



# North Dakota Department of Transportation

Grant Levi, P.E.  
Director

Jack Dalrymple  
Governor

February 1, 2016

## ADDENDUM

TO: All prospective bidders on all federal aid projects scheduled for the February 5, 2016 bid opening.

Addendum No. 2 -	NH-1-200(069)924	-	Job No. 2
Addendum No. 1 -	SNH-2-013(054)262	-	Job No. 3
Addendum No. 1 -	NH-3-002(148)283	-	Job No. 4
Addendum No. 2-	NHU-6-986(105)109	-	Job No. 8
Addendum No. 2-	SS-6-999(029)	-	Job No. 10
Addendum No. 1-	SIM-8-094(087)352	-	Job No. 15
Addendum No. 1-	SU-TAU-8-991(032)029	-	Job No. 17
Addendum No. 1-	ITS-9-999(351) & ITS-6-029(130)141	-	Job No. 19
Addendum No. 2-	ITS-9-999(350) & SS-9-999(340)	-	Job No. 20
Addendum No. 1-	BRS-9-999(325)	-	Job No. 21

The following Request For Proposal revisions shall be made:

Add Special Provision SP 281(14) BUY AMERICA

This addendum is to be incorporated into the bidder's proposal for these projects.

CAL J. GENDREAU - CONSTRUCTION SERVICES ENGINEER  
80:plm  
Enclosures

## NORTH DAKOTA DEPARTMENT OF TRANSPORTATION

### SPECIAL PROVISION

#### BUY AMERICA

##### DESCRIPTION

Replace Section 106.08, "Buy America", with the following:

##### Buy America.

###### A. General.

Provide materials from domestic sources when products are permanently incorporated into the work and the products are composed of steel or iron materials.

Ensure all manufacturing processes, including applications of coatings, occur in the United States. A coating includes all processes required to apply the coating to a product to protect or enhance the value of the product.

The requirements of this SP are not applicable to the temporary iron and steel materials, including materials left in place at the Contractor's convenience.

###### B. Steel and Iron Certification.

###### 1. General.

All certifications are submitted by the prime Contractor. When submitting certifications for materials that are subject to the requirements of this section, the prime Contractor shall include a signed letter stating that the submitted documentation is the documentation that was received by the prime contractor for the material incorporated into the work.

###### 2. Bulk Manufactured Materials.

In addition to the requirements of Section 106.01 C, "Certificate of Compliance", submit a manufacturer's certificate of compliance stating that the iron and steel products listed in Table 1 that are permanently incorporated into the work are of domestic origin.

**Table 1**

Mailbox supports	Cable Fence Materials
Chain Link Fence Materials	Barbed Wire Fence Materials
Guardrail Components	Woven Wire Fence Materials
Culvert Markers	Delineators
Perforated Tube Sign Supports and Related Materials	

###### 3. Other Steel and Iron Products.

For steel and iron products permanently incorporated into the work that are not listed in Table 1, submit a certificate of compliance as specified in Section 106.01 C, "Certificate of Compliance" and the following information:

- a. A signed mill test report.

- b. A signed certification from each fabricator and manufacturer that has handled the steel and iron products affirming that all processes performed on the steel and iron products were conducted in the United States.
- c. Material descriptions, quantities, and a means of material identification (lot number, bin number, heat number, or factory identification) for each process performed on the steel and iron products.

Each certification shall contain the material identification from all previous fabricators and manufacturers in the process.

**C. Foreign or Uncertified Products.**

These requirements allow the use of steel and iron products produced and manufactured outside the United States, or products that cannot be certified as originating in the United States, of a total value less than 0.1 percent of the original contract amount, or \$2,500, whichever is greater.

The total value is that shown to be the cost of the steel and iron products as delivered to the project site.

Document the cost of:

- Foreign steel and iron products, plus
- Steel and iron products which cannot be certified as originating in the United States.

Submit the documentation of foreign and uncertified products with the certifications required in Section B, “Steel and Iron Certification” of this SP.