



*Florida Department of Transportation*

RICK SCOTT  
GOVERNOR

605 Suwannee Street  
Tallahassee, FL 32399-0450

JIM BOXOLD  
SECRETARY

April 21, 2016

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

Re: State Specifications Office  
Section **002**  
Proposed Specification: **0020100DBI Proposal Requirements and Conditions.**

Dear Mr. Nguyen:

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

The changes are proposed to implement changes required by State law. Chapter 2016-181, Laws of Florida (formerly House Bill 7027) was signed by the Governor on April 4, 2016. Included in the implemented language is the creation of Section 337.027, Florida Statutes, related to the Department's Business Development Program.

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/dt

Attachment

cc: Florida Transportation Builders' Assoc.  
State Construction Engineer

**PROPOSAL REQUIREMENTS AND CONDITIONS.**

(REV ~~6-26-15~~4-21-16) (~~FA 7-13-15~~) (~~7-16~~)

ARTICLE 2-1 is deleted and the following substituted:

**2-1 Qualification of Bidders.**

The Business Development Initiative is performed under the authorization granted to the Department by Section 337.02~~5~~7 Florida Statutes. Bidders must be a small business as defined by the Department. A listing of the small business size standards can be found at <http://www.dot.state.fl.us/equalopportunityoffice/sizeStandards.shtm>. The Department reserves the right to make such inquiries as it deems necessary relative to bidders desiring to participate in this type of project. Submit a notarized affidavit on a form provided by the Department prior to the receipt of bid documents attesting to meeting these requirements.

A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit the following:

1. A bid on a contract to provide any goods or services to a public entity.
2. A bid on a contract with a public entity for the construction or repair of a public building or public work.
3. Bids on leases of real property to a public entity.

A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, Florida Statutes, for Category Two. All restrictions apply for a period of 36 months from the date of placement on the convicted vendor list.

ARTICLE 2-7 is deleted and the following substituted:

**2-7 Guaranty to Accompany Proposals.**

On proposals over \$150,000, a proposal guaranty of \$500 must accompany each bid. The guaranty must be in the form of a bid bond, certified check, cashier's check, trust company treasurer's check, or a bank draft of any national or state bank made payable to the Florida Department of Transportation. A check or draft in an amount less than \$500 will invalidate the bid.

**PROPOSAL REQUIREMENTS AND CONDITIONS.****(REV 4-21-16)**

ARTICLE 2-1 is deleted and the following substituted:

**2-1 Qualification of Bidders.**

The Business Development Initiative is performed under the authorization granted to the Department by Section 337.027 Florida Statutes. Bidders must be a small business as defined by the Department. A listing of the small business size standards can be found at <http://www.dot.state.fl.us/equalopportunityoffice/sizeStandards.shtm>. The Department reserves the right to make such inquiries as it deems necessary relative to bidders desiring to participate in this type of project. Submit a notarized affidavit on a form provided by the Department prior to the receipt of bid documents attesting to meeting these requirements.

A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit the following:

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2. A bid on a contract with a public entity for the construction or repair of a public building or public work.
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