



*Florida Department of Transportation*

**RICK SCOTT**  
GOVERNOR

605 Suwannee Street  
Tallahassee, FL 32399-0450

**JIM BOXOLD**  
SECRETARY

April 18, 2016

Khoa Nguyen  
Director, Office of Technical Services  
Federal Highway Administration  
3500 Financial Plaza, Suite 400  
Tallahassee, Florida 32312

Re: State Specifications Office  
Section **003**  
Proposed Specification: **0030501 Award and Execution of Contract.**

Dear Mr. Nguyen:

We are submitting, for your approval, two copies of the above referenced Supplemental Specification.

The changes are proposed to implement changes required by State law. Chapter 2016-239, Laws of Florida (formerly House Bill 7061) was signed by the Governor on April 14, 2016. Included in the implemented language are changes related to the conditions the Department may waive Contract Bond requirements.

Please review and transmit your comments, if any, within two weeks. Comments should be sent via email to [dan.hurtado@dot.state.fl.us](mailto:dan.hurtado@dot.state.fl.us).

If you have any questions relating to this specification change, please call me at 414-4130.

Sincerely,

Signature on file

Dan Hurtado, P.E.  
State Specifications Engineer

DH/dt

Attachment

cc: Florida Transportation Builders' Assoc.  
State Construction Engineer

**AWARD AND EXECUTION OF CONTRACT.**  
**(REV 4-18-16)**

SUBARTICLE 3-5.1 is deleted and the following substituted:

**3-5.1 General Requirements of the Contract Bond:** Upon award, furnish to the Department, and maintain in effect throughout the life of the Contract, an acceptable Contract Bond in a sum at least equal to the amount of the Contract. Execute such Contract Bond on Department Form 375-020-27. Obtain the Contract Bond from a Surety licensed to conduct business in the State of Florida, meeting all of the requirements of the laws of Florida and the regulations of the Department, and having the Department's approval. Ensure that the Surety's Florida Licensed Insurance Agent's name, address, and telephone number is clearly stated on the Contract Bond form.

~~On Contracts of \$250,000 or less, t~~The Department may waive the requirement for all or a portion of a Contract Bond if:

1. The Contract amount is \$250,000 or less, #and the Department determines that the project is of a noncritical nature and that nonperformance will not endanger the public health, safety, or property;

2. The Contractor is a qualified nonprofit agency for the blind or for the other severely handicapped under Section 413.036(2), Florida Statutes; or,

3. The Contractor uses a subcontractor that is a qualified nonprofit agency for the blind or for the other severely handicapped under Section 413.036(2), Florida Statutes. However, the Department may not waive more than the amount of the subcontract.

\_\_\_\_\_The Department may require alternate means of security if it waives the requirement for a Contract Bond.

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