

**SUPPLEMENTAL SPECIFICATION****AMENDMENT TO SECTION 109 -- MEASUREMENT AND PAYMENT****AMENDMENT TO SUBSECTION 109.11 – FINAL PAY QUANTITY**

*The intent of this supplemental specification is that neither the State nor the Contractor shall be at risk for more than \$10,000 due to a quantity error in the plans/contract. In addition, in order to minimize the risk to small subcontractors who only work on a specific item, the  $\pm 25\%$  criteria was also included.*

**Replace** the third paragraph of 109.11 with the following:

The estimated quantity for each item of work designated as a final pay quantity in the Method of Measurement or Basis of Payment or Bid Schedule shall be considered as approximate only, and no guarantee is made that the quantity that can be determined by computations, based on the details and dimensions shown on the plans, will equal the estimated quantity. No adjustment will be made in the event that the actual quantity based on measurements / computations does not equal the estimated quantity except under the following conditions:

- a. **For Bridge Items: If the actual value\* of the discrepancy is either \$10,000.00 more or \$10,000.00 less than the estimated bid amount for the item, or the actual quantity is more than 125 percent or less than 75 percent of the estimated bid quantity for that bridge item on that structure, then an adjustment will be made in accordance with 109.04.3.**
- b. **For Other Items: If the actual value\* of the discrepancy is either \$10,000.00 more or \$10,000.00 less than the estimated bid amount for the item, or the actual quantity is more than 125 percent or less than 75 percent of the estimated bid quantity, then an adjustment will be made in accordance with 109.04.3.**

**\* Actual value is determined by materials, equipment, and labor (not necessarily the bid price).**