

THE COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT
DIVISION OF OCCUPATIONAL SAFETY

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November 12, 1999

Richard D. Wayne, Esq.
Hinckley, Allen & Snyder, LLP
28 State St.
Boston, MA 02109-1775

Re: Prevailing Wage Classifications; Line Painting

Dear Mr. Wayne:

This letter is a follow-up to our recent discussions about the proper occupational classifications to be used for painters on public works projects who mark lines and apply paint to roads, highways, parking lots, playgrounds, and other similar surfaces.

As of this week, all prevailing wage schedules issued by the Division of Occupational Safety ("DOS") have been made more clear by including the following more detailed occupational classifications:

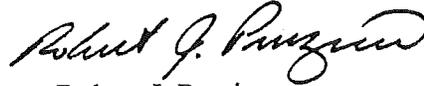
- Painter (Traffic Markings, New)
- Painter (Traffic Markings, Repaint)
- Painter/Taper (Brush, New)
- Painter/Taper (Brush, Repaint)
- Painter (Spray or Sandblast, New)
- Painter (Spray or Sandblast, Repaint)
- Painter (Bridge)

In your letter of August 30, 1999 you expressed frustration that many contractors who bid line painting projects have ignored prevailing wage rates. It is my hope that the more detailed occupational classifications listed above will help to clarify any ambiguity about the applicability of the prevailing wage law to this type of work and the proper occupational classification to be used on the project. Furthermore, as I said during our meeting on October 28, 1999, feel free to

contact our office for assistance if a public awarding authority does not provide a wage schedule to bidders for upcoming line painting projects.

If you have any additional questions concerning this matter, please do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read "Robert J. Prezioso".

Robert J. Prezioso
Deputy Director

cc: Linda Hamel, General Counsel, DOS
Benjamin B. Tymann, DOS
Francis X. Flaherty, Office of the Attorney General
Dan Fields, Office of the Attorney General