job families working on the contract.

Job titles vary widely and change quickly in the computer industry, and are not determinative of whether an employee is an exempt computer professional. To be exempt, computer employees who satisfy the compensation requirements must also have a primary duty that consists of:

- (1) The application of systems analysis techniques and procedures, including consulting with users, to determine hardware, software or system functional specifications;
- (2) The design, development, documentation, analysis, creation, testing or modification of computer systems or programs, including prototypes, based on and related to user or system design specifications;
- (3) The design, documentation, testing, creation or modification of computer programs related to machine operating systems; or
- (4) A combination of the aforementioned duties, the performance of which requires the same level of skills. (29 C.F.R. 541.400).

Any computer employee who meets the applicable compensation requirements and the above duties test qualifies as an exempt computer professional under both section 13(a)(1) and section 13(a)(17) of the Fair Labor Standards Act. (Field Assistance Bulletin No. 2006-3 (Dec. 14, 2006)). Accordingly, this wage determination will not apply to any exempt computer employee regardless of which of these two exemptions is utilized.

2) AIR TRAFFIC CONTROLLERS AND WEATHER OBSERVERS - NIGHT PAY & SUNDAY PAY: If you work at night as part of a regular tour of duty, you will earn a night differential and receive an additional 10% of basic pay for any hours worked between 6pm and 6am. If you are a full-time employed (40 hours a week) and Sunday is part of your regularly scheduled workweek, you are paid at your rate of basic pay plus a Sunday premium of 25% of your basic rate for each hour of Sunday work which is not overtime (i.e. occasional work on Sunday outside the normal tour of duty is considered overtime work).

#### \*\* HAZARDOUS PAY DIFFERENTIAL \*\*

An 8 percent differential is applicable to employees employed in a position that represents a high degree of hazard when working with or in close proximity to ordnance, explosives, and incendiary materials. This includes work such as screening, blending, dying, mixing, and pressing of sensitive ordnance, explosives, and pyrotechnic compositions such as lead azide, black powder and photoflash powder. All dry-house activities involving propellants or explosives. Demilitarization, modification, renovation, demolition, and maintenance operations on sensitive ordnance, explosives and incendiary materials. All operations involving re-grading and cleaning of artillery ranges.

A 4 percent differential is applicable to employees employed in a position that represents a low degree of hazard when working with, or in close proximity to ordnance, (or employees possibly adjacent to) explosives and incendiary materials which involves potential injury such as laceration of hands, face, or arms of the employee engaged in the operation, irritation of the skin, minor burns and the like; minimal damage to immediate or adjacent work area or equipment being used. All operations involving, unloading, storage, and hauling of ordnance, explosive, and incendiary ordnance material other than small arms ammunition. These differentials are only applicable to work that has been specifically designated by the agency for ordnance, explosives, and incendiary material differential pay.

#### \*\* UNIFORM ALLOWANCE \*\*

If employees are required to wear uniforms in the performance of this contract (either by the terms of the Government contract, by the employer, by the state or local law, etc.), the cost of furnishing such uniforms and maintaining (by laundering or dry cleaning) such uniforms is an expense that may not be borne by an employee where such cost reduces the hourly rate below that required by the wage determination. The Department of Labor will accept payment in accordance with the following standards as compliance:

The contractor or subcontractor is required to furnish all employees with an adequate number of uniforms without cost or to reimburse employees for the actual cost of the uniforms. In addition, where uniform cleaning and maintenance is made the responsibility of the employee, all contractors and subcontractors subject to this wage determination shall (in the absence of a bona fide collective bargaining agreement providing for a different amount, or the furnishing of contrary

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affirmative proof as to the actual cost), reimburse all employees for such cleaning and maintenance at a rate of \$3.35 per week (or \$.67 cents per day). However, in those instances where the uniforms furnished are made of ""wash and wear"" materials, may be routinely washed and dried with other personal garments, and do not require any special treatment such as dry cleaning, daily washing, or commercial laundering in order to meet the cleanliness or appearance standards set by the terms of the Government contract, by the contractor, by law, or by the nature of the work, there is no requirement that employees be reimbursed for uniform maintenance costs.

#### \*\* SERVICE CONTRACT ACT DIRECTORY OF OCCUPATIONS \*\*

The duties of employees under job titles listed are those described in the ""Service Contract Act Directory of Occupations"", Fifth Edition (Revision 1), dated September 2015, unless otherwise indicated.

\*\* REQUEST FOR AUTHORIZATION OF ADDITIONAL CLASSIFICATION AND WAGE RATE, Standard Form 1444 (SF-1444) \*\*

#### Conformance Process:

The contracting officer shall require that any class of service employee which is not listed herein and which is to be employed under the contract (i.e., the work to be performed is not performed by any classification listed in the wage determination), be classified by the contractor so as to provide a reasonable relationship (i.e., appropriate level of skill comparison) between such unlisted classifications and the classifications listed in the wage determination (See 29 CFR 4.6(b)(2)(i)). Such conforming procedures shall be initiated by the contractor prior to the performance of contract work by such unlisted class(es) of employees (See 29 CFR 4.6(b)(2)(ii)). The Wage and Hour Division shall make a final determination of conformed classification, wage rate, and/or fringe benefits which shall be paid to all employees performing in the classification from the first day of work on which contract work is performed by them in the classification. Failure to pay such unlisted employees the compensation agreed upon by the interested parties and/or fully determined by the Wage and Hour Division retroactive to the date such class of employees commenced contract work shall be a violation of the Act and this contract. (See 29 CFR 4.6(b)(2)(v)). When multiple wage determinations are included in a contract, a separate SF-1444 should be prepared for each wage determination to which a class(es) is to be conformed.

The process for preparing a conformance request is as follows:

- 1) When preparing the bid, the contractor identifies the need for a conformed occupation(s) and computes a proposed rate(s).
- 2) After contract award, the contractor prepares a written report listing in order the proposed classification title(s), a Federal grade equivalency (FGE) for each proposed classification(s), job description(s), and rationale for proposed wage rate(s), including information regarding the agreement or disagreement of the authorized representative of the employees involved, or where there is no authorized representative, the employees themselves. This report should be submitted to the contracting officer no later than 30 days after such unlisted class(es) of employees performs any contract work.
- 3) The contracting officer reviews the proposed action and promptly submits a report of the action, together with the agency's recommendations and pertinent information including the position of the contractor and the employees, to the U.S. Department of Labor, Wage and Hour Division, for review (See 29 CFR 4.6(b)(2)(ii)).
- 4) Within 30 days of receipt, the Wage and Hour Division approves, modifies, or disapproves the action via transmittal to the agency contracting officer, or notifies the contracting officer that additional time will be required to process the request.
- 5) The contracting officer transmits the Wage and Hour Division's decision to the contractor.
- 6) Each affected employee shall be furnished by the contractor with a written copy of such determination or it shall be posted as a part of the wage determination (See  $29 \ \text{CFR } 4.6(b)(2)(iii)$ ).

Information required by the Regulations must be submitted on SF-1444 or bond paper.

When preparing a conformance request, the ""Service Contract Act Directory of Occupations"" should be used to compare job definitions to ensure that duties requested are not performed by a classification already listed in the wage determination. Remember, it is not the job title, but the required tasks that determine whether a class is included in an established wage determination. Conformances may not be used to artificially split, combine, or subdivide classifications listed in the wage determination (See 29 CFR 4.152(c)(1))."