



SPENCER C. DEMETROS
GENERAL COUNSEL

The Commonwealth of Massachusetts
Department of Labor and Industries
Office of the General Counsel
Lowell Saltonstall Building, Room 1107
100 Cambridge Street, Boston, Mass. 02202-0008

April 12, 1995

Tel: (617) 727-3452
Fax: (617) 727-8022

Patricia Bukoski
Executive Director
Auburn Housing Authority
200 Oxford Street
Auburn, MA 01501

Re: Wage Schedules for Housing Authority Employees

Dear Ms. Bukoski:

I spoke with the Auburn Housing Authority's ("AHA") counsel, Karen Ahlers, Esq., regarding the applicability of wage schedules issued by the Department of Labor and Industries ("DLI") to AHA's employees. Attorney Ahlers asked me to write to you to clarify whether AHA has a legal obligation to pay the minimum wages set by the Commissioner of DLI pursuant to Mass. Gen. Laws ch. 121B, § 29 on federally funded projects.

The above-cited statute exempts from the wage requirements "federally aided" projects. I was informed that the AHA projects at issue receive a significant portion of their funding from the federal government. Therefore, the AHA is not required to pay its employees the wage rates specified on the wage sheets issued by DLI pursuant to Mass. Gen. Laws ch. 121B, § 29 for those projects.

If you have any questions regarding this matter, do not hesitate to call me.

Very truly yours,

Spencer C. Demetros
General Counsel
Dept. of Labor and Industries