

100-C-151C DBE RECORD KEEPING AND TIMELY PAY

(Revised 08-24-12)

SECTION 103, AFTER LINE 340, INSERT AS FOLLOWS:

103.02.1 Record Keeping

All firms performing work on Department contracts, bidding on Department contracts, or offering quotes for subcontract or trucking services shall register with the Department, annually, by submitting the following information to the Department's Prequalification Engineer.

- (a) firm's name;*
- (b) firm's address;*
- (c) firm's status as a DBE or non-DBE;*
- (d) the age of the firm; and*
- (e) the annual gross receipts of the firm*
- (f) approximately how many Department projects has the firm bid or quoted in the past 12 months. (If none, please indicate 0)*
- (g) in which of the following markets has the firm participated?*
 - 1. prime Contractor*
 - 2. subcontractor*
 - 3. trucking firm*
 - 4. consultant*

SECTION 109, AFTER LINE 924, INSERT AS FOLLOWS:

Within 10 business days of receipt of payment for any such estimate, the Contractor shall make payment to all subcontractors for the value of their work performed and materials complete in place in accordance with this contract. Failure to comply with this clause shall constitute a material breach of the contract and may result in sanctions under the contract.

Any delay or postponement of payment among the parties may take place only for good cause, with the Department's written approval. The explanation from the Contractor shall be made in writing to the Department.
