



Agency: \_\_\_\_\_ Project Description: \_\_\_\_\_  
 FM Number: \_\_\_\_\_  
 Program Award: \_\_\_\_\_

## Guide for Construction – Third Party Checklist

General Procurement Questions	Location of Requirement in Purchasing Package (if applicable)	FDOT Check
Does the procurement exhibit Geographic Preference? <b>Reference:</b> 49 CFR 18.36 (c)(1)(2) and FTA C 4220.1F, Ch. VI, Section 2.a (4)(g)		
Has proposed contracted entity been verified that they are not excluded or disqualified through the Excluded Parties List System (EPLS)? <b>Reference:</b> <a href="https://www.sam.gov/portal/public/SAM/">https://www.sam.gov/portal/public/SAM/</a>		
Has an adequate number of sources been solicited?		
Has applicable ADA language been included?		
Has an adequate cost analysis been performed? <b>Reference:</b> 49 C.F.R. 18.36 (f)(1) and FTA C 4220.1F, Ch. VI, Section 6		
Applicable Federal Clauses Excluding micro-purchases, except for construction contracts over \$2,000	Location of Requirement in Purchasing Package	FDOT Check
15. No government obligation to third parties.		
18. Program fraud and false or fraudulent statements and related acts. <b>Reference:</b> 49 U.S.C. § 5323(l)(1), 31 U.S.C. §§ 3801-3812, 18 U.S.C. § 1001, 49 C.F.R. Part 31		
1. Access to records and reports <b>Reference:</b> 49 U.S.C § 5325(g), 2 C.F.R. § 200.333, 49 C.F.R. Part 633		
Federal changes <b>Reference:</b> 49 C.F.R. Part 18		
8. Civil rights laws and regulations <b>Reference:</b> Special DOL EEO clause for construction projects should be included. Master Agreement (21), Section 13.c(3)		
9. Disadvantaged Business Enterprise (DBE) <b>Reference:</b> 49 C.F.R. Part 26		
Incorporation of Federal Transit Administration (FTA) terms <b>Reference:</b> FTA Circular 4220.1E or subsequent revisions		
11. Energy conservation <b>Reference:</b> 42 U.S.C. 6321 et seq., 49 C.F.R. Part 622, subpart C		
Applicable Federal Clauses When procurement exceeds \$10,000	Location of Requirement in Purchasing Package	FDOT Check
25. Termination <b>Reference:</b> 2 C.F.R. § 200.339, 2 C.F.R. Part 200 Appendix II (B)		
Applicable Federal Clauses When procurement exceeds \$25,000	Location of Requirement in Purchasing Package	FDOT Check
13. Government-wide debarment and suspension <b>Reference:</b> 2 C.F.R. Part 180, 2 C.F.R. Part 1200, 2 C.F.R. § 200.213, 2 C.F.R. Part 200 Appendix II (I), Executive Order 12549, Executive Order 12689		

<b>Applicable Federal Clauses</b> When procurement exceeds \$100,000	<b>Location of Requirement in Purchasing Package</b>	<b>FDOT Check</b>
10. Lobbying Restrictions <b>Reference:</b> 31 U.S.C. § 1352, 2 C.F.R. § 200.450, 2 C.F.R. Part 200 Appendix II (J), 49 C.F.R. Part 20		
10. Employee Protections <b>Reference:</b> 49 U.S.C. § 5333(a), 40 U.S.C. §§ 3141-3148, 29 C.F.R. Part 5, 18 U.S.C. § 874, 29 C.F.R. Part 3, 40 U.S.C. §§ 3701-3708, 29 C.F.R. Part 1926		
2. Bonding Requirements <b>Reference:</b> 2 C.F.R. § 200.325, 31 C.F.R. Part 223		
<b>Applicable Federal Clauses</b> When procurement exceeds \$150,000	<b>Location of Requirement in Purchasing Package</b>	<b>FDOT Check</b>
4. Buy America requirements <b>Reference:</b> 49 U.S.C. 5323(j), 49 C.F.R. Part 661		
26. Violation and Breach of Contract <b>Reference:</b> 2 C.F.R. § 200.326, 2 C.F.R. Part 200, Appendix II(A)		
7. Clean Air Act and Federal Water Pollution Control Act <b>Reference:</b> 42 U.S.C. § 7401-7671q, 33 U.S.C. §§ 1251-1387, 2 C.F.R. Part 200 Appendix II(G)		
<b>Applicable Federal Clauses</b> When procurements involve property that may be transported by ocean vessel	<b>Location of Requirement in Purchasing Package</b>	<b>FDOT Check</b>
5. Cargo Preference Requirements <b>Reference:</b> 46 U.S.C. § 55305, 46 C.F.R. Part 381		
<b>Applicable Federal Clauses</b> When procurements involve foreign transport or travel by air	<b>Location of Requirement in Purchasing Package</b>	<b>FDOT Check</b>
12. Fly America <b>Reference:</b> 49 U.S.C. § 40118, 41 C.F.R. Part 301-10, 48 C.F.R. Part 47.4		
<b>Applicable Federal Clauses</b> New Buildings and Additions	<b>Location of Requirement in Purchasing Package</b>	<b>FDOT Check</b>
23. Seismic Safety <b>Reference:</b> 42 U.S.C. 7701 et seq., 49 C.F.R. Part 41, Executive Order 12699		
<b>Applicable Federal Clauses</b> Contracts for items designated by EPA, when procuring \$10,000 or more per year	<b>Location of Requirement in Purchasing Package</b>	<b>FDOT Check</b>
20. Recycled Products <b>Reference:</b> 42 U.S.C. § 6962, 40 C.F.R. Part 247, 2 C.F.R. Part § 200.322		

### Approvals

Sub-recipient: \_\_\_\_\_ FDOT: \_\_\_\_\_  
Date: \_\_\_\_\_ Date: \_\_\_\_\_