

*New Jersey Department of Transportation*  
1035 Parkway Avenue, PO Box 600, Trenton, New Jersey 08625-0600



## *Baseline Document Change Announcement*

**ANNOUNCEMENT: BDC15S-14**

**DATE: February 17, 2016**

**SUBJECT: Implementation of Cargo Preference Act (CPA)  
- Addition of new Subsection 106.10 and Revision to Subsection 108.01  
of the 2007 Standard Specifications for Road and Bridge Construction.**

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A new Subsection 106.10 has been added and Subsection 108.01 of the 2007 Standard Specifications has been revised to implement a new 46 CFR 381 requirement of Cargo Preference Act (CPA) in the Federal-aid Highway Program.

**The following revisions have been incorporated into the Standard Input SI2007 as of February 17, 2016.**

### **SECTION 106 – CONTROL OF MATERIAL**

THE FOLLOWING NEW SECTION IS ADDED:

#### **106.10 USE OF UNITED STATES FLAG VESSELS**

For Federal-Aid projects, comply with the Cargo Preference Act of 1954 as amended (46 U.S.C. 1241(b)) and the requirements of 46CFR381. Use privately owned United States-flag commercial vessels to ship at least 50 percent of the gross tonnage (computed separately for dry bulk carriers, dry cargo liner and tankers) whenever shipping any equipment, material or commodities pursuant to this contract to the extent such vessels are available at fair and reasonable rates for United States-flag commercial vessels, and ensure that within 20 days following the date of loading for shipments originating within the United States, or within 30 working days following the date of loading for shipments originating outside the United States, submit a legible copy of a rated "on-board" commercial ocean bill-of-lading in English for each shipment of cargo to the RE and to the Division of National Cargo, Office of Market Development, Maritime Administration, Washington, DC 20590 in accordance with 46 CFR 381.7(a)-(b).

#### **108.01 SUBCONTRACTING**

**3. Subcontract Requirements.** Ensure that subcontract agreements include the following Contract provisions:

**a. Federal Aid Projects.**

THE FOLLOWING PART IS ADDED:

14. Subsection 106.10 as amended or supplemented.

**Implementation Code R (ROUTINE)**

Changes must be implemented in all applicable Department projects scheduled for Final Design Submission at least one month after the date of the BDC announcement. This will allow designers to make necessary plan, specifications, and estimate/proposal changes without requiring the need for an addenda or postponement of advertisement or receipt of bids.

**Recommended By:**

**Approved By:**

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ORIGINAL SIGNED

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Richard Jaffe, P.E.  
Director  
Capital Program Support

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Eli D. Lambert III, P.E.  
Acting Assistant Commissioner  
Capital Program Management

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