9-5 Conduct Monthly Monitoring of Prompt Payment, Discrepancies, and Resolving Escalated Issues in B2GNow (PE/PM)



#### Details

**Responsible Parties** 

• CDOT Project Engineer/Project Manager (PE/PM)

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## **Procedure Objective**

This document is intended to assist the CDOT Project Engineer/Project Manager with how to monitor active projects monthly to ensure that they are in compliance with the Colorado prompt payment statute and CDOT Standard Specification 109.06. This process includes reviewing past due and incomplete audits, reported discrepancies, and other compliance issues related to prompt payment within the B2GNow system.

# Additional Clarification

Prime Contractors, subcontractors, and suppliers (with lower-tier subcontractors and suppliers) are required to report payments in B2GNow by the 15th day of each month. For example, the audit period for October shall be opened for reporting on November 1st and shall be reported by November 15th by the Prime Contractor and subcontractors/suppliers that have a lower-tier subcontractor or supplier. For the October audit, the reporting should reflect **all payments made during the month of October regardless of when the work was actually performed or invoiced.** It is considered best practice for the CDOT PE/PM to login to B2GNow on the 16th day of the month (or the next business day from the 16th) to check reporting compliance. By the 16th day of the month, if there are past due audits, this is considered late. At that point, the PE/PM should contact the Prime Contractor to request that the parties in non-compliance (either the prime or subcontractors/suppliers with lower-tier subs/suppliers) report payments as per CDOT Standard Specification 109.06(h).

## **System Procedures**

1. Log into the B2GNow system at <a href="http://cdot.dbesystem.com">http://cdot.dbesystem.com</a>.



- 2. Review Past Due Audits. Follow steps 3-10 of this process guide to review past due audits.
- 3. There are two ways to access past due audits. The first option to access the audits is for the PE/PM to select the correct (five-digit) sub-account number from the "Priority Flagged Contracts" on the home screen.

Priority Flagged Contracts	
Contract #	Status & Dates
<u>C00001</u>	<b>Open</b> 1/2017 to 7/2021

4. Select the "Compliance Audit List" tab.

0	Contract Management: Compliance Audit List												
	Main	View	Settings	Subs	Docs	Change Ord	ers & Task Orders	Ale	erts Com	ments	Mes	sages	Closeout
ſ	Compliance Audit List		Complia	ance Au	dit Summary	Compliance Audit	FY	Reviews	Site Vis	sits	Report	s	

5. Select the audit period that will be reviewed by clicking the month and year under "Audit Period."



Or, select "View Audit" under "Actions."



6. The past due audits are those that are listed as "Not Reported" in red under "This Period."



**Note:** Refer to the "Additional Clarification" section at the beginning of this process guide for resolution of non-compliance issues.

7. The second option to review past due audits will start at the home screen. From the "Contract Audits" section of the dashboard, select the number under the "Total" column in the "Past Due Audits" line.

Contract Audits	Total	< 90 days	> 90 days
Total Audits	<u>40611</u>	<u>1823</u>	38788
Incomplete Audits	<u>916</u>	<u>498</u>	<u>418</u>
Discrepancies	<u>44</u>	<u>17</u>	<u>27</u>
Closeouts/Final	268	<u>41</u>	<u>227</u>
Past Due Audits	286	<u>124</u>	<u>162</u>
Sub Requests - New	<u>32</u>	<u>22</u>	<u>10</u>
Sub Requests - New (Resubmitted)	<u>5</u>	<u>4</u>	1
Sub Requests - Removal	1	<u>0</u>	1

8. Use the drop-down menus to filter the past due audits by month and status, specifically filtering by "Prime Past Due" status to find late audits.

To **resort** click on column title. To **filter** click on the drop down menu.

 Reporting Status
 Audit Period

 Prime Past Due
 All

9. Click the desired audit period, in blue.

Reporting Status	▼ Audit Period	Contract	Prime
Prime Past Due 🗸	All 🗸		All 🗸
Final audit Pending prime (2) Prime past due	January 2022	00001	CDOT DEMO Add Sub Test

10. Check all lines labeled "Not Reported." The past due audits are those that are not listed as "Not Reported" in red under "This Period."



**Note 1:** Refer to the "Additional Clarification" section at the beginning of this process guide for resolution of non-compliance issues.

**Note 2:** The Prime Contractor is responsible for reporting payment information in B2GNow to all tier 1 subcontractors and suppliers, even if the payment is \$0. The subcontractors/suppliers (with lower-tier subs/suppliers) are responsible for reporting payment information to their lower-tier subs/suppliers (even if the payment is \$0); however, it is the Prime Contractor's responsibility to ensure that these contractors complete this action.

- 11. Analyzing Prompt Payment. Follow steps 12-23 of this process guide to analyze prompt payment.
- 12. Individual analysis is required in order to fully determine whether or not a contractor/supplier is prompt in payment. The first step will be for the PE/PM to verify the payment made to the Prime Contractor from CDOT for the audit period being reviewed. This information can be found in Site Manager.

Main View Settings Subs Docs Change Orders	& Task Orders Alerts Comments Messages Closeout		
Compliance Audit List Compliance Audit Summary Co	ompliance Audit FY Reviews Site Visits Reports		
C00001: 00001 Demo Contract Prime: CDOT Prime 1/1/2017 - 7/1/2021	Status: Open/New Spec With Audits Current Award: \$150,000 Goal: 0.00% Total Paid: \$163,433 % Credit: 6.50% For Credit: \$10,750		
	<sup>NU</sup> Flag This Compliance Audis Refresh		
Compliance Audit Information			
COMPLIANCE AUDIT PERIOD	July 2022		
COMPLIANCE AUDIT STATUS Completed V Update			
	1 discrepancy reported pending resolution 3 payments to subcontractors remaining to be reported by prime Audit is PAST DUE; reporting deadline was 8/26/2022 Audit will be locked 5/25/2296		
COMPLIANCE AUDIT REFERENCE	Add Reference		
SYSTEM AUDIT NUMBER	05189396-0041		
DATE POSTED	Local: 8/11/2022 3:05:09 AM CDT System: 8/11/2022 3:05:09 AM CDT		
FINAL AUDIT?	No ( <u>mark audit as final</u> )		
PAYMENT TO PRIME	\$1,111.11 on 7/20/2022 - Edit & View Details		

13. If the Prime Contractor has reported the payment received by CDOT incorrectly, the PE/PM shall email the prime to request more information regarding the payment discrepancy. Once the reason is determined for the inaccurate payment, the PE/PM will update the payment data information by clicking "Edit & View Details" in the "Payment to Prime" field within the compliance audit information.

FINAL AUDIT?	No ( <u>mark audit as final</u> )
PAYMENT TO PRIME	\$1,111.11 on 7/20/2022 - Edit & View Details

14. The PE/PM will enter the correct payment amount, type a reason for the edit in the comments section and click "Save."

Compliance Audit: Prime Payment Detail for June 2022					
* required entry					
Payment Information					
COMPLIANCE AUDIT TIME PERIOD	June 2022				
PAYMENT TO PRIME	\$2,222.22				
PAYMENT DATE	6/20/2022				
LAST MODIFIED BY	Imported from External System				
COMMENTS					
			_		
Update Payment Data					
You can edit the amount paid to the prime. Any changes	s will permanently replace information from your financial system.				
AMOUNT FOR JUNE 2022 •	\$ 3000				
PAYMENT DATE	6/20/2022				
COMMENTS •	8.1.22- The Contractor reported the payment received by CDOT inaccurately. See the pdf email uploads verification of this change request. KLW	ed in B2G as			
	Save		-		

15. After the PE/PM updated the correct payment amount to the Prime Contractor, the PE/PM can add the (pdf email) documentation verifying the reason for the edit. Go to Contract Management: Documents, click on the "Docs" tab, click on "Add Document."



16. From Document/Record Type drop-down list, select the compliance audit month then click "Upload Documents" to upload the file.

### Add Document(s)

Close

Select a document / record type and click Upload Document(s).



17. Click "Choose Files" or drag the file to "Drop Files Here."

18. After selecting the file, click "Upload File(s)."

File 1: C00001 Prime Payment Invoice.pdf			
Size: 43.43 KB (remove file)			
File Title:			
C00001 Prime Payment Invoice.pdf			
File Description:			
		/	
	×		
	Upload File(s)	Clear Oueue	

19. After the document is uploaded, click on the "X" mark next to "Close Window."

Attacl	h Files		CLOSE WINDOW			
_						
Selec	ct File(s)					
Click C	hoose Files or drag file:	to Drop Files Here. The maximum permissible size per file is 300.0 MB	L.			
Cho	ose Files No file chose	n				
	Drop Files Here					
File A	Attachments					
The fol	llowing file(s) are attach	ed. When finished uploading files, close this window.				
1	FILE TITLE	C00001 Prime Payment Invoice.pdf				
L ' .	FILENAME	C00001_Prime_Payment_Invoice_20220831142757_3549.pdf				
	FILE SIZE	43.43 KB				
	FILE DESCRIPTION					
		View File Download File Edit Profile Delete				

20. The next step will be reviewing the audit period in question. Select the audit period that is being reviewed by clicking the month and year under "Audit Period."

Then, select the audit period that you are reviewing by clicking the month and year under "Audit Period."

Compliance Audit List				
Audit Period	Status			
TOTALS				
Jul 2022	Completed			

21. Go to the actual review of payments to determine if they were made promptly. For the payments that have "Prompt: No" as marked below, click "View" above that designation. PE/PMs should be looking for consistent discrepancies.

This Period	Confirmed By Sub
\$0.00	Confirmed
view Edit	view Edit
\$10,000.00	Confirmed
View Edit	View Edit
Prompt: N/A	Prompt: N/A
\$1,250.00	Confirmed
View Edit	View Edit
Prompt: No	Prompt: No
Not included Add to a	d in audit audit
<b>\$0.00</b> <u>View</u> Edit	Confirmed View Edit

22. For example, these may be some of the consistent discrepancies that may be problematic:

- a. Are there large discrepancies between the reporting date of payment from the prime/subcontractor (with lower-tier subs/suppliers) to the subcontractor/supplier? (Is there more than a ten day discrepancy in the date reported by the two parties?
- b. If a large discrepancy exists in payment reporting, PE/PM should inquire about the reason for the discrepancies. For example, is the payor reporting when the check was cut vs when it was actually mailed out? The correct date reported should be the date the payment was actually issued (mailed or EFT transmission) and this should be communicated to the Prime Contractor.
- c. If the prime/sub-prime is reporting payment made more than seven days past when they were paid, and there was no note regarding good cause in the "Comments"section or the good cause notice was not attached, this is an area that should be investigated. Why was the payment late?

**Note:** The Prime Contractor/subcontractor (with lower-tier sub/supplier) can utilize the comments section so they can include information for quick reference such as applicable check numbers, EFT references, and other references to offer proof of payment in the comments section. Comments are only visible to CDOT staff and designees as well as the Prime Contractor. If the payment was not made promptly (within seven days of receipt of payment), the contractor shall attach, to the applicable audit, the good cause notice information that should have been issued to the subcontractor/supplier.

23. If payment is reported as "Prompt: Yes" as noted below, then no further investigation is necessary as compliance is indicated. As the result of a prompt payment investigation however, it may be required to analyze each individual payment, even those reported as prompt.

Subcontractors - September 2020					
Subcontractor	Cert	Туре	Inc. in Goal for Period	This Period	Confirmed By Sub
1 CDOT Sub Test 1 (Info) User 13 user 13@tester.com P 303.000-0000	<u>No</u>	Sub 100%	© DBE	\$2,000.00 <u>View Edit</u> Prompt: Yes	Not Yet View Edit Resend Notice
1         CDOT Sub Test 1 [Info]           User11         User11           User11@ttester.com           P 303-000-0000	<u>No</u>	Sub	No DBE	\$0.00 <u>View</u> Edit	Not Yet <u>View Edit</u> Resend Notice
CDOT Sub Test [Removal request approved on 12/20/2021] [Info]           sub 2 sub 2           P 303-999-9999	Ø	Sub 100%	0 DBE	Not Reported Edit Resend Subprime Notice	-

- 24. **Review Payment Discrepancies.** Follow steps 25-35 of this process guide to review payment discrepancies.
- 25. There are two ways to access payment discrepancies. The first option to access the audits is for the PE/PM to select the correct (five-digit) sub-account number from the "Priority Flagged Contracts" on the home screen.

Priority Flagged Contracts	
Contract #	Status & Dates
<u>C00001</u>	<b>Open</b> 1/2017 to 7/2021

26. Select the "Compliance Audit List" tab.

 Contract Management: Compliance Audit List

 Main
 View
 Settings
 Subs
 Docs
 Change Orders & Task Orders
 Alerts
 Comments
 Messages
 Closeout

 Compliance Audit List

 Compliance Audit Summary

 Compliance Audit Summary

 Compliance Audit Summary

27. Select the audit period that will be reviewed by clicking the month and year under "Audit Period."

Compliance Audit Li	st
Audit Period	Status
TOTALS	
Jul 2022	Completed

28. The second option to review payment discrepancies can be accessed at the home screen. From the "Contract Audits" section of the dashboard, select the number under the "Total" column in the "Past Due Audits" line.

Contract Audits	Total	< 90 days	> 90 days
Total Audits	<u>40611</u>	<u>1823</u>	38788
Incomplete Audits	<u>916</u>	<u>498</u>	<u>418</u>
Discrepancies	<u>44</u>	<u>17</u>	<u>27</u>
Closeouts/Final	268	<u>41</u>	<u>227</u>
Past Due Audits	286	<u>124</u>	<u>162</u>
Sub Requests - New	<u>32</u>	<u>22</u>	<u>10</u>
Sub Requests - New (Resubmitted)	<u>5</u>	<u>4</u>	1
Sub Requests - Removal	1	<u>0</u>	1

29. Click the desired audit period, in blue. To review the discrepancy, click the word "Resolve" under "Discrepancy."

1 Discrepancy Pending prime (5) Prime past due	October 2020	C00000		CDOT Demo	Prime		
	Prime Contractor		Cert	Inc. in Goal for Period	This Period	Prime's Share T This Period	otal to October Prin 2020 Tota
CDOT Prime [Info] CDOT Prime Test 1 P 602-325-9277 F 602-512-4141			<u>No</u>	No	Not Reported ( <u>Submit</u> )	\$0.00	\$10,000.00
Click prime name to view	v payment history for this contract. Click contact per	son's name to send them a message.					
	Subcontractor	Cert	т	уре	Inc. in Goal for Period	This Period	Confirmed By Sub
1 <u>CDOT Sub Test 1</u> <u>User 13</u> <u>user13@tester.com</u> P 303-000-0000	[Info] D	<u>No</u>	5	Sub 00%	© DBE	Not Reported <u>Edit</u>	
1 <u>CDOT Sub Test 1</u> <u>User 11</u> <u>USer 11@tester.cor</u> P 303-000-0000	[ <u>Info]</u> <u>n</u>	No	5	Sub	No DBE	\$0.00 <u>Resolve</u>	Prompe: No
1 <u>CDOT Sub Test</u> [Ir <u>sub 2 sub 2</u> P 303-999-9999	<u>nfo]</u>	٢	9 10	Sub 00%	0 DBE	Not Reported Edit Resend Subprime Notice	
CDOT Sub Test User 12 user12@tester. P 303-000-000	t 1 [Info] com 0	No	Manu 10	facturer 00%	© DBE	Not Reported Edit	

30. To determine the party (prime or subcontractor/supplier) that needs to respond to the posted discrepancy, look at the status under "Discrepancy Resolution" and determine whose turn it is to respond. If it states that both the prime and the subcontractor have to respond, the PE/PM shall contact the Prime Contractor to resolve the issue in B2GNow. If the status says awaiting subcontractor (or supplier) response only, the PE/PM shall contact the Prime Contract the subcontractor/supplier to respond to the discrepancy in B2GNow.

<b>Discrepancy Resolution</b>	
STATUS	Awaiting prime and subcontractor response.

- 31. If the provided responses from the Prime Contractor and sub/supplier are satisfactory, the discrepancy will be resolved within B2GNow by the prime and subcontractor/supplier.
- 32. Resolving Discrepancy. If the responses given are unsatisfactory and resolution could not be made, the compliance officer (PE/PM or designee) is responsible for researching and ultimately closing the discrepancy in B2GNow. The PE/PM will know if the discrepancy is at that stage by reviewing the "Discrepancy Resolution" status. The status will state "Prime and subcontractor have responded to discrepancy. Awaiting CCO Action."

Discrepancy Resolution	
STATUS	Prime and subcontractor have responded to discrepancy. Awaiting CCO action.

- 33. The PE/PM shall contact the contractors involved to gather further information such as copies of canceled checks (redacted), emails from both parties identifying the agreed payment and date, etc.
- 34. The CDOT PE/PM shall contact the project's CDOT Civil Rights Specialist (if necessary) for guidance.

35. When the discrepancy has been satisfactorily addressed, click the "Resolve Discrepancy" button and complete the form by selecting the options that provide the accurate payment information for the designated month. Enter any relevant public comments to demonstrate how and why the discrepancy was resolved, adding any relevant attachments as well.

	Resolve Discrepancy July 2022 Audit Subcontractor Payment History
* required entry	
Response	
DISCREPANCY RESOLVED? *	<ul> <li>YES - the <b>\$0.00</b> originally reported by the prime is correct.</li> <li>YES - the <b>\$100.00</b> originally reported by the subcontractor is correct.</li> <li>NO - none of the amounts are correct.</li> </ul>
PUBLIC COMMENTS	These comments are visible to all parties connected to this record.
PRIVATE COMMENTS	These comments are visible ONLY to the compliance officer.

36. When all information has been provided, click "Save Response" to save the discrepancy resolution.

Save Response	Cancel
---------------	--------

37. After verifying the Prime Contractor's payment, reviewing past due and incomplete audits, resolving discrepancies, and other compliance issues, the PE/PM shall close the audit by selecting "Completed" from the drop-down list next to "Compliance Audit Status" and click "Update."

Complian	ce Aud	lit: Au	ıdit S	ummary	for June 20	22						F	91p & 1001	5 <b>X</b>
Main View	Settings	Subs	Docs	Change Ord	ers & Task Orders	Alerts	Com	nents	Messag	es C	loseout			
Compliance A	udit List	Complik	nce Au	dit Summary	Compliance Aud	t FY R	eviews	Site V	isits Re	ports				
C00001: 00001 Prime: CDOT P 1/1/2017 - 7/1/	Demo Co rime 2021	ntract										Status: Open/ Goal: 0.00% % Credit: 6.54%	New Spec W ument Award: Total Paid: For Credit:	th Audits \$150,000 \$164,472 \$10,750
												141 Flag This Com	aliance Audit	Refresh
Complia	nce Au	udit Ir	oform	nation Jur	ne 2022									
COMPLIAN	CE AUDIT	T STATU	s	c	ompleted v	Upd	ate	-	_					
COMPLIAN	CE AUDIT	T REFER	ENCE	Ade	d Reference									
SYSTEM AU	DIT NUN	IBER		051	89396-0042									
DATE POST	ED			Loc Sys	al: 8/11/2022 3:0 tem: 8/11/2022 3	5:21 Al	M CDT AM CD1	r						
FINAL AUD	172			No	(mark audit as fi	nal)								
PAYMENT 1	TO PRIME			\$2,	222.22 on 6/20/2	022 -	Edit & V	/iew D	<u>etails</u>					

38. The CDOT PE/PM has successfully conducted monthly monitoring of prompt payment in B2GNow.