



*Florida Department of Transportation*

RICK SCOTT  
GOVERNOR

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ERIK R. FENNIMAN  
INTERIM SECRETARY

December 10, 2018

Khoa Nguyen  
Director, Office of Technical Services  
Federal Highway Administration  
3500 Financial Plaza, Suite 400  
Tallahassee, Florida 32312

Re: State Specifications Office  
Section: **007**

Proposed Specification: **SP0070104-11 Legal Requirements and Responsibility to the Public- Laws to be Observed – Compliance with Federal Endangered Species Act and other Wildlife Regulations (Bats in Bridges).**

Dear Mr. Nguyen:

We are submitting, for your approval, two copies of the above referenced Special Provision.

The changes are proposed by Erica Christiansen to instruct the contractor on what to do if bats are roosting in the bridge during a construction or maintenance project.

Please review and transmit your comments, if any, within two weeks. Comments should be sent via email to [dan.hurtado@dot.state.fl.us](mailto:dan.hurtado@dot.state.fl.us).

If you have any questions relating to this specification change, please call me at 414-4130.

Sincerely,

Signature on file

Dan Hurtado, P.E.  
State Specifications Engineer

DH/rf

Attachment

cc: Florida Transportation Builders' Assoc.  
State Construction Engineer

**LEGAL REQUIREMENTS AND RESPONSIBILITY TO THE PUBLIC – LAWS TO BE OBSERVED – COMPLIANCE WITH FEDERAL ENDANGERED SPECIES ACT AND OTHER WILDLIFE REGULATIONS (BATS IN BRIDGES)**

**(REV 12-7-18)**

SUBARTICLE 7-1.4.1 is expanded by the following new Subarticle:

**7-1.4.1 Additional Requirements for Bats in Bridges:** The Department has determined that bats occupy Bridge No(s) [REDACTED] and their associated retaining walls.

Install bat exclusion devices on the structure prior to commencing work on the structure. At the Pre-construction conference, submit a Bat Exclusion Plan outlining entry and exit point identification, installation of exclusion devices, methodology for securing all openings half an inch or greater in size, and monitoring methodology. Provide a specialty contractor or biologist experienced in performing bat exclusions to implement the Bat Exclusion Plan. Initial installation of bat exclusion devices can only occur from August 15<sup>th</sup> through April 15<sup>th</sup>.

Maintain all exclusion devices throughout work on the structure. Immediately repair damaged or altered exclusion devices that could allow reentry of bats. Repairs must be conducted by a qualified specialty contractor or experienced biologist. Remove the exclusion devices upon completion of construction. Notify the Engineer if bats, bat remains, or new evidence of roosting is found.