

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 (Local Agency)

Effective this date, our unit is issuing a new standard special provision, Revision of Section 109, Prompt Payment (Local Agency). This new standard special provision is 2 pages long.

Use this new standard special provision in all 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.

This new standard special provision ensures 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 using Form 1418 and requires the subcontractors to confirm payments.

Those of you who keep a book of Standard Special Provisions should add this new standard special provision to your file. 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.