

(II) THE COMMISSIONER.

(2) THE COMMISSIONER AND THE PUBLIC BODY SHALL MAKE PAYROLL RECORDS AVAILABLE FOR PUBLIC INSPECTION DURING REGULAR BUSINESS HOURS.

(C) STATEMENTS OF CONTRACTORS AND SUBCONTRACTORS.

EACH COPY OF THE PAYROLL RECORDS SHALL BE ACCOMPANIED BY A STATEMENT THAT IS SIGNED BY THE CONTRACTOR OR, FOR THE SUBCONTRACTOR'S RECORDS, BY THE SUBCONTRACTOR AND INDICATES THAT:

(1) THE PAYROLL RECORDS ARE CORRECT;

(2) THE WAGE RATES PAID ARE NOT LESS THAN THOSE ESTABLISHED BY THE COMMISSIONER AS SET FORTH IN THE PUBLIC WORK CONTRACT;

(3) THE CLASSIFICATION SET FORTH FOR EACH EMPLOYEE CONFORMS WITH THE WORK PERFORMED BY THAT EMPLOYEE; AND

(4) THE CONTRACTOR OR SUBCONTRACTOR HAS COMPLIED WITH EACH REQUIREMENT OF THIS SUBTITLE.

(D) PENALTIES FOR NONCOMPLIANCE.

IF A CONTRACTOR IS LATE IN SUBMITTING COPIES OF THE PAYROLL RECORDS REQUIRED UNDER SUBSECTION (B) OF THIS SECTION:

(1) THE PUBLIC BODY MAY POSTPONE THE PROCESSING OF PARTIAL PAYMENT ESTIMATES UNDER THE PUBLIC WORK CONTRACT PENDING RECEIPT OF THE COPIES; AND

(2) THE CONTRACTOR SHALL BE LIABLE TO THE PUBLIC BODY FOR LIQUIDATED DAMAGES OF \$10 FOR EACH CALENDAR DAY THE RECORDS ARE LATE.

REVISOR'S NOTE: This section is new language derived without substantive change from former SF § 12-306(d), (e), and the second sentence of (c).

In subsection (a)(2) of this section, the former reference to allowing "any authorized representative" to inspect is deleted as surplusage.

In subsection (b)(1) of this section, the phrase "for work performed at the work site" is added to reflect the second sentence of former SF § 12-306(d), which made a contractor responsible for subcontractor's records "covering work performed directly at the work site" and, thus, seemed to limit the broad reference, in the first sentence of former SF § 12-306(d), to