



Department of Economic Opportunity – Office of Long-Term Resiliency

Wage Restitution Enforcement Report

Complete one report for each contractor that must make wage restitution of \$50 or more.

Date: _____

Contract Number: _____

Recipient: _____

Contractor’s Name: _____ Prime Subcontractor

Wage Decision Number(s):

Wage restitution in the total amount of \$ _____ has been paid to _____ employees of the above contractor. A schedule reflecting the computation of wages due, including overtime, is attached. The following information is being provided to the Department.

1. The need for wage restitution was discovered through :	
_____ _____ _____ _____	
2. Types of violations:	
Did not pay the minimum for the classification. Used the incorrect classification. Did not pay overtime premium. Other (please specify) _____	
3. Were any of the violation willful? (If yes, attach supporting information.)	<input type="checkbox"/> Yes <input type="checkbox"/> No
4. Are administrative sanction recommended? (If yes, attach supporting information.)	<input type="checkbox"/> Yes <input type="checkbox"/> No
5. If the contractor failed to pay the overtime premium, what is the total liquidated damages assessed (\$10/day/employee):	\$ _____
6. Are you recommending waiver of liquidated damages? (If yes, explain why below. If a waiver is recommended, the collection of liquidated damages can be delayed until a decision is made.)	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____ _____ _____	

 Signature

 Date

A report is required for any contractor accumulating \$50 or more of wage underpayments throughout the life of the project. The Office of Long-Term Resiliency CDBG-DR Program must report wage restitution data to the U.S. Department of Housing and Urban Development twice each year. If a contractor owes restitution of \$1,000 or more, a copy of this report is sent to the U.S. Department of Labor in compliance with 29CFR5.87(2), which states, “Where underpayments by a contractor or subcontractor total \$1,00 or more, or where there is reason to believe that the violations are aggravated or willful (or, in the case of the Davis-Bacon Act, that the contractor has disregarded its obligations to employees and subcontractors), the federal agency shall furnish within 69 days after completion of its investigation, a detailed enforcement report to the Administrator.”