



WEATHERIZATION ARRA PROGRAM
TEXAS RESIDENTIAL WEATHERIZATION WAGE DETERMINATION
POLICY EFFECTIVE ON April 15, 2010

TO: Weatherization-ARRA Subrecipients

RE: Weatherization-ARRA Program

The following Weatherization Wage Determination has been determined to be applicable for all Weatherization-ARRA projects:

S2009-TX-001, published 12/11/09

The Department of Energy (DOE) has required the wage determination issued by DOL on December 11, 2009 to be incorporated into all ARRA Weatherization contracts. DOE's legal basis for requiring this wage determination revision under on-going contracts may be found in 29 CFR 1.6(d), which reads as follows:

(d) Upon his/her own initiative or at the request of an agency, the Administrator may correct any wage determination, without regard to paragraph (c) of this section, whenever the Administrator finds such a wage determination contains clerical errors. Such corrections shall be included in any bid specifications containing the wage determination, or in any on-going contract containing the wage determination in question, retroactively to the start of construction.

Once the wage determination is incorporated into the ARRA Weatherization contracts, all contractors will be required to pay the DOL prevailing wage rates. The wage determination will become applicable when a new task or job order for the ARRA weatherization construction is issued by the local agency or contractor for work on a housing unit, but no later than the date specified. Failure to incorporate this wage determination by the designated date will result in issues of non-compliance with the labor laws and restitution payments to impacted employees.

Please feel free to contact program staff for assistance:

Carmen Roldan: carmen.rolدان@tdhca.state.tx.us
Brenda Hull: brenda.hull@tdhca.state.tx.us

512-475-2215
512-475-3033

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