ORIGINATION FORM
Proposed Revisions to the Specifications
(Please provide all information - incomplete forms will be returned)

Date: 08/16/2021
Originator: Alan Autry
Telephone: 850-414-4195
email: alan.autry@dot.state.fl.us

Office: Contracts Administration
Specification Section: 7-13 - Insurance
Article/Subarticle: 7-13.3
Associated Section(s) Revisions:

Will the proposed revision require changes to:

<table>
<thead>
<tr>
<th>Publication</th>
<th>Yes</th>
<th>No</th>
<th>Office Staff Contacted</th>
</tr>
</thead>
<tbody>
<tr>
<td>Standard Plans Index</td>
<td>○</td>
<td>○</td>
<td>Rick Jenkins</td>
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<tr>
<td>Traffic Engineering Manual</td>
<td>○</td>
<td>○</td>
<td>Javier Ponce</td>
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<td>FDOT Design Manual</td>
<td>○</td>
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<td>Bobby Bull</td>
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<td>Construction Project Administration Manual</td>
<td>○</td>
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<td>Scott Arnold</td>
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<td>Basis of Estimate/Pay Items</td>
<td>○</td>
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<td>Melissa Hollis</td>
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<td>Structures Design Guidelines</td>
<td>○</td>
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<td>Ben Goldsberry</td>
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<td>Approved Product List</td>
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<td>Karen Byram</td>
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<td>Materials Manual</td>
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<td>Tim Counts</td>
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Will this revision necessitate any of the following:

Are all references to external publications current? Yes [ ] No [ ]

If not, what references need to be updated? (Please include changes in the redline document.)

Why does the existing language need to be changed?

Align submittal of railroad protective liability insurance documents with the expectations of the district/state railroad coordinators

Summary of the changes:
Require railroad protective liability insurance documents be submitted at the preconstruction conference.

Are these changes applicable to all Department jobs? Yes [ ] No [ ]

If not, what are the restrictions?
Applicable to projects which include the construction of a railroad grade crossing, railroad overpass or underpass structure, or any other work or operations within the limits of the railroad right-of-way.

Contact the State Specifications Office for assistance in completing this form.
Daniel Strickland 850-414-4130 Daniel.Strickland@dot.state.fl.us Rebecca Arcia 850-414-4155 Rebecca.Aricia@dot.state.fl.us Darla Hunsicker 850-414-4114 Darla.Hunsicker@dot.state.fl.us Valencia Cunningham 850-414-4101 Valencia.Cunningham@dot.state.fl.us
DATE: October 28, 2021

TO: Specification Review Distribution List

FROM: Daniel Strickland, P.E., State Specifications Engineer

SUBJECT: Proposed Specification: 070133 LEGAL REQUIREMENTS AND RESPONSIBILITY TO THE PUBLIC.

In accordance with Specification Development Procedures, we are sending you a copy of a proposed specification change.

This change was proposed by Alan Autry to require railroad protective liability insurance documents be submitted at the preconstruction conference.

Please share this proposal with others within your responsibility. Review comments are due within four weeks and should be sent to Mail Station 75 or online at http://fdotewp1.dot.state.fl.us/programmanagement/development/industryreview.aspx. Comments received after November 29, 2021, may not be considered. Your input is encouraged.

DS/jj

Attachment
LEGAL REQUIREMENTS AND RESPONSIBILITY TO THE PUBLIC
(REV 08-16-21)

SUBARTICLE 7-13.3 is deleted and the following substituted:

7-13.3 Insurance Required for Construction at Railroads: When the Contract includes the construction of a railroad grade crossing, railroad overpass or underpass structure, or any other work or operations within the limits of the railroad right-of-way, including any encroachments thereon from work or operations in the vicinity of the railroad right-of-way, you shall, in addition to the insurance coverage required pursuant to 7-13.2 above, procure and maintain Railroad Protective Liability Coverage (ISO Form CG 00 35) where the railroad is the Named Insured and where the limits are not less than $2,000,000 combined single limit for bodily injury and/or property damage per occurrence, and with an annual aggregate limit of not less than $6,000,000. The railroad shall also be added along with the Department as an Additional Insured on the policy/ies procured pursuant to subsection 7-13.2 above. Prior to the execution of the Contract, At the preconstruction conference, and at all renewal periods which occur prior to final acceptance of the work, both the Department and the railroad shall be provided with an ACORD Certificate of Liability Insurance reflecting the coverage described herein. The insurance described herein shall be maintained through final acceptance of the work. Both the Department and the railroad shall be notified in writing within ten days of any cancellation, notice of cancellation, renewal, or proposed change to any policy or coverage described herein. The Department’s approval or failure to disapprove any policy/ies, coverage, or ACORD Certificates shall not relieve or excuse any obligation to procure and maintain the insurance required herein, nor serve as a waiver of any rights the Department may have.