

***New Jersey Department of Transportation***

1035 Parkway Avenue, PO Box 600, Trenton, New Jersey 08625-0600



***Baseline Document Change Announcement***

***Federal Attachment No.1***

**BDC10S-06**

**March 31, 2010**

**Subject: Revision to Required Contract Provisions Federal Aid Construction Contracts (Form FHWA-1273)**

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Pursuant to the FHWA request, the Federal Attachment No. 1 ***Required Contract Provisions Federal Aid Construction Contracts (Form FHWA-1273)*** has been reverted to the March 1994 version.

Additionally, the Standard input (SI 2007) has been revised to include the text regarding current Federal requirements.

The following revision has been incorporated in the Standard input (SI 2007) as of March 31, 2010.

**FHWA ATTACHMENT NO. 1**

**REQUIRED CONTRACT PROVISIONS, FEDERAL-AID CONSTRUCTION CONTRACTS (FORM FHWA-1273).**

**V. STATEMENTS AND PAYROLLS**

**2. Payrolls and Payroll Records:**

THE FOLLOWING SUBPART IS CHANGED TO:

- b. The payroll records shall contain the name, the last four digits of the social security number of each such employee; his or her correct classification; hourly rates of wages paid (including rates of contributions or costs anticipated for bona fide fringe benefits or cash equivalent thereof the types described in Section 1(b)(2)(B) of the Davis Bacon Act); daily and weekly number of hours worked; deductions made; and actual wages paid. In addition, for Appalachian contracts, the payroll records shall contain a notation indicating whether the employee does, or does not, normally reside in the labor area as defined in Attachment A, paragraph 1. Whenever the Secretary of Labor, pursuant to Section IV, paragraph 3b, has found that the wages of any laborer or mechanic include the amount of any costs reasonably anticipated in providing benefits under a plan or program described in Section 1(b)(2)(B) of the Davis Bacon Act, the contractor and each subcontractor shall maintain records which show that the commitment to provide such benefits is enforceable, that the

plan or program is financially responsible, that the plan or program has been communicated in writing to the laborers or mechanics affected, and show the cost anticipated or the actual cost incurred in providing benefits. Contractors or subcontractors employing apprentices or trainees under approved programs shall maintain written evidence of the registration of apprentices and trainees, and ratios and wage rates prescribed in the applicable programs. Contractors or subcontractors shall maintain complete social security numbers and home addresses for employees. Government agencies are entitled to request or review all relevant payroll information, including social security numbers and addresses of employees. Contractors and subcontractors are required to provide such information upon request.

BDC09T-01, dated January 14, 2009, entitled "Change to *Required Contract Provisions Federal Aid Construction Contracts*" is hereby superseded.

**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:**

Original Signed by

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Walt McGrosky  
Director,  
Capital Program Support

KS:GL:HP  
☐ BDC10S-06.doc  
Attachment: FHWA 1273

**Approved By:**

Original Signed by

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Richard Hammer  
Assistant Commissioner,  
Capital Program Management