

HUD-4732 Labor Standards Deposit Agreement	U.S. Department of Housing and Urban Development Office of Davis-Bacon and Labor Standards
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Date:	Project No.:
	Project Name:

In order to induce the U.S. Department of Housing and Urban Development (HUD) to provide or complete the program assistance associated with this project while issues remain outstanding in connection with amounts that may be due as wages under the Davis-Bacon and Related Acts and/or as liquidated damages under the Contract Work Hours and Safety Standards Act, the undersigned (Depositor) submits confirmation of deposit, by electronic funds transfer, to the account specified by HUD in the amount of \$

*Depositor* agrees that this deposit shall be held by HUD for the purpose(s) and disposition(s) as indicated below, and as indicated on the attached Schedule for Deposit.

HUD Office of Davis-Bacon and Labor Standards staff: Check box(es) below, as applicable to deposit.

1.	Where there is no dispute as to the amount of unpaid wages due but <b>without awaiting receipt of evidence that the workers named on the attached Schedule have received the wages due them</b> , in the respective amounts listed on the Schedule for Deposit;
2.	Where HUD or the U.S. Department of Labor (DOL) has reason to believe that there may be unpaid wages due for work performed in the construction of the project but <b>without awaiting an administrative determination of the wages which may be due and unpaid</b> by employers named on the attached Schedule in the respective amounts estimated by HUD or DOL and listed on the Schedule for Deposit;
3.	Where HUD or DOL has made its determination of wages due but <b>without awaiting the outcome of an appeal which has been filed or is to be filed with HUD or DOL</b> by or on behalf of the Depositor, the principal contractor, subcontractor, other employer involved contesting the finding of HUD or DOL that wages for work performed in the construction of the project are due and unpaid to the workers named on the attached Schedule in respective amounts listed on the Schedule for Deposit; and/or
4.	Where <b>liquidated damages</b> have been calculated and/or assessed for overtime violations of the Contract Work Hours and Safety Standards Act, as reflected on the attached Schedule for Deposit.

**Disposition of Deposit Account**

Items 1 through 4: In all cases involving unpaid wages ultimately found due, wage payments will be made directly to the affected workers by the responsible employer or the Depositor, or by HUD from the funds submitted herewith. If the wages are paid to the affected workers by the responsible employer or the Depositor, a refund equal to the amount(s) paid shall be made to the Depositor as wage payment evidence, in the form of a certified payroll report(s), is provided to HUD. HUD will retain on behalf of affected employees any amount(s) deposited for wages found due that are not paid by the responsible employer or Depositor, and will also retain any liquidated damages that are assessed.

Where items 2, 3, and/or 4 have been checked, when the amount of unpaid wages has been finally determined by HUD or DOL, funds sufficient to pay the total gross amount of wages and any liquidated damages computed and/or assessed for overtime violations, as applicable, shall be held by HUD and the balance of the funds deposited, if any, shall be returned to the Depositor. If the final HUD or DOL determination and/or liquidated damages assessment is appealed, when the appellant and HUD or DOL have agreed on any amounts due or have exhausted any rights of appeal, funds sufficient to pay the total gross amount of the wages and any liquidated damages found due by the highest authority which has ruled in the matter shall be held by HUD, and the balance of the funds deposited, if any, shall be returned to the Depositor.

Depositor:	Depositor Telephone Number:
Depositor Address:	Depositor Tax ID Number: <i>(required to process refund)</i>
Signature:	Name and Title:
Deposit Ticket Number: LR-	-DT- -

**Schedule of Deposit (attached)**