

Keying in on Key Contract Components



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In cooperation with:

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Keying in on Key Contract Components

A Panel Discussion

Moderated by:

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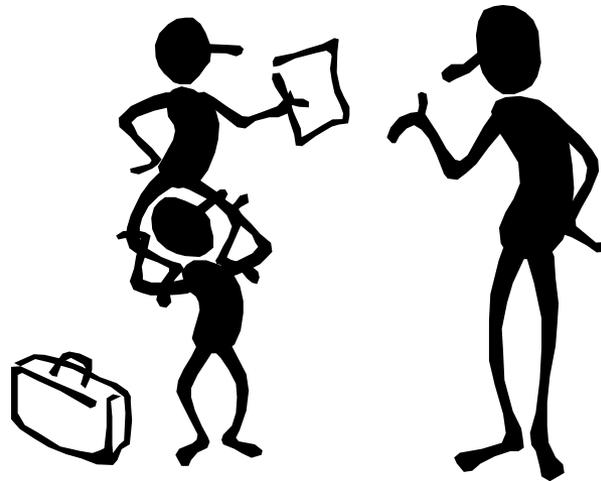
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Purpose

To identify those key components a contracting professional needs to successfully process a contract.



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Panelists

- ❖ NYS Department of Labor:
Mary McDonnell
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- ❖ NYS Worker's Compensation Board
Paul Celentano and Walter Peretti
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- ❖ Office of the State Comptroller
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NYS Department of Labor

- ❖ What are prevailing wages?
- ❖ How are they used?
- ❖ What am I responsible for?



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Question?

My agency is located in New York City. Which prevailing wage rates govern my contract, New York State or New York City?

If New York City governs, where do I find those prevailing wage rates?



Question?

Please explain the difference between Article 8 and Article 9 as it relates to Prevailing Wage.



Question?

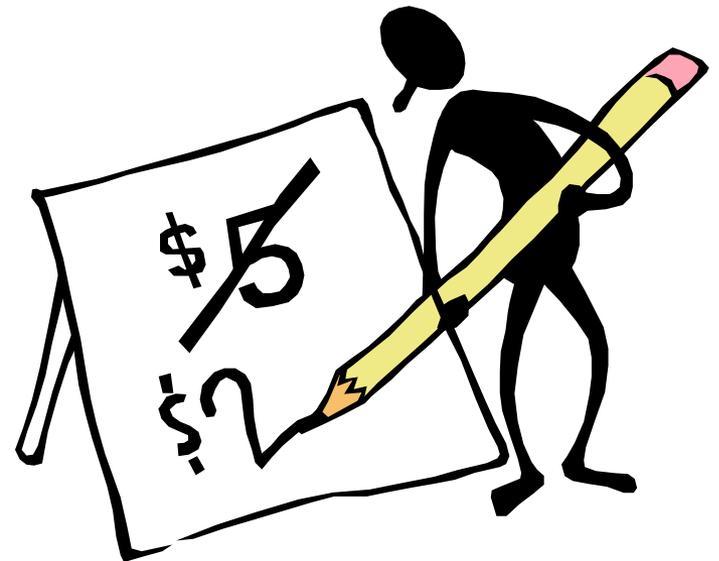
The 2008 SPOTA bill calls for individual agencies to review the Certified Payroll Records which they collect from their contractors for "facial validity".

Please provide a definition of what "facial validity" is, and cite the specific aspects of a typical Certified Payroll Record that should be reviewed.



Question?

Who determines the prices of the prevailing wages for each county?



Question?

If a vendor is self-employed, are prevailing wage rates applicable?



Question?

When developing a contract using prevailing wage, is it necessary to notify DOL when the contract has been awarded?



Worker's Compensation Insurance and Disability Benefits Requirements

- ❖ What is Worker's Compensation Insurance?
- ❖ Why is it important?
- ❖ Who needs to be covered?
- ❖ What forms are required?



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Worker's Compensation Insurance and Disability Benefits Requirements

Question – Part A?

With regard to Grants Reform Initiative and the Grants Gateway.... does Worker's Comp have a form that contractors can complete to meet these requirements?

Is this form available in electronic format?

Can the form be stored on the Grants Reform website?



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Worker's Compensation Insurance and Disability Benefits Requirements

Question – Part B?

What can you suggest to help make the Grants Reform documentation easier for these contractors?



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Worker's Compensation Insurance and Disability Benefits Requirements

Question?

Workers Compensation Insurance seems to be an area that has recently been under closer scrutiny.

My agency is looking for guidance as to how best to handle this.

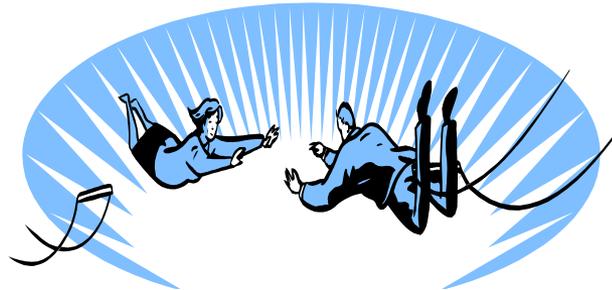


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Worker's Compensation Insurance and Disability Benefits Requirements

Question?

How much can an agency rely on the contractor submitted waiver after the agency has conducted its normal review?



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Worker's Compensation Insurance and Disability Benefits Requirements

Question?

(joint response by OSC and WCB)

What type of due diligence does OSC require of the agencies when questioning a Worker's Compensation waiver in a contract submitted for approval?



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Worker's Compensation Insurance and Disability Benefits Requirements

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Ask yourself:

- ❖ What does OSC want me to include in a successful contract?
- ❖ What supporting documentation and examples can I obtain from this session?
- ❖ What resources are available?



Question?

It is my experience, and that of my colleagues, that locally bid service contracts yield significantly lower prices than statewide contracts.

What is OSC's experience in this regard?



Question?

OSC has asked the agencies to review Proof of Worker's Compensation Compliance for Businesses (Form CE-200) to determine if a vendor should obtain Worker's Compensation Insurance.

Can OSC lend guidance on this process to assist us in making the determination?



Office of the State Comptroller

Question?

With regard to Statewide Term contracts, what if the services we need are not available through the contract?



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Question?

What if only some of the counties have coverage in the contract?

Do I do a mini-bid for those that I can and bid the rest on the open market?

Can we still do mini-bids?



Office of the State Comptroller

Question?

Please provide an overview of any new legislation regarding procurements.



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Thank You!

Enjoy the day 😊



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