NOTICE

This Standard Special Provision (SSP) revises or modifies CDOT’s Standard Specifications for Road and Bridge Construction. These are the official instructions for its use on CDOT construction projects, and have been reviewed, approved, and issued by the Construction Engineering Services Branch. Use as written without change. Do not use modified versions of this SSP on CDOT construction projects. Do not use this special provision on CDOT projects in a manner other than specified in the instructions without approval by CDOT’s Standards and Specifications Unit. The instructions for use appear below.

Other agencies using the Standard Specifications for Road and Bridge Construction to administer construction projects may use this special provision appropriately and at their own risk.

**Instructions for use on CDOT construction projects:**

Use this Standard Special Provision on all Federal-Aid Design-Bid-Build Projects.  For purposes of this Standard Special Provision, Federal-Aid Design-Bid-Build Projects includes only those projects for which the construction contract will be federally funded in whole or part.  This Standard Special Provision will be used only for the construction phases of CM/GC projects. Do not use on design-build or other innovative projects.  For DBE provisions for these projects, contact the Civil Rights and Business Resource Center (CRBRC) at (303)757-9234.

Use the DBE Local Agency Requirements Standard Special Provision for Local Agency projects.

Use this Standard Special Provision in conjunction with the Project Special Provision Worksheet, Disadvantaged Business Enterprise (DBE) Contract Goal. The Designer will not set a DBE contract goal.  The Designer will consult with the Regional Civil Rights Office (RCRO) to obtain the contract goal.  A contract goal of zero still requires the use of this Standard Special Provision and Project Special Provision Worksheet.

Revise **The DISADVANTAGED BUSINESS ENTERPRISE (DBE) REQUIREMENTS, 7 (b)** *Work Included in Commitment and/or Verified via form 205 or form 1425,* as shown:

(b) *Work Included in Commitment and/or Verified via Form 205 or Form 1425.* The work performed and/or supplies garnered by the DBE must be reasonably construed by CDOT to be included in the work area and work code identified by the Contractor in an approved commitment and verified via Form 205 or Form 1425. The work identified on a Form 1425 shall not count against the Contractor’s thirty percent as required under CDOT Standard Special Provisions for Road and Bridge Construction subsection 108.01.

If the Contractor intends to use a DBE for work that was not listed in the original commitment, the Contractor shall submit a request for modification.  Unapproved work will not count toward the contract goal. A DBE commitment cannot be modified to include work for which the DBE was not certified at the time of the approval of the original commitment unless such work is in addition to the original commitment.