

Davis-Bacon Helpful Tips

When using Federal funds on construction projects, Davis-Bacon requirements must be followed.

- All projects over \$2,000 require Davis-Bacon
- Prevailing wage determination must be utilized and included in the bid documents with appropriate language. <https://beta.SAM.gov>
- Wages MUST be paid weekly, and overtime must also be paid, if applicable; weekly payroll records submitted for EACH employee.
 - Payroll Form (WH-347) to be used (can utilize a different form but must contain all information on Payroll Form (WH-347).
<https://www.dol.gov/sites/dolgov/files/WHD/legacy/files/wh347.pdf>
- Contract must be awarded to the lowest responsible bidder
 - **Lowest Responsive** and **Responsible Bidder**: The **bidder** who fully complied with all of the bid requirements and whose past performance, reputation, and financial capability is deemed acceptable, and who has offered the most advantageous pricing or cost benefit, based on the criteria stipulated in the bid documents.
- Posters must be displayed in an open area at the worksite (cannot be inside a trailer)

Davis-Bacon Poster (WH-1321).

<https://www.dol.gov/sites/dolgov/files/WHD/legacy/files/fedprojc.pdf> - English

<https://www.dol.gov/sites/dolgov/files/WHD/legacy/files/davispan.pdf> -

Spanish

<https://www.dol.gov/agencies/whd/posters/flsa>

References:

Fact Sheet #66 The Davis Bacon and Related Acts (DBRA) -

<https://www.dol.gov/sites/dolgov/files/WHD/legacy/files/whdfs66.pdf>

Reporting, Notices and Posters, Penalties, Related Acts (Copeland Anti-Kickback” Act,

<https://webapps.dol.gov/elaws/elg/dbra.htm#RRN> –