#### SECTION 15

Please find attached EXCERPTS taken out of the latest edition of the Florida Statute 337.11(11)(a), which states the requirements for Certification for previous payments to subcontractors and the unpaid bills procedure.

Please read Specification Section 9-5.6, Certification of Payment to Subcontractors. The department’s Specification Library is located here:

<https://www.fdot.gov/programmanagement/implemented/specbooks/default.shtm>

CPAM Section 6.1 also talks about UNPAID BILLS. Please read this document which can be found on the SCO webpage here:

<https://www.fdot.gov/construction/manuals/cpam/cpammanual.shtm>

There is one form used; form 700-010-38 (Certification Disbursement of Previous Periodic Payment to Subcontractors). A link to the form is provided here:

<https://fms.fdot.gov/>

Please read all the items and acknowledge that you have read them on the Contractor Submittal form.

FLORIDA STATUTE 337.11(11)(a)

Every contract let by the department for the performance of work shall contain a provision requiring the prime contractor, before receipt of any progress payment under the provisions of such contract, to certify that the prime contractor has disbursed to all subcontractors and suppliers having an interest in the contract their pro rata shares of the payment out of previous progress payments received by the prime contractor for all work completed and materials furnished in the previous period, less any retainage withheld by the prime contractor pursuant to an agreement with a subcontractor, as approved by the department for payment. The department shall not make any such progress payment before receipt of such certification, unless the contractor demonstrates good cause for not making any such required payment and furnishes written notification of any such good cause to both the department and the affected subcontractors and suppliers.

##### SECTION 15a

Please be advised **SUBLETS** and **RENTAL AGREEMENTS** are to be sent electronically to [d2-sublets@dot.state.fl.us](mailto:d2-sublets@dot.state.fl.us) to the District Construction Office for review and processing. Please review the FDOT Standard Specifications for Road and Bridge Construction, Sections 8-1 and 8-2, Equipment-Rental Agreement.

The department’s Specification Library is located here:

<https://www.fdot.gov/programmanagement/implemented/specbooks/default.shtm>

Any questions can be directed to the District Contract Compliance Manager.

SAMPLE PACKETS AND FORMS FOR ALL SUBLETTING AND RENTAL AGREEMENTS ARE AVAILABLE UPON REQUEST FROM THE DISTRICT COMPLIANCE OFFICE.

A link to the Notice of Rental Agreement, form 700-010-11 is provided here:

[https://fms.fdot.gov/](https://fms.fdot.gov/Anonymous/SendDocumentToClient?documentId=1858)

##### SECTION 15b

All Purchase Orders should be sent electronically to [d2-sublets@dot.state.fl.us](mailto:d2-sublets@dot.state.fl.us) to the District Construction office for review and processing.

Purchase Orders must include the required contract language as outlined in FHWA 1273, Section 1