

SPOTA BILL

(For contracts advertised or solicited after 4/27/08)

- Requires the Department of Jurisdiction to collect and maintain payroll records for five years from the date of completion of the work.
- Requires the Department of Jurisdiction to designate in writing an individual in their employ to be responsible to collect certified payrolls and review for facial validity. This person's name must be posted in a conspicuous location at the project site.
- A contractor that willfully fails to file payroll records to the Department of Jurisdiction shall be guilty of a Class E felony and subject to a civil penalty of up to \$1,000 per day.
- The filing of payrolls to the Department of Jurisdiction is a condition of payment.
- Willful underpayments can be punished as a criminal offense ranging from a Class A misdemeanor for an underpayment less than \$25,000 to a Class C felony where the amount exceeds \$500,000. Second violators within a 5 year period would be required to surrender their profits and would forfeit their right to receive further payment on the project.