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### FIELD MODIFICATION

Project Number:  
Job Piece Number:      Division No.:      County:  
Contract ID:                      Total Value of Contract:

District

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### SECTION 3 MODIFICATIONS

#### Section 3: DBE Subcontractor Substitution/Replacement

As per Title 49 CFR 26.53 and the Disadvantaged Business Enterprise (DBE) Program Manual, a PRIME CONTRACTOR may not terminate, for convenience; a DBE (or an approved substitute DBE firm) listed in their contract and then perform the work of the terminated SUBCONTRACTOR with its own forces or those of an affiliate, without DEPARTMENT'S prior written consent. The CONTRACTOR will notify the DBE Subcontractor in writing as to reasons for termination and/or substitution. The DBE Subcontractor will have five (5) days to respond to the CONTRACTOR with any objection to termination and/or substitution. The CONTRACTOR must then submit a request with documentation to the ODOT Civil Rights Division for approval before proceeding with termination and/or substitution.

terminate a DBE subcontractor

another subcontractor

approval.

the DBE SUBCONTRACTOR AND THE DEPARTMENT'S DBE Liaison officer

SUBCONTRACTOR

the DBE Form 4 – Substitution/Termination Request Form, with supporting documentation for the request including any objection submitted by the SUBCONTRACTOR, to the ODOT Civil Rights Division for DEPARTMENT approval before any substitution or termination is effectuated. The DEPARTMENT will make the final determination to substitute or terminate the SUBCONTRACTOR and notify the PRIME CONTRACTOR in writing of the decision. If the request is not approved by the DEPARTMENT, the PRIME CONTRACTOR shall continue the employment of the committed DBE SUBCONTRACTOR in accordance with the Subcontract.

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### VERSION MODIFICATION

ODOT CSA 20-1

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### ADDED FUNCTIONALITY

On the previous version, the CONTRACTOR entered the company of the SUBCONTRACTOR. In version 21-2, the SUBCONTRACTOR completes this field. Additionally, Fields have been added to record the Title, Email, and actual date of signing.

21-2

In order for the agreement to proceed to the SUBCONTRACTOR, the CONTRACTOR must verify his/her email address at the end of the signing workflow.

An audit trail will not be sent to the signing parties, however ODOT does receive a copy of the audit trail with the signed agreement.

Added "DBE REPLACEMENT" to the list of options in the title.

Executed agreement does not constitute acceptance of a D.B.E. replacement.