

2. "MBE/WBE/SBE Participation Report," to be filed with the Authority by the 10th day of each month in the form incorporated herein by reference as subchapter Appendix 2.

19:32-5.13 Sanctions on school facilities projects

(a) The performance evaluation of a contractor shall be negatively affected by noncompliance with the hiring and subcontracting requirements set forth in its contract with the Authority and in this subchapter.

(b) The evaluation of proposals submitted by a consultant shall be negatively affected by the consultant's noncompliance with the subcontracting requirements set forth in prior contracts with the Authority and this subchapter.

(c) Because the Authority cannot and will not pay for contractual services that are not performed or contractual obligations that are not met, the Authority shall reduce the contractor's or consultant's compensation by a maximum of one and a half percent of the contract price if the contractor or consultant does not fully satisfy the subcontracting requirements set forth in the contract. This reduction in the contract price may be effectuated either by the withholding of all or part of future payments to the contractor or consultant or by a reduction in the amount of retainage otherwise due for release to the contractor or consultant upon contract.

19:32-5.14 Consultant and contractor training

(a) The Authority may fund and provide training for MBE, WBE and SBE consultants and contractors, to enhance their ability to compete for awards of projects and bids on school facilities projects.

(b) Consultants and contractors that graduate from the Authority's training program described in this section shall

be eligible for additional support services which the Authority may develop through the New Jersey Development Authority or other similar State agency*. These services may include, but are not limited to:

1. A mentoring assistance program;
2. A performance bond and financial guarantee program; and
3. A School Capital Access Program ("SCAP") for mobilization and working capital for the benefit of classified companies that:
 - i. Seek school facilities project contracts; and
 - ii. Meet the financial evaluation criteria of the Authority's financing programs, set forth at N.J.A.C. 19:31-3.4.

19:32-5.15 Prompt payment of subcontractors

Contractors and consultants shall comply with the provisions of N.J.S.A. 52:32-40 and 52:32-41, concerning the prompt payment of subcontractors.

19:32-5.16 Assessment of data from school facilities projects

The Authority shall utilize the data obtained from the reporting and data collection system to perform assessments of the overall status of the program. These assessments shall evaluate the extent to which overall goals have been met and shall register the impact of the programs.

19:32-5.17 Additional representations

The Authority may require consultants and contractors to make such additional representations to the Authority and to enter into such covenants and agreements with the Authority as are necessary to carry out the purposes of this subchapter.

Date _____
 I, _____ (Name of signatory party) _____ (Title)

do hereby state and certify:
 (1) That I pay or supervise the payment of the persons employed by _____ (Contractor or subcontractor) on the _____ (Building or Work) _____; that _____, 20____ and _____ day of _____, 20____ all persons employed on said project have been paid the full weekly wages earned, that no rebates have been or will be made either directly or indirectly to or on behalf of said _____ (Contractor or subcontractor) from the full weekly wages earned by any person and that no deductions have been made either directly or indirectly from the full wages earned by any person, other than permissible deductions as defined in the New Jersey Prevailing Wage Act, N.J.S.A. 34:11-56.25 et seq. and Regulation N.J.A.C. 12:60 et seq. And the Payment of Wages Lay, N.J.S.A. 34:11-4.1 et seq.

(2) That any payrolls otherwise under this contract required to be submitted for the above period are correct and complete: that the wage rate for laborers or mechanics contained therein are not less than the applicable wage rates contained in any wage determination incorporated into the contract; that the classifications set forth therein for each laborer or mechanic conform with the work he performed.

(3) That any apprentices employed in the above period are duly registered in good standing, in an apprenticeship program approved or certified by the Division of Vocational Education in the New Jersey Department of Education or by the Bureau of Apprenticeship Training in the United State Department of Labor.

(4) That:

(a) WHERE FRINGE BENEFITS ARE PAID TO APPROVED PLANS, FUNDS OR PROGRAMS

In addition to the basic hourly wage rate to each laborer or mechanic listed in the above referenced payroll, payments of fringe benefits as listed in the contract have been or will be made to appropriate programs for the benefit of such employees, except as noted in Section 4C below.

(b) WHERE FRINGE BENEFITS ARE PAID IN CASH

Each laborer or mechanic listed in the above referenced payroll has been paid as indicated on the payroll, an amount not less than the sum of the applicable basic hourly wage rate plus the amount of the required fringe benefits as listed in the contract, except as noted

in Section 4(C) below.

(c) FRINGE BENEFITS

EXCEPTION (CRAFT)	EXPLANATION

REMARKS

PLEASE SPECIFY THE TYPE OF BENEFIT PROVIDED AND NOTE THE TOTAL COST PER HOUR IN BLOCK 10 ON THE REVERSE SIDE*

- 1) Medical or hospital coverage
- 2) Dental coverage
- 3) Pension or Retirement
- 4) Vacation, Holidays
- 5) Sick days
- 6) Life Insurance
- 7) Other (Explain)

*TO CALCULATE THE COST PER HOUR, DIVIDE 2,000 HOURS INTO THE BENEFIT COST PER YEAR PER EMPLOYEE.

(5) N.J.A.C. 12:6-2.1 and 6.1 The Public Works employers shall submit to the public body or lessor a certified payroll record each pay period within 10 days of the payment of wages

NAME AND TITLE	SIGNATURE

THE FALSIFICATION OF ANY OF THE ABOVE STATEMENT MAY SUBJECT THE CONTRACTOR OR THE SUBCONTRACTOR TO CIVIL OR CRIMINAL PROSECUTION. N.J.S.A. 34:11-56.25 ET SEQ. AND N.J.A.C. 12:60 ET SEQ. AND N.J.S.A. 34:11-4.1 ET SEQ.

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