

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



Baseline Document Change Announcement

ANNOUNCEMENT: BDC24S-19

DATE: October 28, 2024

SUBJECT: Civil Rights Requirements
- Revision to the 2019 Standard Specifications for Road and Bridge Construction, Subparts 105.02.05.1.a and 105.02.05.2.a

The 2019 Standard Specifications for Road and Bridge Construction, Subparts 105.02.05.1.a and 105.02.05.2.a have been revised to align the Civil Rights Requirements with the new standards.

The following revisions have been incorporated into the 2019 Standard Specifications via 2019 Standard Inputs, SI2019:

105.02.05 Civil Rights Requirements

1. Federal Aid Projects.

a. Disadvantaged Business Enterprise/Emerging Small Business Enterprise Goals for this Contract

THE LAST SENTENCE OF THE FOURTH PARAGRAPH IS CHANGED TO:

When the Contract DBE goal or the approved DBE commitment is increased or decreased due to changes in firms, type of work, work items or subcontract value, and for each Field / Change Order that increases or decreases the Contract's dollar value, submit to DCR/AA to determine if and how these changes will apply to the Contract DBE Plan/Program:

THE FOLLOWING IS ADDED AT THE END OF PART A:

If the Contractor fails to meet the Contract DBE goal and DCR/AA deems the Contractor's GFEs insufficient, the Department will provide the Contractor with an opportunity for an in-person meeting or written review of information and documentation provided with its Final DBE Report (Form CR 268). The Contractor will be required to make its case based on information it provided with Form CR 268. No new DBE evidence (e.g. revised CR 268 or introduction of new information/documentation) will be considered. The Contractor may make a request for an in-person meeting or written review in writing to the New Jersey Department of Transportation, Director, Division of Procurement, PO Box 605, Trenton, New Jersey, 08625-0605. The Contractor must specify one of the following in their request:

- (i) **Written Review by the Department.** If the Contractor seeks written review by the Department, it must submit written documented evidence or argument proving the Contractor submitted adequate good faith efforts; and include a narrative on what information DCR/AA failed to consider and/or where the regulations/rules were misapplied.
- (ii) **In-Person Meeting.** If the Contractor seeks an in-person meeting by the Department, it must submit a written request for a meeting along with written documented evidence or argument proving the Contractor submitted adequate good faith efforts; and include a narrative on what information DCR/AA failed to consider and/or where the regulations/rules were misapplied. The in-person meeting will be scheduled by the Department as soon as time permits.

2. Wholly State Funded Contracts.
a. Small Business Goals for This Project

THE LAST SENTENCE OF THE SIXTH PARAGRAPH IS CHANGED TO:

When the Contract SBE goal or the approved SBE commitment is revised due to changes in firms, type of work, work items or subcontract amounts, and for each Field / Change Order that revises the Contract's dollar value, submit to DCR/AA to determine if and how these changes will apply to the Contract DBE Plan/Program:

THE FOLLOWING IS ADDED AT THE END OF PART A:

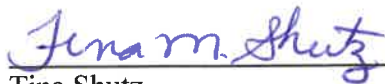
If the Contractor fails to meet the Contract SBE goal and DCR/AA deems its GFEs insufficient, the Department will provide the Contractor with an opportunity for an in-person meeting or written review of information and documentation provided with its Final SBE Report (Form CR 268). The Contractor will be required to make its case based on information it provided with Form CR 268. No new SBE evidence (e.g. revised CR 268 or introduction of new information/documentation) will be considered. The Contractor may make a request for an in-person meeting or written review in writing to the New Jersey Department of Transportation, Director, Division of Procurement, PO Box 605, Trenton, New Jersey, 08625-0605. The Contractor must specify one of the following in their request:

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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 addenda or postponement of advertisement or receipt of bids.

Recommended By:



Tina Shutz
Director
Capital Program Support

Approved By:



Parth Oza, P.E.
Assistant Commissioner
Capital Program Management
and Deputy State Transportation Engineer