



**ATTENTION: TP&D, DESIGN, CONSTRUCTION,
MAINTENANCE AND TRAFFIC OPERATIONS ENGINEERS
MEMORANDUM**

SPECIAL PROVISION AND/OR SPECIFICATION CHANGE MEMORANDUM 45-06

TO: District Engineers **Date:** November 8, 2006
FROM: Mark A. Marek, P.E.
SUBJECT: Statewide Special Provision 007---297 (04), "Legal Relations and Responsibilities"

The above referenced special provision has been approved for statewide use.

This special provision modifies Article 7.14. "Contractor's Responsibility for Work" to allow for the reimbursement of certain items when damage is due to hurricanes. It also changes the definition for certified person doing electrical work in Article 7.15. "Electrical Requirements" and includes existing special provision 007---228 which added that electrical licenses must be issued by the Texas Department of Licensing and Regulation or by a city in Texas with a population of 50,000 or greater.

This special provision replaces 007---228 (04) and is required on all projects beginning with the February 2007 letting. The use of this special provision prior to February 2007 letting is at the option of the district.

Please disseminate this information to your Transportation Planning & Development, Design, Construction, Maintenance, and Traffic Operations Engineers.

Note: Original signed by Mark A. Marek

cc: Specification Committee Members:
Messrs. Carlos Lopez, Thomas Bohuslav,
Richard Skopik, Dennis Cooley, Jeffrey Seiders,
Randy Cox, Craig Clark and Zane Webb
Mr. Tom Johnson, AGC
Mr. Al Alonzi, FHWA