

**STATE OF ILLINOIS – DEPARTMENT OF LABOR
160 N. LASALLE ST., STE. C-1300
CHICAGO, ILLINOIS 60601**

IN THE MATTER OF:)	
)	
DOWNSTATE ILLINOIS LABORERS DISTRICT COUNCIL)	STATE FILE NO. 2026-H-RP08-2353
)	
OBJECTOR(S),)	DATE OF NOTICE: August 6, 2025
)	
v.)	
)	
JANE R. FLANAGAN, DIRECTOR of the ILLINOIS DEPARTMENT OF LABOR, and THE ILLINOIS DEPARTMENT OF LABOR,)	
)	
RESPONDENTS.)	

NOTICE OF TELEPHONE HEARING

PLEASE TAKE NOTICE that Jane R. Flanagan, Director of the Illinois Department of Labor, and the Illinois Department of Labor [hereinafter, "Respondents"] have received from **DOWNSTATE ILLINOIS LABORERS, INC.**, [hereinafter, "Objector(s)"] written objections to the prevailing wage determinations effective **August 4, 2025**, published by the Department on its website, and a request for hearing on those objections pursuant to Section 9 of the Prevailing Wage Act [hereinafter, "PWA" or "Act"], 820 ILCS 130/0.01 et seq.

Pursuant to the PWA, Article 10 of the Illinois Administrative Procedure Act, 5 ILCS 100/10-5 et seq., and 56 Ill. Admin. Code 120.100 et seq., Respondents will convene a hearing on:

DATE:	September 18, 2025	
TIME:	9:30 a.m.	
OBJECTOR ATTORNEY PHONE #:	Timothy J. Ryan Esq.	309-838-2360
	Midwest Region Laborers	
RESPONDENT ATTORNEY PHONE #:	Stephanie Barton Esq.	217-206-0790
	Deputy General Counsel	
	Illinois Department of Labor	
ADMINISTRATIVE LAW JUDGE:	Moshe M. Liberman	
	Chief Administrative Law Judge	
	Illinois Department of Labor	

The hearing involves the written objections and hearing request filed by Objector(s), attached hereto and made a part hereof (Exhibit A).

The parties and their respective representatives must be prepared to proceed at the hearing. The parties must present all information, documents, records or witnesses necessary to substantiate their position(s) at the hearing.

Pursuant to 56 Illinois Administrative Code 120.640, the Administrative Law Judge shall issue a Decision and Order. In the event no timely or proper exceptions are filed, the findings, conclusions, recommendations and order of the Administrative Law Judge shall automatically become the decision and order of the Director of Labor.

This hearing will be conducted **BY TELEPHONE** with the Administrative Law Judge contacting you on the date and time stated above. If the phone number listed is incorrect, contact the hearings section at dol.hearings@illinois.gov as soon as possible with the corrected direct dial phone number. If additional individuals are to be contacted, the party is to provide the name and direct dial phone number of the additional individual to be included during the hearing to DOL.hearing@illinois.gov . If the phone number listed is not a direct dial phone number, please provide a **DIRECT DIAL NUMBER** to dol.hearings@illinois.gov as soon as possible. Technology constraints require you provide a **DIRECT DIAL PHONE NUMBER ONLY**. Also, technology constraints do not allow caller dial through or the ability to navigate automated operators. Non-direct dial numbers will result in the call not going through. For those with caller identification, this call will originate from various locations throughout the country, including but not limited to San Francisco. SOME CALLS PLACED BY THE DEPARTMENT ARE BLOCKED, IF YOUR PHONE HAS PRIVACY MANAGER OR ANONYMOUS CALL BLOCKER, THE CALL MAY NOT GO THROUGH. All calls placed by the Department are recorded.

The proceedings are subject to judicial review in accordance with the provisions of the Administrative Review Law, 735 ILCS 5/3-101 et seq. The Director of Labor's determination on the objections is final and binding unless a party to this proceeding applies for and obtains judicial review of the final administrative decision in accordance with the provisions of the Administrative Review Law.



Jane R. Flanagan
Director of Labor

STATE OF ILLINOIS – DEPARTMENT OF LABOR
160 N. LASALLE ST., STE. C-1300
CHICAGO, ILLINOIS 60601

IN THE MATTER OF:)	
)	
DOWNSTATE ILLINOIS LABORERS)	
DISTRICT COUNCIL)	STATE FILE NO. 2026-H-RP08-2353
)	
OBJECTOR(S),)	
)	
v.)	
)	
JANE R. FLANAGAN, DIRECTOR of the)	
ILLINOIS DEPARTMENT OF LABOR, and)	
THE ILLINOIS DEPARTMENT OF LABOR,)	
)	
RESPONDENTS.)	

ORDER

IT IS HEREBY ORDERED:

1. Pursuant to **56 IAC 120.400**, a **telephone** pre-hearing conference shall be convened on **August 13, 2025 at 9:30 a.m.** An Administrative Law Judge will initiate the conference call. Objector's attorney Timothy J. Ryan Esq. will be phoned at **309-838-2360**. Respondent Attorney Stephanie Barton will be phoned at **217-206-0790**. Technology constraints require that a direct dial phone number be provided for the pre-hearing conference. If the number listed is not a direct dial number or you require additional phone lines to be added, you are to provide the phone numbers and/or the names and phone numbers of the additional participants to DOL.hearings@illinois.gov
2. The pre-hearing conference shall be held to consider: simplification of the issues; necessity or desirability of amending documents for purposes of clarification, simplification, or limitation; stipulations and admissions of fact and of contents and authenticity of documents; limiting the number of witnesses, propriety of prior mutual exchange between and among the parties who have prepared testimony or exhibits; and addressing such other matters as may tend to expedite the disposition of the proceedings and to assure a just conclusion.
3. Attorneys shall file their appearances as soon as practicable.

DATE: August 6, 2025

By: /s/ Moshe M. Liberman
Moshe M. Liberman
Chief Administrative Law Judge
Illinois Department of Labor
160 N. LaSalle St. Ste. C-1300
Chicago IL 60601
V: 312-793-1805
Dol.hearings@illinois.gov

STATE OF ILLINOIS)
)
COUNTY OF COOK)

CERTIFICATE OF SERVICE

Under penalties as provided by law, including pursuant to Section 1-109 of the Code of Civil Procedure, I Davis Merced, a non-attorney, affirm, certify or on oath state, that I served notice of the attached Notice of Telephone Hearing and Order upon all parties to this case, or their agents appointed to receive service of process, by enclosing a copy of the Notice of Telephone Hearing and Order in Case No. 2026-H-RP08-2353 and a copy of the Certificate of Service in an envelope addressed to each party or party's agent at their respective address(es) having caused each envelope to be served by

☒ U.S. **regular** mail with postage prepaid being deposited in the U.S. mailbox at 555 W Monroe, Chicago, Illinois,

☐ **certified mail** return receipt requested and **regular mail** with postage prepaid at 555 W Monroe, Chicago, Illinois,

☒ via **email** addressed to each party or party's agent at the respective email address shown on the Certificate of Service,

on August 7, 2025, prior to 4:30 p.m.

Via Email:

RESPONDENT

Timothy J. Ryan Esq.
ARDC #6337854
Attorney Midwest Region Laborers'
#1 N Old State Capitol Plaza, Ste. 525
Springfield, IL 62701
tryan@midwestlaborers.org

Stephanie Barton Esq.
Deputy General Counsel
524 S 2nd Street Ste 400
Springfield, IL 62701
Stephanie.Barton@Illinois.gov

/s/Davis Merced
Davis Merced, Office Specialist
Illinois Department of Labor

AUG 04 2025

A yellow rectangular label with a black border. The word "EXHIBIT" is printed in bold black capital letters at the top. Below it is a large black letter "A". A horizontal black line is drawn across the label, passing under the letter "A". On the left side of the label, the word "tabbles" is printed vertically in black lowercase letters.

State File No.

VS.

Respondent,

Please take notice that on this 4th day of August, 2025 the undersigned filed the attached written objection, a copy of which is herewith served upon you and has been sent via email and/or hand delivered.

By: /s/ Timothy J Ryan

The Downstate Illinois Laborers District Council and its Affiliated Local Unions

STATE OF ILLINOIS - DEPARTMENT OF LABOR
160 N. LASALLE STREET., STE. C-1300
CHICAGO, IL 60601

IN THE MATTER OF:)	
)	
DOWNSTATE ILLINOIS LABORERS')	
DISTRICT COUNCIL AND ITS AFFILIATED)	
LOCAL UNIONS)	
)	
Petitioner,)	State File No.:
)	
v.)	
)	
JANE R. FLANAGAN, DIRECTOR OF THE)	
ILLINOIS DEPARTMENT OF LABOR, AND)	
THE ILLINOIS DEPARTMENT OF LABOR)	
)	
Respondents.)	

WRITTEN OBJECTION AND PETITION FOR HEARING UNDER SECTION 9

The Petitioner, the Downstate Laborers' District Council and its affiliated local Unions (hereinafter referred to as the "Union" or "Petitioner"), by and through its attorney, Tim Ryan, of the Laborers' Midwest Region, submit these written objections to the prevailing rate of wages for the classification of Laborer for both Highway and Building published by the Illinois Department of Labor ("Department") on or about July 15, 2025, and requests a hearing pursuant to Section 9 of the Illinois Prevailing Wage Act (the "Act") to correct the jurisdictional boundaries of its affiliated local unions and to clarify the wages within those boundaries for the published rates. 820 ILCS 4 and 9. Petitioner seeks to clarify the boundaries of its local unions, so they are accurately reflected in the wages on the Department's website which are set forth in Collective Bargaining Agreements. The affected counties include Bond, Clinton, Madison, Monroe, and St. Clair.

OBJECTION – Clarify Geographic Boundaries of the Local Unions Who Have Jurisdiction in The Following Counties: Bond, Clinton, Madison, Monroe, and St. Clair.

1. The Petitioner is a labor organization that represents various individuals performing Laborers' work in South Central Illinois with its principal place of business located at 19 Gateway Drive, Collinsville, IL 62234.
2. The Department has ascertained the prevailing rate of wages for various trade classifications throughout the State of Illinois including Laborer for Building and Highway.
3. The Department has also recognized the classification of Laborer in Building and Highway throughout the State based upon collective bargaining agreements between the Union and various employer associations.
4. The Petitioner is submitting this objection because the Petitioner has entered into collective bargaining agreements with various associations and contractors who may be adversely affected if the geographic jurisdiction of the wages is not accurately reflected as they are in the Collective Bargaining Agreements.
5. The Petitioner members who are Laborers in the relevant geographical jurisdiction also perform the majority of the prevailing wage work that would be covered by the classification in that area.
6. Section 4 of the Act states that;

The prevailing rate of wages paid to individuals covered under this Act shall not be less than the rate that prevails for work of a similar character on public works in the locality in which the work is performed under collective bargaining agreements or understanding between employers or employer associations and bona fide labor organizations relating to each craft or type of worker or mechanic needed to execute the contract or perform such work, and collective bargaining agreements or understandings successor thereto, provided that said employers or members of said employer associations employ at least 30% of the laborers, workers, or mechanics in the same trade or occupation in the locality where the work is being performed. 820 ILCS 130/4(a).

7. Section 9 of the Act, in relevant part, states, "if the prevailing rate of wages is based on a

collective bargaining agreement, the explanation of classes on the prevailing wage schedule shall be consistent with the classification established under the collective bargaining agreement.” 80 ILSC 130/9.

8. The prevailing rate of wages for a Laborer performing the said classification in the relevant geographical jurisdiction should be based on the CBA between the Petitioner and its affiliated local unions and associations now in effect and “shall be consistent with the classifications established under the collective bargaining agreement.” 820 ILCS 130/9.
9. The Petitioner respectfully requests that an investigatory hearing be ordered and held in accordance with Section 4 and 9 of the Act to clarify the geographic jurisdictional boundaries of its affiliated local unions.

Wherefore, the Petitioner moves the Department to recognize the various geographic boundaries and to have the wages reflect these geographic boundaries.

Respectfully submitted,

The Downstate Illinois Laborers District Council
and its Affiliated Local Unions,

By: /s/ Timothy J. Ryan
Attorney for Petitioner

Timothy J. Ryan
ARDC #6337854
Attorney Midwest Region Laborers’
#1 N Old State Capitol Plaza, Ste. 525
Springfield, IL 62701
Email: tryan@midwestlaborers.org
Phone: 309-838-2360

CERTIFICATE OF SERVICE

The undersigned hereby certifies that they served the above Written Objections and Petition for Hearing Under Section 9 on this 4th day of August, 2025, by U.S. Mail and electronic mail to the following:

Robert Parrilli, Division Manager
160 N. LaSalle St., Suite C-1300
Chicago, IL 60601
Robert.parrilli@illinois.gov