Form DL-72 Rev 11/29/2021
(For contracts bid after 06/30/2017)

**New Jersey Department of Transportation**

**Contractor Certification of Payment to Subcontractors and Suppliers**

|  |  |
| --- | --- |
| Project: |       |
|  |  (Route/Section or Project Name) |
| DP file No. |       |
|  |  |
| I, |       | as |       | of |
|  |  (Name) (Title) |
|       | in making application for |
|  (Name of Contractor) |  |
| the issuance of a partial payment under Estimate Certificate No. |       | for the above referenced project do state that: |

|  |  |
| --- | --- |
|  | **Federally Funded Projects:** |
| [ ]  | No subcontractor or supplier has been used on this project. |
| [ ]  | Each subcontractor and supplier used on the project has been paid the amount due, from the previous progress payment; retainage is not being held, and |
| [ ]  | Each subcontractor and supplier used on the project will be paid the amount due from the current progress payment, for the subcontractor or supplier’s work that was paid by the Department; or |
| [ ]  | There exists a valid basis under the terms of the subcontractor’s or supplier’s contract to withhold payments from the subcontractor or supplier. Therefore, the following subcontractors and suppliers have not been paid for work performed or materials supplied to the project from the proceeds of the previous progress payment or will not be paid for work performed or materials supplied to this project from the proceeds of the current progress payment, or both. |
|  |  |
|  | **State Funded Projects:** |
| [ ]  | No subcontractor or supplier has been used on this project. |
| [ ]  | Each subcontractor and supplier used on the project has been paid the amount due, excluding retainage, from the previous progress payment; and |
| [ ]  | Each subcontractor and supplier used on the project will be paid the amount due from the current progress payment, excluding retainage, for the subcontractor or supplier’s work that was paid by the Department; or |
| [ ]  | There exists a valid basis under the terms of the subcontractor’s or supplier’s contract to withhold payments from the subcontractor or supplier. Therefore, the following subcontractors and suppliers have not been paid for work performed or materials supplied to the project from the proceeds of the previous progress payment or will not be paid for work performed or materials supplied to this project from the proceeds of the current progress payment, or both. |

|  |  |
| --- | --- |
|       |       |
| (subcontractor or supplier) | (subcontractor or supplier) |
|       |       |
| (subcontractor or supplier) | (subcontractor or supplier) |
|       |       |
| (subcontractor or supplier) | (subcontractor or supplier) |

For each of the above named subcontractors and suppliers from whom payment from the proceeds of the previous progress payment has been withheld, and for each subcontractor and supplier from whom payment from the proceeds of the current progress payment will be withheld, attach a copy of the written notice of withholding of payment (including detailed explanation of reason(s) for withholding of payment that was provided to the subcontractor or supplier). Provide the written notice to Civil Rights Contract Compliance, and to the bonding company providing the performance bond to the Contractor as required by N.J.S.A. 52:32-40 and -41.

I certify that the information provided on this certification is true and accurate, and that I have full power and authority to execute this certification on behalf of  (the Contractor) and that all approvals and other actions necessary in connection with the execution of this certification by the undersigned have been obtained and are in full force and effect as to the date of execution of this certification.

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| *Signature* |  | Date |
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|  |  |  |
|  |  |  |
| *Witness* |  |  |
| Under 49 C.F.R. 26.107, if at any time the Department or a recipient has reason to believe that any person of firm has willfully and knowingly provided incorrect information or made false statements, the Department may take enforcement action under 49 C.F.R. Part 31, Program Fraud and Civil Remedies, and/or refer the matter to the Department of Justice for criminal prosecution under 18 U.S.C. 1001, which prohibits false statements in Federal Programs. |

Place Stamp Here

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| [ ]  | NJDOT RE: |  |
|  |  | *Signature* |
|  |  |  |
|  |  | Name |
| [ ]  | Consultant RE: |  |
|  | (for NJDOT) | *Signature* |
|  |  |  |
|  |  | Name |