

**SUPPLEMENTAL CONDITIONS
AND
ATTACHMENTS B AND C**

These documents include mandatory federal contract clauses and must be included in the bid documents and attached to ARRA-funded construction contracts submitted on or after October 1, 2009.

SUPPLEMENTAL CONDITIONS FOR ARRA-FUNDED CONTRACTS
MODIFYING ABC FORM C-8,
"GENERAL CONDITIONS OF THE CONSTRUCTION CONTRACT"
(Dated August 2001)

1. Under **Article 50**, add the following paragraph:

E. For projects funded with American Recovery and Reinvestment Act (ARRA) funds, the contractor shall also comply with the Buy American Act provisions included in Attachment B. In case of conflict between state and federal laws, the most stringent requirements shall prevail.

2. After Article 51, add the following articles:

Article 52. Contractor Registration

For projects funded with American Reinvestment and Recovery Act (ARRA) funds, the contractor shall be required to do the following:

- a. Be currently registered in Central Contracting Registration (CCR) database
- b. Provide the DUNS (Data Universal Numbering System) identification number to the Owner and
- c. Maintain active registration in the CCR database until the Owner has made final payment to the contractor.

Should the contractor fail or refuse to maintain active registration, the Owner shall have sufficient cause to act in accordance with Article 27. A, "Termination by the Owner for Cause".

Article 53. Compliance with Davis-Bacon Act

For projects funded with ARRA funds, the contractor shall comply with the requirements of the Davis-Bacon Act regarding wage rates as provided in Attachment C. The contractor's certification for payment in accordance with Article 29, Paragraph F shall be the contractor's representation to the Owner that the amounts paid and included in the Application for Payment comply with all applicable requirements of the Davis-Bacon Act.