

## **FIRE ALARM**

### **Testing & Inspection**

The testing and inspection of fire systems is included within the category of system maintenance and is, therefore, subject to the payment of prevailing wages. This includes code-compliance testing and inspection. This opinion hereby overrules all prior opinions and/or communications which are inconsistent with this opinion because we find that such prior opinions and communications did not consider the full nature and purpose of the inspection and testing of fire systems.

However, because there has been much confusion in the past about the Department's position as to the applicability of the prevailing wage law to this work, this opinion shall be applied prospectively to contracts that are put out for bid after January 1, 2010, unless a previous contract actually required the payment of prevailing wages for this work.

As a result of our reconsideration of this matter, please be advised that all testing and inspection work performed on fire protection systems is covered by the prevailing wage law and employees performing such work must be paid prevailing wages as established by the Commissioner consistent with the classification appropriate to the work performed.