

Standards and Specifications Unit

**Memorandum**

**DATE**: January 20, 2017

**TO**: All Holders of Standard Special Provisions

**FROM**: Larry Brinck, Standards and Specifications Engineer

**SUBJECT**: Revision of Section 109, Prompt Payment

Effective this date, our unit is issuing a revised version of standard special provision,

Revision of Section 109, Prompt Payment. This revised standard special provision is 1 page long and replaces a standard special provision having the same title dated January 31, 2013.

Use this revised standard special provision in all projects, except local agency projects, beginning with projects advertised on or after February 9, 2017. You cannot use this standard special provision in projects advertised before this date.

The revisions contained in this version ensure prompt payment to subcontractors by allowing partial payments to the Contractor even when there is an outstanding issue. It requires the Contractor to complete monthly audits in B2GNow and requires the subcontractors to confirm payments.

Those of you who keep a book of Standard Special Provisions should replace the now obsolete standard special provision with this revised version. For your convenience, you can find this and others special provisions issued this date in one place at our Construction Specifications web page:

 <https://www.codot.gov/business/designsupport/construction-specifications/2011-Specs>

Please scroll down and visit the hyperlink, “Recently Issued Special Provisions”.

If you have any questions or comments, please contact this office.