

Special Provisions Using Modified or Special

Any time a new pay item is not included in, or the method of construction, materials or basis of payment is changed in, the Standard Specifications for Construction, a special provision *must* be used. These instances cannot be defined by notes or paid for as incidental to other items. Listed below is some guidance on the use of Modified versus Special.

- If the provision is to cover a standard plan item whose dimensions have been altered to meet existing conditions (ex. curb and gutter)... the pay item title should be *Modified*.
- If the provision is to require or allow an alternate material for a standard pay item (ex. Aggregate Base with a non-standard gradation) ... the pay item title is *Modified*.
- If the provision is to require or allow an alternate design of a standard pay item (ex. elastomeric bearing with a special dimension) ... the pay item title is *Modified*.
- If the provision is to change the basis of payment of a standard pay item (a new schedule of liquidated damages) ... the pay item title is *Special*.
- If the provision is to require or allow an alternate method of construction (ex. adjusting drainage structures by first breaking down the existing structure and then rebuilding it) ... the pay item title is *Special*.
- If the provision is to cover an item of work that is not remotely covered in the Standard Specifications for Construction (ex. lane rental), a new pay item is used. If the pay item is later altered, the pay item title is *Special* (or *Modified* if the design is altered).