

DEPARTMENT OF TRANSPORTATION

Memorandum

*Making Conservation
a California Way of Life.*

To: DEPUTY DISTRICT DIRECTORS, Construction
DEPUTY DIVISION CHIEF, Structure Construction
CONSTRUCTION MANAGERS
SENIOR CONSTRUCTION ENGINEERS
RESIDENT ENGINEERS

Date: October 6, 2020

File: Division of Construction
CPD 20-24



From: RACHEL FALSETTI, Chief
Division of Construction

**Subject: PROCUREMENT OF TELECOMMUNICATIONS AND VIDEO SURVEILLANCE
EQUIPMENT OR SERVICES**

This directive provides guidance to resident engineers on executing change orders on ongoing projects with telecommunications and video surveillance equipment. Resident engineers must execute change orders to include in contracts the new Section 6-1.07A, "Telecommunications and Video Surveillance Equipment or Services Prohibitions," of the Revised *Standard Specifications* requirements.

Effective August 13, 2020, amendments to Code of Federal Regulations, Title 2, Section 200.216, (2 CFR 200.216) "Prohibition on Certain Telecommunications and Video Surveillance Services or Equipment," and 2 CFR 200.471, "Termination Costs," require recipients of federal funds to make sure telecommunications and video surveillance equipment or services from listed manufacturers or their affiliates are not procured or obtained using federal funds. New Section 6-1.07A, "Telecommunications and Video Surveillance Equipment or Service Prohibitions," of the Revised *Standard Specifications* implements these federal requirements.

If the contractor informs you that telecommunications or video surveillance equipment or services were procured or obtained from the listed manufacturers:

1. For equipment or services provided before August 23, 2020, no action is required;
2. For equipment or services procured or obtained after August 23, 2020, compensate the contractor for expenses incurred to replace the equipment or obtain services from a different service provider. Include in the change order contract time extensions if necessary for obtaining and replacing the equipment or services if it affects the critical path.

Attached to this directive are a sample change order memorandum and sample change order. This directive serves as delegation of authority from the Division of Construction, except when any of the following apply to the change order:

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1. The language is altered.
2. The total absolute value exceeds \$200,000, except delegated total absolute value exceeds \$500,000 for a district with a Change Order Quality Control Plan.
3. Contract time is extended by more than 20 days, except time adjustments are delegated for a district with a Change Order Quality Control Plan.

Projects of Division Interest are subject to Federal Highway Administration oversight requirements, consult the Federal Highway Administration transportation engineer for change order concurrence.

If you have questions or comments regarding this construction procedure directive, please contact Celso Izquierdo, Division of Construction, at Celso.Izquierdo@dot.ca.gov or (916) 654-5627.

Attachments:

1. Sample Form CEM-4903, "Change Order Memorandum"
2. Sample Form CEM-4900, "Change Order"