

Frequently Asked Questions

The Department of Labor has created a FAQ's page for general Davis-Bacon Act questions. You can access their site [HERE](#). The Seattle District, Corps of Engineers has also generated the following FAQ's for questions more specific to the Seattle District's enforcement of the Act. **Question:** I still have to be reassured on whether a Power Equipment Operator is considered the same as Truck Driver when it comes to Owner-Operator status. Meaning, if he owns the backhoe and operates it, is he considered an Owner-Operator? **Answer:** Truck driver owners are listed on payrolls as: Truck Driver (owner-operator), name, address and SSN. The hours worked and money data are not included. Equipment operators that own their own machinery may be handled in one of two ways.

- Contractor lists the operator on its payroll and pays the wages for operating the equipment...payrolls show classification, name (as owner), address, SSN, daily hours worked and money data (only gross earnings are necessary).
- Contractor subcontracts with operator who owns the equipment and the equipment owner submits payrolls on his/her own behalf. Each payroll lists the name (as owner), classification, address, SSN, daily hours worked & money data (only gross earnings are necessary). Unlike truck driver owner-operators, operators who own their own equipment must receive enough money to be paid at least the equivalent to the prevailing wage. We use the total gross shown on the payrolls and the total hours worked to check whether prevailing scale is being met or exceeded. [Return to the Davis-Bacon Labor Act Program Homepage](#)

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