

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

Date:

Office:

Originator:

Specification Section:

Telephone:

Article/Subarticle:

email:

Associated Section(s) Revisions:

Will the proposed revision require changes to the following Publications:

Publication	Yes	No	Office Staff Contacted	Date
Standard Plans Index				
Traffic Engineering Manual				
FDOT Design Manual				
Construction Project Administration Manual				
Basis of Estimate/Pay Items				
Structures Design Guidelines				
Approved Product List				
Materials Manual				
Maintenance Specs				

Will this revision necessitate any of the following:

Design Bulletin

Construction (DCE Memo)

Estimates Bulletin

Materials Bulletin

Have all references to internal and external publications in this Section been verified for accuracy?

Synopsis: Summarize the changes:

Justification: Why does the existing language need to be changed?

Do the changes affect either of the following types of specifications (Hover over type to go to site.):

[Special Provisions](#)

[Developmental Specifications](#)

List Specifications Affected: (ex. SP3270301, Dev330TL, Dev334TL etc.)

**Contact the State Specifications Office for assistance completing this form.**

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1. Are changes in line with promoting and making meaningful progress on improving safety, enhancing mobility, inspiring innovation, and fostering talent; explain how?
2. What financial impact does the change have; project costs, pay item structure, or consultant fees?
3. What impacts does the change have on production or construction schedules?
4. How does this change improve efficiency or quality?
5. Which FDOT offices does the change impact?
6. What is the impact to districts with this change?
7. Does the change shift risk and to who?
8. Provide summary and resolution of any outstanding comments from the districts or industry.
9. What is the communication plan?
10. What is the schedule for implementation?

**PROSECUTION AND PROGRESS – LIQUIDATED DAMAGES FOR FAILURE TO COMPLETE THE WORK.**

**(REV 5-24-23)**

SUBARTICLE 8-10.1 and 8-10.2 are deleted and the following substituted:

**8-10 Liquidated Damages for Failure to Complete the Work.**

**8-10.1 Highway Code Requirements Pertaining to Liquidated Damages:**

Section 337.18, paragraph (2) of the Florida Statutes, requires that the Department adopt regulations for the determination of default and provides that the Contractor pay liquidated damages to the Department for any failure of the Contractor to complete the Contract work within the Contract Time. These Code requirements govern, and are herewith made a part of the Contract.

Liquidated damages for this Contract will be a summation of the damages referenced above and projected lost toll revenues due to failure to timely open the project to revenue-producing traffic.

**8-10.2 Amount of Liquidated Damages:** Applicable liquidated damages are the sum of the daily rate of \$ [redacted] per Calendar Day assessed as projected lost toll revenues for failure to complete the Work within the Contract Time plus the amounts established in the following schedule:

Original Contract Amount	Daily Charge Per Calendar Day
\$299,999 and under.....	\$ <del>90480</del>
\$300,000 but less than \$2,000,000.....	\$1,6 <del>8599</del>
\$2,000,000 but less than \$5,000,000.....	\$2,6 <del>6750</del>
\$5,000,000 but less than \$10,000,000.....	\$3,81 <del>39</del>
\$10,000,000 but less than \$20,000,000.....	\$ <del>54,021687</del>
\$20,000,000 but less than \$40,000,000.....	\$7,44 <del>2625</del>
\$40,000,000 and over.....	\$10,224 <del>467</del> plus 0.00005 of any amount over \$40 million (Round to nearest whole dollar)