Bids, Estimates and DATCP Approvals

Start

Will more than $3,000 will be spent on this contractor over the life of this cleanup?

- No
  - Bids are not required. The RP is not required to receive estimates for this work or submit any estimates to us, but DATCP encourages the RP to receive either an estimate or a bid. The workplan must also be approved by DATCP per ATCP 35.18(1) (summarized below).

- Yes
  - The RP must hire a contractor through the competitive bidding process. The RP shall provide the department with a copy of the accepted bid before authorizing the contractor to proceed. Any bid developed must comply with ATCP 35.16(2m) (summarized below). The workplan must also be approved by DATCP per ATCP 35.18(1) (summarized below).

Was this contractor hired through the competitive bidding process for the proposed work at this discharge site?

- No
  - The RP shall provide the department with a copy of the accepted bid before authorizing the contractor to proceed. Any bid developed must comply with ATCP 35.16(2m) (summarized below). The workplan must also be approved by DATCP per ATCP 35.18(1) (summarized below).

- Yes
  - The RP is not required to get bids provided the RP receives an estimate that complies with ATCP 35.16(2m) (summarized below) and the conditions of ATCP 35.16(2c) are met (summarized below). The workplan must also be approved by DATCP per ATCP 35.18(1) (summarized below).

Was this contractor previously hired through the competitive bidding process for this discharge site?

- No
  - The RP shall provide the department with a copy of the accepted bid before authorizing the contractor to proceed. Any bid developed must comply with ATCP 35.16(2m) (summarized below). The workplan must also be approved by DATCP per ATCP 35.18(1) (summarized below).

- Yes
  - The RP is not required to get bids provided the RP receives an estimate that complies with ATCP 35.16(2m) (summarized below) and the conditions of ATCP 35.16(2c) are met (summarized below). The workplan must also be approved by DATCP per ATCP 35.18(1) (summarized below).

Summary of ATCP 35.18(1)
Corrective action costs exceeding $7,500 must have workplans submitted and approved by the department, for the costs to remain eligible for reimbursement.

Summary of ATCP 35.16(2)(c)
Bids are not required if:
1. The contractor bills for the additional services at the same per-unit rate as their most recent competitive bid.
2. The contractor provides the RP and the department with a cost estimate for the additional services and obtains approval of the RP and the department before performing the services.
3. The RP provides written authorization to proceed.
4. The cost for the additional services do not exceed the estimate.
5. The additional services do not involve the selection, design or installation of active groundwater remediation.

Summary of ATCP 35.16(2m)
Information that makes up a bid or estimate:

a.) A clear description of the services included in the bid or estimate, based upon a good faith estimate of the scope of the project or an approved workplan.

b.) A total price for all of the services and a subtotal for the component services.

c.) Services priced on an hourly or per unit basis shall also include:
   1. The price per hour or per unit of service.
   2. A reasonable good faith estimate of the number of hours or units of service to be provided.
   3. The total price for the service.
   4. The estimated date by which the contractor will perform the service.

d.) Certification by the contractor that the services will be in compliance with ATCP 29 to 33 and NR 700, 706, 708 and 712 to 726.

e.) Certification by the contractor that they will provide their documents and records to DATCP if requested.