| | |
|---|---|
| **Control** | **6466-71-001** |
| **Project** | **RMC - 646671001** |
| **Highway** | **FM1101** |
| **County** | **COMAL** |

# ADDENDUM ACKNOWLEDGMENT

**Each bidder is required to acknowledge receipt of an addendum issued for a specific project. This page is provided for the purpose of acknowledging an addendum.**

FAILURE TO ACKNOWLEDGE RECEIPT OF AN ADDENDUM WILL RESULT IN THE BID NOT BEING READ.

In order to properly acknowledge an addendum place a mark in the box next to the respective addendum.

ADDENDUM NO. 1 ☐

ADDENDUM NO. 2 ☐

ADDENDUM NO. 3 ☐

ADDENDUM NO. 4 ☐

ADDENDUM NO. 5 ☐

In addition, the bidder by affixing their signature to the signature page of the proposal is acknowledging that they have taken the addendum(s) into consideration when preparing their bid and that the information contained in the addendum will be included in the contract, if awarded by the Commission or other designees.

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| | |
|---|---|
| **Control** | **6466-71-001** |
| **Project** | **RMC - 646671001** |
| **Highway** | **FM1101** |
| **County** | **COMAL** |

# PROPOSAL TO THE TEXAS TRANSPORTATION COMMISSION

**2014 SPECIFICATIONS**

**WORK CONSISTING OF CRACK SEAL**

**COMAL COUNTY, TEXAS**

The quantities in the proposal are approximate. The quantities of work and materials may be increased or decreased as considered necessary to complete the work as planned and contemplated.

This project is to be completed in 26 working days and will be accepted when fully completed and finished to the satisfaction of the Executive Director or designee.

Provide a proposal guaranty in the form of a Cashier's Check, Teller's Check (including an Official Check) or Bank Money Order on a State or National Bank or Savings and Loan Association, or State or Federally chartered Credit Union made payable to the Texas Transportation Commission in the following amount:

FOUR THOUSAND (Dollars) **( $4,000 )**

A bid bond may be used as the required proposal guaranty. The bond form may be detached from the proposal for completion. The proposal may not be disassembled to remove the bond form. The bond must be in accordance with Item 2 of the specifications.

Any addenda issued amending this proposal and/or the plans that have been acknowledged by the bidder, become part of this proposal.

By signing the proposal the bidder certifies:

1. the only persons or parties interested in this proposal are those named and the bidder has not directly or indirectly participated in collusion, entered into an agreement or otherwise taken any action in restraint of free competitive bidding in connection with the above captioned project.
2. in the event of the award of a contract, the organization represented will secure bonds for the full amount of the contract.
3. the signatory represents and warrants that they are an authorized signatory for the organization for which the bid is submitted and they have full and complete authority to submit this bid on behalf of their firm.
4. that the certifications and representations contained in the proposal are true and accurate and the bidder intends the proposal to be taken as a genuine government record.

- **Signed: ****

(1) _____ (2) _____ (3) _____

**Print Name:**

(1) _____ (2) _____ (3) _____

**Title:**

(1) _____ (2) _____ (3) _____

**Company:**

(1) _____ (2) _____ (3) _____

- Signatures to comply with Item 2 of the specifications.

**Note: Complete (1) for single venture, through (2) for joint venture and through (3) for triple venture.

*** When the working days field contains an asterisk (*) refer to the Special Provisions and General Notes.**

# NOTICE TO CONTRACTORS

**ANY CONTRACTORS INTENDING TO BID ON ANY WORK TO BE AWARDED BY THIS DEPARTMENT MUST SUBMIT A SATISFACTORY "AUDITED FINANCIAL STATEMENT" AND "EXPERIENCE QUESTIONNAIRE" AT LEAST TEN DAYS PRIOR TO THE LETTING DATE.**

**UNIT PRICES MUST BE SUBMITTED IN ACCORDANCE WITH ITEM 2 OF THE STANDARD SPECIFICATIONS OR SPECIAL PROVISION TO ITEM 2 FOR EACH ITEM LISTED IN THIS PROPOSAL.**

# TEXAS DEPARTMENT OF TRANSPORTATION

# BID BOND

KNOW ALL PERSONS BY THESE PRESENTS,

That we, (Contractor Name) _____

_____

Hereinafter called the Principal, and (Surety Name) _____

_____

a corporation or firm duly authorized to transact surety business in the State of Texas, hereinafter called the Surety, are held and firmly bound unto the Texas Department of Transportation, hereinafter called the Obligee, in the sum of not less than two percent (2%) of the department's engineer's estimate, rounded to the nearest one thousand dollars, not to exceed one hundred thousand dollars ($100,000) as a proposal guaranty (amount displayed on the cover of the proposal), the payment of which sum will and truly be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the principal has submitted a bid for the following project identified as:

| | |
|---|---|
| **Control** | **6466-71-001** |
| **Project** | **RMC - 646671001** |
| **Highway** | **FM1101** |
| **County** | **COMAL** |

NOW, THEREFORE, if the Obligee shall award the Contract to the Principal and the Principal shall enter into the Contract in writing with the Obligee in accordance with the terms of such bid, then this bond shall be null and void. If in the event of failure of the Principal to execute such Contract in accordance with the terms of such bid, this bond shall become the property of the Obligee, without recourse of the Principal and/or Surety, not as a penalty but as liquidated damages.

Signed this _____ Day of _____ 20_____

By: _____

(Contractor/Principal Name)

_____

(Signature and Title of Authorized Signatory for Contractor/Principal)

*By: _____

(Surety Name)

_____

(Signature of Attorney-in-Fact)

*Attach Power of attorney (Surety) for Attorney-in-Fact

Impressed Surety Seal Only

**This form may be removed from the proposal.**

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# BIDDER'S CHECK RETURN

**IMPORTANT**

**The space provided for the return address must be completed to facilitate the return of your bidder's check. Care must be taken to provide a legible, accurate, and complete return address, including zip code. A copy of this sheet should be used for each different return address.**

**NOTE**

**Successful bidders will receive their guaranty checks with the executed contract.**

RETURN BIDDERS CHECK TO (PLEASE PRINT):

| |
|---|
| |
| |
| |

| | |
|---|---|
| **Control** | **6466-71-001** |
| **Project** | **RMC - 646671001** |
| **Highway** | **FM1101** |
| **County** | **COMAL** |

**IMPORTANT**

**PLEASE RETURN THIS SHEET IN ITS ENTIRETY**

Please acknowledge receipt of this check(s) at your earliest convenience by signing below in longhand, in ink, and returning this acknowledgement in the enclosed self addressed envelope.

Check Received By: _____ Date:_____

Title: _____

For (Contractor's Name): _____

Project _____ County_____

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# NOTICE TO THE BIDDER

In the space provided below, please enter your total bid amount for this project. Only this figure will be read publicly by the Department at the public bid opening.

It is understood and agreed by the bidder in signing this proposal that the total bid amount entered below is not binding on either the bidder or the Department. It is further agreed that **the official total bid amount for this proposal will be determined by multiplying the unit bid prices for each pay item by the respective estimated quantities shown in this proposal and then totaling all of the extended amounts.**

**$_____**

**Total Bid Amount**

Control 0001-03-030
Project STP 2000(938)HES
Highway SH 20
County EL PASO

| ALT | ITEM | DESC | SP | Bid Item Description | Unit | Quantity | Bid Price | Amount | Seq |
|---|---|---|---|---|---|---|---|---|---|
| | 104 | 509 | | REMOV CONC (SDWLK) | SY | 266.400 | $10.000 | $2,664.00 | 1 |

EXAMPLE

Total Bid Amount _____$2,664.00_____

Signed _____
Title _____
Date _____

Additional Signature for Joint Venture:

Signed _____
Title _____
Date _____

**EXAMPLE OF BID PRICES SUBMITTED BY COMPUTER PRINTOUT**

# EXAMPLES

## BID PRICES SUBMITTED BY HAND WRITTEN FORMAT

| ALT | ITEM-CODE | | | UNIT BID PRICE ONLY WRITTEN IN WORDS | UNIT | APPROX QUANTITIES | DEPT USE ONLY |
|---|---|---|---|---|---|---|---|
| | ITEM NO | DESC NO | S.P. NO. | | | | |
| | 190 | 026 | | RED OAK 1 1/2 - 1 3/4 GAL BB | EA | 9.000 | 1 |
| | | | | EXAMPLE: One hundred fifty DLRS and No CENTS | | | |

**Unit price for each plant in place**

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| | 249 | 014 | | FLEX BASE(DEL)(DENSCOT)(TY A GR4 CL2) | TON | 56,787.00 | 14 |
| | | | | EXAMPLE: Seven DLRS and Fifty three CENTS | | | |

**Unit price for each ton of Flexible Base**

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| | 430 | 001 | 001 | CL A CONC FOR EXT STR (CULV) | CY | 45.000 | 27 |
| | | | | EXAMPLE: Three hundred five DLRS and No CENTS | | | |

**Unit price for each cubic yard of Concrete**

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| | 610 | 007 | 001 | RDWY ILL ASSEM(TY ST 50T-8-8)(.4 KW)S | EA | 13.000 | 7 |
| | | | | EXAMPLE: Fourteen hundred sixteen DLRS and Thirty seven CENTS | | | |

**Unit price of each Roadway Illumination Assembly**

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PROJECT RMC - 646671001
COUNTY COMAL

Proposal Sheet
TxDOT
FORM 234-B I-61-5M

| ALT | ITEM-CODE | | | UNIT BID PRICE ONLY. WRITTEN IN WORDS | UNIT | APPROX QUANTITIES | DEPT USE ONLY |
|---|---|---|---|---|---|---|---|
| | ITEM NO | DESC CODE | S.P. NO. | | | | |
| | 500 | 6001 | 008 | MOBILIZATION<br>DOLLARS<br>and CENTS | LS | 1.000 | 1 |
| | 712 | 6008 | 003 | JT / CRCK SEAL (RUBBER - ASPHALT)<br>DOLLARS<br>and CENTS | LMI | 255.000 | 2 |
| | 6185 | 6002 | 002 | TMA (STATIONARY)<br>DOLLARS<br>and CENTS | DAY | 26.000 | 3 |

# CERTIFICATION OF INTEREST IN OTHER BID PROPOSALS FOR THIS WORK

By signing this proposal, the bidding firm and the signer certify that the following information, as indicated by checking “Yes” or “No” below, is true, accurate, and complete.

A. Quotation(s) have been issued in this firm's name to other firm(s) interested in this work for consideration for performing a portion of this work.

_____ YES

_____ NO

B. If this proposal is the low bid, the bidder agrees to provide the following information prior to award of the contract.

1. Identify firms which bid as a prime contractor and from which the bidder received quotations for work on this project.
2. Identify all the firms which bid as a prime contractor to which the bidder gave quotations for work on this project.

# ENGINEER SEAL

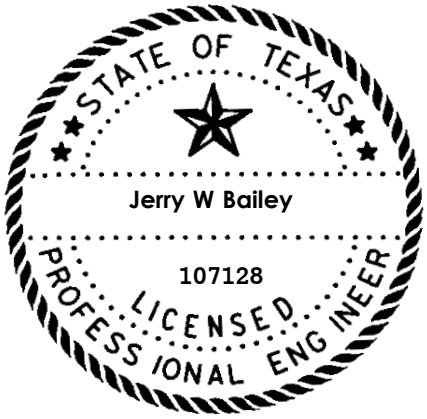
**Control** **6466-71-001**

**Project** **RMC - 646671001**

**Highway** **FM1101**

**County** **COMAL**

**The enclosed Texas Department of Transportation Specifications, Special Specifications, Special Provisions, General Notes and Specification Data in this document have been selected by me, or under my responsible supervision as being applicable to this project. Alteration of a sealed document without proper notification to the responsible engineer is an offense under the Texas Engineering Practice Act.**




**The seal appearing on this document was authorized by**

Jerry W Bailey, P.E.

**APRIL 18, 2024**

**Project Number:** RMC 6466-71-001 **Sheet 1**

**County:** Comal, etc. **Control:** 6466-71-001

**Highway:** Various

**General Notes**

**TxDOT Project Supervisor** – The project will be managed by:

Will Lockett, P.E.
4102 I-35 S.
New Braunfels, TX 78132

This project consists of cleaning and sealing cracks on various highways in Comal, Guadalupe, and Wilson Counties.

Each contract awarded by the Department stands on its own and as such, is separate from other contracts. A contractor awarded multiple contracts, must be capable and sufficiently staffed to concurrently process any or all contracts at the same time.

Notify the Engineer's office by telephone each morning by 8:15 a.m. that work is scheduled, with work location and time of arrival or reason for not working that day.

**Item 2 "Instructions to Bidders"**

Contractor questions on this project are to be addressed to the following individual:
Henry Fojtik, P.E. Henry.Fojtik@txdot.gov

Questions may be submitted via the Letting Pre-Bid Q&A web page. This webpage can be accessed from the Notice to Contractors dashboard located at the following Address:
https://tableau.txdot.gov/views/ProjectInformationDashboard/NoticetoContractors

All contractor questions will be reviewed by the Engineer. All questions and any corresponding responses that are generated will be posted through the same Letting Pre-Bid Q&A web page.

The Letting Pre-Bid Q&A web page for each project can be accessed by using the dashboard to navigate to the project you are interested in by scrolling or filtering the dashboard using the controls on the left. Hover over the blue hyperlink for the project you want to view the Q&A for and click on the link in the window that pops up.

This project includes plan sheets that are not part of the bid proposal.

View plans online or download from the web at:
http://www.dot.state.tx.us/business/plansonline/ftpinfo.htm

**Item 8 "Prosecution and Progress"**

Working days will be computed and charged in accordance with Article 8.3.1.4, Standard Workweek.

**Item 9 "Measurement and Payment"**

When approved, provide uniformed, off-duty law enforcement officers with marked vehicles during work that requires a lane closure. The officer in marked vehicles shall be located as approved to monitor or direct traffic during the closure. The method used to direct traffic at signalized intersections shall be as approved. Additional officers and vehicles may be provided when approved or directed.

Complete the daily tracking form provided by the department and submit invoices that agree with the tracking form for payment at the end of each month approved services were provided.

Show proof of certification by the Texas Commission on Law Enforcement Standards.
All law enforcement personnel used in Work Zone Traffic Control shall be trained for performing duties in work zones and are required to take "Safe and Effective Use of Law Enforcement Personnel in Work Zones" (Course #133119) which can be found online at the following site: www.nhi.fhwa.dot.gov

Certificates of completion should be available to all who finish the course. These should be kept by the officers to substantiate completion when reporting to the work site.

Minimums, scheduling fees, etc. will not be paid; TxDOT will consider paying cancellation fees on a case-by-case basis.

**Item 502 "Barricades, Signs, and Traffic Handling"**

The Contractor Force Account "Safety Contingency" that has been established for this project is intended to be utilized for work zone enhancements, to improve the effectiveness of the Traffic Control Plan, that could not be foreseen in the project planning and design stage. These enhancements will be mutually agreed upon by the Engineer and the Contractor's Responsible Person based on weekly or more frequent traffic management reviews on the project. The Engineer may choose to use existing bid items if it does not slow the implementation of enhancement.

Furnish and install all signs, barricades, and other incidentals necessary for proper traffic control, in accordance with part VI of the "Texas Manual on Uniform Traffic Control Devices for Streets and Highways" and in accordance with the standard plan sheets. Additional devices may be needed to supplement these requirements. All warning signs shall be factory made and in satisfactory condition.

If Nighttime work is required and work is not behind positive barrier then full Class 3 reflective gear is required to be worn by all workers, hard hat halos are required to be worn by the flaggers at flagging stations, TY III barricades are required to be spaced at 500 ft, and a mandatory night work meeting is required.

When advanced warning flashing arrow panels and/or changeable message sign is specified, have one standby unit in good condition at the job site. Standby time shall be considered subsidiary to the bid item.

Erect temporary traffic control signs in locations that will not obstruct the traveling public's view of the permanent roadway signing or obstruct sight distance at intersections and curves.

Any lane closures will require prior approval. Request approval 48 hours in advance of lane closures. If a lane closure must be cancelled due to weather or other unforeseen circumstances, immediately notify the inspector and reschedule the lane closure as necessary.

In addition to providing a Contractor's Responsible Person and a phone number for emergency contact, have an employee available to respond on the project for emergencies and for taking corrective measures within 2 hours or within a reasonable time frame as specified by the Engineer.

After written notification, the time frame to provide properly maintained signs and barricades before considered in non-compliance is 48 hours from receipt of the notification.

Perform crack sealing under existing traffic with minimal interference to the operation of the facility. Lane closures will be required and will be performed per the applicable TCPs in the plans unless otherwise directed by the Engineer. All traffic control will be subsidiary to the various bid items of the contract.

No more than one lane will be blocked at any time at a specific work site, unless otherwise authorized.

Avoid placing stockpiles within the roadway's horizontal clear zone. If a stockpile is placed within the clear zone, address in accordance with the TMUTCD.

**Item 712 "Cleaning and Sealing Joints and Cracks (Asphalt Concrete)**

Furnish and apply Class B Rubber-Asphalt Crack Sealer in accordance with Item 300.2.8 and Item 300.4.

Furnish and use fine aggregate in accordance with Item 340.2.1.3. Apply fine aggregate to prevent tracking as directed.

Unless otherwise approved, perform crack sealing during the following season: November 15 to March 15. Begin crack sealing early enough to complete the entire project during the crack sealing season.

Apply crack seal material when pavement temperature is 35 degrees and rising, unless otherwise approved.

The use of 3-inch disk attachments for the wands when applying the sealing compound shall not be allowed. Sealing compound shall be squeegeed as a separate operation.

No payment will be made for areas that exceed the 3-inch width and 1/8-inch depth requirements of a finished band of sealing compound.

Perform demonstration prior to beginning work in each maintenance section to show compliance with the specifications. Demonstration amount shall be a minimum of 50 linear feet. Provide traffic control for demonstration. Demonstration work must be approved prior to work proceeding. Unacceptable demonstration will require a new demonstration before work can begin.

Place a minimum of ten lane miles of sealing compound per day.

Refer to Item 712.5 and 712.6 for explanation of measurement and payment for lane miles.

After application of sealing compound, clean roadway of all debris and open to traffic by the time specified.

Equip vehicles with highly visible, omni directional strobe lights.

No more than two crews (crack seal pots) working simultaneously are permitted in each maintenance section, unless otherwise approved.

Lane closures will be required and will be performed per the applicable TCP's in the plans unless otherwise directed by the Engineer.

**Item 6185 "Truck Mounted Attenuator"**

The TMA's will be measured and paid for by the DAY/HOUR for each TMA/TA set up and operational on the worksite. The contractor will be responsible for determining if one or more of these operations will be ongoing at the same time to determine the total number of TMA's needed for the project.

CONTROL : 6466-71-001
PROJECT : RMC - 646671001
HIGHWAY : FM1101
COUNTY : COMAL

TEXAS DEPARTMENT OF TRANSPORTATION

**GOVERNING SPECIFICATIONS AND SPECIAL PROVISIONS**

ALL SPECIFICATIONS AND SPECIAL PROVISIONS APPLICABLE TO THIS PROJECT ARE IDENTIFIED AS FOLLOWS:

STANDARD SPECIFICATIONS: ADOPTED BY THE TEXAS DEPARTMENT OF TRANSPORTATION NOVEMBER 1, 2014. STANDARD SPECIFICATIONS ARE INCORPORATED INTO THE CONTRACT BY REFERENCE.

ITEMS 1 TO 9 INCL., GENERAL REQUIREMENTS AND COVENANTS
ITEM 500 MOBILIZATION
ITEM 712 CLEANING AND SEALING JOINTS AND CRACKS (ASPHALT CONCRETE) (300)(340)<341><3076><3096>

SPECIAL PROVISIONS: SPECIAL PROVISIONS WILL GOVERN AND TAKE PRECEDENCE OVER THE SPECIFICATIONS ENUMERATED HEREON WHEREVER IN CONFLICT THEREWITH.

SPECIAL PROVISION "NONDISCRIMINATION" (000---002)
SPECIAL PROVISION "CERTIFICATE OF INTERESTED PARTIES (FORM 1295)" (000--1019)
SPECIAL PROVISION "SCHEDULE OF LIQUIDATED DAMAGES" (000--1243)
SPECIAL PROVISION "NOTICE OF CONTRACTOR PERFORMANCE EVALUATIONS" (000---659)
SPECIAL PROVISIONS TO ITEM 2 (002---011)(002---013)(002---015)
SPECIAL PROVISIONS TO ITEM 3 (003---011)(003---013)
SPECIAL PROVISIONS TO ITEM 5 (005---002)(005---003)
SPECIAL PROVISIONS TO ITEM 6 (006---001)(006---012)
SPECIAL PROVISIONS TO ITEM 7 (007---004)(007---010)(007---011) (007---013)
SPECIAL PROVISIONS TO ITEM 8 (008---030)(008---033)(008---054)
SPECIAL PROVISIONS TO ITEM 9 (009---010)(009---011)
SPECIAL PROVISION TO ITEM 300 (300---020)
SPECIAL PROVISION TO ITEM 340 (340---004)
SPECIAL PROVISION TO ITEM 341 (341---004)
SPECIAL PROVISION TO ITEM 500 (500---008)
SPECIAL PROVISION TO ITEM 712 (712---003)

SPECIAL PROVISION TO SPECIAL SPECIFICATION ITEM 3096 (3096--003)
SPECIAL PROVISION TO SPECIAL SPECIFICATION ITEM 6185 (6185--002)

SPECIAL SPECIFICATIONS:
---

ITEM 3076 DENSE-GRADED HOT-MIX ASPHALT
ITEM 3096 ASPHALTS, OILS, AND EMULSIONS
ITEM 6185 TRUCK MOUNTED ATTENUATOR (TMA) AND TRAILER ATTENUATOR (TA)

GENERAL: THE ABOVE-LISTED SPECIFICATION ITEMS ARE THOSE UNDER WHICH
--- PAYMENT IS TO BE MADE. THESE, TOGETHER WITH SUCH OTHER PERTINENT ITEMS, IF ANY, AS MAY BE REFERRED TO IN THE ABOVE-LISTED SPECIFICATION ITEMS, AND INCLUDING THE SPECIAL PROVISIONS LISTED ABOVE, CONSTITUTE THE COMPLETE SPECIFICATIONS FOR THIS PROJECT.

# CHILD SUPPORT STATEMENT

**Under Section 231.006, Family Code, the vendor or applicant certifies that the individual or business entity named in this contract, bid, or application is not ineligible to receive the specified grant, loan, or payment and acknowledges that this contract may be terminated and payment may be withheld if this certification is inaccurate.**

# CONFLICT OF INTEREST CERTIFICATION

Pursuant to Texas Government Code Section 2261.252(b), the Department is prohibited from entering into contracts in which Department officers and employees have a financial interest.

By signing the Contract, the Contractor certifies that it is not prohibited from entering into a Contract with the Department as a result of a financial interest as defined under Texas Government Code Section 2261.252(b), and that it will exercise reasonable care and diligence to prevent any actions or conditions that could result in a conflict of interest with the Department.

The Contractor also certifies that none of the following individuals, nor any of their family members within the second degree of affinity or consanguinity, owns 1% or more interest or has a financial interest as defined under Texas Government Code Section 2261.252(b) in the Contractor:

- Any member of the Texas Transportation Commission; and
- The Department's Executive Director, General Counsel, Chief of Procurement and Field Support Operations, Director of Procurement, and Director of Contract Services.

Violation of this certification may result in action by the Department.

# E-VERIFY CERTIFICATION

Pursuant to Texas Transportation Code §223.051, all TxDOT contracts for construction, maintenance, or improvement of a highway must include a provision requiring Contractors and subcontractors to use the U.S. Department of Homeland Security's E-Verify system to determine employment eligibility. By signing the contract, the Contractor certifies that prior to the award of the Contract:

- the Contractor has registered with and will, to the extent permitted by law, utilize the United States Department of Homeland Security's E-Verify system during the term of the Contract to determine the eligibility of all persons hired to perform duties within Texas during the term of the agreement; and
- the Contractor will require that all subcontractors also register with and, to the extent permitted by law, utilize the United States Department of Homeland Security's E-Verify system during the term of the subcontract to determine the eligibility of all persons hired to perform duties within Texas during the term of the agreement.

Violation of this requirement constitutes a material breach of the Contract, subjects a subcontractor to removal from the Contract, and subjects the Contractor or subcontractors to possible sanctions in accordance with Title 43, Texas Administrative Code, Chapter 10, Subchapter F, "Sanctions and Suspension for Ethical Violations by Entities Doing Business with the Department."

# Certification Regarding Disclosure of Public Information

Pursuant to Subchapter J, Chapter 552, Texas Government Code, contractors executing a contract with a governmental body that results in the expenditure of at least $1 million in public funds must:

1) preserve all contracting information* as provided by the records retention requirements applicable to Texas Department of Transportation (TxDOT) for the duration of the contract,
2) on request of TxDOT, promptly provide any contracting information related to the contract that is in the custody or possession of the entity, and
3) on completion of the contract, either:
    A. provide, at no cost to TxDOT, all contracting information related to the contract that is in the custody or possession of the entity, or
    B. preserve the contracting information related to the contract as provided by the records retention requirements applicable to TxDOT

The requirements of Subchapter J, Chapter 552, Government Code, may apply to this contract, and the contractor or vendor agrees that the contract can be terminated if the contractor or vendor knowingly or intentionally fails to comply with a requirement of that subchapter.

By entering into Contract, the Contractor agrees to:

- provide, or make available, to TxDOT and any authorized governmental investigating or auditing agency all records, including electronic and payment records related to the contract, for the same period provided by the records retention schedule applicable to TxDOT, and
- ensure that all subcontracts include a clause requiring the same.

* As defined in Government Code §552.003, "Contracting information" means the following information maintained by a governmental body or sent between a governmental body and a vendor, contractor, potential vendor, or potential contractor:

1) information in a voucher or contract relating to the receipt or expenditure of public funds by a governmental body;
2) solicitation or bid documents relating to a contract with a governmental body;
3) communications sent between a governmental body and a vendor, contractor, potential vendor, or potential contractor during the solicitation, evaluation, or negotiation of a contract;
4) documents, including bid tabulations, showing the criteria by which a governmental body evaluates each vendor, contractor, potential vendor, or potential contractor responding to a solicitation and, if applicable, an explanation of why the vendor or contractor was selected; and
5) communications and other information sent between a governmental body and a vendor or contractor related to the performance of a final contract with the governmental body or work performed on behalf of the governmental body.

# CERTIFICATION TO NOT BOYCOTT ISRAEL

Pursuant to Texas Government Code §2271.002, the Department must include a provision requiring a written verification affirming that the Contractor does not boycott Israel, as defined in Government Code §808.001, and will not boycott Israel during the term of the contract. This provision applies to a contract that:

1) is with a Contractor that is not a sole proprietorship,
2) is with a Contractor with 10 or more full-time employees, and
3) has a value of $100,000 or more.

By signing the contract, the Contractor certifies that it does not boycott Israel and will not boycott Israel during the term of this contract. “Boycott” means refusing to deal with, terminating business activities with, or otherwise taking any action that is intended to penalize, inflict economic harm on, or limit commercial relations specifically with Israel, or with a person or entity doing business in Israel or in an Israeli-controlled territory, but does not include an action made for ordinary business purposes.

Violation of this certification may result in action by the Department.

# CERTIFICATION TO NOT BOYCOTT ENERGY COMPANIES

Pursuant to Texas Government Code §2274.002, the Department must include a provision requiring a written verification affirming that the Contractor does not boycott energy companies, as defined in Government Code §809.001, and will not boycott energy companies during the term of the contract. This provision applies to a contract that:

1) is with a Contractor that is not a sole proprietorship,
2) is with a Contractor with 10 or more full-time employees, and
3) has a value of $100,000 or more.

By signing the contract, the Contractor certifies that it does not boycott energy companies and will not boycott energy companies during the term of this contract. “Boycott” means taking any action that is intended to penalize, inflict economic harm on, or limit commercial relations with a company because the company: (1) engages in the exploration, production, utilization, transportation, sale, or manufacturing of fossil fuel-based energy and does not commit or pledge to meet environmental standards beyond applicable federal and state law; or (2) does business with a company described by (1).

Violation of this certification may result in action by the Department.

# CERTIFICATION TO NOT DISCRIMINATE AGAINST FIREARM ENTITIES OR FIREARM TRADE ASSOCIATIONS

Pursuant to Texas Government Code §2274.002, the Department must include a provision requiring a written verification affirming that the Contractor:

1) does not have a practice, policy, guidance, or directive that discriminates against a firearm entity or firearm trade association, as defined in Government Code §2274.001, and
2) will not discriminate against a firearm entity or firearm trade association during the term of the contract.

This provision applies to a contract that:

1) is with a Contractor that is not a sole proprietorship,
2) is with a Contractor with 10 or more full-time employees, and
3) has a value of $100,000 or more.

By signing the contract, the Contractor certifies that it does not discriminate against a firearm entity or firearm trade association as described and will not do so during the term of this contract. "Discriminate against a firearm entity or firearm trade association" means, with respect to the entity or association, to: (1) refuse to engage in the trade of any goods or services with the entity or association based solely on its status as a firearm entity or firearm trade association; (2) refrain from continuing an existing business relationship with the entity or association based solely on its status as a firearm entity or firearm trade association; or (3) terminate an existing business relationship with the entity or association based solely on its status as a firearm entity or firearm trade association. "Discriminate against a firearm entity or firearm trade association" does not include: (1) the established policies of a merchant, retail seller, or platform that restrict or prohibit the listing or selling of ammunition, firearms, or firearm accessories; (2) a company's refusal to engage in the trade of any goods or services, decision to refrain from continuing an existing business relationship, or decision to terminate an existing business relationship to comply with federal, state, or local law, policy, or regulations or a directive by a regulatory agency, or for any traditional business reason that is specific to the customer or potential customer and not based solely on an entity 's or association's status as a firearm entity or firearm trade association.

Violation of this certification may result in action by the Department.

# Special Provision to Item 000
# Nondiscrimination

## 1. DESCRIPTION

All recipients of federal financial assistance are required to comply with various nondiscrimination laws including Title VI of the Civil Rights Act of 1964, as amended, (Title VI). Title VI forbids discrimination against anyone in the United States on the grounds of race, color, or national origin by any agency receiving federal funds.

Texas Department of Transportation, as a recipient of Federal financial assistance, and under Title VI and related statutes, ensures that no person shall on the grounds of race, religion (where the primary objective of the financial assistance is to provide employment per 42 U.S.C. § 2000d-3), color, national origin, sex, age or disability be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination under any Department programs or activities.

## 2. DEFINITION OF TERMS

Where the term “contractor” appears in the following six nondiscrimination clauses, the term “contractor” is understood to include all parties to contracts or agreements with the Texas Department of Transportation.

## 3. NONDISCRIMINATION PROVISIONS

During the performance of this contract, the contractor agrees as follows:

3.1. **Compliance with Regulations**. The Contractor shall comply with the Regulations relative to nondiscrimination in Federally-assisted programs of the Department of Transportation (hereinafter, “DOT”) Title 49, Code of Federal Regulations, Part 21, as they may be amended from time to time, (hereinafter referred to as the Regulations), which are herein incorporated by reference and made a part of this contract.

3.2. **Nondiscrimination**. The contractor, with regard to the work performed by it during the contract, shall not discriminate on the grounds of race, color, or national origin in the selection and retention of subcontractors, including procurements of materials and leases of equipment. The contractor shall not participate either directly or indirectly in the discrimination prohibited by section 21.5 of the Regulations, including employment practices when the contract covers a program set forth in Appendix B of the Regulations.

3.3. **Solicitations for Subcontracts, Including Procurements of Materials and Equipment:** In all solicitations either by competitive bidding or negotiation made by the contractor for work to be performed under a subcontract, including procurements of materials or leases of equipment, each potential subcontractor or supplier shall be notified by the contractor of the contractor's obligations under this contract and the Regulations relative to nondiscrimination on the grounds of race, color, or national origin.

3.4. **Information and Reports:** The contractor shall provide all information and reports required by the Regulations or directives issued pursuant thereto, and shall permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by the Recipient or the Texas Department of Transportation to be pertinent to ascertain compliance with such Regulations, orders and instructions. Where any information required of a contractor is in the exclusive possession of another who fails or refuses to furnish this information the contractor shall so certify to the Recipient, or the Texas Department of Transportation as appropriate, and shall set forth what efforts it has made to obtain the information.

3.5. **Sanctions for Noncompliance**. In the event of the contractor's noncompliance with the nondiscrimination provisions of this contract, the Recipient shall impose such contract sanctions as it or the Texas Department of Transportation may determine to be appropriate, including, but not limited to:

- withholding of payments to the contractor under the contract until the contractor complies, and/or
- cancellation, termination or suspension of the contract, in whole or in part.

3.6. **Incorporation of Provisions**. The contractor shall include the provisions of paragraphs (1) through (6) in every subcontract, including procurements of materials and leases of equipment, unless exempt by the Regulations, or directives issued pursuant thereto. The contractor shall take such action with respect to any subcontract or procurement as the Recipient or the Texas Department of Transportation may direct as a means of enforcing such provisions including sanctions for non-compliance: Provided, however, that, in the event a contractor becomes involved in, or is threatened with, litigation with a subcontractor or supplier as a result of such direction, the contractor may request the Recipient to enter into such litigation to protect the interests of the Recipient, and, in addition, the contractor may request the United States to enter into such litigation to protect the interests of the United States.

# Special Provision 000
# Certificate of Interested Parties (Form 1295)

Submit a notarized Form 1295, "Certificate of Interested Parties," in the following instances:

- at Contract execution for Contracts awarded by the Commission;
- at Contract execution for Contracts awarded by the District Engineer or Chief Engineer with an award amount of $1,000,000 or more; at any time an existing Contract awarded by the District Engineer or Chief Engineer increases in value to $1,000,000 or more due to changes in the Contract; at any time there is an increase of $1,000,000 or more to an existing Contract (change orders, extensions, and renewals); or
- at any time there is a change to the information in Form 1295, when the form was filed for an existing Contract.

Form 1295 and instructions on completing and filing the form are available on the Texas Ethics Commission website.

# Special Provision 000
# Important Notice to Contractors

| For Dollar Amount of Original Contract | | Dollar Amount of Daily Contract Administration Liquidated Damages per Working Day |
|---|---|---|
| From More Than | To and including | |
| 0 | 1,000,000 | 618 |
| 1,000,000 | 3,000,000 | 832 |
| 3,000,000 | 5,000,000 | 940 |
| 5,000,000 | 15,000,000 | 1317 |
| 15,000,000 | 25,000,000 | 1718 |
| 25,000,000 | 50,000,000 | 2411 |
| 50,000,000 | Over 50,000,000 | 4265 |

In addition to the amount shown in Table 1, the Liquidated Damages will be increased by the amount shown in Item 8 of the General Notes for Road User Cost (RUC), when applicable.

# Special Provision 000
# Notice of Contractor Performance Evaluations

## 1. GENERAL

In accordance with Texas Transportation Code §223.012, the Engineer will evaluate Contractor performance based on quality, safety, and timeliness of the project.

## 2. DEFINITIONS

2.1. **Project Recovery Plan (PRP)**—a formal, enforceable plan developed by the Contractor, in consultation with the District, that documents the cause of noted quality, safety, and timeliness issues and specifies how the Contractor proposes to correct project-specific performance deficiencies.

In accordance with Title 43, Texas Administrative Code (TAC), §9.23, the District will request a PRP if the Contractor's performance on a project is below the Department's acceptable standards and will monitor the Contractor's compliance with the established plan.

2.2. **Corrective Action Plan (CAP)**—a formal, enforceable plan developed by the Contractor, and proposed for adoption by the Construction or Maintenance Division, that documents the cause of noted quality, safety, and timeliness issues and specifies how the Contractor proposes to correct statewide performance deficiencies.

In accordance with 43 TAC §9.23, the Division will request a CAP if the average of the Contractor's statewide final evaluation scores falls below the Department's acceptable standards for the review period and will monitor the Contractor's compliance with the established plan.

## 3. CONTRACTOR EVALUATIONS

In accordance with Title 43, Texas Administrative Code (TAC) §9.23, the Engineer will schedule evaluations at the following intervals, at minimum:

- Interim evaluations—at or within 30 days after the anniversary of the notice to proceed, for Contracts extending beyond 1 yr., and
- Final evaluation—upon project closeout.

In case of a takeover agreement, neither the Surety nor its performing Contractor will be evaluated.

In addition to regularly scheduled evaluations, the Engineer may schedule an interim evaluation at any time to formally communicate issues with quality, safety, or timeliness. Upon request, work with the Engineer to develop a PRP to document expectations for correcting deficiencies.

Comply with the PRP as directed. Failure to comply with the PRP may result in additional remedial actions available to the Engineer under Item 5, "Control of the Work." Failure to meet a PRP to the Engineer's satisfaction may result in immediate referral to the Performance Review Committee for consideration of further action against the Contractor.

The Engineer will consider and document any events outside the Contractor's control that contributed to the failure to meet performance standards or comply with a PRP, including consideration of sufficient time.

Follow the escalation ladder if there is a disagreement regarding an evaluation or disposition of a PRP. The Contractor may submit additional documentation pertaining to the dispute. The District Engineer's decision

on a Contractor's evaluation score and recommendation of action required in a PRP or follow up for non-compliance is final.

## 4. DIVISION OVERSIGHT

Upon request of the Construction or Maintenance Division, develop and submit for Division approval a proposed CAP to document expectations for correcting deficiencies in the performance of projects statewide.

Comply with the CAP as directed. The CAP may be modified at any time up to completion or resolution after written approval of the premise of change from the Division. Failure to meet an adopted or revised adopted CAP to the Division's satisfaction within 120 days will result in immediate referral to the Performance Review Committee for consideration of further action against the Contractor.

The Division will consider and document any events outside the Contractor's control that contributed to the failure to meet performance standards or comply with a CAP, including consideration of sufficient time and associated costs as appropriate.

## 5. PERFORMANCE REVIEW COMMITTEE

The Performance Review Committee, in accordance with 43 TAC §9.24, will review at minimum all final evaluations, history of compliance with PRPs, any adopted CAPs including agreed modifications, any information about events outside a Contractor's control contributing to the Contractor's performance, and any documentation submitted by the Contractor and may recommend one or more of the following actions:

- take no action,
- reduce the Contractor's bidding capacity,
- prohibit the Contractor from bidding on one or more projects,
- immediately suspend the Contractor from bidding for a specified period of time, by reducing the Contractor's bidding capacity to zero, or
- prohibit the Contractor from being awarded a Contract on which they are the apparent low bidder.

The Deputy Executive Director will determine any further action against the Contractor.

## 6. APPEALS PROCESS

In accordance with 43 TAC §9.25, the Contractor may appeal remedial actions determined by the Deputy Executive Director.

# Special Provision to Item 2
# Instructions to Bidders

Item 2, "Instructions to Bidders," of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

**Article 2.3., "Issuing Proposal Forms,"** is supplemented by the following:

- the Bidder or affiliate of the Bidder that was originally determined as the apparent low Bidder on a project, but was deemed nonresponsive for failure to register or participate in the Department of Homeland Security's (DHS) E-Verify system as specified in Article 2.15., "Department of Homeland Security (DHS) E-Verify System," is prohibited from rebidding that specific project.

**Article 2.7., "Nonresponsive Bid,"** is supplemented by the following:

- the Bidder failed to participate in the Department of Homeland Security's (DHS) as specified in Article 2.15., "Department of Homeland Security (DHS) E-Verify System."

**Article 2.15., "Department of Homeland Security (DHS) E-Verify System,"** is added.

The Department will not award a Contract to a Contractor that is not registered in the DHS E-Verify system. Remain active in E=Verify throughout the life of the contract. In addition, in accordance with paragraph six of Article 8.2, "Subcontracting," include this requirement in all subcontracts and require that subcontractors remain active in E-Verify until their work is completed.

If the apparent low Bidder does not appear on the DHS E-Verify system prior to award, the Department will notify the Contractor that they must submit documentation showing that they are compliant within 5-business days after the date the notification was sent. A Contractor who fails to comply or respond within the deadline will be declared non-responsive and the Department will execute the proposal guaranty. The proposal guaranty will become the property of the State, not as a penalty, but as liquidated damages. The Bidder forfeiting the proposal guaranty will not be considered in future proposals for the same work unless there has been a substantial change in the scope of the work.

The Department may recommend that the Commission:

- reject all bids, or
- award the Contract to the new apparent low Bidder, if the Department is able to verify the Bidder's participation in the DHS E-verify system. For the Bidder who is not registered in E-Verify, the Department will allow for one business day after notification to provide proof of registration.

If the Department is unable to verify the new apparent low Bidder's participation in the DHS E-Verify system within one calendar day:

- the new apparent low Bidder will not be deemed nonresponsive,
- the new apparent low Bidder's guaranty will not be forfeited,
- the Department will reject all bids, and
- the new apparent low Bidder will remain eligible to receive future proposals for the same project.

# Special Provision to Item 2
# Instructions to Bidders

Item 2, "Instructions to Bidders" of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

**Article 3., "Issuing Proposal Forms,"** is supplemented by the following:

The Electronic State Business Daily (ESBD), the Integrated Contractor Exchange (iCX) system, and the project proposal are the official sources of advertisement and bidding information for the State and Local Lettings. Bidders should bid the project using the information found therein, including any addenda. These sources take precedence over information from other sources, including TxDOT webpages, which are unofficial and intended for informational purposes only.

# Special Provision to Item 2
# Instructions to Bidders

Item 2, "Instructions to Bidders," of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

**Article 2.3., "Issuing Proposal Forms,"** is supplemented by the following:

- the Bidder or affiliate of the Bidder that was originally determined as the apparent low Bidder on a project but was deemed nonresponsive for failure to register or participate in the Department of Homeland Security's (DHS) E-Verify system as specified in Article 2.15., "Department of Homeland Security (DHS) E-Verify System," is prohibited from rebidding that specific project.

**Article 2.7., "Nonresponsive Bid,"** is supplemented by the following:

- the Bidder failed to participate in the Department of Homeland Security's (DHS) as specified in Article 2.15., "Department of Homeland Security (DHS) E-Verify System."

**Article 2.15., "Department of Homeland Security (DHS) E-Verify System,"** is added.

The Department will not award a Contract to a Contractor that is not registered in the DHS E-Verify system. Remain active in E-Verify throughout the life of the Contract. In addition, in accordance with paragraph six of Article 8.2., "Subcontracting," include this requirement in all subcontracts and require that subcontractors remain active in E-Verify until their work is completed.

If the apparent low Bidder does not appear in the DHS E-Verify system before award, the Contractor must submit documentation showing that they are compliant within 5 calendar days after bid opening. A Contractor that fails to comply or respond within the deadline will be declared nonresponsive. The Bidder forfeiting the proposal guaranty will not be considered in future proposals for the same work unless there has been a substantial change in the scope of the work.

The Department may recommend that the Commission:

- reject all bids, or
- award the Contract to the new apparent low Bidder, if the Department is able to verify the Bidder's participation in the DHS E-Verify system.

If the Department is unable to verify the new apparent low Bidder's participation in the DHS E-Verify system:

- the new apparent low Bidder will not be deemed nonresponsive,
- the new apparent low Bidder's guaranty will not be forfeited,
- the Department will reject all bids,
- the new apparent low Bidder will remain eligible to receive future proposals for the same project, and
- the proposal guaranty of the original low bidder will become the property of the State, not as a penalty, but as liquidated damages.

# Special Provision to Item 3
# Award and Execution Contract

Item 3, Award and Execution of Contract," of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

**Section 4.3, "Insurance**." The first sentence is voided and replaced by the following:

For construction and building Contracts, submit a certificate of insurance showing coverages in accordance with Contract requirements. For routine maintenance Contracts, refer to Article 8, "Beginning of Work."

**Article 8, "Beginning of Work**." The first sentence is supplemented by the following:

For a routine maintenance Contract, do not begin work until a certificate of insurance showing coverages in accordance with the Contract requirements is provided and accepted.

# Special Provision to Item 3
# Award and Execution of Contract

Item 3, "Award and Execution of Contract" of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

**Section 4.3 "Insurance" is being amended by the following:**

**Table 2**
**Insurance Requirements**

| Type of Insurance | Amount of Coverage |
|---|---|
| Commercial General Liability Insurance | Not Less Than:<br>$600,000 each occurrence |
| Business Automobile Policy | Not Less Than:<br>$600,000 combined single limit |
| Workers' Compensation | Not Less Than:<br>Statutory |
| All Risk Builder's Risk Insurance<br>(For building-facilities contracts only) | 100% of Contract Price |

# Special Provision to Item 5
# Control of the Work

Item 5, "Control of the Work," of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

Article 5.1, "Authority of Engineer," is voided and replaced by the following.

The Engineer has the authority to observe, test, inspect, approve, and accept the work. The Engineer decides all questions about the quality and acceptability of materials, work performed, work progress, Contract interpretations, and acceptable Contract fulfillment. The Engineer has the authority to enforce and make effective these decisions.

The Engineer acts as a referee in all questions arising under the terms of the Contract. The Engineer's decisions will be final and binding.

The Engineer will pursue and document actions against the Contractor as warranted to address Contract performance issues. Contract remedies include, but are not limited to, the following:

- conducting interim performance evaluations requiring a Project Recovery Plan, in accordance with Title 43, Texas Administrative Code (TAC) §9.23,
- requiring the Contractor to remove and replace defective work, or reducing payment for defective work,
- removing an individual from the project,
- suspending the work without suspending working day charges,
- assessing standard liquidated damages to recover the Department's administrative costs, including additional project-specific liquidated damages when specified in the Contract in accordance with 43 TAC §9.22,
- withholding estimates,
- declaring the Contractor to be in default of the Contract, and
- in case of a Contractor's failure to meet a Project Recovery Plan, referring the issue directly to the Performance Review Committee for consideration of further action against the Contractor in accordance with 43 TAC §9.24.

The Engineer will consider and document any events outside the Contractor's control that contributed to the failure to meet performance standards, including consideration of sufficient time.

Follow the issue escalation ladder if there is disagreement regarding the application of Contract remedies.

# Special Provision to Item 5
# Control of the Work

Item 5, “Control of the Work” of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

**Article 5.4, “Coordination of Plans, Specifications, and Special Provisions,” the last sentence of the last paragraph is replaced by the following:**

Failure to promptly notify the Engineer will constitute a waiver of all contract claims against the Department for misunderstandings or ambiguities that result from the errors, omissions, or discrepancies.

# Special Provision to Item 6
# Control of Materials

For this project, Item 6, "Control of Materials," of the Standard Specifications, is hereby amended with respect to the clauses cited below, and no other clauses or requirements of this Item are waived or changed hereby.

**Article 4., "Sampling, Testing, and Inspection,"** is supplemented by the following:

Meet with the Engineer and choose either the Department or a Department-selected Commercial Lab (CL) for conducting the subset of project-level sampling and testing shown in Table 1, "Select Guide Schedule Sampling and Testing." Selection may be made on a test by test basis. CLs will meet the testing turnaround times shown (includes test time and time for travel/sampling and reporting) and in all cases issue test reports as soon as possible.

If the Contractor chooses a Department-selected CL for any Table 1 sampling and testing:

- notify the Engineer, District Lab, and the CL of project scheduling that may require CL testing;
- provide the Engineer, District Lab, and CL at least 24 hours' notice by phone and e-mail;
- reimburse the Department for CL Table 1 testing using the contract fee schedule for the CL (including mileage and travel/standby time) at the minimum guide schedule testing frequencies;
- reimburse the Department for CL Table 1 testing above the minimum guide schedule frequencies for retesting when minimum frequency testing results in failures to meet specification limits;
- agree with the Engineer and CL upon a policy regarding notification for testing services;
- give any cancellation notice to the Engineer, District Lab, and CL by phone and e-mail;
- reimburse the Department a $150 cancellation fee to cover technician time and mileage charges for previously scheduled work cancelled without adequate notice, which resulted in mobilization of technician and/or equipment by the CL; and
- all CL charges will be reimbursed to the Department by a deduction from the Contractor's monthly pay estimate.

If the CL does not meet the Table 1 turnaround times, testing charge to the Contractor will be reduced by 50% for the first late day and an additional 5% for each succeeding late day.

Approved CL project testing above the minimum testing frequencies in the Guide Schedule of Sampling and Testing, and not as the result of failing tests, will be paid by the Department.

Other project-level Guide Schedule sampling and testing not shown on Table 1 will be the responsibility of the Department.

**Table 1**
**Select Guide Schedule Sampling and Testing (Note 1)**

| TxDOT Test | Test Description | Turn-Around Time (Calendar days) |
|---|---|---|
| **SOILS/BASE** | | |
| Tex-101-E | Preparation of Soil and Flexible Base Materials for Testing (included in other tests) | |
| Tex-104-E | Liquid Limit of Soils (included in 106-E) | |
| Tex-105-E | Plastic Limit of Soils (included in 106-E) | |
| Tex-106-E | Calculating the Plasticity Index of Soils | 7 |
| Tex-110-E | Particle Size Analysis of Soils | 6 |
| Tex-113-E | Moisture-Density Relationship of Base Materials | 7 |
| Tex-114-E | Moisture-Density Relationship of Subgrade and Embankment Soil | 7 |
| Tex-115-E | Field Method for In-Place Density of Soils and Base Materials | 2 |
| Tex-116-E | Ball Mill Method for the Disintegration of Flexible Base Material | 5 |
| Tex-117-E, Part II | Triaxial Compression Tests For Disturbed Soils and Base Materials (Part II) | 6 |
| Tex-113-E **w/** Tex-117-E | Moisture-Density Relationship of Base Materials **with** Triaxial Compression Tests For Disturbed Soils and Base Materials (Part II) | 10 |
| Tex-140-E | Measuring Thickness of Pavement Layer | 2 |
| Tex-145-E | Determining Sulfate Content in Soils - Colorimetric Method | 4 |
| **HOT MIX ASPHALT** | | |
| Tex-200-F | Sieve Analysis of Fine and Coarse Aggregate (dry, from ignition oven with known correction factors) | 1 (Note 2) |
| Tex-203-F | Sand Equivalent Test | 3 |
| Tex-206-F, **w/** Tex-207-F, Part I, **w/** Tex-227-F | **(Lab-Molded Density of Production Mixture – Texas Gyratory)** Method of Compacting Test Specimens of Bituminous Mixtures **with** Density of Compacted Bituminous Mixtures, Part I - Bulk Specific Gravity of Compacted Bituminous Mixtures, **with** Theoretical Maximum Specific Gravity of Bituminous Mixtures | 1 (Note 2) |
| Tex-207-F, Part I **&/or** Part VI | **(In-Place Air Voids of Roadway Cores)** Density of Compacted Bituminous Mixtures, Part I- Bulk Specific Gravity of Compacted Bituminous Mixtures **&/or** Part VI - Bulk Specific Gravity of Compacted Bituminous Mixtures Using the Vacuum Method | 1 (Note 2) |
| Tex-207-F, Part V | Density of Compacted Bituminous Mixtures, Part V- Determining Mat Segregation using a Density-Testing Gauge | 3 |
| Tex-207-F, Part VII | Density of Compacted Bituminous Mixtures, Part VII - Determining Longitudinal Joint Density using a Density-Testing Gauge | 4 |
| Tex-212-F | Moisture Content of Bituminous Mixtures | 3 |
| Tex-217-F | Deleterious Material and Decantation Test for Coarse Aggregate | 4 |
| Tex-221-F | Sampling Aggregate for Bituminous Mixtures, Surface Treatments, and LRA (included in other tests) | |
| Tex-222-F | Sampling Bituminous Mixtures (included in other tests) | |
| Tex-224-F | Determination of Flakiness Index | 3 |
| Tex-226-F | Indirect Tensile Strength Test (production mix) | 4 |
| Tex-235-F | Determining Draindown Characteristics in Bituminous Materials | 3 |
| Tex-236-F (Correction Factors) | Asphalt Content from Asphalt Paving Mixtures by the Ignition Method (Determining Correction Factors) | 4 |
| Tex-236-F | Asphalt Content from Asphalt Paving Mixtures by the Ignition Method (Production Mixture) | 1 (Note 2) |
| Tex-241-F **w/** Tex-207-F, Part I, **w/** Tex-227-F | **(Lab-Molded Density of Production Mixture – Superpave Gyratory)** Superpave Gyratory Compacting of Specimens of Bituminous Mixtures (production mixture) **with** Density of Compacted Bituminous Mixtures, Part I- Part I - Bulk Specific Gravity of Compacted Bituminous Mixtures, **with** Theoretical Maximum Specific Gravity of Bituminous Mixtures | 1 (Note 2) |
| Tex-242-F | Hamburg Wheel-Tracking Test (production mix, molded samples) | 3 |
| Tex-244-F | Thermal Profile of Hot Mix Asphalt | 1 |
| Tex-246-F | Permeability of Water Flow of Hot Mix Asphalt | 3 |
| Tex-280-F | Flat and Elongated Particles | 3 |
| Tex-530-C | Effect of Water on Bituminous Paving Mixtures (production mix) | 4 |

| | | |
|---|---|---|
| **AGGREGATES** | | |
| Tex-400-A | Sampling Flexible Base, Stone, Gravel, Sand, and Mineral Aggregates | 3 |
| Tex-410-A | Abrasion of Coarse Aggregate Using the Los Angeles Machine | 5 |
| Tex-411-A | Soundness of Aggregate by Use of Sodium Sulfate or Magnesium Sulfate | 12 |
| Tex-461-A | Degradation of Coarse Aggregate by Micro-Deval Abrasion | 5 |
| **CHEMICAL** | | |
| Tex-612-J | Acid Insoluble Residue for Fine Aggregate | 4 |
| **GENERAL** | | |
| HMA Production Specialist [TxAPA – Level 1-A] ($/hr) | | |
| HMA Roadway Specialist [TxAPA – Level 1-B] ($/hr) | | |
| Technician Travel/Standby Time ($/hr) | | |
| Per Diem ($/day – meals and lodging) | | |
| Mileage Rate ($/mile from closest CL location) | | |

**Note 1– Turn-Around Time includes test time and time for travel/sampling and reporting.**
**Note 2 – These tests require turn-around times meeting the governing specifications. Provide test results within the stated turn-around time. CL is allowed one additional day to provide the signed and sealed report.**

# Special Provision to Item 6
# Control of Materials

Item 6, "Control of Materials" of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

Article 6.10., "Hazardous Materials," is voided and replaced by the following:

Comply with the requirements of Article 7.12., "Responsibility for Hazardous Materials."

Notify the Engineer immediately when a visual observation or odor indicates that materials on sites owned or controlled by the Department may contain hazardous materials. Except as noted herein, the Department is responsible for testing, removing, and disposing of hazardous materials not introduced by the Contractor. The Engineer may suspend work wholly or in part during the testing, removing, or disposing of hazardous materials, except in the case where hazardous materials are introduced by the Contractor.

Use materials that are free of hazardous materials. Notify the Engineer immediately if materials are suspected to contain hazardous materials. If materials delivered to the project by the Contractor are suspected to contain hazardous materials, have an approved commercial laboratory test the materials for the presence of hazardous materials as approved. Remove, remediate, and dispose of any of these materials found to contain hazardous materials. The work required to comply with this section will be at the Contractor's expense if materials are found to contain hazardous materials. Working day charges will not be suspended and extensions of working days will not be granted for activities related to handling hazardous material introduced by the Contractor. If suspected materials are not found to contain hazardous materials, the Department will reimburse the Contractor for hazardous materials testing and will adjust working day charges if the Contractor can show that this work impacted the critical path.

10.1. Painted Steel Requirements. Coatings on existing steel contain hazardous materials unless otherwise shown on the plans. Remove paint and dispose of steel coated with paint containing hazardous materials is in accordance with the following:

10.1.1. Removing Paint From Steel For contracts that are specifically for painting steel, Item 446, "Field Cleaning and Painting Steel" will be included as a pay item. Perform work in accordance with that item.

For projects where paint must be removed to allow for the dismantling of steel or to perform other work, the Department will provide for a separate contractor (third party) to remove paint containing hazardous materials prior to or during the Contract. Remove paint covering existing steel shown not to contain hazardous materials in accordance with Item 446, "Field Cleaning and Painting Steel."

10.1.2. Removal and Disposal of Painted Steel. For steel able to be dismantled by unbolting, paint removal will not be performed by the Department. The Department will remove paint, at locations shown on the plans or as agreed, for the Contractor's cutting and dismantling purposes. Utilize Department cleaned locations for dismantling when provided or provide own means of dismantling at other locations.

Painted steel to be retained by the Department will be shown on the plans. For painted steel that contains hazardous materials, dispose of the painted steel at a steel recycling or smelting facility unless otherwise shown on the plans. Maintain and make available to the Engineer invoices and other records obtained from the facility showing the received weight of the steel and the facility name. Dispose of steel that does not contain hazardous material coatings in accordance with federal, state and local regulations.

10.2. Asbestos Requirements. The plans will indicate locations or elements where asbestos containing materials (ACM) are known to be present. Where ACM is known to exist or where previously unknown ACM has been found, the Department will arrange for abatement by a separate contractor prior to or during the Contract. Notify the Engineer of proposed dates of demolition or removal of structural elements with ACM at least 60 days before beginning work to allow the Department sufficient time for abatement.

The Department of State Health Services (DSHS), Asbestos Programs Branch, is responsible for administering the requirements of the National Emissions Standards for Hazardous Air Pollutants, 40 CFR Part 61, Subpart M and the Texas Asbestos Health Protection Rules (TAHPR). Based on EPA guidance and regulatory background information, bridges are considered to be a regulated “facility” under NESHAP. Therefore, federal standards for demolition and renovation apply.

The Department is required to notify the DSHS at least 10 working days (by postmarked date) before initiating demolition or renovation of each structure or load bearing member shown on the plans. If the actual demolition or renovation date is changed or delayed, notify the Engineer in writing of the revised dates in sufficient time to allow for the Department’s notification to DSHS to be postmarked at least 10 days in advance of the actual work.

Failure to provide the above information may require the temporary suspension of work under Article 8.4., “Temporary Suspension of Work or Working Day Charges,” due to reasons under the control of the Contractor. The Department retains the right to determine the actual advance notice needed for the change in date to address post office business days and staff availability.

10.3. Lead Abatement. Provide traffic control as shown on the plans, and coordinate and cooperate with the third party and the Department for managing or removing hazardous materials. Work for the traffic control shown on the plans and coordination work will not be paid for directly but will be subsidiary to pertinent Items.

# Special Provision to Item 7
# Legal Relations and Responsibilities

Item 7, "Legal Relations and Responsibilities," of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

**Section 7.7.2., "Texas Pollutant Discharge Elimination System (TPDES) Permits and Storm Water Pollution Prevention Plans (SWP3),"** is voided and replaced by the following:

**7.2. Texas Pollution Discharge Elimination System (TPDES) Permits and Storm Water Pollution Prevention Plans (SWP3).**

**7.2.1. Projects with less than one acre of soil disturbance including required associated project specific locations (PSL's) per TPDES GP TXR 150000.**

No posting or filing will be required for soil disturbances within the right of way. Adhere to the requirements of the SWP3.

**7.2.2. Projects with one acre but less than five acres of soil disturbance including required associated PSL's per TPDES GP TXR 150000.**

The Department will be considered a primary operator for Operational Control Over Plans and Specifications as defined in TPDES GP TXR 150000 for construction activity in the right of way. The Department will post a small site notice along with other requirements as defined in TPDES GP TXR 150000 as the entity of having operational control over plans and specifications for work shown on the plans in the right of way.

The Contractor will be considered a Primary Operator for Day-to-Day Operational Control as defined in TPDES GP TXR 150000 for construction activity in the right of way. In addition to the Department's actions, the Contractor will post a small site notice along with other requirements as defined in TPDES GP TXR 150000 as the entity of having day-to-day operational control of the work shown on the plans in the right of way. This is in addition to the Contractor being responsible for TPDES GP TXR 150000 requirements for on- right of way and off- right of way PSL's. Adhere to all requirements of the SWP3 as shown on the plans. The Contractor will be responsible for Implement the SWP3 for the project site in accordance with the plans and specifications, TPDES General Permit TXR150000, and as directed.

**7.2.3. Projects with 5 acres or more of soil disturbance including required associated PSL's per TPDES GP TXR 150000.**

The Department will be considered a primary operator for Operational Control Over Plans and Specifications as defined in TPDES GP TXR 150000 for construction activities in the right of way. The Department will post a large site notice, file a notice of intent (NOI), notice of change (NOC), if applicable, and a notice of termination (NOT) along with other requirements per TPDES GP TXR 150000 as the entity having operational control over plans and specifications for work shown on the plans in the right of way.

The Contractor will be considered a primary operator for Day-to-Day Operational Control as defined in TPDES GP TXR 150000 for construction activities in the right of way. In addition to the Department's actions, the Contractor shall file a NOI, NOC, if applicable, and NOT and post a large site notice along with other requirements as the entity of having day-to-day operational control of the work shown on the plans in the right of way. This is in addition to the Contractor

being responsible for TPDES GP TXR 150000 requirements for on- right of way and off- right of way PSL's. Adhere to all requirements of the SWP3 as shown on the plans.

# Special Provision to Item 7
# Legal Relations and Responsibilities

Item 7, "Legal Relations and Responsibilities," of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

**Section 7.2.4., "Public Safety and Convenience."** The first paragraph is deleted and replaced by the following.

Ensure the safety and convenience of the public and property as provided in the Contract and as directed. Keep existing roadways open to traffic or construct and maintain detours and temporary structures for safe public travel. Manage construction to minimize disruption to traffic. Maintain the roadway in a good and passable condition, including proper drainage and provide for ingress and egress to adjacent property.

If the construction of the project requires the closing of a highway, as directed, coordinate the closure with the Engineer and work to ensure all lanes and ramps possible are available during peak traffic periods before, during, and after significant traffic generator events to avoid any adverse economic impact on the municipalities during:

- dates or events as shown on the plans, and
- other dates as directed.

# Special Provision to Item 007
# Legal Relations and Responsibilities

Item 7, "Legal Relations and Responsibilities," of the Standard Specifications is amended with respect to the clauses cited below.

**Section 2.6., "Barricades, Signs, and Traffic Handling,"** the first paragraph is voided and replaced by the following:

2.6. **Barricades, Signs, and Traffic Handling.** Comply with the requirements of Item 502 "Barricades, Signs, and Traffic Handling," and as directed. Provide traffic control devices that conform to the details shown on the plans, the TMUTCD, and the Department's Compliant Work Zone Traffic Control Device List maintained by the Traffic Safety Division. When authorized or directed, provide additional signs or traffic control devices not required by the plans.

**Section 2.6.1., "Contractor Responsible Person and Alternative,"** is voided and replaced by the following:

2.6.1. **Contractor Responsible Person and Alternative.** Designate in writing, a Contractor's Responsible Person (CRP) and an alternate to be the representative of the Contractor who is responsible for taking or directing corrective measures regarding the traffic control. The CRP or alternate must be accessible by phone 24 hr. per day and able to respond when notified. The CRP and alternate must comply with the requirements of Section 2.6.5., "Training."

**Section 2.6.2, "Flaggers,"** the first paragraph is voided and replaced by the following:

2.6.2. **Flaggers.** Designate in writing, a flagger instructor who will serve as a flagging supervisor and is responsible for training and assuring that all flaggers are qualified to perform flagging duties. Certify to the Engineer that all flaggers will be trained and make available upon request a list of flaggers trained to perform flagging duties.

**Section 2.6.5, "Training,"** is voided and replaced by the following:

2.6.5. **Training.** Train workers involved with the traffic control using Department-approved training as shown on the "Traffic Control Training" Material Producer List.

Coordinate enrollment, pay associated fees, and successfully complete Department-approved training or Contractor-developed training. Training is valid for the period prescribed by the provider. Except for law enforcement personnel training, refresher training is required every 4 yr. from the date of completion unless otherwise specified by the course provider. The Engineer may require training at a frequency instead of the period prescribed based on the Department's needs. Training and associated fees will not be measured or paid for directly but are considered subsidiary to pertinent Items.

Certify to the Engineer that workers involved in traffic control and other work zone personnel have been trained and make available upon request a copy of the certification of completion to the Engineer. Ensure the following is included in the certification of completion:

- name of provider and course title,
- name of participant,
- date of completion, and
- date of expiration.

Where Contractor-developed training or a Department-approved training course does not produce a certification, maintain a log of attendees. Make the log available upon request. Ensure the log is legible and includes the following:

- printed name and signature of participant,
- name and title of trainer, and
- date of training.

2.6.5.1. **Contractor-developed Training.** Develop and deliver Contractor-developed training meeting the minimum requirements established by the Department. The outline for this training must be submitted to the Engineer for approval at the preconstruction meeting. The CRP or designated alternate may deliver the training instead of the Department-approved training. The work performed and materials furnished to develop and deliver the training will not be measured or paid for directly but will be considered subsidiary to pertinent Items.

2.6.5.1.1. **Flagger Training Minimum Requirements.** A Contractor's certified flagging instructor is permitted to train other flaggers.

2.6.5.1.2. **Optional Contractor-developed Training for Other Work Zone Personnel.** For other work zone personnel, the Contractor may provide training meeting the curriculum shown below instead of Department-approved training.

Minimum curriculum for Contractor-provided training is as follows:

Contractor-developed training must provide information on the use of personnel protection equipment, occupational hazards and health risks, and other pertinent topics related to traffic management. The type and amount of training will depend on the job duties and responsibilities. Develop training applicable to the work being performed. Develop training to include the following topics.

- The Life You Save May Be Your Own (or other similar company safety motto).
- Purpose of the training.
  - It's the Law.
  - To make work zones safer for workers and motorist.
  - To understand what is needed for traffic control.
  - To save lives including your own.
- Personal and Co-Worker Safety.
  - **High Visibility Safety Apparel.** Discuss compliant requirements; inspect regularly for fading and reduced reflective properties; if night operations are required, discuss the additional and appropriate required apparel in addition to special night work risks; if moving operations are underway, discuss appropriate safety measures specific to the situation and traffic control plan.
  - **Blind Areas.** A blind area is the area around a vehicle or piece of construction equipment not visible to the operators, either by line of sight or indirectly by mirrors. Discuss the "Circle of Safety" around equipment and vehicles; use of spotters; maintain eye contact with equipment operators; and use of hand signals.
  - **Runovers and Backovers.** Remain alert at all times; keep a safe distance from traffic; avoid turning your back to traffic and if you must then use a spotter; and stay behind protective barriers, whenever possible. Note: It is not safe to sit on or lean against a concrete barrier, these barriers can deflect four plus feet when struck by a vehicle.
  - Look out for each other, warn co-workers.
  - Be courteous to motorists.
  - Do not run across active roadways.
  - Workers must obey traffic laws and drive courteously while operating vehicles in the work zones.
  - Workers must be made aware of company distracted driving policies.
- **Night Time Operations.** Focus should be placed on projects with a nighttime element.

- **Traffic Control Training.** Basics of Traffic Control.
  - Identify work zone traffic control supervisor and other appropriate persons to report issues to when they arise.
  - Emphasize that work zone traffic control devices must be in clean and in undamaged condition. If devices have been hit but not damaged, put back in their correct place and report to traffic control supervisor. If devices have been damaged, replace with new one and report to traffic control supervisor. If devices are dirty, faded or have missing or damaged reflective tape clean or replace and report to traffic control supervisor. Show examples of non-acceptable device conditions. Discuss various types of traffic control devices to be used and where spacing requirements can be found.
  - **Channelizing Devices and Barricades with Slanted Stripes.** Stripes are to slant in the direction you want traffic to stay or move to; demonstrate this with a device.
  - **Traffic Queuing.** Workers must be made aware of traffic queuing and the dangers created by it. Workers must be instructed to immediately notify the traffic control supervisor and other supervisory personnel if traffic is queuing beyond advance warning sign and devices or construction limits.
  - **Signs.** Signs must be straight and not leaning. Report problems to the traffic control supervisor or other as designated for immediate repair. Covered signs must be fully covered. If covers are damaged or out of place, report to traffic control supervisor or other as designated.

# Special Provision to Item 7
# Legal Relations and Responsibilities

Item 7, "Legal Relations and Responsibilities" of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

**Article 7.20., "Security Incidents,"** is added**.**

**20.1.** **Reporting of Security Incidents.** Immediately notify the Department's Cyber Security Operations Center (CSOC) via the Report Cybersecurity Incident Page on www.txdot.gov, of any potential cybersecurity incident or breach involving Department data**.** A breach of system security is the unauthorized acquisition of computerized data that compromises the security, confidentiality, or integrity of sensitive personal information maintained by a person, including data that is encrypted if the person accessing the data has the key required to decrypt the data.

**20.2.** **Liability for costs incurred.** The Department reserves the right to hold the Contractor liable for all costs incurred by the Department to resolve a security incident introduced by the Contractor, their Subcontractors, or their Suppliers.

# Special Provision to Item 8
# Prosecution and Progress

Item 8, "Prosecution and Progress" of the Standard Specification is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

Article 8.2., "Subcontracting," is supplemented by the following paragraph, which is added as paragraph six to this article:

The Contractor certifies by signing the Contract that the Contractor will not enter into any subcontract with a subcontractor that is not registered in the Department of Homeland Security's (DHS) E-Verify system. Require that all subcontractors working on the project register and require that all subcontractors remain active in the DHS E-Verify system until their work is complete on the project.

# Special Provision to Item 8
# Prosecution and Progress

Item 8, "Prosecution and Progress" of the Standard Specifications is amended with respect to the clause cited below. No other clauses or requirements of this Item are waived or changed.

**Article 8.7.2., "Wrongful Default,"** is revised and replaced by the following:

If it is determined after the Contractor is declared in default, that the Contractor was not in default, the rights and obligations of all parties will be the same as if termination had been issued for the convenience of the public as provided in Article 8.8 "Termination of Contract."

# Special Provision to Item 8
# Prosecution and Progress

Item 8, "Prosecution and Progress" of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

**Article 3., "Computation of Contract Time for Completion."** The second paragraph is voided and replaced by the following:

The development of the conceptual time determination is intended to establish the number of working days on the Contract. Upon request, the Engineer will provide the conceptual time determination schedule to the Contractor for informational purposes only. The schedule assumes generic resources, production rates, sequences of construction, and average weather conditions based on historic data. Schedule labor, equipment, procurement of materials, subcontractor work, and all other necessary means to prosecute the work within the number of working days specified by the Contract.

# Special Provision to Item 009
# Measurement and Payment

Item 009 "Measurement and Payment" of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

**Article 9.5., "PROGRESS PAYMENTS" is supplemented with the following:**

It is the Department's desire to pay a Contractor for work through the last working day of the month; however, the use of early cut-off dates for monthly estimates and MOH is a project management practice to manage workload at the Area Office level. Approval for using early cut-off dates is at the District's discretion. The earliest cut-off date for estimates is the 25th of the month.

**Article 9.6., "PAYMENT FOR MATERIAL ON HAND (MOH)" first paragraph is amended as follows:**

If payment for MOH is desired, request compensation for the invoice cost of acceptable nonperishable materials that have not been used in the work before the request, and that have been delivered to the work location or are in acceptable storage places. Nonperishable materials are those that do not have a shelf life or whose characteristics do not materially change when exposed to the elements. Include only materials that have been sampled, tested, approved, or certified, and are ready for incorporation into the work. Only materials which are completely constructed or fabricated on the Contractor's order for a specific Contract and are so marked and on which an approved test report has been issued are eligible. Payment for MOH may include the following types of items: concrete traffic barrier, precast concrete box culverts, concrete piling, reinforced concrete pipe, and illumination poles. Any repairs required after fabricated materials have been approved for storage will require approval of the Engineer before being made and will be made at the Contractor's expense. Include only those materials and products, when cumulated under an individual item or similar bid items, that have an invoice cost of at least $1,000 in the request for MOH payment (e.g. For MOH eligibility, various sizes of conductor are considered similar bid items and may be cumulated to meet the threshold; for small roadside signs, the sign supports, mounting bolts, and the sign face is considered one bid item or similar bid items for more than one pay item for sign supports.) Requests for MOH are to be submitted at least two days before but not later than the estimate cutoff date unless otherwise agreed. If there is a need to request MOH after the established cut-off date, the district can make accommodation as the need arises. This needed accommodation is to be the exception, though, and not the rule.

# Special Provision to Item 9
# Measurement and Payment

Item 9, "Measurement and Payment" of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

**Section 9.7.1.4.3., "Standby Equipment Costs,"** is voided and replaced by the following:

7.1.4.3. **Standby Equipment Costs.** Payment for standby equipment will be made in accordance with Section 9.7.1.4., "Equipment," except that the 15% markup will not be allowed and that:

**Section 7.1.4.3.1., "Contractor-Owned Equipment,"** is voided and replaced by the following:

7.1.4.3.1. **Contractor-Owned Equipment**. For Contractor-owned equipment:

- Standby will be paid at 50% of the monthly Equipment Watch rate after the regional and age adjustment factors have been applied. Operating costs will not be allowed. Calculate the standby rate as follows.

  Standby rate = (FHWA hourly rate - operating costs) × 50%

- If an hourly rate is needed, divide the monthly *Equipment Watch* rate by 176.
- No more than 8 hr. of standby will be paid during a 24-hr. day period, nor more than 40 hr. per week.
- Standby costs will not be allowed during periods when the equipment would have otherwise been idle.

# Special Provision to Item 300
# Asphalt, Oils, and Emulsions

Item 300, “Asphalt, Oils, and Emulsions” of the Standard Specifications is replaced by Special Specification 3096, “Asphalts, Oils, and Emulsions.” All Item 300 Special Provisions are no longer available, beginning with the April 2022 letting.

# Special Provision to Item 340
# Dense-Graded Hot-Mix (Small Quantity)

Item 340, “Dense-Graded Hot-Mix (Small Quantity)” of the Standard Specifications is replaced by Special Specification 3076, “Dense-Graded Hot-Mix Asphalt,” Section 4.9.4., “Exempt Production.” All Item 340 Special Provisions and bid codes are no longer available, beginning with the February 2022 letting.

# Special Provision to Item 341
# Dense-Graded Hot-Mix Asphalt

Item 341, “Dense-Graded Hot-Mix Asphalt” of the Standard Specifications is replaced by Special Specification 3076, “Dense-Graded Hot-Mix Asphalt.” All Item 341 Special Provisions and bid codes are no longer available, beginning with the February 2020 letting.

# Special Provision to Item 500
# Mobilization

Item 500, "Mobilization" of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

**Section 3, "Payment,"** The section is removed and replaced by the following:

For this Item, the adjusted Contract amount will be calculated as the total Contract amount less the lump sum for mobilization. Except for Contracts with callout or emergency work, mobilization will be paid in partial payments as follows.

- Payment will be made upon presentation of a paid invoice for the payment or performance bonds and required insurance.
- Payment will be made upon verification of documented expenditures for plant and facility setup. The combined amount for all these facilities will be no more than 10% of the mobilization lump sum or 1% of the total Contract amount, whichever is less.
- When 1% of the adjusted Contract amount for construction Items is earned, 50% of the mobilization lump sum bid will be paid. Previous payments under this Item will be deducted from this amount.
- When 5% of the adjusted Contract amount for construction Items is earned, 75% of the mobilization lump sum bid will be paid. Previous payments under the Item will be deducted from this amount.
- When 10% of the adjusted Contract amount for construction Items is earned, 90% of the mobilization lump sum bid will be paid. Previous payments under this Item will be deducted from this amount.
- Upon final acceptance, 97% of the mobilization lump sum bid will be paid. Previous payments under this Item will be deducted from this amount.
- Payment for the remainder of the lump sum bid for "Mobilization" will be made after all submittals are received, final quantities have been determined and when any separate vegetative establishment and maintenance, test, and performance periods provided for in the Contract have been successfully completed.

For projects with extended maintenance or performance periods, payment for the remainder of the lump sum bid for "Mobilization" will be made 6 mo. after final acceptance.

For Contracts with callout or emergency work, "Mobilization," will be paid as follows.

- Payment will be made upon presentation of a paid invoice for the payment of performance bonds and required insurance.
- Mobilization for callout work will be paid for each callout work request.
- Mobilization for emergency work will be paid for each emergency work request.

# Special Provision to Item 712

# Cleaning and Sealing Joints and Cracks (Asphalt Concrete)

Item 712, "Cleaning and Sealing Joints and Cracks (Asphalt Concrete)" of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

**Article 712.4., "Work Methods,"** is voided and replaced by the following:

Apply material when the air or pavement temperature is within the manufacturer's recommendations or as approved. Clean and seal joints and cracks that are 1/8 in. or greater in width with department approved materials. Fill cracks greater than 1/2 in. with dry sand or as shown on the plans. For cracks 1/8 in. to 1-1/2 in. in width, fill with standard crack sealant per manufacturer's recommendations or as approved for optimal crack penetration. For cracks wider than 1-1/2 in., fill with fiber reinforced polymer patching material in accordance with Item 721, "Fiber Reinforced Polymer Patching Material." The installation method will be as shown on the plans. Rout joints and cracks to the configuration shown on the plans when required. Clean joints and cracks with air blast cleaning or other acceptable methods to a depth at least twice the joint or crack width. Joints and cracks must be free of moisture before sealing. Dispose of materials removed as directed or approved. Apply sealing material with a pressure nozzle. Completely fill cracks and joints. Squeegee material to no more than 3 in. wide and 1/8 in. above the pavement surface. Prevent tracking with an application of fine aggregate as directed.

# Special Provision to Special Specification 3096 Asphalts, Oils, and Emulsions

Special Specification 3096, "Asphalts, Oils, and Emulsions," is amended with respect to the clause cited below. No other clause or requirements of this Item are waived or changed.

**Section 3096.2.2., Table 3 Polymer-Modified Asphalt Cement** has been voided and replaced by the following:

**Table 3**
**Polymer-Modified Asphalt Cement**

| Property | Test Procedure | Polymer-Modified Viscosity Grade | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | AC-12-5TR | | NT-HA[1] | | AC-15P | | AC-20XP | | AC-10-2TR | | AC-20-5TR | |
| | | Min | Max | Min | Max | Min | Max | Min | Max | Min | Max | Min | Max |
| Polymer | | TR | | – | | SBS | | SBS | | TR | | TR | |
| Polymer content, % (solids basis) | Tex-533-C or Tex-553-C | 5.0 | – | – | – | 3.0 | – | – | – | 2.0 | – | 5.0 | – |
| Dynamic shear, G*/sin δ, 82°C, 10 rad/s, kPa | T 315 | – | – | 1.0 | – | – | – | – | – | – | – | – | – |
| Dynamic shear, G*/sin δ, 64°C, 10 rad/s, kPa | T 315 | – | – | – | – | – | – | 1.0 | – | – | – | 1.0 | – |
| Dynamic shear, G*/sin δ, 58°C, 10 rad/s, kPa | T 315 | 1.0 | – | – | – | – | – | – | – | 1.0 | – | – | – |
| Viscosity | | | | | | | | | | | | | |
| 140°F, poise | T 202 | 1,200 | – | – | – | 1,500 | – | 2,000 | – | 1,000 | – | 2,000 | – |
| 275°F, poise | T 202 | – | – | – | – | – | 8.0 | – | – | – | 8.0 | – | 10.0 |
| 275°F, Pa-s | T 316 | – | – | – | 4.0 | – | – | – | – | – | – | – | – |
| Penetration, 77°F, 100 g, 5 sec. | T 49 | 110 | 150 | – | 25 | 100 | 150 | 75 | 115 | 95 | 130 | 75 | 115 |
| Elastic recovery, 50°F, % | Tex-539-C | 55 | | | | 55 | – | 55 | – | 30 | – | 55 | – |
| Polymer separation | Tex-540-C | None | | – | | None | | None | | None | | None | |
| Flash point, C.O.C., °F | T 48 | 425 | | 425 | | 425 | – | 425 | – | 425 | – | 425 | – |
| Tests on residue from RTFOT aging and pressure aging: | T 240 and R 28 | | | | | | | | | | | | |
| Creep stiffness | T 313 | | | | | | | | | | | | |
| S, -18°C, MPa | | – | 300 | – | – | – | 300 | – | 300 | – | 300 | – | 300 |
| m-value, -18°C | | 0.300 | – | – | – | 0.300 | – | 0.300 | – | 0.300 | – | 0.300 | – |

1. This is a hot-applied TRAIL product.

**Section 3096.2.5., Diluted Emulsions** tables has been added.

**Diluted Emulsions**. Provide emulsified asphalt that is homogeneous, does not separate after thorough mixing, and meets the requirements for the specified type and grade in Tables 12A, and 12B, where the suffixes 50/50, 40/60, and 30/70 mean 50% emulsion diluted with 50% water; 40% emulsion diluted with 60% water, and 30% emulsion diluted with 70% water, respectively. For example, CSS-1H 40/60 means 40% CSS-1H diluted with 60% water and AE-P 30/70 means 30% AE-P diluted with 70% water.

**Table 12A**
**Diluted CSS-1H**

| Property | Test Procedure | Type-Grade | | | | | |
|---|---|---|---|---|---|---|---|
| | | Diluted Slow-Setting | | | | | |
| | | CSS-1H 50/50 | | CSS-1H 40/60 | | CSS-1H 30/70 | |
| | | Min | Max | Min | Max | Min | Max |
| Viscosity, Saybolt Furol 77°F, sec. | T 72 | Report Only | | Report Only | | Report Only | |
| Distillation test: | | | | | | | |
| Residue by distillation, % by wt. | T 59 | 30 | – | 24 | – | 18 | – |
| Oil distillate, % by volume of emulsion | | – | 0.5 | – | 0.5 | – | 0.5 |
| Tests on residue from distillation: | | | | | | | |
| Penetration, 77°F, 100 g, 5 sec. | T 49 | 40 | 110 | 40 | 110 | 40 | 110 |
| Solubility, % | T 44 | 97.5 | – | 97.5 | – | 97.5 | – |
| Ductility, 77°F, 5 cm/min., cm | T 51 | 80 | – | 80 | – | 80 | – |

**Table 12B**
**Diluted AE-P**

| Property | Test Procedure | Type–Grade | | | | | |
|---|---|---|---|---|---|---|---|
| | | Diluted Slow-Setting | | | | | |
| | | AE-P 50/50 | | AE-P 40/60 | | AE-P 30/70 | |
| | | Min | Max | Min | Min | Max | Min |
| Viscosity, Saybolt Furol 122°F, sec. | T 72 | Report Only | | Report Only | | Report Only | |
| Asphalt emulsion distillation to 500°F followed by Cutback asphalt distillation of residue to 680°F: | T 59 & T 78 | | | | | | |
| Residue after both distillations, % by wt. | | 20 | – | 16 | – | 12 | – |
| Total oil distillate from both distillations, % by volume of emulsion | | 12.5 | 20 | 10.0 | 16 | 7.5 | 12 |
| Tests on residue after all distillations: | | | | | | | |
| Solubility, % | T 44 | 97.5 | – | 97.5 | – | 97.5 | – |
| Float test, 122°F, sec. | T 50 | 50 | 200 | 50 | 200 | 50 | 200 |

# Special Provision to Special Specification 6185
# Truck Mounted Attenuator (TMA) and Trailer Attenuator (TA)

Item 6185, "Truck Mounted Attenuator (TMA) and Trailer Attenuator (TA)" of the Standard Specifications, is hereby amended with respect to the clauses cited below, and no other clauses or requirements of this Item are waived or changed hereby.

**Article 4. "Measurement",** is voided and replaced by the following:

4.1. **Truck Mounted Attenuator/Trailer Attenuator (Stationary).** This Item will be measured by the day. TMA/TAs must be set up in a work area and operational before a calendar day can be considered measureable. A day will be measured for each TMA/TA set up and operational on the worksite.

4.2. **Truck Mounted Attenuator/Trailer Attenuator (Mobile Operation).** This Item will be measured by the hour or by the day. The time begins once the TMA/TA is ready for operation at the predetermined site and stops when notified by the Engineer. When measurement by the hour is specified, a minimum of 4 hr. will be paid each day for each operating TMA/TA used in a mobile operation. When measurement by the day is specified, a day will be measured for each TMA/TA set up and operational on the worksite.

# Special Specification 3076
# Dense-Graded Hot-Mix Asphalt

## 1. DESCRIPTION

Construct a hot-mix asphalt (HMA) pavement layer composed of a compacted, dense-graded mixture of aggregate and asphalt binder mixed hot in a mixing plant. Payment adjustments will apply to HMA placed under this specification unless the HMA is deemed exempt in accordance with Section 3076.4.9.4., "Exempt Production."

## 2. MATERIALS

Furnish uncontaminated materials of uniform quality that meet the requirements of the plans and specifications.

Notify the Engineer of all material sources and before changing any material source or formulation. The Engineer will verify that the specification requirements are met when the Contractor makes a source or formulation change, and may require a new laboratory mixture design, trial batch, or both. The Engineer may sample and test project materials at any time during the project to verify specification compliance in accordance with Item 6, "Control of Materials."

2.1. **Aggregate**. Furnish aggregates from sources that conform to the requirements shown in Table 1 and as specified in this Section. Aggregate requirements in this Section, including those shown in Table 1, may be modified or eliminated when shown on the plans. Additional aggregate requirements may be specified when shown on the plans. Provide aggregate stockpiles that meet the definitions in this Section for coarse, intermediate, or fine aggregate. Aggregate from reclaimed asphalt pavement (RAP) is not required to meet Table 1 requirements unless otherwise shown on the plans. Supply aggregates that meet the definitions in Tex-100-E for crushed gravel or crushed stone. The Engineer will designate the plant or the quarry as the sampling location. Provide samples from materials produced for the project. The Engineer will establish the Surface Aggregate Classification (SAC) and perform Los Angeles abrasion, magnesium sulfate soundness, and Micro-Deval tests. Perform all other aggregate quality tests listed in Table 1. Document all test results on the mixture design report. The Engineer may perform tests on independent or split samples to verify Contractor test results. Stockpile aggregates for each source and type separately. Determine aggregate gradations for mixture design and production testing based on the washed sieve analysis given in Tex-200-F, Part II.

2.1.1. **Coarse Aggregate**. Coarse aggregate stockpiles must have no more than 20% material passing the No. 8 sieve. Aggregates from sources listed in the Department's *Bituminous Rated Source Quality Catalog* (BRSQC) are preapproved for use. Use only the rated values for hot-mix listed in the BRSQC. Rated values for surface treatment (ST) do not apply to coarse aggregate sources used in hot-mix asphalt.

For sources not listed on the Department's BRSQC:

- build an individual stockpile for each material;
- request the Department test the stockpile for specification compliance; and
- once approved, do not add material to the stockpile unless otherwise approved.

Provide aggregate from non-listed sources only when tested by the Engineer and approved before use. Allow 30 calendar days for the Engineer to sample, test, and report results for non-listed sources.

Provide coarse aggregate with at least the minimum SAC shown on the plans. SAC requirements only apply to aggregates used on the surface of travel lanes. SAC requirements apply to aggregates used on surfaces other than travel lanes when shown on the plans. The SAC for sources on the Department's *Aggregate Quality Monitoring Program* (AQMP) (Tex-499-A) is listed in the BRSQC.

2.1.1.1. **Blending Class A and Class B Aggregates**. Class B aggregate meeting all other requirements in Table 1 may be blended with a Class A aggregate to meet requirements for Class A materials, unless otherwise shown on the plans. Ensure that at least 50% by weight, or volume if required, of the material retained on the No. 4 sieve comes from the Class A aggregate source when blending Class A and B aggregates to meet a Class A requirement unless otherwise shown on the plans. Blend by volume if the bulk specific gravities of the Class A and B aggregates differ by more than 0.300. Coarse aggregate from RAP and Recycled Asphalt Shingles (RAS) will be considered as Class B aggregate for blending purposes.

The Engineer may perform tests at any time during production, when the Contractor blends Class A and B aggregates to meet a Class A requirement, to ensure that at least 50% by weight, or volume if required, of the material retained on the No. 4 sieve comes from the Class A aggregate source. The Engineer will use the Department's mix design template, when electing to verify conformance, to calculate the percent of Class A aggregate retained on the No. 4 sieve by inputting the bin percentages shown from readouts in the control room at the time of production and stockpile gradations measured at the time of production. The Engineer may determine the gradations based on either washed or dry sieve analysis from samples obtained from individual aggregate cold feed bins or aggregate stockpiles. The Engineer may perform spot checks using the gradations supplied by the Contractor on the mixture design report as an input for the template; however, a failing spot check will require confirmation with a stockpile gradation determined by the Engineer.

2.1.1.2. **Micro-Deval Abrasion**. The Engineer will perform a minimum of one Micro-Deval abrasion test in accordance with Tex-461-A for each coarse aggregate source used in the mixture design that has a Rated Source Soundness Magnesium (RSSM) loss value greater than 15 as listed in the BRSQC. The Engineer will perform testing before the start of production and may perform additional testing at any time during production. The Engineer may obtain the coarse aggregate samples from each coarse aggregate source or may require the Contractor to obtain the samples. The Engineer may waive all Micro-Deval testing based on a satisfactory test history of the same aggregate source.

The Engineer will estimate the magnesium sulfate soundness loss for each coarse aggregate source, when tested, using the following formula:

$$Mg_{est.} = (RSSM)(MD_{act.}/RSMD)$$

where:
$Mg_{est.}$ = magnesium sulfate soundness loss
$MD_{act.}$ = actual Micro-Deval percent loss
*RSMD* = Rated Source Micro-Deval

When the estimated magnesium sulfate soundness loss is greater than the maximum magnesium sulfate soundness loss specified, the coarse aggregate source will not be allowed for use unless otherwise approved. The Engineer will consult the Soils and Aggregates Section of the Materials and Tests Division, and additional testing may be required before granting approval.

2.1.2. **Intermediate Aggregate**. Aggregates not meeting the definition of coarse or fine aggregate will be defined as intermediate aggregate. Supply intermediate aggregates, when used that are free from organic impurities. The Engineer may test the intermediate aggregate in accordance with Tex-408-A to verify the material is free from organic impurities. Supply intermediate aggregate from coarse aggregate sources, when used that meet the requirements shown in Table 1 unless otherwise approved.

Test the stockpile if 10% or more of the stockpile is retained on the No. 4 sieve, and verify that it meets the requirements in Table 1 for crushed face count (Tex-460-A) and flat and elongated particles (Tex-280-F).

2.1.3. **Fine Aggregate**. Fine aggregates consist of manufactured sands, screenings, and field sands. Fine aggregate stockpiles must meet the gradation requirements in Table 2. Supply fine aggregates that are free from organic impurities. The Engineer may test the fine aggregate in accordance with Tex-408-A to verify the material is free from organic impurities. Unless otherwise shown on the plans, up to 10% of the total aggregate may be field sand or other uncrushed fine aggregate. Use fine aggregate, with the exception of field sand, from coarse aggregate sources that meet the requirements shown in Table 1 unless otherwise approved.

Test the stockpile if 10% or more of the stockpile is retained on the No. 4 sieve and verify that it meets the requirements in Table 1 for crushed face count (Tex-460-A) and flat and elongated particles (Tex-280-F).

**Table 1**
**Aggregate Quality Requirements**

| Property | Test Method | Requirement |
|---|---|---|
| **Coarse Aggregate** | | |
| SAC | Tex-499-A (AQMP) | As shown on the plans |
| Deleterious material, %, Max | Tex-217-F, Part I | 1.5 |
| Decantation, %, Max | Tex-217-F, Part II | 1.5 |
| Micro-Deval abrasion, % | Tex-461-A | Note 1 |
| Los Angeles abrasion, %, Max | Tex-410-A | 40 |
| Magnesium sulfate soundness, 5 cycles, %, Max | Tex-411-A | 30 |
| Crushed face count,[2] %, Min | Tex-460-A, Part I | 85 |
| Flat and elongated particles @ 5:1, %, Max | Tex-280-F | 10 |
| **Fine Aggregate** | | |
| Linear shrinkage, %, Max | Tex-107-E | 3 |
| Sand equivalent, %, Min | Tex-203-F | 45 |

1. Used to estimate the magnesium sulfate soundness loss in accordance with Section 3076.2.1.1.2., "Micro-Deval Abrasion."
2. Only applies to crushed gravel.

**Table 2**
**Gradation Requirements for Fine Aggregate**

| Sieve Size | % Passing by Weight or Volume |
|---|---|
| 3/8" | 100 |
| #8 | 70–100 |
| #200 | 0–30 |

2.2. **Mineral Filler**. Mineral filler consists of finely divided mineral matter such as agricultural lime, crusher fines, hydrated lime, or fly ash. Mineral filler is allowed unless otherwise shown on the plans. Use no more than 2% hydrated lime or fly ash unless otherwise shown on the plans. Use no more than 1% hydrated lime if a substitute binder is used unless otherwise shown on the plans or allowed. Test all mineral fillers except hydrated lime and fly ash in accordance with Tex-107-E to ensure specification compliance. The plans may require or disallow specific mineral fillers. Provide mineral filler, when used, that:

- is sufficiently dry, free-flowing, and free from clumps and foreign matter as determined by the Engineer;
- does not exceed 3% linear shrinkage when tested in accordance with Tex-107-E; and
- meets the gradation requirements in Table 3, unless otherwise shown on the plans.

**Table 3**
**Gradation Requirements for Mineral Filler**

| Sieve Size | % Passing by Weight or Volume |
|---|---|
| #8 | 100 |
| #200 | 55–100 |

2.3. **Baghouse Fines**. Fines collected by the baghouse or other dust-collecting equipment may be reintroduced into the mixing drum.

2.4. **Asphalt Binder**. Furnish the type and grade of performance-graded (PG) asphalt specified on the plans.

2.5. **Tack Coat**. Furnish CSS-1H, SS-1H, or a PG binder with a minimum high-temperature grade of PG 58 for tack coat binder in accordance with Item 300, "Asphalts, Oils, and Emulsions." Specialized tack coat materials listed on the Department's MPL are allowed or required when shown on the plans. Do not dilute emulsified asphalts at the terminal, in the field, or at any other location before use.

2.6. **Additives**. Use the type and rate of additive specified when shown on the plans. Additives that facilitate mixing, compaction, or improve the quality of the mixture are allowed when approved. Provide the Engineer with documentation such as the bill of lading showing the quantity of additives used in the project unless otherwise directed.

2.6.1. **Lime and Liquid Antistripping Agent**. When lime or a liquid antistripping agent is used, add in accordance with Item 301, "Asphalt Antistripping Agents." Do not add lime directly into the mixing drum of any plant where lime is removed through the exhaust stream unless the plant has a baghouse or dust collection system that reintroduces the lime into the drum.

2.6.2. **Warm Mix Asphalt (WMA)**. Warm Mix Asphalt (WMA) is defined as HMA that is produced within a target temperature discharge range of 215°F and 275°F using approved WMA additives or processes from the Department's MPL.

WMA is allowed for use on all projects and is required when shown on the plans. When WMA is required, the maximum placement or target discharge temperature for WMA will be set at a value below 275°F.

Department-approved WMA additives or processes may be used to facilitate mixing and compaction of HMA produced at target discharge temperatures above 275°F; however, such mixtures will not be defined as WMA.

2.6.3. **Compaction Aid.** Compaction Aid is defined as a chemical warm mix additive that is used to produce an asphalt mixture at a discharge temperature greater than 275°F.

Compaction Aid is allowed for use on all projects and is required when shown on the plans.

2.7. **Recycled Materials**. Use of RAP and RAS is permitted unless otherwise shown on the plans. Use of RAS is restricted to only intermediate and base mixes unless otherwise shown on the plans. Do not exceed the maximum allowable percentages of RAP and RAS shown in Table 4. The allowable percentages shown in Table 4 may be decreased or increased when shown on the plans. Determine the asphalt binder content and gradation of the RAP and RAS stockpiles for mixture design purposes in accordance with Tex-236-F, Part I. The Engineer may verify the asphalt binder content of the stockpiles at any time during production. Perform other tests on RAP and RAS when shown on the plans. Asphalt binder from RAP and RAS is designated as recycled asphalt binder. Calculate and ensure that the ratio of the recycled asphalt binder to total binder does not exceed the percentages shown in Table 5 during mixture design and HMA production when RAP or RAS is used. Use a separate cold feed bin for each stockpile of RAP and RAS during HMA production.

Surface, intermediate, and base mixes referenced in Tables 4 and 5 are defined as follows:

- **Surface**. The final HMA lift placed at the top of the pavement structure or placed directly below mixtures produced in accordance with Items 316, 342, 347, or 348;
- **Intermediate**. Mixtures placed below an HMA surface mix and less than or equal to 8.0 in. from the riding surface; and
- **Base**. Mixtures placed greater than 8.0 in. from the riding surface. Unless otherwise shown on the plans, mixtures used for bond breaker are defined as base mixtures.

2.7.1. **RAP**. RAP is salvaged, milled, pulverized, broken, or crushed asphalt pavement. Fractionated RAP is defined as a stockpile that contains RAP material with a minimum of 95.0% passing the 3/8-in. or 1/2-in. sieve, before burning in the ignition oven, unless otherwise approved. The Engineer may allow the Contractor to use an alternate to the 3/8-in. or 1/2-in. screen to fractionate the RAP.

Use of Contractor-owned RAP including HMA plant waste is permitted unless otherwise shown on the plans. Department-owned RAP stockpiles are available for the Contractor's use when the stockpile locations are shown on the plans. If Department-owned RAP is available for the Contractor's use, the Contractor may use Contractor-owned fractionated RAP and replace it with an equal quantity of Department-owned RAP. Department-owned RAP generated through required work on the Contract is available for the Contractor's use when shown on the plans. Perform any necessary tests to ensure Contractor- or Department-owned RAP is appropriate for use. The Department will not perform any tests or assume any liability for the quality of the Department-owned RAP unless otherwise shown on the plans. The Contractor will retain ownership of RAP generated on the project when shown on the plans.

Do not use Department- or Contractor-owned RAP contaminated with dirt or other objectionable materials. Do not use Department- or Contractor-owned RAP if the decantation value exceeds 5% and the plasticity index is greater than 8. Test the stockpiled RAP for decantation in accordance with Tex-406-A, Part I. Determine the plasticity index in accordance with Tex-106-E if the decantation value exceeds 5%. The decantation and plasticity index requirements do not apply to RAP samples with asphalt removed by extraction or ignition.

Do not intermingle Contractor-owned RAP stockpiles with Department-owned RAP stockpiles. Remove unused Contractor-owned RAP material from the project site upon completion of the project. Return unused Department-owned RAP to the designated stockpile location.

**Table 4**
**Maximum Allowable Amounts of RAP[1]**

| Maximum Allowable Fractionated RAP (%) | | |
|---|---|---|
| **Surface** | **Intermediate** | **Base** |
| 15.0 | 25.0 | 30.0 |

1. Must also meet the recycled binder to total binder ratio shown in Table 5.

2.7.2. **RAS**. Use of post-manufactured RAS or post-consumer RAS (tear-offs) is not permitted in surface mixtures unless otherwise shown on the plans. RAS may be used in intermediate and base mixtures unless otherwise shown on the plans. Up to 3% RAS may be used separately or as a replacement for fractionated RAP in accordance with Table 4 and Table 5. RAS is defined as processed asphalt shingle material from manufacturing of asphalt roofing shingles or from re-roofing residential structures. Post-manufactured RAS is processed manufacturer's shingle scrap by-product. Post-consumer RAS is processed shingle scrap removed from residential structures. Comply with all regulatory requirements stipulated for RAS by the TCEQ. RAS may be used separately or in conjunction with RAP.

Process the RAS by ambient grinding or granulating such that 100% of the particles pass the 3/8 in. sieve when tested in accordance with Tex-200-F, Part I. Perform a sieve analysis on processed RAS material before extraction (or ignition) of the asphalt binder.

Add sand meeting the requirements of Table 1 and Table 2 or fine RAP to RAS stockpiles if needed to keep the processed material workable. Any stockpile that contains RAS will be considered a RAS stockpile and be limited to no more than 3.0% of the HMA mixture in accordance with Table 4.

Certify compliance of the RAS with DMS-11000, "Evaluating and Using Nonhazardous Recyclable Materials Guidelines." Treat RAS as an established nonhazardous recyclable material if it has not come into contact with any hazardous materials. Use RAS from shingle sources on the Department's MPL. Remove substantially all materials before use that are not part of the shingle, such as wood, paper, metal, plastic, and felt paper. Determine the deleterious content of RAS material for mixture design purposes in accordance with Tex-217-F, Part III. Do not use RAS if deleterious materials are more than 0.5% of the stockpiled RAS unless otherwise approved. Submit a sample for approval before submitting the mixture design. The Department will perform the testing for deleterious material of RAS to determine specification compliance.

2.8. **Substitute Binders**. Unless otherwise shown on the plans, the Contractor may use a substitute PG binder listed in Table 5 instead of the PG binder originally specified, if using recycled materials, and if the substitute PG binder and mixture made with the substitute PG binder meet the following:

- the substitute binder meets the specification requirements for the substitute binder grade in accordance with Section 300.2.10., "Performance-Graded Binders;" and
- the mixture has less than 10.0 mm of rutting on the Hamburg Wheel test (Tex-242-F) after the number of passes required for the originally specified binder. Use of substitute PG binders may only be allowed at the discretion of the Engineer if the Hamburg Wheel test results are between 10.0 mm and 12.5 mm.

**Table 5**
**Allowable Substitute PG Binders and Maximum Recycled Binder Ratios**

| Originally Specified PG Binder | Allowable Substitute PG Binder for Surface Mixes | Allowable Substitute PG Binder for Intermediate and Base Mixes | Maximum Ratio of Recycled Binder[1] to Total Binder (%) | | |
|---|---|---|---|---|---|
| | | | Surface | Intermediate | Base |
| 76-22[4,5] | 70-22 | 70-22 | 10.0 | 20.0 | 25.0 |
| 70-22[2,5] | N/A | 64-22 | 10.0 | 20.0 | 25.0 |
| 64-22[2,3] | N/A | N/A | 10.0 | 20.0 | 25.0 |
| 76-28[4,5] | 70-28 | 70-28 | 10.0 | 20.0 | 25.0 |
| 70-28[2,5] | N/A | 64-28 | 10.0 | 20.0 | 25.0 |
| 64-28[2,3] | N/A | N/A | 10.0 | 20.0 | 25.0 |

1. Combined recycled binder from RAP and RAS. RAS is not permitted in surface mixtures unless otherwise shown on the plans.
2. Binder substitution is not allowed for surface mixtures.
3. Binder substitution is not allowed for intermediate and base mixtures.
4. Use no more than 10.0% recycled binder in surface mixtures when using this originally specified PG binder.
5. Use no more than 20.0% recycled binder when using this originally specified PG binder for intermediate mixtures. Use no more than 25.0% recycled binder when using this originally specified PG binder for base mixtures.

## 3. EQUIPMENT

Provide required or necessary equipment in accordance with Item 320, "Equipment for Asphalt Concrete Pavement."

## 4. CONSTRUCTION

Produce, haul, place, and compact the specified paving mixture. In addition to tests required by the specification, Contractors may perform other QC tests as deemed necessary. At any time during the project, the Engineer may perform production and placement tests as deemed necessary in accordance with Item 5, "Control of the Work." Schedule and participate in a mandatory pre-paving meeting with the Engineer on or before the first day of paving unless otherwise shown on the plans.

4.1. **Certification**. Personnel certified by the Department-approved hot-mix asphalt certification program must conduct all mixture designs, sampling, and testing in accordance with Table 6. Supply the Engineer with a list of certified personnel and copies of their current certificates before beginning production and when personnel changes are made. Provide a mixture design developed and signed by a Level 2 certified specialist. Provide Level 1A certified specialists at the plant during production operations. Provide Level 1B certified specialists to conduct placement tests. Provide AGG101 certified specialists for aggregate testing.

**Table 6**
**Test Methods, Test Responsibility, and Minimum Certification Levels**

| Test Description | Test Method | Contractor | Engineer | Level[1] |
|---|---|---|---|---|
| ***1. Aggregate and Recycled Material Testing*** | | | | |
| Sampling | Tex-221-F | ✓ | ✓ | 1A/AGG101 |
| Dry sieve | Tex-200-F, Part I | ✓ | ✓ | 1A/AGG101 |
| Washed sieve | Tex-200-F, Part II | ✓ | ✓ | 1A/AGG101 |
| Deleterious material | Tex-217-F, Parts I & III | ✓ | ✓ | AGG101 |
| Decantation | Tex-217-F, Part II | ✓ | ✓ | AGG101 |
| Los Angeles abrasion | Tex-410-A | | ✓ | TxDOT |
| Magnesium sulfate soundness | Tex-411-A | | ✓ | TxDOT |
| Micro-Deval abrasion | Tex-461-A | | ✓ | AGG101 |
| Crushed face count | Tex-460-A | ✓ | ✓ | AGG101 |
| Flat and elongated particles | Tex-280-F | ✓ | ✓ | AGG101 |
| Linear shrinkage | Tex-107-E | ✓ | ✓ | AGG101 |
| Sand equivalent | Tex-203-F | ✓ | ✓ | AGG101 |
| Organic impurities | Tex-408-A | ✓ | ✓ | AGG101 |
| ***2. Asphalt Binder & Tack Coat Sampling*** | | | | |
| Asphalt binder sampling | Tex-500-C, Part II | ✓ | ✓ | 1A/1B |
| Tack coat sampling | Tex-500-C, Part III | ✓ | ✓ | 1A/1B |
| ***3. Mix Design & Verification*** | | | | |
| Design and JMF changes | Tex-204-F | ✓ | ✓ | 2 |
| Mixing | Tex-205-F | ✓ | ✓ | 2 |
| Molding (TGC) | Tex-206-F | ✓ | ✓ | 1A |
| Molding (SGC) | Tex-241-F | ✓ | ✓ | 1A |
| Laboratory-molded density | Tex-207-F, Parts I & VI | ✓ | ✓ | 1A |
| Rice gravity | Tex-227-F, Part II | ✓ | ✓ | 1A |
| Ignition oven correction factors[2] | Tex-236-F, Part II | ✓ | ✓ | 2 |
| Indirect tensile strength | Tex-226-F | ✓ | ✓ | 1A |
| Hamburg Wheel test | Tex-242-F | ✓ | ✓ | 1A |
| Boil test | Tex-530-C | ✓ | ✓ | 1A |
| ***4. Production Testing*** | | | | |
| Selecting production random numbers | Tex-225-F, Part I | | ✓ | 1A |
| Mixture sampling | Tex-222-F | ✓ | ✓ | 1A/1B |
| Molding (TGC) | Tex-206-F | ✓ | ✓ | 1A |
| Molding (SGC) | Tex-241-F | ✓ | ✓ | 1A |
| Laboratory-molded density | Tex-207-F, Parts I & VI | ✓ | ✓ | 1A |
| Rice gravity | Tex-227-F, Part II | ✓ | ✓ | 1A |
| Gradation & asphalt binder content[2] | Tex-236-F, Part I | ✓ | ✓ | 1A |
| Control charts | Tex-233-F | ✓ | ✓ | 1A |
| Moisture content | Tex-212-F, Part II | ✓ | ✓ | 1A/AGG101 |
| Hamburg Wheel test | Tex-242-F | ✓ | ✓ | 1A |
| Micro-Deval abrasion | Tex-461-A | | ✓ | AGG101 |
| Boil test | Tex-530-C | ✓ | ✓ | 1A |
| Abson recovery | Tex-211-F | | ✓ | TxDOT |
| ***5. Placement Testing*** | | | | |
| Selecting placement random numbers | Tex-225-F, Part II | | ✓ | 1B |
| Trimming roadway cores | Tex-251-F, Parts I & II | ✓ | ✓ | 1A/1B |
| In-place air voids | Tex-207-F, Parts I & VI | ✓ | ✓ | 1A |
| In-place density (nuclear method) | Tex-207-F, Part III | ✓ | | 1B |
| Establish rolling pattern | Tex-207-F, Part IV | ✓ | | 1B |
| Control charts | Tex-233-F | ✓ | ✓ | 1A |
| Ride quality measurement | Tex-1001-S | ✓ | ✓ | Note 3 |
| Segregation (density profile) | Tex-207-F, Part V | ✓ | ✓ | 1B |
| Longitudinal joint density | Tex-207-F, Part VII | ✓ | ✓ | 1B |
| Thermal profile | Tex-244-F | ✓ | ✓ | 1B |
| Shear Bond Strength Test | Tex-249-F | | ✓ | TxDOT |

1. Level 1A, 1B, AGG101, and 2 are certification levels provided by the Hot Mix Asphalt Center certification program.
2. Refer to Section 3076.4.9.2.3., "Production Testing," for exceptions to using an ignition oven.
3. Profiler and operator are required to be certified at the Texas A&M Transportation Institute facility when Surface Test Type B is specified.

4.2. **Reporting and Responsibilities**. Use Department-provided templates to record and calculate all test data, including mixture design, production and placement QC/QA, control charts, thermal profiles, segregation density profiles, and longitudinal joint density. Obtain the current version of the templates at http://www.txdot.gov/inside-txdot/forms-publications/consultants-contractors/forms/site-manager.html or from the Engineer. The Engineer and the Contractor will provide any available test results to the other party when requested. The maximum allowable time for the Contractor and Engineer to exchange test data is as given in Table 7 unless otherwise approved. The Engineer and the Contractor will immediately report to the other party any test result that requires suspension of production or placement, a payment adjustment less than 1.000, or that fails to meet the specification requirements. Record and electronically submit all test results and pertinent information on Department-provided templates.

Subsequent sublots placed after test results are available to the Contractor, which require suspension of operations, may be considered unauthorized work. Unauthorized work will be accepted or rejected at the discretion of the Engineer in accordance with Article 5.3., "Conformity with Plans, Specifications, and Special Provisions."

**Table 7**
**Reporting Schedule**

| Description | Reported By | Reported To | To Be Reported Within |
|---|---|---|---|
| ***Production Quality Control*** | | | |
| Gradation[1] | Contractor | Engineer | 1 working day of completion of the sublot |
| Asphalt binder content[1] | | | |
| Laboratory-molded density[2] | | | |
| Moisture content[3] | | | |
| Boil test[3] | | | |
| ***Production Quality Assurance*** | | | |
| Gradation[3] | Engineer | Contractor | 1 working day of completion of the sublot |
| Asphalt binder content[3] | | | |
| Laboratory-molded density[1] | | | |
| Hamburg Wheel test[4] | | | |
| Boil test[3] | | | |
| Binder tests[4] | | | |
| ***Placement Quality Control*** | | | |
| In-place air voids[2] | Contractor | Engineer | 1 working day of completion of the lot |
| Segregation[1] | | | |
| Longitudinal joint density[1] | | | |
| Thermal profile[1] | | | |
| ***Placement Quality Assurance*** | | | |
| In-place air voids[1] | Engineer | Contractor | 1 working day after receiving the trimmed cores[5] |
| Segregation[3] | | | 1 working day of completion of the lot |
| Longitudinal joint density[3] | | | |
| Thermal profile[3] | | | |
| Aging ratio[4] | | | |
| Payment adjustment summary | Engineer | Contractor | 2 working days of performing all required tests and receiving Contractor test data |

1. These tests are required on every sublot.
2. Optional test. When performed on split samples, report the results as soon as they become available.
3. To be performed at the frequency specified in Table 16 or as shown on the plans.
4. To be reported as soon as the results become available.
5. 2 days are allowed if cores cannot be dried to constant weight within 1 day.

The Engineer will use the Department-provided template to calculate all payment adjustment factors for the lot. Sublot samples may be discarded after the Engineer and Contractor sign off on the payment adjustment summary documentation for the lot.

Use the procedures described in Tex-233-F to plot the results of all quality control (QC) and quality assurance (QA) testing. Update the control charts as soon as test results for each sublot become available. Make the control charts readily accessible at the field laboratory. The Engineer may suspend production for failure to update control charts.

4.3. **Quality Control Plan (QCP)**. Develop and follow the QCP in detail. Obtain approval for changes to the QCP made during the project. The Engineer may suspend operations if the Contractor fails to comply with the QCP.

Submit a written QCP before the mandatory pre-paving meeting. Receive approval of the QCP before beginning production. Include the following items in the QCP:

4.3.1. **Project Personnel**. For project personnel, include:

- a list of individuals responsible for QC with authority to take corrective action;
- current contact information for each individual listed; and
- current copies of certification documents for individuals performing specified QC functions.

4.3.2. **Material Delivery and Storage**. For material delivery and storage, include:

- the sequence of material processing, delivery, and minimum quantities to assure continuous plant operations;
- aggregate stockpiling procedures to avoid contamination and segregation;
- frequency, type, and timing of aggregate stockpile testing to assure conformance of material requirements before mixture production; and
- procedure for monitoring the quality and variability of asphalt binder.

4.3.3. **Production**. For production, include:

- loader operation procedures to avoid contamination in cold bins;
- procedures for calibrating and controlling cold feeds;
- procedures to eliminate debris or oversized material;
- procedures for adding and verifying rates of each applicable mixture component (e.g., aggregate, asphalt binder, RAP, RAS, lime, liquid antistrip, WMA);
- procedures for reporting job control test results; and
- procedures to avoid segregation and drain-down in the silo.

4.3.4. **Loading and Transporting**. For loading and transporting, include:

- type and application method for release agents; and
- truck loading procedures to avoid segregation.

4.3.5. **Placement and Compaction**. For placement and compaction, include:

- proposed agenda for mandatory pre-paving meeting, including date and location;
- proposed paving plan (e.g., paving widths, joint offsets, and lift thicknesses);
- type and application method for release agents in the paver and on rollers, shovels, lutes, and other utensils;
- procedures for the transfer of mixture into the paver, while avoiding segregation and preventing material spillage;
- process to balance production, delivery, paving, and compaction to achieve continuous placement operations and good ride quality;
- paver operations (e.g., operation of wings, height of mixture in auger chamber) to avoid physical and thermal segregation and other surface irregularities; and
- procedures to construct quality longitudinal and transverse joints.

4.4. **Mixture Design**.

4.4.1. **Design Requirements**. The Contractor will design the mixture using a Superpave Gyratory Compactor (SGC). A Texas Gyratory Compactor (TGC) may be used when shown on the plans. Use the dense-graded design procedure provided in Tex-204-F. Design the mixture to meet the requirements listed in Tables 1, 2, 3, 4, 5, 8, 9, and 10.

4.4.1.1. **Design Number of Gyrations (Ndesign) When The SGC Is Used**. Design the mixture at 50 gyrations (Ndesign). Use a target laboratory-molded density of 96.0% to design the mixture; however, adjustments can be made to the Ndesign value as noted in Table 9. The Ndesign level may be reduced to at least 35 gyrations at the Contractor's discretion.

Use an approved laboratory from the Department's MPL to perform the Hamburg Wheel test, and provide results with the mixture design, or provide the laboratory mixture and request that the Department perform the Hamburg Wheel test. The Engineer will be allowed 10 working days to provide the Contractor with Hamburg Wheel test results on the laboratory mixture design.

The Engineer will provide the mixture design when shown on the plans. The Contractor may submit a new mixture design at any time during the project. The Engineer will verify and approve all mixture designs (JMF1) before the Contractor can begin production.

Provide the Engineer with a mixture design report using the Department-provided template. Include the following items in the report:

- the combined aggregate gradation, source, specific gravity, and percent of each material used;
- asphalt binder content and aggregate gradation of RAP and RAS stockpiles;
- the target laboratory-molded density (or Ndesign level when using the SGC);
- results of all applicable tests;
- the mixing and molding temperatures;
- the signature of the Level 2 person or persons that performed the design;
- the date the mixture design was performed; and
- a unique identification number for the mixture design.

**Table 8**
**Master Gradation Limits (% Passing by Weight or Volume) and VMA Requirements**

| Sieve Size | B Fine Base | C Coarse Surface | D Fine Surface | F Fine Mixture |
|---|---|---|---|---|
| 2" | – | – | – | – |
| 1-1/2" | 100.0[1] | – | – | – |
| 1" | 98.0–100.0 | 100.0[1] | – | – |
| 3/4" | 84.0–98.0 | 95.0–100.0 | 100.0[1] | – |
| 1/2" | – | – | 98.0–100.0 | 100.0[1] |
| 3/8" | 60.0–80.0 | 70.0–85.0 | 85.0–100.0 | 98.0–100.0 |
| #4 | 40.0–60.0 | 43.0–63.0 | 50.0–70.0 | 70.0–90.0 |
| #8 | 29.0–43.0 | 32.0–44.0 | 35.0–46.0 | 38.0–48.0 |
| #30 | 13.0–28.0 | 14.0–28.0 | 15.0–29.0 | 12.0–27.0 |
| #50 | 6.0–20.0 | 7.0–21.0 | 7.0–20.0 | 6.0–19.0 |
| #200 | 2.0–7.0 | 2.0–7.0 | 2.0–7.0 | 2.0–7.0 |
| **Design VMA, % Minimum** | | | | |
| – | 13.0 | 14.0 | 15.0 | 16.0 |
| **Production (Plant-Produced) VMA, % Minimum** | | | | |
| – | 12.5 | 13.5 | 14.5 | 15.5 |

1. Defined as maximum sieve size. No tolerance allowed.

**Table 9**
**Laboratory Mixture Design Properties**

| Mixture Property | Test Method | Requirement |
|---|---|---|
| Target laboratory-molded density, % (SGC) | Tex-207-F | 96.0 |
| Design gyrations (Ndesign for SGC) | Tex-241-F | 50[1] |
| Indirect tensile strength (dry), psi | Tex-226-F | 85–200[2] |
| Boil test[3] | Tex-530-C | – |

1. Adjust within a range of 35–100 gyrations when shown on the plans or specification or when mutually agreed between the Engineer and Contractor.
2. The Engineer may allow the IDT strength to exceed 200 psi if the corresponding Hamburg Wheel rut depth is greater than 3.0 mm and less than 12.5 mm.
3. Used to establish baseline for comparison to production results. May be waived when approved.

**Table 10**
**Hamburg Wheel Test Requirements**

| High-Temperature Binder Grade | Test Method | Minimum # of Passes @ 12.5 mm[1] Rut Depth, Tested @ 50°C |
|---|---|---|
| PG 64 or lower | Tex-242-F | 10,000[2] |
| PG 70 | | 15,000[3] |
| PG 76 or higher | | 20,000 |

1. When the rut depth at the required minimum number of passes is less than 3 mm, the Engineer may require the Contractor to increase the target laboratory-molded density (TGC) by 0.5% to no more than 97.5% or lower the Ndesign level (SGC) to at least 35 gyrations.
2. May be decreased to at least 5,000 passes when shown on the plans.
3. May be decreased to at least 10,000 passes when shown on the plans.

4.4.1.2. **Target Laboratory-Molded Density When The TGC Is Used**. Design the mixture at a 96.5% target laboratory-molded density. Increase the target laboratory-molded density to 97.0% or 97.5% at the Contractor's discretion or when shown on the plans or specification.

4.4.2. **Job-Mix Formula Approval**. The job-mix formula (JMF) is the combined aggregate gradation, target laboratory-molded density (or Ndesign level), and target asphalt percentage used to establish target values for hot-mix production. JMF1 is the original laboratory mixture design used to produce the trial batch. When WMA is used, JMF1 may be designed and submitted to the Engineer without including the WMA additive. When WMA is used, document the additive or process used and recommended rate on the JMF1 submittal. The Engineer and the Contractor will verify JMF1 based on plant-produced mixture from the trial batch unless otherwise approved. The Engineer may accept an existing mixture design previously used on a Department project and may waive the trial batch to verify JMF1. The Department may require the Contractor to reimburse the Department for verification tests if more than 2 trial batches per design are required.

4.4.2.1. **Contractor's Responsibilities**.

4.4.2.1.1. **Providing Gyratory Compactor**. Use a SGC calibrated in accordance with Tex-241-F to design the mixture in accordance with Tex-204-F, Part IV, for molding production samples. Locate the SGC, if used, at the Engineer's field laboratory and make the SGC available to the Engineer for use in molding production samples. Furnish a TGC calibrated in accordance with Tex-914-K when shown on the plans to design the mixture in accordance with Tex-204-F, Part I, for molding production samples.

4.4.2.1.2. **Gyratory Compactor Correlation Factors**. Use Tex-206-F, Part II, to perform a gyratory compactor correlation when the Engineer uses a different gyratory compactor. Apply the correlation factor to all subsequent production test results.

4.4.2.1.3. **Submitting JMF1**. Furnish a mix design report (JMF1) with representative samples of all component materials and request approval to produce the trial batch. Provide approximately 10,000 g of the design mixture if opting to have the Department perform the Hamburg Wheel test on the laboratory mixture, and request that the Department perform the test.

4.4.2.1.4. **Supplying Aggregates**. Provide approximately 40 lb. of each aggregate stockpile unless otherwise directed.

4.4.2.1.5. **Supplying Asphalt**. Provide at least 1 gal. of the asphalt material and enough quantities of any additives proposed for use.

4.4.2.1.6. **Ignition Oven Correction Factors**. Determine the aggregate and asphalt correction factors from the ignition oven in accordance with Tex-236-F, Part II. Provide correction factors that are not more than 12 months old. Provide the Engineer with split samples of the mixtures before the trial batch production, including all additives (except water), and blank samples used to determine the correction factors for the ignition oven used for QA testing during production. Correction factors established from a previously approved mixture design may be used for the current mixture design if the mixture design and ignition oven are the same as previously used, unless otherwise directed.

4.4.2.1.7. **Boil Test**. Perform the test and retain the tested sample from Tex-530-C until completion of the project or as directed. Use this sample for comparison purposes during production. The Engineer may waive the requirement for the boil test.

4.4.2.1.8. **Trial Batch Production**. Provide a plant-produced trial batch upon receiving conditional approval of JMF1 and authorization to produce a trial batch, including the WMA additive or process if applicable, for verification testing of JMF1 and development of JMF2. Produce a trial batch mixture that meets the requirements in Table 4, Table 5, and Table 11. The Engineer may accept test results from recent production of the same mixture instead of a new trial batch.

4.4.2.1.9. **Trial Batch Production Equipment**. Use only equipment and materials proposed for use on the project to produce the trial batch.

4.4.2.1.10. **Trial Batch Quantity**. Produce enough quantity of the trial batch to ensure that the mixture meets the specification requirements.

4.4.2.1.11. **Number of Trial Batches**. Produce trial batches as necessary to obtain a mixture that meets the specification requirements.

4.4.2.1.12. **Trial Batch Sampling**. Obtain a representative sample of the trial batch and split it into 3 equal portions in accordance with Tex-222-F. Label these portions as “Contractor,” “Engineer,” and “Referee.” Deliver samples to the appropriate laboratory as directed.

4.4.2.1.13. **Trial Batch Testing**. Test the trial batch to ensure the mixture produced using the proposed JMF1 meets the mixture requirements in Table 11. Ensure the trial batch mixture is also in compliance with the Hamburg Wheel requirement in Table 10. Use a Department-approved laboratory to perform the Hamburg Wheel test on the trial batch mixture or request that the Department perform the Hamburg Wheel test. The Engineer will be allowed 10 working days to provide the Contractor with Hamburg Wheel test results on the trial batch. Provide the Engineer with a copy of the trial batch test results.

4.4.2.1.14. **Development of JMF2**. Evaluate the trial batch test results after the Engineer grants full approval of JMF1 based on results from the trial batch, determine the optimum mixture proportions, and submit as JMF2. Adjust the asphalt binder content or gradation to achieve the specified target laboratory-molded density. The asphalt binder content established for JMF2 is not required to be within any tolerance of the optimum asphalt binder content established for JMF1; however, mixture produced using JMF2 must meet the voids in mineral aggregates (VMA) requirements for production shown in Table 8. If the optimum asphalt binder content for JMF2 is more than 0.5% lower than the optimum asphalt binder content for JMF1, the Engineer may perform or require the Contractor to perform Tex-226-F on Lot 1 production to confirm the indirect tensile strength does not exceed 200 psi. Verify that JMF2 meets the mixture requirements in Table 5.

4.4.2.1.15. **Mixture Production**. Use JMF2 to produce Lot 1 as described in Section 3076.4.9.3.1.1., “Lot 1 Placement,” after receiving approval for JMF2 and a passing result from the Department’s or a Department-approved

laboratory's Hamburg Wheel test on the trial batch. If desired, proceed to Lot 1 production, once JMF2 is approved, at the Contractor's risk without receiving the results from the Department's Hamburg Wheel test on the trial batch.

Notify the Engineer if electing to proceed without Hamburg Wheel test results from the trial batch. Note that the Engineer may require up to the entire sublot of any mixture failing the Hamburg Wheel test to be removed and replaced at the Contractor's expense.

4.4.2.1.16. **Development of JMF3**. Evaluate the test results from Lot 1, determine the optimum mixture proportions, and submit as JMF3 for use in Lot 2.

4.4.2.1.17. **JMF Adjustments**. If JMF adjustments are necessary to achieve the specified requirements, make the adjustments before beginning a new lot. The adjusted JMF must:

- be provided to the Engineer in writing before the start of a new lot;
- be numbered in sequence to the previous JMF;
- meet the mixture requirements in Table 4 and Table 5;
- meet the master gradation limits shown in Table 8; and
- be within the operational tolerances of JMF2 listed in Table 11.

4.4.2.1.18. **Requesting Referee Testing**. Use referee testing, if needed, in accordance with Section 3076.4.9.1., "Referee Testing," to resolve testing differences with the Engineer.

**Table 11**
**Operational Tolerances**

| Description | Test Method | Allowable Difference Between Trial Batch and JMF1 Target | Allowable Difference from Current JMF Target | Allowable Difference between Contractor and Engineer[1] |
|---|---|---|---|---|
| Individual % retained for #8 sieve and larger | Tex-200-F or Tex-236-F | Must be Within Master Grading Limits in Table 8 | ±5.0[2,3] | ±5.0 |
| Individual % retained for sieves smaller than #8 and larger than #200 | | | ±3.0[2,3] | ±3.0 |
| % passing the #200 sieve | | | ±2.0[2,3] | ±1.6 |
| Asphalt binder content, % | Tex-236-F | ±0.5 | ±0.3[3] | ±0.3 |
| Laboratory-molded density, % | Tex-207-F | ±1.0 | ±1.0 | ±1.0 |
| In-place air voids, % | | N/A | N/A | ±1.0 |
| Laboratory-molded bulk specific gravity | | N/A | N/A | ±0.020 |
| VMA, %, min | Tex-204-F | Note[4] | Note[4] | N/A |
| Theoretical maximum specific (Rice) gravity | Tex-227-F | N/A | N/A | ±0.020 |

1. Contractor may request referee testing only when values exceed these tolerances.
2. When within these tolerances, mixture production gradations may fall outside the master grading limits; however, the % passing the #200 will be considered out of tolerance when outside the master grading limits.
3. Only applies to mixture produced for Lot 1 and higher.
4. Test and verify that Table 8 requirements are met.

4.4.2.2. **Engineer's Responsibilities**.

4.4.2.2.1. **Gyratory Compactor**. For SGC mixtures designed in accordance with Tex-204-F, Part IV, the Engineer will use a Department SGC, calibrated in accordance with Tex-241-F, to mold samples for laboratory mixture design verification. For molding trial batch and production specimens, the Engineer will use the Contractor-provided SGC at the field laboratory or provide and use a Department SGC at an alternate location. The Engineer will make the Contractor-provided SGC in the Department field laboratory available to the Contractor for molding verification samples.

For TGC mixtures designed in accordance with Tex-204-F, Part I, the Engineer will use a Department TGC, calibrated in accordance with Tex-914-K, to mold samples for trial batch and production testing. The Engineer will make the Department TGC and the Department field laboratory available to the Contractor for molding verification samples, if requested by the Contractor.

4.4.2.2.2. **Conditional Approval of JMF1 and Authorizing Trial Batch**. The Engineer will review and verify conformance of the following information within 2 working days of receipt:

- the Contractor's mix design report (JMF1);
- the Contractor-provided Hamburg Wheel test results;
- all required materials including aggregates, asphalt, additives, and recycled materials; and
- the mixture specifications.

The Engineer will grant the Contractor conditional approval of JMF1 if the information provided on the paper copy of JMF1 indicates that the Contractor's mixture design meets the specifications. When the Contractor does not provide Hamburg Wheel test results with laboratory mixture design, 10 working days are allowed for conditional approval of JMF1. The Engineer will base full approval of JMF1 on the test results on mixture from the trial batch.

Unless waived, the Engineer will determine the Micro-Deval abrasion loss in accordance with Section 3076.2.1.1.2., "Micro-Deval Abrasion." If the Engineer's test results are pending after two working days, conditional approval of JMF1 will still be granted within two working days of receiving JMF1. When the Engineer's test results become available, they will be used for specification compliance.

After conditionally approving JMF1, including either Contractor- or Department-supplied Hamburg Wheel test results, the Contractor is authorized to produce a trial batch.

4.4.2.2.3. **Hamburg Wheel Testing of JMF1**. If the Contractor requests the option to have the Department perform the Hamburg Wheel test on the laboratory mixture, the Engineer will mold samples in accordance with Tex-242-F to verify compliance with the Hamburg Wheel test requirement in Table 10.

4.4.2.2.4. **Ignition Oven Correction Factors**. The Engineer will use the split samples provided by the Contractor to determine the aggregate and asphalt correction factors for the ignition oven used for QA testing during production in accordance with Tex-236-F, Part II. Provide correction factors that are not more than 12 months old.

4.4.2.2.5. **Testing the Trial Batch**. Within 1 full working day, the Engineer will sample and test the trial batch to ensure that the mixture meets the requirements in Table 11. If the Contractor requests the option to have the Department perform the Hamburg Wheel test on the trial batch mixture, the Engineer will mold samples in accordance with Tex-242-F to verify compliance with the Hamburg Wheel test requirement in Table 10.

The Engineer will have the option to perform the following tests on the trial batch:

- Tex-226-F, to verify that the indirect tensile strength meets the requirement shown in Table 9; and
- Tex-530-C, to retain and use for comparison purposes during production.

4.4.2.2.6. **Full Approval of JMF1**. The Engineer will grant full approval of JMF1 and authorize the Contractor to proceed with developing JMF2 if the Engineer's results for the trial batch meet the requirements in Table 11. The Engineer will notify the Contractor that an additional trial batch is required if the trial batch does not meet these requirements.

4.4.2.2.7. **Approval of JMF2**. The Engineer will approve JMF2 within one working day if the mixture meets the requirements in Table 5 and the gradation meets the master grading limits shown in Table 8. The asphalt binder content established for JMF2 is not required to be within any tolerance of the optimum asphalt binder content established for JMF1; however, mixture produced using JMF2 must meet the VMA requirements shown in Table 8. If the optimum asphalt binder content for JMF2 is more than 0.5% lower than the optimum asphalt binder content for JMF1, the Engineer may perform or require the Contractor to perform Tex-226-F on Lot 1 production to confirm the indirect tensile strength does not exceed 200 psi.

4.4.2.2.8. **Approval of Lot 1 Production**. The Engineer will authorize the Contractor to proceed with Lot 1 production (using JMF2) as soon as a passing result is achieved from the Department's or a Department-approved laboratory's Hamburg Wheel test on the trial batch. The Contractor may proceed at its own risk with Lot 1 production without the results from the Hamburg Wheel test on the trial batch.

If the Department's or Department-approved laboratory's sample from the trial batch fails the Hamburg Wheel test, the Engineer will suspend production until further Hamburg Wheel tests meet the specified values. The Engineer may require up to the entire sublot of any mixture failing the Hamburg Wheel test be removed and replaced at the Contractor's expense.

4.4.2.2.9. **Approval of JMF3 and Subsequent JMF Changes**. JMF3 and subsequent JMF changes are approved if they meet the mixture requirements shown in Table 4, Table 5, and the master grading limits shown in Table 8, and are within the operational tolerances of JMF2 shown in Table 11.

4.5. **Production Operations**. Perform a new trial batch when the plant or plant location is changed. Take corrective action and receive approval to proceed after any production suspension for noncompliance to the specification. Submit a new mix design and perform a new trial batch when the asphalt binder content of:

- any RAP stockpile used in the mix is more than 0.5% higher than the value shown on the mixture design report; or
- RAS stockpile used in the mix is more than 2.0% higher than the value shown on the mixture design report.

4.5.1. **Storage and Heating of Materials**. Do not heat the asphalt binder above the temperatures specified in Item 300, "Asphalts, Oils, and Emulsions," or outside the manufacturer's recommended values. Provide the Engineer with daily records of asphalt binder and hot-mix asphalt discharge temperatures (in legible and discernible increments) in accordance with Item 320, "Equipment for Asphalt Concrete Pavement," unless otherwise directed. Do not store mixture for a period long enough to affect the quality of the mixture, nor in any case longer than 12 hr. unless otherwise approved.

4.5.2. **Mixing and Discharge of Materials**. Notify the Engineer of the target discharge temperature and produce the mixture within 25°F of the target. Monitor the temperature of the material in the truck before shipping to ensure that it does not exceed the maximum production temperatures listed in Table 12 (or 275°F for WMA). The Department will not pay for or allow placement of any mixture produced above the maximum production temperatures listed in Table 12.

**Table 12**
**Maximum Production Temperature**

| High-Temperature Binder Grade[1] | Maximum Production Temperature |
|---|---|
| PG 64 | 325˚F |
| PG 70 | 335˚F |
| PG 76 | 345˚F |

1. The high-temperature binder grade refers to the high-temperature grade of the virgin asphalt binder used to produce the mixture.

Produce WMA within the target discharge temperature range of 215°F and 275°F when WMA is required. Take corrective action any time the discharge temperature of the WMA exceeds the target discharge range. The Engineer may suspend production operations if the Contractor's corrective action is not successful at controlling the production temperature within the target discharge range. Note that when WMA is produced, it may be necessary to adjust burners to ensure complete combustion such that no burner fuel residue remains in the mixture.

Control the mixing time and temperature so that substantially all moisture is removed from the mixture before discharging from the plant. Determine the moisture content, if requested, by oven-drying in accordance with

Tex-212-F, Part II, and verify that the mixture contains no more than 0.2% of moisture by weight. Obtain the sample immediately after discharging the mixture into the truck, and perform the test promptly.

4.6. **Hauling Operations**. Clean all truck beds before use to ensure that mixture is not contaminated. Use a release agent shown on the Department's MPL to coat the inside bed of the truck when necessary.

Use equipment for hauling as defined in Section 3076.4.7.3.3., "Hauling Equipment." Use other hauling equipment only when allowed.

4.7. **Placement Operations**. Collect haul tickets from each load of mixture delivered to the project and provide the Department's copy to the Engineer approximately every hour, or as directed. Use a hand-held thermal camera or infrared thermometer, when a thermal imaging system is not used, to measure and record the internal temperature of the mixture as discharged from the truck or Material Transfer Device (MTD) before or as the mix enters the paver and an approximate station number or GPS coordinates on each ticket. Calculate the daily yield and cumulative yield for the specified lift and provide to the Engineer at the end of paving operations for each day unless otherwise directed. The Engineer may suspend production if the Contractor fails to produce and provide haul tickets and yield calculations by the end of paving operations for each day.

Prepare the surface by removing raised pavement markers and objectionable material such as moisture, dirt, sand, leaves, and other loose impediments from the surface before placing mixture. Remove vegetation from pavement edges. Place the mixture to meet the typical section requirements and produce a smooth, finished surface with a uniform appearance and texture. Offset longitudinal joints of successive courses of hot-mix by at least 6 in. Place mixture so that longitudinal joints on the surface course coincide with lane lines and are not placed in the wheel path, or as directed. Ensure that all finished surfaces will drain properly. Place the mixture at the rate or thickness shown on the plans. The Engineer will use the guidelines in Table 13 to determine the compacted lift thickness of each layer when multiple lifts are required. The thickness determined is based on the rate of 110 lb./sq. yd. for each inch of pavement unless otherwise shown on the plans.

**Table 13**
**Compacted Lift Thickness and Required Core Height**

| Mixture Type | Compacted Lift Thickness Guidelines | | Minimum Untrimmed Core Height (in.) Eligible for Testing |
|---|---|---|---|
| | Minimum (in.) | Maximum (in.) | |
| B | 2.50 | 5.00 | 1.75 |
| C | 2.00 | 4.00 | 1.50 |
| D | 1.50 | 3.00 | 1.25 |
| F | 1.25 | 2.50 | 1.25 |

4.7.1. **Weather Conditions**.

4.7.1.1. **When Using a Thermal Imaging System**. Place mixture when the roadway surface is dry and the roadway surface temperature is at or above the temperatures listed in Table 14A. The Engineer may restrict the Contractor from paving surface mixtures if the ambient temperature is likely to drop below 32°F within 12 hr. of paving. Place mixtures only when weather conditions and moisture conditions of the roadway surface are suitable as determined by the Engineer. Provide output data from the thermal imaging system to demonstrate to the Engineer that no recurring severe thermal segregation exists in accordance with Section 3076.4.7.3.1.2., "Thermal Imaging System."

**Table 14A**
**Minimum Pavement Surface Temperatures**

| High-Temperature Binder Grade[1] | Minimum Pavement Surface Temperatures (°F) | |
|---|---|---|
| | Subsurface Layers or Night Paving Operations | Surface Layers Placed in Daylight Operations |
| PG 64 | 35 | 40 |
| PG 70 | 45[2] | 50[2] |
| PG 76 | 45[2] | 50[2] |

1. The high-temperature binder grade refers to the high-temperature grade of the virgin asphalt binder used to produce the mixture.
2. Contractors may pave at temperatures 10°F lower than these values when a chemical WMA additive is used as a compaction aid in the mixture or when using WMA.

4.7.1.2. **When Not Using a Thermal Imaging System**. When using a thermal camera instead of the thermal imaging system, place mixture when the roadway surface temperature is at or above the temperatures listed in Table 14B unless otherwise approved or as shown on the plans. Measure the roadway surface temperature with a hand-held thermal camera or infrared thermometer. The Engineer may allow mixture placement to begin before the roadway surface reaches the required temperature if conditions are such that the roadway surface will reach the required temperature within 2 hr. of beginning placement operations. Place mixtures only when weather conditions and moisture conditions of the roadway surface are suitable as determined by the Engineer. The Engineer may restrict the Contractor from paving if the ambient temperature is likely to drop below 32°F within 12 hr. of paving.

**Table 14B**
**Minimum Pavement Surface Temperatures**

| High-Temperature Binder Grade[1] | Minimum Pavement Surface Temperatures (°F) | |
|---|---|---|
| | Subsurface Layers or Night Paving Operations | Surface Layers Placed in Daylight Operations |
| PG 64 | 45 | 50 |
| PG 70 | 55[2] | 60[2] |
| PG 76 | 60[2] | 60[2] |

1. The high-temperature binder grade refers to the high-temperature grade of the virgin asphalt binder used to produce the mixture.
2. Contractors may pave at temperatures 10°F lower than these values when a chemical WMA additive is used as a compaction aid in the mixture, when using WMA, or utilizing a paving process with equipment that eliminates thermal segregation. In such cases, for each sublot and in the presence of the Engineer, use a hand-held thermal camera operated in accordance with Tex-244-F to demonstrate to the satisfaction of the Engineer that the uncompacted mat has no more than 10°F of thermal segregation.

4.7.2. **Tack Coat**.

4.7.2.1. **Application.** Clean the surface before placing the tack coat. The Engineer will set the rate between 0.04 and 0.10 gal. of residual asphalt per square yard of surface area. Apply a uniform tack coat at the specified rate unless otherwise directed. Apply the tack coat in a uniform manner to avoid streaks and other irregular patterns. Apply the tack coat to all surfaces that will come in contact with the subsequent HMA placement, unless otherwise directed. Allow adequate time for emulsion to break completely before placing any material. Prevent splattering of tack coat when placed adjacent to curb, gutter, and structures. Do not dilute emulsified asphalts at the terminal, in the field, or at any other location before use.

4.7.2.2. **Sampling.** The Engineer will obtain at least one sample of the tack coat binder per project in accordance with Tex-500-C, Part III, and test it to verify compliance with Item 300, “Asphalts, Oils, and Emulsions.” The Engineer will notify the Contractor when the sampling will occur and will witness the collection of the sample from the asphalt distributor immediately before use.

For emulsions, the Engineer may test as often as necessary to ensure the residual of the emulsion is greater than or equal to the specification requirement in Item 300, “Asphalts, Oils, and Emulsions.”

4.7.3. **Lay-Down Operations**. Use the placement temperatures in Table 15 to establish the minimum placement temperature of the mixture delivered to the paver.

**Table 15**
**Minimum Mixture Placement Temperature**

| High-Temperature Binder Grade[1] | Minimum Placement Temperature (Before Entering Paver)[2,3] |
|---|---|
| PG 64 | 260˚F |
| PG 70 | 270˚F |
| PG 76 | 280˚F |

1. The high-temperature binder grade refers to the high-temperature grade of the virgin asphalt binder used to produce the mixture.
2. Minimum placement temperatures may be reduced 10°F if using a chemical WMA additive as a compaction aid.
3. When using WMA, the minimum placement temperature is 215°F.

4.7.3.1. **Thermal Profile**. Use a hand-held thermal camera or a thermal imaging system to obtain a continuous thermal profile in accordance with Tex-244-F. Thermal profiles are not applicable in areas described in Section 3076.4.9.3.1.4., "Miscellaneous Areas."

4.7.3.1.1. **Thermal Segregation**.

4.7.3.1.1.1. **Moderate**. Any areas that have a temperature differential greater than 25°F, but not exceeding 50°F, are deemed as moderate thermal segregation.

4.7.3.1.1.2. **Severe**. Any areas that have a temperature differential greater than 50°F are deemed as severe thermal segregation.

4.7.3.1.2. **Thermal Imaging System**. Review the output results when a thermal imaging system is used, and provide the automated report described in Tex-244-F to the Engineer daily unless otherwise directed. Modify the paving process as necessary to eliminate any recurring (moderate or severe) thermal segregation identified by the thermal imaging system. The Engineer may suspend paving operations if the Contractor cannot successfully modify the paving process to eliminate recurring severe thermal segregation. Density profiles are not required and not applicable when using a thermal imaging system. Provide the Engineer with electronic copies of all daily data files that can be used with the thermal imaging system software to generate temperature profile plots daily or upon completion of the project or as requested by the Engineer.

4.7.3.1.3. **Thermal Camera**. When using a thermal camera instead of the thermal imaging system, take immediate corrective action to eliminate recurring moderate thermal segregation when a hand-held thermal camera is used. Evaluate areas with moderate thermal segregation by performing density profiles in accordance with Section 3076.4.9.3.3.2., "Segregation (Density Profile)." Provide the Engineer with the thermal profile of every sublot within one working day of the completion of each lot. When requested by the Engineer, provide the thermal images generated using the thermal camera. Report the results of each thermal profile in accordance with Section 3076.4.2., "Reporting and Responsibilities." The Engineer will use a hand-held thermal camera to obtain a thermal profile at least once per project. No production or placement payment adjustments greater than 1.000 will be paid for any sublot that contains severe thermal segregation. Suspend operations and take immediate corrective action to eliminate severe thermal segregation unless otherwise directed. Resume operations when the Engineer determines that subsequent production will meet the requirements of this Section. Evaluate areas with severe thermal segregation by performing density profiles in accordance with Section 3076.4.9.3.3.2., "Segregation (Density Profile)." Remove and replace the material in any areas that have both severe thermal segregation and a failing result for Segregation (Density Profile) unless otherwise directed. The sublot in question may receive a production and placement payment adjustment greater than 1.000, if applicable, when the defective material is successfully removed and replaced.

4.7.3.2. **Windrow Operations**. Operate windrow pickup equipment so that when hot-mix is placed in windrows, substantially all the mixture deposited on the roadbed is picked up and loaded into the paver.

4.7.3.3. **Hauling Equipment**. Use belly dumps, live bottom, or end dump trucks to haul and transfer mixture; however, with exception of paving miscellaneous areas, end dump trucks are only allowed when used in conjunction with an MTD with remixing capability or when a thermal imaging system is used unless otherwise allowed.

4.7.3.4. **Screed Heaters**. Turn off screed heaters to prevent overheating of the mat if the paver stops for more than 5 min. The Engineer may evaluate the suspect area in accordance with Section 3076.4.9.3.3.4., "Recovered Asphalt Dynamic Shear Rheometer (DSR)," if the screed heater remains on for more than 5 min. while the paver is stopped.

4.8. **Compaction**. Compact the pavement uniformly to contain between 3.8% and 8.5% in-place air voids. Take immediate corrective action to bring the operation within 3.8% and 8.5% when the in-place air voids exceed the range of these tolerances. The Engineer will allow paving to resume when the proposed corrective action is likely to yield between 3.8% and 8.5% in-place air voids.

Obtain cores in areas placed under Exempt Production, as directed, at locations determined by the Engineer. The Engineer may test these cores and suspend operations or require removal and replacement if the in-place air voids are less than 2.7% or more than 9.9%. Areas defined in Section 3076.4.9.3.1.4., "Miscellaneous Areas," are not subject to in-place air void determination.

Furnish the type, size, and number of rollers required for compaction as approved. Use additional rollers as required to remove any roller marks. Use only water or an approved release agent on rollers, tamps, and other compaction equipment unless otherwise directed.

Use the control strip method shown in Tex-207-F, Part IV, on the first day of production to establish the rolling pattern that will produce the desired in-place air voids unless otherwise directed.

Use tamps to thoroughly compact the edges of the pavement along curbs, headers, and similar structures and in locations that will not allow thorough compaction with rollers. The Engineer may require rolling with a trench roller on widened areas, in trenches, and in other limited areas.

Complete all compaction operations before the pavement temperature drops below 160°F unless otherwise allowed. The Engineer may allow compaction with a light finish roller operated in static mode for pavement temperatures below 160°F.

Allow the compacted pavement to cool to 160°F or lower before opening to traffic unless otherwise directed. Sprinkle the finished mat with water or limewater, when directed, to expedite opening the roadway to traffic.

4.9. **Acceptance Plan**. Payment adjustments for the material will be in accordance with Article 3076.6., "Payment."

Sample and test the hot-mix on a lot and sublot basis. Suspend production until test results or other information indicates to the satisfaction of the Engineer that the next material produced or placed will result in payment factors of at least 1.000, if the production payment factor given in Section 3076.6.1., "Production Payment Adjustment Factors," for two consecutive lots or the placement pay factor given in Section 3076.6.2., "Placement Payment Adjustment Factors," for two consecutive lots is below 1.000.

4.9.1. **Referee Testing**. The Materials and Tests Division is the referee laboratory. The Contractor may request referee testing if a "remove and replace" condition is determined based on the Engineer's test results, or if the differences between Contractor and Engineer test results exceed the maximum allowable difference shown in Table 11 and the differences cannot be resolved. The Contractor may also request referee testing if the Engineer's test results require suspension of production and the Contractor's test results are within specification limits. Make the request within five working days after receiving test results and cores from the Engineer. Referee tests will be performed only on the sublot in question and only for the particular tests in question. Allow 10 working days from the time the referee laboratory receives the samples for test results to

be reported. The Department may require the Contractor to reimburse the Department for referee tests if more than three referee tests per project are required and the Engineer's test results are closer to the referee test results than the Contractor's test results.

The Materials and Tests Division will determine the laboratory-molded density based on the molded specific gravity and the maximum theoretical specific gravity of the referee sample. The in-place air voids will be determined based on the bulk specific gravity of the cores, as determined by the referee laboratory and the Engineer's average maximum theoretical specific gravity for the lot. With the exception of "remove and replace" conditions, referee test results are final and will establish payment adjustment factors for the sublot in question. The Contractor may decline referee testing and accept the Engineer's test results when the placement payment adjustment factor for any sublot results in a "remove and replace" condition. Placement sublots subject to be removed and replaced will be further evaluated in accordance with Section 3076.6.2.2., "Placement Sublots Subject to Removal and Replacement."

4.9.2. **Production Acceptance**.

4.9.2.1. **Production Lot**. A production lot consists of four equal sublots. The default quantity for Lot 1 is 1,000 tons; however, when requested by the Contractor, the Engineer may increase the quantity for Lot 1 to no more than 4,000 tons. The Engineer will select subsequent lot sizes based on the anticipated daily production such that approximately three to four sublots are produced each day. The lot size will be between 1,000 tons and 4,000 tons. The Engineer may change the lot size before the Contractor begins any lot.

If the optimum asphalt binder content for JMF2 is more than 0.5% lower than the optimum asphalt binder content for JMF1, the Engineer may perform or require the Contractor to perform Tex-226-F on Lot 1 to confirm the indirect tensile strength does not exceed 200 psi. Take corrective action to bring the mixture within specification compliance if the indirect tensile strength exceeds 200 psi unless otherwise directed.

4.9.2.1.1. **Incomplete Production Lots**. If a lot is begun but cannot be completed, such as on the last day of production or in other circumstances deemed appropriate, the Engineer may close the lot. Adjust the payment for the incomplete lot in accordance with Section 3076.6.1., "Production Payment Adjustment Factors." Close all lots within five working days unless otherwise allowed.

4.9.2.2. **Production Sampling**.

4.9.2.2.1. **Mixture Sampling**. Obtain hot-mix samples from trucks at the plant in accordance with Tex-222-F. The sampler will split each sample into three equal portions in accordance with Tex-200-F and label these portions as "Contractor," "Engineer," and "Referee." The Engineer will perform or witness the sample splitting and take immediate possession of the samples labeled "Engineer" and "Referee." The Engineer will maintain the custody of the samples labeled "Engineer" and "Referee" until the Department's testing is completed.

4.9.2.2.1.1. **Random Sample**. At the beginning of the project, the Engineer will select random numbers for all production sublots. Determine sample locations in accordance with Tex-225-F. Take one sample for each sublot at the randomly selected location. The Engineer will perform or witness the sampling of production sublots.

4.9.2.2.1.2. **Blind Sample**. For one sublot per lot, the Engineer will obtain and test a "blind" sample instead of the random sample collected by the Contractor. Test either the "blind" or the random sample; however, referee testing (if applicable) will be based on a comparison of results from the "blind" sample. The location of the Engineer's "blind" sample will not be disclosed to the Contractor. The Engineer's "blind" sample may be randomly selected in accordance with Tex-225-F for any sublot or selected at the discretion of the Engineer. The Engineer will use the Contractor's split sample for sublots not sampled by the Engineer.

4.9.2.2.2. **Informational Shear Bond Strength Testing.** Select one random sublot from Lot 2 or higher for shear bond strength testing. Obtain full depth cores in accordance with Tex-249-F. Label the cores with the Control Section Job (CSJ), producer of the tack coat, mix type, shot rate, lot, and sublot number and provide to the

Engineer. The Engineer will ship the cores to the Materials and Tests Division or district laboratory for shear bond strength testing. Results from these tests will not be used for specification compliance.

4.9.2.2.3. **Asphalt Binder Sampling**. Obtain a 1-qt. sample of the asphalt binder witnessed by the Engineer for each lot of mixture produced. The Contractor will notify the Engineer when the sampling will occur. Obtain the sample at approximately the same time the mixture random sample is obtained. Sample from a port located immediately upstream from the mixing drum or pug mill and upstream from the introduction of any additives in accordance with Tex-500-C, Part II. Label the can with the corresponding lot and sublot numbers, producer, producer facility location, grade, district, date sampled, and project information including highway and CSJ. The Engineer will retain these samples for one year. The Engineer may also obtain independent samples. If obtaining an independent asphalt binder sample and upon request of the Contractor, the Engineer will split a sample of the asphalt binder with the Contractor.

At least once per project, the Engineer will collect split samples of each binder grade and source used. The Engineer will submit one split sample to MTD to verify compliance with Item 300, “Asphalts, Oils, and Emulsions” and will retain the other split sample for one year.

4.9.2.3. **Production Testing**. The Contractor and Engineer must perform production tests in accordance with Table 16. The Contractor has the option to verify the Engineer’s test results on split samples provided by the Engineer. Determine compliance with operational tolerances listed in Table 11 for all sublots.

Take immediate corrective action if the Engineer’s laboratory-molded density on any sublot is less than 95.0% or greater than 97.0% to bring the mixture within these tolerances. The Engineer may suspend operations if the Contractor’s corrective actions do not produce acceptable results. The Engineer will allow production to resume when the proposed corrective action is likely to yield acceptable results.

The Engineer may allow alternate methods for determining the asphalt binder content and aggregate gradation if the aggregate mineralogy is such that Tex-236-F, Part I does not yield reliable results. Provide evidence that results from Tex-236-F, Part I are not reliable before requesting permission to use an alternate method unless otherwise directed. Use the applicable test procedure as directed if an alternate test method is allowed.

**Table 16**
**Production and Placement Testing Frequency**

| Description | Test Method | Minimum Contractor Testing Frequency | Minimum Engineer Testing Frequency |
|---|---|---|---|
| Individual % retained for #8 sieve and larger | Tex-200-F or Tex-236-F | 1 per sublot | 1 per 12 sublots[1] |
| Individual % retained for sieves smaller than #8 and larger than #200 | | | |
| % passing the #200 sieve | | | |
| Laboratory-molded density | Tex-207-F | N/A | 1 per sublot[1] |
| Laboratory-molded bulk specific gravity | | | |
| In-place air voids | | | |
| VMA | Tex-204-F | | |
| Segregation (density profile)[2] | Tex-207-F, Part V | 1 per sublot | 1 per project |
| Longitudinal joint density | Tex-207-F, Part VII | | |
| Moisture content | Tex-212-F, Part II | When directed | |
| Theoretical maximum specific (Rice) gravity | Tex-227-F | N/A | 1 per sublot[1] |
| Asphalt binder content | Tex-236-F | 1 per sublot | 1 per lot[1] |
| Hamburg Wheel test | Tex-242-F | N/A | 1 per project |
| Recycled Asphalt Shingles (RAS)[3] | Tex-217-F, Part III | N/A | |
| Thermal profile[2] | Tex-244-F | 1 per sublot | |
| Asphalt binder sampling and testing | Tex-500-C, Part II | 1 per lot (sample only)[4] | |
| Tack coat sampling and testing | Tex-500-C, Part III | N/A | |
| Boil test[5] | Tex-530-C | 1 per lot | |
| Shear Bond Strength Test[6] | Tex-249-F | 1 per project (sample only) | |

1. For production defined in Section 3076.4.9.4., "Exempt Production," the Engineer will test one per day if 100 tons or more are produced. For Exempt Production, no testing is required when less than 100 tons are produced.
2. Not required when a thermal imaging system is used.
3. Testing performed by the Materials and Tests Division or designated laboratory.
4. Obtain witnessed by the Engineer. The Engineer will retain these samples for one year.
5. The Engineer may reduce or waive the sampling and testing requirements based on a satisfactory test history.
6. Testing performed by the Materials and Tests Division or District for informational purposes only.

4.9.2.4. **Operational Tolerances**. Control the production process within the operational tolerances listed in Table 11. When production is suspended, the Engineer will allow production to resume when test results or other information indicates the next mixture produced will be within the operational tolerances.

4.9.2.4.1. **Gradation**. Suspend operation and take corrective action if any aggregate is retained on the maximum sieve size shown in Table 8. A sublot is defined as out of tolerance if either the Engineer's or the Contractor's test results are out of operational tolerance. Suspend production when test results for gradation exceed the operational tolerances in Table 11 for three consecutive sublots on the same sieve or four consecutive sublots on any sieve unless otherwise directed. The consecutive sublots may be from more than one lot.

4.9.2.4.2. **Asphalt Binder Content**. A sublot is defined as out of operational tolerance if either the Engineer's or the Contractor's test results exceed the values listed in Table 11. No production or placement payment adjustments greater than 1.000 will be paid for any sublot that is out of operational tolerance for asphalt binder content. Suspend production and shipment of the mixture if the Engineer's or the Contractor's asphalt binder content deviates from the current JMF by more than 0.5% for any sublot.

4.9.2.4.3. **Voids in Mineral Aggregates (VMA)**. The Engineer will determine the VMA for every sublot. For sublots when the Engineer does not determine asphalt binder content, the Engineer will use the asphalt binder content results from QC testing performed by the Contractor to determine VMA.

Take immediate corrective action if the VMA value for any sublot is less than the minimum VMA requirement for production listed in Table 8. Suspend production and shipment of the mixture if the Engineer's VMA results on two consecutive sublots are below the minimum VMA requirement for production listed in Table 8. No production or placement payment adjustments greater than 1.000 will be paid for any sublot that does not

meet the minimum VMA requirement for production listed in Table 8 based on the Engineer's VMA determination.

Suspend production and shipment of the mixture if the Engineer's VMA result is more than 0.5% below the minimum VMA requirement for production listed in Table 8. In addition to suspending production, the Engineer may require removal and replacement or may allow the sublot to be left in place without payment.

4.9.2.4.4. **Hamburg Wheel Test**. The Engineer may perform a Hamburg Wheel test at any time during production, including when the boil test indicates a change in quality from the materials submitted for JMF1. In addition to testing production samples, the Engineer may obtain cores and perform Hamburg Wheel tests on any areas of the roadway where rutting is observed. Suspend production until further Hamburg Wheel tests meet the specified values when the production or core samples fail the Hamburg Wheel test criteria in Table 10. Core samples, if taken, will be obtained from the center of the finished mat or other areas excluding the vehicle wheel paths. The Engineer may require up to the entire sublot of any mixture failing the Hamburg Wheel test to be removed and replaced at the Contractor's expense.

If the Department's or Department approved laboratory's Hamburg Wheel test results in a "remove and replace" condition, the Contractor may request that the Department confirm the results by re-testing the failing material. The Materials and Tests Division will perform the Hamburg Wheel tests and determine the final disposition of the material in question based on the Department's test results.

4.9.2.5. **Individual Loads of Hot-Mix**. The Engineer can reject individual truckloads of hot-mix. When a load of hot-mix is rejected for reasons other than temperature, contamination, or excessive uncoated particles, the Contractor may request that the rejected load be tested. Make this request within 4 hr. of rejection. The Engineer will sample and test the mixture. If test results are within the operational tolerances shown in Table 11, payment will be made for the load. If test results are not within operational tolerances, no payment will be made for the load.

4.9.3. **Placement Acceptance**.

4.9.3.1. **Placement Lot**. A placement lot consists of four placement sublots. A placement sublot consists of the area placed during a production sublot.

4.9.3.1.1. **Lot 1 Placement**. Placement payment adjustments greater than 1.000 for Lot 1 will be in accordance with Section 3076.6.2., "Placement Payment Adjustment Factors"; however, no placement adjustment less than 1.000 will be assessed for any sublot placed in Lot 1 when the in-place air voids are greater than or equal to 2.7% and less than or equal to 9.9%. Remove and replace any sublot with in-place air voids less than 2.7% or greater than 9.9%.

4.9.3.1.2. **Incomplete Placement Lots**. An incomplete placement lot consists of the area placed as described in Section 3076.4.9.2.1.1., "Incomplete Production Lots," excluding areas defined in Section 3076.4.9.3.1.4., "Miscellaneous Areas." Placement sampling is required if the random sample plan for production resulted in a sample being obtained from an incomplete production sublot.

4.9.3.1.3. **Shoulders, Ramps, Etc**. Shoulders, ramps, intersections, acceleration lanes, deceleration lanes, and turn lanes are subject to in-place air void determination and payment adjustments unless designated on the plans as not eligible for in-place air void determination. Intersections may be considered miscellaneous areas when determined by the Engineer.

4.9.3.1.4. **Miscellaneous Areas**. Miscellaneous areas include areas that typically involve significant handwork or discontinuous paving operations, such as temporary detours, driveways, mailbox turnouts, crossovers, gores, spot level-up areas, and other similar areas. Temporary detours are subject to in-place air void determination when shown on the plans. Miscellaneous areas also include level-ups and thin overlays when the layer thickness specified on the plans is less than the minimum untrimmed core height eligible for testing shown in Table 13. The specified layer thickness is based on the rate of 110 lb./sq. yd. for each inch of

pavement unless another rate is shown on the plans. When "level up" is listed as part of the item bid description code, a payment adjustment factor of 1.000 will be assigned for all placement sublots as described in Article 3076.6, "Payment." Miscellaneous areas are not eligible for random placement sampling locations. Compact miscellaneous areas in accordance with Section 3076.4.8., "Compaction." Miscellaneous areas are not subject to in-place air void determination, thermal profiles testing, segregation (density profiles), or longitudinal joint density evaluations.

4.9.3.2. **Placement Sampling**. The Engineer will select random numbers for all placement sublots at the beginning of the project. The Engineer will provide the Contractor with the placement random numbers immediately after the sublot is completed. Mark the roadway location at the completion of each sublot and record the station number. Determine one random sample location for each placement sublot in accordance with Tex-225-F. Adjust the random sample location by no more than necessary to achieve a 2-ft. clearance if the location is within 2 ft. of a joint or pavement edge.

Shoulders, ramps, intersections, acceleration lanes, deceleration lanes, and turn lanes are always eligible for selection as a random sample location; however, if a random sample location falls on one of these areas and the area is designated on the plans as not subject to in-place air void determination, cores will not be taken for the sublot and a 1.000 pay factor will be assigned to that sublot.

Provide the equipment and means to obtain and trim roadway cores on site. On-site is defined as in close proximity to where the cores are taken. Obtain the cores within one working day of the time the placement sublot is completed unless otherwise approved. Obtain two 6-in. diameter cores side-by-side from within 1 ft. of the random location provided for the placement sublot. For Type D and Type F mixtures, 4-in. diameter cores are allowed. Mark the cores for identification, measure and record the untrimmed core height, and provide the information to the Engineer. The Engineer will witness the coring operation and measurement of the core thickness. Visually inspect each core and verify that the current paving layer is bonded to the underlying layer. Take corrective action if an adequate bond does not exist between the current and underlying layer to ensure that an adequate bond will be achieved during subsequent placement operations.

Trim the cores immediately after obtaining the cores from the roadway in accordance with Tex-251-F if the core heights meet the minimum untrimmed value listed in Table 13. Trim the cores on site in the presence of the Engineer. Use a permanent marker or paint pen to record the lot and sublot numbers on each core as well as the designation as Core A or B. The Engineer may require additional information to be marked on the core and may choose to sign or initial the core. The Engineer will take custody of the cores immediately after witnessing the trimming of the cores and will retain custody of the cores until the Department's testing is completed. Before turning the trimmed cores over to the Engineer, the Contractor may wrap the trimmed cores or secure them in a manner that will reduce the risk of possible damage occurring during transport by the Engineer. After testing, the Engineer will return the cores to the Contractor.

The Engineer may have the cores transported back to the Department's laboratory at the HMA plant via the Contractor's haul truck or other designated vehicle. In such cases where the cores will be out of the Engineer's possession during transport, the Engineer will use Department-provided security bags and the Roadway Core Custody protocol located at http://www.txdot.gov/business/specifications.htm to provide a secure means and process that protects the integrity of the cores during transport.

Decide whether to include the pair of cores in the air void determination for that sublot if the core height before trimming is less than the minimum untrimmed value shown in Table 13. Trim the cores as described above before delivering to the Engineer if electing to have the cores included in the air void determination. Deliver untrimmed cores to the Engineer and inform the Engineer of the decision to not have the cores included in air void determination if electing to not have the cores included in air void determination. The placement pay factor for the sublot will be 1.000 if cores will not be included in air void determination.

Instead of the Contractor trimming the cores on site immediately after coring, the Engineer and the Contractor may mutually agree to have the trimming operations performed at an alternate location such as a field laboratory or other similar location. In such cases, the Engineer will take possession of the cores

immediately after they are obtained from the roadway and will retain custody of the cores until testing is completed. Either the Department or Contractor representative may perform trimming of the cores. The Engineer will witness all trimming operations in cases where the Contractor representative performs the trimming operation.

Dry the core holes and tack the sides and bottom immediately after obtaining the cores. Fill the hole with the same type of mixture and properly compact the mixture. Repair core holes with other methods when approved.

4.9.3.3. **Placement Testing**. Perform placement tests in accordance with Table 16. After the Engineer returns the cores, the Contractor may test the cores to verify the Engineer's test results for in-place air voids. The allowable differences between the Contractor's and Engineer's test results are listed in Table 11.

4.9.3.3.1. **In-Place Air Voids**. The Engineer will measure in-place air voids in accordance with Tex-207-F and Tex-227-F. Before drying to a constant weight, cores may be pre-dried using a CoreDry or similar vacuum device to remove excess moisture. The Engineer will average the values obtained for all sublots in the production lot to determine the theoretical maximum specific gravity. The Engineer will use the average air void content for in-place air voids.

The Engineer will use the vacuum method to seal the core if required by Tex-207-F. The Engineer will use the test results from the unsealed core to determine the placement payment adjustment factor if the sealed core yields a higher specific gravity than the unsealed core. After determining the in-place air void content, the Engineer will return the cores and provide test results to the Contractor.

4.9.3.3.2. **Segregation (Density Profile)**. Test for segregation using density profiles in accordance with Tex-207-F, Part V when using a thermal camera insead of the thermal imaging system. Density profiles are not required and are not applicable when using a thermal imaging system. Density profiles are not applicable in areas described in Section 3076.4.9.3.1.4., "Miscellaneous Areas."

Perform a minimum of one density profile per sublot. Perform additional density profiles when any of the following conditions occur, unless otherwise approved:

- the paver stops due to lack of material being delivered to the paving operations and the temperature of the uncompacted mat before the initial break down rolling is less than the temperatures shown in Table 17;
- areas that are identified by either the Contractor or the Engineer with thermal segregation;,
- any visibly segregated areas that exist.

**Table 17**
**Mimimum Uncompacted Mat Temperature Requiring a Segregation Profile**

| High-Temperature Binder Grade[1] | Minimum Temperature of the Uncompacted Mat Allowed Before Initial Break Down Rolling[2,3,4] |
|---|---|
| PG 64 | <250˚F |
| PG 70 | <260˚F |
| PG 76 | <270˚F |

1. The high-temperature binder grade refers to the high-temperature grade of the virgin asphalt binder used to produce the mixture.
2. Segregation profiles are required in areas with moderate and severe thermal segregation as described in Section 3076.4.7.3.1.3.
3. Minimum uncompacted mat temperature requiring a segregation profile may be reduced 10°F if using a chemical WMA additive as a compaction aid.
4. When using WMA, the minimum uncompacted mat temperature requiring a segregation profile is 215°F.

Provide the Engineer with the density profile of every sublot in the lot within one working day of the completion of each lot. Report the results of each density profile in accordance with Section 3076.4.2., "Reporting and Responsibilities."

The density profile is considered failing if it exceeds the tolerances in Table 18. No production or placement payment adjustments greater than 1.000 will be paid for any sublot that contains a failing density profile. When a hand-held thermal camera is used instead of a thermal imaging system, the Engineer will measure the density profile at least once per project. The Engineer's density profile results will be used when available. The Engineer may require the Contractor to remove and replace the area in question if the area fails the density profile and has surface irregularities as defined in Section 3076.4.9.3.3.5., "Irregularities." The sublot in question may receive a production and placement payment adjustment greater than 1.000, if applicable, when the defective material is successfully removed and replaced.

Investigate density profile failures and take corrective actions during production and placement to eliminate the segregation. Suspend production if 2 consecutive density profiles fail unless otherwise approved. Resume production after the Engineer approves changes to production or placement methods.

**Table 18**
**Segregation (Density Profile) Acceptance Criteria**

| Mixture Type | Maximum Allowable Density Range (Highest to Lowest) | Maximum Allowable Density Range (Average to Lowest) |
|---|---|---|
| Type B | 8.0 pcf | 5.0 pcf |
| Type C, Type D & Type F | 6.0 pcf | 3.0 pcf |

4.9.3.3.3. **Longitudinal Joint Density**.

4.9.3.3.3.1. **Informational Tests**. Perform joint density evaluations while establishing the rolling pattern and verify that the joint density is no more than 3.0 pcf below the density taken at or near the center of the mat. Adjust the rolling pattern, if needed, to achieve the desired joint density. Perform additional joint density evaluations, at least once per sublot, unless otherwise directed.

4.9.3.3.3.2. **Record Tests**. Perform a joint density evaluation for each sublot at each pavement edge that is or will become a longitudinal joint. Joint density evaluations are not applicable in areas described in Section 3076.4.9.3.1.4., "Miscellaneous Areas." Determine the joint density in accordance with Tex-207-F, Part VII. Record the joint density information and submit results on Department forms to the Engineer. The evaluation is considered failing if the joint density is more than 3.0 pcf below the density taken at the core random sample location and the correlated joint density is less than 90.0%. The Engineer will make independent joint density verification at least once per project and may make independent joint density verifications at the random sample locations. The Engineer's joint density test results will be used when available.

Provide the Engineer with the joint density of every sublot in the lot within one working day of the completion of each lot. Report the results of each joint density in accordance with Section 3076.4.2., "Reporting and Responsibilities."

Investigate joint density failures and take corrective actions during production and placement to improve the joint density. Suspend production if the evaluations on two consecutive sublots fail unless otherwise approved. Resume production after the Engineer approves changes to production or placement methods.

4.9.3.3.4. **Recovered Asphalt Dynamic Shear Rheometer (DSR)**. The Engineer may take production samples or cores from suspect areas of the project to determine recovered asphalt properties. Asphalt binders with an aging ratio greater than 3.5 do not meet the requirements for recovered asphalt properties and may be deemed defective when tested and evaluated by the Materials and Tests Division. The aging ratio is the DSR value of the extracted binder divided by the DSR value of the original unaged binder. Obtain DSR values in accordance with AASHTO T 315 at the specified high temperature performance grade of the asphalt. The Engineer may require removal and replacement of the defective material at the Contractor's expense. The asphalt binder will be recovered for testing from production samples or cores in accordance with Tex-211-F.

4.9.3.3.5. **Irregularities**. Identify and correct irregularities including segregation, rutting, raveling, flushing, fat spots, mat slippage, irregular color, irregular texture, roller marks, tears, gouges, streaks, uncoated aggregate particles, or broken aggregate particles. The Engineer may also identify irregularities, and in such cases, the Engineer will promptly notify the Contractor. If the Engineer determines that the irregularity will adversely affect pavement performance, the Engineer may require the Contractor to remove and replace (at the Contractor's expense) areas of the pavement that contain irregularities. The Engineer may also require the Contractor to remove and replace (at the Contractor's expense) areas where the mixture does not bond to the existing pavement.

If irregularities are detected, the Engineer may require the Contractor to immediately suspend operations or may allow the Contractor to continue operations for no more than one day while the Contractor is taking appropriate corrective action.

4.9.4. **Exempt Production**. The Engineer may deem the mixture as exempt production for the following conditions:

- anticipated daily production is less than 500 tons;
- total production for the project is less than 5,000 tons;
- when mutually agreed between the Engineer and the Contractor; or
- when shown on the plans.

For exempt production, the Contractor is relieved of all production and placement sampling and testing requirements, except for coring operations when required by the Engineer. The production and placement pay factors are 1.000 if the specification requirements listed below are met, all other specification requirements are met, and the Engineer performs acceptance tests for production and placement listed in Table 16 when 100 tons or more per day are produced.

- produce, haul, place, and compact the mixture in compliance with the specification and as directed;
- control mixture production to yield a laboratory-molded density that is within ±1.0% of the target laboratory-molded density as tested by the Engineer;
- compact the mixture in accordance with Section 3076.4.8., "Compaction;" and
- when a thermal imaging system is not used, the Engineer may perform segregation (density profiles) and thermal profiles in accordance with the specification.

4.9.5. **Ride Quality**. Measure ride quality in accordance with Item 585, "Ride Quality for Pavement Surfaces," unless otherwise shown on the plans.

## 5. MEASUREMENT

5.1. **Dense Graded Hot-Mix Asphalt.** Hot mix will be measured by the ton of composite hot-mix, which includes asphalt, aggregate, and additives. Measure the weight on scales in accordance with Item 520, "Weighing and Measuring Equipment."

5.2. **Tack Coat.** Tack coat will be measured at the applied temperature by strapping the tank before and after road application and determining the net volume in gallons from the calibrated distributor. The Engineer will witness all strapping operations for volume determination. All tack, including emulsions, will be measured by the gallon applied.

The Engineer may allow the use of a metering device to determine asphalt volume used and application rate if the device is accurate within 1.5% of the strapped volume.

## 6. PAYMENT

The work performed and materials furnished in accordance with this Item and measured as provided under Section 3076.5.1, "Measurement," will be paid for at the unit bid price for "Dense Graded Hot-Mix Asphalt" of the mixture type, SAC, and binder specified. These prices are full compensation for surface preparation, materials, placement, equipment, labor, tools, and incidentals.

The work performed and materials furnished in accordance with this Item and measured as provided under Article 3076.5.2, "Measurement," will be paid for at the unit bid price for "Tack Coat" of the tack coat provided. These prices are full compensation for materials, placement, equipment, labor, tools, and incidentals. Payment adjustments will be applied as determined in this Item; however, a payment adjustment factor of 1.000 will be assigned for all placement sublots for "level ups" only when "level up" is listed as part of the item bid description code. A payment adjustment factor of 1.000 will be assigned to all production and placement sublots when "exempt" is listed as part of the item bid description code, and all testing requirements are met.

Payment for each sublot, including applicable payment adjustments greater than 1.000, will only be paid for sublots when the Contractor supplies the Engineer with the required documentation for production and placement QC/QA, thermal profiles, segregation density profiles, and longitudinal joint densities in accordance with Section 3076.4.2., "Reporting and Responsibilities." When a thermal imaging system is used, documentation is not required for thermal profiles or segregation density profiles on individual sublots; however, the thermal imaging system automated reports described in Tex-244-F are required.

Trial batches will not be paid for unless they are included in pavement work approved by the Department.

Payment adjustment for ride quality will be determined in accordance with Item 585, "Ride Quality for Pavement Surfaces."

6.1. **Production Payment Adjustment Factors**. The production payment adjustment factor is based on the laboratory-molded density using the Engineer's test results. The bulk specific gravities of the samples from each sublot will be divided by the Engineer's maximum theoretical specific gravity for the sublot. The individual sample densities for the sublot will be averaged to determine the production payment adjustment factor in accordance with Table 19 for each sublot, using the deviation from the target laboratory-molded density defined in Table 9. The production payment adjustment factor for completed lots will be the average of the payment adjustment factors for the four sublots sampled within that lot.

**Table 19**
**Production Payment Adjustment Factors for Laboratory-Molded Density[1]**

| Absolute Deviation from Target Laboratory-Molded Density | Production Payment Adjustment Factor (Target Laboratory-Molded Density) |
|---|---|
| 0.0 | 1.050 |
| 0.1 | 1.050 |
| 0.2 | 1.050 |
| 0.3 | 1.044 |
| 0.4 | 1.038 |
| 0.5 | 1.031 |
| 0.6 | 1.025 |
| 0.7 | 1.019 |
| 0.8 | 1.013 |
| 0.9 | 1.006 |
| 1.0 | 1.000 |
| 1.1 | 0.965 |
| 1.2 | 0.930 |
| 1.3 | 0.895 |
| 1.4 | 0.860 |
| 1.5 | 0.825 |
| 1.6 | 0.790 |
| 1.7 | 0.755 |
| 1.8 | 0.720 |
| > 1.8 | Remove and replace |

1. If the Engineer's laboratory-molded density on any sublot is less than 95.0% or greater than 98.0%, take immediate corrective action to bring the mixture within these tolerances. The Engineer may suspend operations if the Contractor's corrective actions do not produce acceptable results. The Engineer will allow production to resume when the proposed corrective action is likely to yield acceptable results.

6.1.1. **Payment for Incomplete Production Lots**. Production payment adjustments for incomplete lots, described under Section 3076.4.9.2.1.1., "Incomplete Production Lots," will be calculated using the average production payment factors from all sublots sampled.

A production payment factor of 1.000 will be assigned to any lot when the random sampling plan did not result in collection of any samples within the first sublot.

6.1.2. **Production Sublots Subject to Removal and Replacement**. If after referee testing, the laboratory-molded density for any sublot results in a "remove and replace" condition as listed in Table 19, the Engineer may require removal and replacement or may allow the sublot to be left in place without payment. The Engineer may also accept the sublot in accordance with Section 3076.5.3.1., "Acceptance of Defective or Unauthorized Work." Replacement material meeting the requirements of this Item will be paid for in accordance with this Section.

6.2. **Placement Payment Adjustment Factors**. The placement payment adjustment factor is based on in-place air voids using the Engineer's test results. The bulk specific gravities of the cores from each sublot will be divided by the Engineer's average maximum theoretical specific gravity for the lot. The individual core densities for the sublot will be averaged to determine the placement payment adjustment factor in accordance with Table 20 for each sublot that requires in-place air void measurement. A placement payment adjustment factor of 1.000 will be assigned to the entire sublot when the random sample location falls in an area designated on the plans as not subject to in-place air void determination. A placement payment adjustment factor of 1.000 will be assigned to quantities placed in areas described in Section 3076.4.9.3.1.4., "Miscellaneous Areas." The placement payment adjustment factor for completed lots will be the average of the placement payment adjustment factors for up to four sublots within that lot.

**Table 20**
**Placement Payment Adjustment Factors for In-Place Air Voids**

| In-Place Air Voids | Placement Pay Adjustment Factor | In-Place Air Voids | Placement Pay Adjustment Factor |
|---|---|---|---|
| < 2.7 | Remove and Replace | 6.4 | 1.042 |
| 2.7 | 0.710 | 6.5 | 1.040 |
| 2.8 | 0.740 | 6.6 | 1.038 |
| 2.9 | 0.770 | 6.7 | 1.036 |
| 3.0 | 0.800 | 6.8 | 1.034 |
| 3.1 | 0.830 | 6.9 | 1.032 |
| 3.2 | 0.860 | 7.0 | 1.030 |
| 3.3 | 0.890 | 7.1 | 1.028 |
| 3.4 | 0.920 | 7.2 | 1.026 |
| 3.5 | 0.950 | 7.3 | 1.024 |
| 3.6 | 0.980 | 7.4 | 1.022 |
| 3.7 | 0.998 | 7.5 | 1.020 |
| 3.8 | 1.002 | 7.6 | 1.018 |
| 3.9 | 1.006 | 7.7 | 1.016 |
| 4.0 | 1.010 | 7.8 | 1.014 |
| 4.1 | 1.014 | 7.9 | 1.012 |
| 4.2 | 1.018 | 8.0 | 1.010 |
| 4.3 | 1.022 | 8.1 | 1.008 |
| 4.4 | 1.026 | 8.2 | 1.006 |
| 4.5 | 1.030 | 8.3 | 1.004 |
| 4.6 | 1.034 | 8.4 | 1.002 |
| 4.7 | 1.038 | 8.5 | 1.000 |
| 4.8 | 1.042 | 8.6 | 0.998 |
| 4.9 | 1.046 | 8.7 | 0.996 |
| 5.0 | 1.050 | 8.8 | 0.994 |
| 5.1 | 1.050 | 8.9 | 0.992 |
| 5.2 | 1.050 | 9.0 | 0.990 |
| 5.3 | 1.050 | 9.1 | 0.960 |
| 5.4 | 1.050 | 9.2 | 0.930 |
| 5.5 | 1.050 | 9.3 | 0.900 |
| 5.6 | 1.050 | 9.4 | 0.870 |
| 5.7 | 1.050 | 9.5 | 0.840 |
| 5.8 | 1.050 | 9.6 | 0.810 |
| 5.9 | 1.050 | 9.7 | 0.780 |
| 6.0 | 1.050 | 9.8 | 0.750 |
| 6.1 | 1.048 | 9.9 | 0.720 |
| 6.2 | 1.046 | > 9.9 | Remove and Replace |
| 6.3 | 1.044 | | |

6.2.1. **Payment for Incomplete Placement Lots**. Payment adjustments for incomplete placement lots described under Section 3076.4.9.3.1.2., "Incomplete Placement Lots," will be calculated using the average of the placement payment factors from all sublots sampled and sublots where the random location falls in an area designated on the plans as not eligible for in-place air void determination.

If the random sampling plan results in production samples, but not in placement samples, the random core location and placement adjustment factor for the sublot will be determined by applying the placement random number to the length of the sublot placed.

If the random sampling plan results in placement samples, but not in production samples, no placement adjustment factor will apply for that sublot placed.

A placement payment adjustment factor of 1.000 will be assigned to any lot when the random sampling plan did not result in collection of any production samples.

6.2.2. **Placement Sublots Subject to Removal and Replacement**. If after referee testing, the placement payment adjustment factor for any sublot results in a "remove and replace" condition as listed in Table 20, the Engineer will choose the location of two cores to be taken within 3 ft. of the original failing core location. The Contractor will obtain the cores in the presence of the Engineer. The Engineer will take immediate possession of the untrimmed cores and submit the untrimmed cores to the Materials and Tests Division, where they will be trimmed if necessary and tested for bulk specific gravity within 10 working days of receipt.

The bulk specific gravity of the cores from each sublot will be divided by the Engineer's average maximum theoretical specific gravity for the lot. The individual core densities for the sublot will be averaged to determine the new payment adjustment factor of the sublot in question. If the new payment adjustment factor is 0.700 or greater, the new payment adjustment factor will apply to that sublot. If the new payment adjustment factor is less than 0.700, no payment will be made for the sublot. Remove and replace the failing sublot, or the Engineer may allow the sublot to be left in place without payment. The Engineer may also accept the sublot in accordance with Section 3076.5.3.1., "Acceptance of Defective or Unauthorized Work." Replacement material meeting the requirements of this Item will be paid for in accordance with this Section.

6.3. **Total Adjusted Pay Calculation**. Total adjusted pay (TAP) will be based on the applicable payment adjustment factors for production and placement for each lot.

$TAP = (A+B)/2$

where:
*A* = Bid price × production lot quantity × average payment adjustment factor for the production lot
*B* = Bid price × placement lot quantity × average payment adjustment factor for the placement lot + (bid price × quantity placed in miscellaneous areas × 1.000)

*Production lot quantity* = Quantity actually placed - quantity left in place without payment

*Placement lot quantity* = Quantity actually placed - quantity left in place without payment - quantity placed in miscellaneous areas

# Special Specification 3096
# Asphalts, Oils, and Emulsions

## 1. DESCRIPTION

Provide asphalt cements, cutback and emulsified asphalts, performance-graded asphalt binders, and other miscellaneous asphalt materials as specified on the plans.

## 2. MATERIALS

Provide asphalt materials that meet the stated requirements when tested in conformance with the referenced Department, AASHTO, and ASTM test methods. Use asphalt containing recycled materials only if the recycled components meet the requirements of Article 6.9., "Recycled Materials." Provide asphalt materials that the Department has preapproved for use in accordance with Tex-545-C, "Asphalt Binder Quality Program."

Inform the Department of all additives or modifiers included in the asphalt binder as part of the facility quality plan, as required by Tex-545-C, "Asphalt Binder Quality Program," and provide that information to Department personnel. The Department reserves the right to prohibit the use of any asphalt additive or modifier.

Limit the use of polyphosphoric acid to no more than 0.5% by weight of the asphalt binder.

The use of re-refined engine oil bottoms is prohibited.

Acronyms used in this Item are defined in Table 1.

**Table1**
**Acronyms**

| Acronym | Definition |
|---|---|
| Test Procedure Designations | |
| Tex | Department |
| T or R | AASHTO |
| D | ASTM |
| Polymer Modifier Designations | |
| P | polymer-modified |
| SBR or L | styrene-butadiene rubber (latex) |
| SBS | styrene-butadiene-styrene block co-polymer |
| TR | tire rubber (from ambient temperature grinding of truck and passenger tires) |
| AC | asphalt cement |
| AE | asphalt emulsion |
| AE-P | asphalt emulsion prime |
| A-R | asphalt-rubber |
| C | cationic |
| EAP&T | emulsified asphalt prime and tack |
| EBL | emulsified bonding layer |
| FDR | full depth reclamation |
| H-suffix | harder residue (lower penetration) |
| HF | high float |
| HY | high yield |
| MC | medium-curing |
| MS | medium-setting |
| PCE | prime, cure, and erosion control |
| PG | performance grade |
| RC | rapid-curing |
| RS | rapid-setting |
| S-suffix | stockpile usage |
| SCM | special cutback material |
| SS | slow-setting |
| SY | standard yield |
| TRAIL | tracking resistant asphalt interlayer |

2.1. **Asphalt Cement**. Provide asphalt cement that is homogeneous, water-free, and nonfoaming when heated to 347°F, and meets the requirements in Table 2.

**Table 2**
**Asphalt Cement**

| Property | Test Procedure | Viscosity Grade | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|
| | | AC-0.6 | | AC-1.5 | | AC-3 | | AC-5 | | AC-10 | |
| | | Min | Max | Min | Max | Min | Max | Min | Max | Min | Max |
| Viscosity | T 202 | | | | | | | | | | |
| 140°F, poise | | 40 | 80 | 100 | 200 | 250 | 350 | 400 | 600 | 800 | 1,200 |
| 275°F, poise | | 0.4 | – | 0.7 | – | 1.1 | – | 1.4 | – | 1.9 | – |
| Penetration, 77°F, 100g, 5 sec. | T 49 | 350 | – | 250 | – | 210 | – | 135 | – | 85 | – |
| Flash point, C.O.C., °F | T 48 | 425 | – | 425 | – | 425 | – | 425 | – | 450 | – |
| Solubility in trichloroethylene, % | T 44 | 99.0 | – | 99.0 | – | 99.0 | – | 99.0 | – | 99.0 | – |
| Spot test | Tex-509-C | Neg. | | Neg. | | Neg. | | Neg. | | Neg. | |
| Tests on residue from RTFOT: | T 240 | | | | | | | | | | |
| Viscosity, 140°F, poise | T 202 | – | 180 | – | 450 | – | 900 | – | 1,500 | – | 3,000 |
| Ductility,[1] 77°F 5 cm/min., cm | T 51 | 100 | – | 100 | – | 100 | – | 100 | – | 100 | – |

1. If AC-0.6 or AC-1.5 ductility at 77°F is less than 100 cm, material is acceptable if ductility at 60°F is more than 100 cm.

2.2. **Polymer-Modified Asphalt Cement**. Provide polymer-modified asphalt cement that is smooth, homogeneous, and meets the requirements Table 3. Supply samples of the base asphalt cement and polymer additives if requested.

**Table 3**
**Polymer-Modified Asphalt Cement**

| Property | Test Procedure | Polymer-Modified Viscosity Grade | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | AC-12-5TR | | NT-HA[1] | | AC-15P | | AC-20XP | | AC-10-2TR | | AC-20-5TR | |
| | | Min | Max | Min | Max | Min | Max | Min | Max | Min | Max | Min | Max |
| Polymer | | TR | | – | | SBS | | SBS | | TR | | TR | |
| Polymer content, % (solids basis) | Tex-533-C or Tex-553-C | 5.0 | – | – | – | 3.0 | – | – | – | 2.0 | – | 5.0 | – |
| Dynamic shear, G*/sinδ, 82°C, 10 rad/s, kPa | T 315 | | | 1.0 | – | | | | | | | | |
| Dynamic shear, G*/sinδ, 64°C, 10 rad/s, kPa | T 315 | – | – | – | – | – | – | 1.0 | – | – | – | 1.0 | – |
| Dynamic shear, G*/sinδ, 58°C, 10 rad/s, kPa | T 315 | 1.0 | – | – | – | – | – | – | – | 1.0 | – | – | – |
| Viscosity<br>140°F, poise<br>275°F, poise | <br>T 202<br>T 202 | <br>1,200 | <br>– | <br><br>– | <br><br>4,000 | <br>1,500<br>– | <br>–<br>8.0 | <br>2,000<br>– | <br>–<br>– | <br>1,000<br>– | <br>–<br>8.0 | <br>2,000<br>– | <br>–<br>10.0 |
| Penetration, 77°F, 100 g, 5 sec. | T 49 | 110 | 150 | – | 25 | 100 | 150 | 75 | 115 | 95 | 130 | 75 | 115 |
| Ductility, 5cm/min., 39.2°F, cm | T 51 | | | | | – | – | – | – | – | – | – | – |
| Elastic recovery, 50°F, % | Tex-539-C | 55 | – | | | 55 | – | 55 | – | 30 | – | 55 | – |
| Softening point, °F | T 53 | 113 | – | 170 | – | – | – | 120 | – | 110 | – | 120 | – |
| Polymer separation, 5 hr. | Tex-540-C | None | | | | None | | None | | None | | None | |
| Flash point, C.O.C., °F | T 48 | 425 | – | 425 | – | 425 | – | 425 | – | 425 | – | 425 | – |
| Tests on residue from RTFOT aging and pressure aging: | T 240 and R 28 | | | | | | | | | | | | |
| Creep stiffness<br>S, -18°C, MPa<br>m-value, -18°C | T 313 | <br>–<br>0.300 | <br>300<br>– | <br>–<br>– | <br>–<br>– | <br>–<br>0.300 | <br>300<br>– | <br>–<br>0.300 | <br>300<br>– | <br>–<br>0.300 | <br>300<br>– | <br>–<br>0.300 | <br>300<br>– |

1. Non-Tracking Hot Applied Tack Coat - TRAIL product

2.3. **Cutback Asphalt**. Provide cutback asphalt that meets the requirements of Tables 4, 5, and 6, for the specified type and grade. Supply samples of the base asphalt cement and polymer additives if requested.

**Table 4**
**Rapid-Curing Cutback Asphalt**

| Property | Test Procedure | Type–Grade | | | | | |
|---|---|---|---|---|---|---|---|
| | | RC-250 | | RC-800 | | RC-3000 | |
| | | Min | Max | Min | Max | Min | Max |
| Kinematic viscosity, 140°F, cSt | T 201 | 250 | 400 | 800 | 1,600 | 3,000 | 6,000 |
| Water, % | D95 | – | 0.2 | – | 0.2 | – | 0.2 |
| Flash point, T.O.C., °F | T 79 | 80 | – | 80 | – | 80 | – |
| Distillation test: | T 78 | | | | | | |
| Distillate, percentage by volume of total distillate to 680°F | | | | | | | |
| to 437°F | | 40 | 75 | 35 | 70 | 20 | 55 |
| to 500°F | | 65 | 90 | 55 | 85 | 45 | 75 |
| to 600°F | | 85 | – | 80 | – | 70 | – |
| Residue from distillation, volume % | | 70 | – | 75 | – | 82 | – |
| Tests on distillation residue: | | | | | | | |
| Viscosity, 140°F, poise | T 202 | 600 | 2,400 | 600 | 2,400 | 600 | 2,400 |
| Ductility, 5 cm/min., 77°F, cm | T 51 | 100 | – | 100 | – | 100 | – |
| Solubility in trichloroethylene, % | T 44 | 99.0 | – | 99.0 | – | 99.0 | – |
| Spot test | Tex-509-C | Neg. | | Neg. | | Neg. | |

**Table 5**
**Medium-Curing Cutback Asphalt**

| Property | Test Procedure | Type–Grade | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|
| | | MC-30 | | MC-250 | | MC-800 | | MC-3000 | |
| | | Min | Max | Min | Max | Min | Max | Min | Max |
| Kinematic viscosity, 140°F, cSt | T 201 | 30 | 60 | 250 | 500 | 800 | 1,600 | 3,000 | 6,000 |
| Water, % | D95 | – | 0.2 | – | 0.2 | – | 0.2 | – | 0.2 |
| Flash point, T.O.C., °F | T 79 | 95 | – | 122 | – | 140 | – | 149 | – |
| Distillation test: | T 78 | | | | | | | | |
| Distillate, percentage by volume of total distillate to 680°F | | | | | | | | | |
| to 437°F | | – | 35 | – | 20 | – | – | – | – |
| to 500°F | | 30 | 75 | 5 | 55 | – | 40 | – | 15 |
| to 600°F | | 75 | 95 | 60 | 90 | 45 | 85 | 15 | 75 |
| Residue from distillation, volume % | | 50 | – | 67 | – | 75 | – | 80 | – |
| Tests on distillation residue: | | | | | | | | | |
| Viscosity, 140°F, poise | T 202 | 300 | 1,200 | 300 | 1,200 | 300 | 1,200 | 300 | 1,200 |
| Ductility, 5 cm/min., 77°F, cm | T 51 | 100 | – | 100 | – | 100 | – | 100 | – |
| Solubility in trichloroethylene, % | T 44 | 99.0 | – | 99.0 | – | 99.0 | – | 99.0 | – |
| Spot test | Tex-509-C | Neg. | | Neg. | | Neg. | | Neg. | |

**Table 6**
**Special-Use Cutback Asphalt**

| Property | Test Procedure | Type–Grade | | | | | |
|---|---|---|---|---|---|---|---|
| | | MC-2400L | | SCM I | | SCM II | |
| | | Min | Max | Min | Max | Min | Max |
| Kinematic viscosity, 140°F, cSt | T 201 | 2,400 | 4,800 | 500 | 1,000 | 1,000 | 2,000 |
| Water, % | D95 | – | 0.2 | – | 0.2 | – | 0.2 |
| Flash point, T.O.C., °F | T 79 | 150 | – | 175 | – | 175 | – |
| Distillation test: | T 78 | | | | | | |
| Distillate, percentage by volume of total distillate to 680°F | | | | | | | |
| to 437°F | | – | – | – | – | – | – |
| to 500°F | | – | 35 | – | 0.5 | – | 0.5 |
| to 600°F | | 35 | 80 | 20 | 60 | 15 | 50 |
| Residue from distillation, volume % | | 78 | – | 76 | – | 82 | – |
| Tests on distillation residue: | | | | | | | |
| Polymer | | SBR | | – | | – | |
| Polymer content, % (solids basis) | Tex-533-C | 2.0 | – | – | – | – | – |
| Penetration, 100 g, 5 sec., 77°F | T 49 | 150 | 300 | 180 | – | 180 | – |
| Ductility, 5 cm/min., 39.2°F, cm | T 51 | 50 | – | – | – | – | – |
| Solubility in trichloroethylene, % | T 44 | 99.0 | – | 99.0 | – | 99.0 | – |

2.4. **Emulsified Asphalt**. Provide emulsified asphalt that is homogeneous, does not separate after thorough mixing, and meets the requirements for the specified type and grade in Tables 7, 8, 9, 10, and 10A-C.

**Table 7**
**Emulsified Asphalt**

| Property | Test Procedure | Type–Grade | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|
| | | Rapid-Setting | | Medium-Setting | | | | Slow-Setting | | | |
| | | HFRS-2 | | MS-2 | | AES-300 | | SS-1 | | SS-1H | |
| | | Min | Max | Min | Max | Min | Max | Min | Max | Min | Max |
| Viscosity, Saybolt Furol | T 72 | | | | | | | | | | |
| 77°F, sec. | | – | – | – | – | 75 | 400 | 20 | 100 | 20 | 100 |
| 122°F, sec. | | 150 | 400 | 100 | 300 | – | – | – | – | – | – |
| Sieve test, % | T 59 | – | 0.1 | – | 0.1 | – | 0.1 | – | 0.1 | – | 0.1 |
| Miscibility | T 59 | – | | – | | – | | Pass | | Pass | |
| Cement mixing, % | T 59 | – | – | – | – | – | – | – | 2.0 | – | 2.0 |
| Coating ability and water resistance: | T 59 | | | | | | | | | | |
| Dry aggregate/after spray | | – | | – | | Good/Fair | | – | | – | |
| Wet aggregate/after spray | | – | | – | | Fair/Fair | | – | | – | |
| Demulsibility, 35 mL of 0.02 N $CaCl_2$, % | T 59 | 50 | – | – | 30 | – | – | – | – | – | – |
| Storage stability, 1 day, % | T 59 | – | 1 | – | 1 | – | 1 | – | 1 | – | 1 |
| Freezing test, 3 cycles[1] | T 59 | – | | Pass | | – | | Pass | | Pass | |
| Distillation test: | T 59 | | | | | | | | | | |
| Residue by distillation, % by wt. | | 65 | – | 65 | – | 65 | – | 60 | – | 60 | – |
| Oil distillate, % by volume of emulsion | | – | 0.5 | – | 0.5 | – | 5 | – | 0.5 | – | 0.5 |
| Tests on residue from distillation: | | | | | | | | | | | |
| Penetration, 77°F, 100 g, 5 sec. | T 49 | 100 | 140 | 120 | 160 | 300 | – | 120 | 160 | 70 | 100 |
| Solubility in trichloroethylene, % | T 44 | 97.5 | – | 97.5 | – | 97.5 | – | 97.5 | – | 97.5 | – |
| Ductility, 77°F, 5 cm/min., cm | T 51 | 100 | – | 100 | – | – | – | 100 | – | 80 | – |
| Float test, 140°F, sec. | T 50 | 1,200 | – | – | – | 1,200 | – | – | – | – | – |

1. Applies only when the Engineer designates material for winter use.

**Table 8**
**Cationic Emulsified Asphalt**

| Property | Test Procedure | Type–Grade | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | Rapid-Setting | | | | Medium-Setting | | | | Slow-Setting | | | |
| | | CRS-2 | | CRS-2H | | CMS-2 | | CMS-2S | | CSS-1 | | CSS-1H | |
| | | Min | Max | Min | Max | Min | Max | Min | Max | Min | Max | Min | Max |
| Viscosity, Saybolt Furol | T 72 | | | | | | | | | | | | |
| 77°F, sec. | | – | – | – | – | – | – | – | – | 20 | 100 | 20 | 100 |
| 122°F, sec. | | 150 | 400 | 150 | 400 | 100 | 300 | 100 | 300 | – | – | – | – |
| Sieve test, % | T 59 | – | 0.1 | – | 0.1 | – | 0.1 | – | 0.1 | – | 0.1 | – | 0.1 |
| Cement mixing, % | T 59 | – | – | – | – | – | – | – | – | – | 2.0 | – | 2.0 |
| Coating ability and water resistance: | T 59 | | | | | | | | | | | | |
| Dry aggregate/after spray | | – | | – | | Good/Fair | | Good/Fair | | – | | – | |
| Wet aggregate/after spray | | – | | – | | Fair/Fair | | Fair/Fair | | – | | – | |
| Demulsibility, 35 mL of 0.8% Sodium dioctyl sulfosuccinate, % | T 59 | 70 | – | 70 | – | – | – | – | – | – | – | – | – |
| Storage stability, 1 day, % | T 59 | – | 1 | – | 1 | – | 1 | – | 1 | – | 1 | – | 1 |
| Particle charge | T 59 | Positive | | Positive | | Positive | | Positive | | Positive | | Positive | |
| Distillation test: | | | | | | | | | | | | | |
| Residue by distillation, % by wt. | T 59 | 65 | – | 65 | – | 65 | – | 65 | – | 60 | – | 60 | – |
| Oil distillate, % by volume of emulsion | | – | 0.5 | – | 0.5 | – | 7 | – | 5 | – | 0.5 | – | 0.5 |
| Tests on residue from distillation: | | | | | | | | | | | | | |
| Penetration, 77°F, 100 g, 5 sec. | T 49 | 120 | 160 | 70 | 110 | 120 | 200 | 300 | – | 120 | 160 | 70 | 110 |
| Solubility in trichloroethylene, % | T 44 | 97.5 | – | 97.5 | – | 97.5 | – | 97.5 | – | 97.5 | – | 97.5 | – |
| Ductility, 77°F, 5 cm/min., cm | T 51 | 100 | – | 80 | – | 100 | – | | – | 100 | – | 80 | – |

**Table 9**
**Polymer-Modified Emulsified Asphalt**

| Property | Test Procedure | Type–Grade | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|
| | | Rapid-Setting | | Medium-Setting | | | | Slow-Setting | | | |
| | | HFRS-2P | | AES-150P | | AES-300P | | AES-300S | | SS-1P | |
| | | Min | Max | Min | Max | Min | Max | Min | Max | Min | Max |
| Viscosity, Saybolt Furol | T 72 | | | | | | | | | | |
| 77°F, sec. | | – | – | 75 | 400 | 75 | 400 | 75 | 400 | 30 | 100 |
| 122°F, sec. | | 150 | 400 | | | | | – | – | – | – |
| Sieve test, % | T 59 | – | 0.1 | – | 0.1 | – | 0.1 | – | 0.1 | – | 0.1 |
| Miscibility | T 59 | – | | – | | – | | – | | Pass | |
| Coating ability and water resistance: | | | | | | | | | | | |
| Dry aggregate/after spray | T 59 | – | | Good/Fair | | Good/Fair | | Good/Fair | | – | |
| Wet aggregate/after spray | | – | | Fair/Fair | | Fair/Fair | | Fair/Fair | | – | |
| Demulsibility, 35 mL of 0.02 N $CaCl_2$, % | T 59 | 50 | – | – | – | – | – | – | – | – | – |
| Storage stability, 1 day, % | T 59 | – | 1 | – | 1 | – | 1 | – | 1 | – | 1 |
| Breaking index, g | Tex-542-C | – | – | | | | | | | | |
| Distillation test:[1] | T 59 | | | | | | | | | | |
| Residue by distillation, % by wt. | | 65 | – | 65 | – | 65 | – | 65 | – | 60 | – |
| Oil distillate, % by volume of emulsion | | – | 0.5 | – | 3 | – | 5 | – | 7 | – | 0.5 |
| Tests on residue from distillation: | | | | | | | | | | | |
| Polymer content, wt. % (solids basis) | Tex-533-C | 3.0 | – | – | – | – | – | – | – | 3.0 | – |
| Penetration, 77°F, 100 g, 5 sec. | T 49 | 90 | 140 | 150 | 300 | 300 | – | 300 | – | 100 | 140 |
| Solubility in trichloroethylene, % | T 44 | 97.0 | – | 97.0 | – | 97.0 | – | 97.0 | – | 97.0 | – |
| Viscosity, 140°F, poise | T 202 | 1,500 | – | – | – | – | – | – | – | 1,300 | – |
| Float test, 140°F, sec | T 50 | 1,200 | – | 1,200 | – | 1,200 | – | 1,200 | – | – | – |
| Ductility,[2] 39.2°F, 5 cm/min., cm | T 51 | 50 | – | – | – | – | – | – | – | 50 | – |
| Elastic recovery,2 50°F, % | Tex-539-C | 55 | – | – | – | – | – | – | – | – | – |
| Tests on RTFO curing of distillation residue | T 240 | | | | | | | | | | |
| Elastic recovery, 50°F, % | Tex-536-C | – | – | 50 | – | 50 | – | 30 | – | – | – |

1. Exception to T 59: Bring the temperature on the lower thermometer slowly to 350°F ±10°F. Maintain at this temperature for 20 min. Complete total distillation in 60 min. (±5 min.) from the first application of heat.
2. HFRS-2P must meet one of either the ductility or elastic recovery requirements.

**Table 10**
**Polymer-Modified Cationic Emulsified Asphalt**

| Property | Test Procedure | Type–Grade | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | Rapid-Setting | | | | | | Medium-Setting | | | | Slow-Setting | |
| | | CRS-2P | | CHFRS-2P | | CRS-2TR | | CMS-1P[3] | | CMS-2P[3] | | CSS 1P | |
| | | Min | Max | Min | Max | Min | Max | Min | Max | Min | Max | Min | Max |
| Viscosity, Saybolt Furol | T 72 | | | | | | | | | | | | |
| 77°F, sec. | | – | – | – | – | – | – | 10 | 100 | – | – | 20 | 100 |
| 122°F, sec. | | 150 | 400 | 100 | 400 | 150 | 500 | – | – | 50 | 400 | – | – |
| Sieve test, % | T 59 | – | 0.1 | – | 0.1 | – | 0.1 | – | 0.1 | – | 0.1 | – | 0.1 |
| Demulsibility, 35 ml of 0.8% sodium dioctyl sulfosuccinate, % | T 59 | 70 | – | 60 | – | 40 | – | – | – | – | – | – | – |
| Storage stability, 1 day, % | T 59 | – | 1 | – | 1 | – | 1 | – | 1 | – | 1 | – | 1 |
| Breaking index, g | Tex-542-C | – | – | – | – | – | – | – | – | – | – | – | – |
| Particle charge | T 59 | Positive | | Positive | | Positive | | Positive | | Positive | | Positive | |
| Distillation test[1]: | T 59 | | | | | | | | | | | | |
| Residue by distillation, % by weight | | 65 | – | 65 | – | 65 | – | 30 | – | 60 | – | 62 | – |
| Oil distillate, % by volume of emulsion | | – | 0.5 | – | 0.5 | – | 3 | – | 0.5 | – | 0.5 | – | 0.5 |
| Tests on residue from distillation: | | | | | | | | | | | | | |
| Polymer content, wt. % (solids basis) | Tex-533-C | 3.0 | – | 3.0 | – | 5.0[7] | – | – | – | – | – | 3.0 | – |
| Penetration, 77°F, 100 g, 5 sec. | T 49 | 90 | 150 | 80 | 130 | 90 | 150 | 30 | – | 30 | – | 55 | 90 |
| Viscosity, 140°F, poise | T 202 | 1,300 | – | 1,300 | – | 1,000 | – | – | – | – | – | – | – |
| Solubility in trichloroethylene, % | T44 | 97.0 | – | 95.0 | – | 98 | – | – | – | – | – | 97.0 | – |
| Softening point, °F | T 53 | – | – | – | – | – | – | – | – | – | – | 135 | – |
| Ductility, 77°F, 5 cm/min., cm | T 51 | – | – | – | – | 40 | – | – | – | – | – | 70 | – |
| Float test, 140°F, sec. | T 50 | – | – | 1,800 | – | – | – | – | – | – | – | – | – |
| Ductility,[2] 39.2°F, 5 cm/min., cm | T 51 | 50 | – | – | – | – | – | – | – | – | – | – | – |
| Elastic recovery,[2] 50°F, % | Tex-539-C | 55 | – | 55 | – | – | – | – | – | – | – | – | – |
| Tests on residue from evaporative recovery: | R 78, Procedure B | | | | | | | | | | | | |
| Nonrecoverable creep compliance of residue, 3.2 kPa, 52°C, kPa-[1] | T 350 | – | – | – | – | – | – | – | 2.0 | – | 4.0 | – | – |
| Tests on rejuvenating agent: | | | | | | | | | | | | | |
| Viscosity, 140°F, cSt | T 201 | – | – | – | – | – | – | 50 | 175 | 50 | 175 | – | – |
| Flash point, C.O.C., °F | T 48 | – | – | – | – | – | – | 380 | – | 380 | – | – | – |
| Saturates, % by weight | D 2007 | – | – | – | – | – | – | – | 30 | – | 30 | – | – |
| Solubility in n-pentane, % by weight | D 2007 | – | – | – | – | – | – | 99 | – | 99 | – | – | – |
| Tests on rejuvenating agent after RTFO | T 240 | | | | | | | | | | | | |
| Weight Change, % | | – | – | – | – | – | – | – | 6.5 | – | 6.5 | – | – |
| Viscosity Ratio | | – | – | – | – | – | – | – | 3.0 | – | 3.0 | – | – |
| Tests on latex[4]: | | | | | | | | | | | | | |
| Tensile strength, die C dumbbell, psi | D 412[5] | – | – | – | – | – | – | 800 | – | 800 | – | – | – |
| Change in mass after immersion in rejuvenating agent, % | D 471 | – | – | – | – | – | – | – | 40[6] | – | 40[6] | – | – |

1. Exception to T 59: Bring the temperature on the lower thermometer slowly to 350°F (±0°F). Maintain at this temperature for 20 min. Complete total distillation in 60 min. (±5 min.) from the first application of heat.
2. CRS-2P must meet one of either the ductility or elastic recovery requirements.
3. With all precertification samples of CMS-1P or CMS-2P, submit certified test reports showing that the rejuvenating agent and latex meet the stated requirements. Submit samples of these raw materials if requested by the Engineer.
4. Preparation of latex specimens: use any substrate and recovery method which produces specimens of uniform dimensions and which delivers enough material to achieve desired residual thickness.
5. Cut samples for tensile strength determination using a crosshead speed of 20 in. per minute.
6. Specimen must remain intact after exposure and removal of excess rejuvenating agent.
7. Modifier type is tire rubber.

**Table 10A**
**Non-Tracking Tack Coat Emulsion[1]**

| Property | Test Procedure | NT-HRE | | NT-RRE | | NT-SRE | |
|---|---|---|---|---|---|---|---|
| | | Min | Max | Min | Max | Min | Max |
| Viscosity, Saybolt Furol 77º F, sec. | T 72 | 15 | – | 15 | – | 10 | 100 |
| Storage stability, 1 Day, % | T 59 | – | 1 | – | 1 | – | 1 |
| Settlement, 5-day, % | T 59 | – | 5 | – | 5 | – | 5 |
| Sieve test, % | T 59 | – | 0.30 | – | 0.30 | – | 0.1 |
| Distillation test:[2] | T 59 | | | | | | |
| Residue by distillation, % by wt. | | 50 | – | 58 | – | 50 | – |
| Oil distillate, by volume of emulsion | | – | 1.0 | – | 1.0 | – | 1.0 |
| Test on residue from distillation: | | | | | | | |
| Penetration, 77ºF, 100 g, 5 sec. | T 49 | – | 20 | 15 | 45 | 40 | 90 |
| Solubility in trichloroethylene, % | T 44 | 97.5 | – | 97.5 | – | 97.5 | – |
| Softening point, ºF | T 53 | 150 | – | – | – | – | – |
| Dynamic shear, G*/sin(δ), 82°C, 10 rad/s, kPa | T 315 | 1.0 | – | – | – | – | – |

1. Due to the hardness of the residue, these emulsions should be heated to 120-140°F before thoroughly mixing as the emulsion is being prepared for testing.
2. Exception to T 59: Bring the temperature on the lower thermometer slowly to 350ºF ± 10ºF. Maintain at this temperature for 20 min. Complete total distillation in 60 ± 5 min. from first application of heat.

**Table10B**
**Spray Applied Underseal Membrane Polymer-Modified Emulsions (EBL)**

| Property | Test Procedure | Min | Max |
|---|---|---|---|
| Viscosity @ 77°F, SSF | T 72 | 20 | 100 |
| Storage Stability[1], % | T 59 | – | 1 |
| Demulsibility[2] Anionic emulsions – 35 mL of 0.02 N CaCl2, % Cationic emulsions – 35 mL of 0.8% sodium dioctyl sulfosuccinate, % | T 59 | 55 | – |
| Sieve Test[3], % | T 59 | – | 0.05 |
| Distillation Test[4] | T 59 | | |
| Residue by distillation, % by wt. | | 63 | |
| Oil portion of distillate, % by vol. | | | 0.5 |
| Test on Residue from Distillation | | | |
| Elastic Recovery @ 50°F, 50 mm/min., % | Tex-539-C | 60 | – |
| Penetration @ 77°F, 100 g, 5 sec., 0.1 mm | T 49 | 80 | 130 |

1. After standing undisturbed for 24 hr., the surface must be smooth, must not exhibit a white or milky colored substance, and must be a homogeneous color throughout.
2. Material must meet demulsibility test for emulsions.
3. May be required by the Engineer only when the emulsion cannot be easily applied in the field.
4. The temperature on the lower thermometer should be brought slowly to 350°F ± 10°F and maintained at this temperature for 20 min. The total distillation should be completed in 60 ± 5 min. from the first application of heat.

**Table 10C**
**Full-Depth Reclamation Emulsion (FDR EM)**

| Property | Test Procedure | Standard Yield (SY) | | High Yield (HY) | |
|---|---|---|---|---|---|
| | | Min | Max | Min | Max |
| Sieve test, % | T 59 | – | 0.1 | – | 0.1 |
| Viscosity Saybolt Furol @ 77°F, sec. | T 59 | 20 | 100 | 20 | 100 |
| Distillation test[1]: | T 59 | | | | |
| Residue by distillation, % by wt. | | 60 | – | 63 | – |
| Oil portion of distillate, % by vol. | | – | 0.5 | – | 0.5 |
| Test on residue from distillation: | T 49 | | | | |
| Penetration @ 77°F, dmm | | 55 | 95 | 120 | – |
| Test on rejuvenating agent: | | | | | |
| BWOA, %[2] | *** | – | – | 2 | – |
| Viscosity @ 140°F, cSt | T 201 | – | – | 50 | 175 |
| Flash Point, COC, °F | T 48 | – | – | 380 | – |
| Solubility in n-pentane, % by wt. | D2007 | – | – | 99 | – |

1. The temperature on the lower thermometer should be brought slowly to 350°F ±10°F and maintained at this temperature for 20 min. The total distillation should be completed in 60 ± 5 min. from the first application of heat.
2. BWOA = By weight of asphalt. Provide a manufacturer's certificate of analysis (COA) with the percent of rejuvenator added.

2.5. **Specialty Emulsions.** Provide specialty emulsion that is either asphalt-based or resin-based and meets the requirements of Table 11 or Table 11A.

**Table 11**
**Specialty Emulsions**

| Property | Test Procedure | Type–Grade | | | | | |
|---|---|---|---|---|---|---|---|
| | | Medium-Setting | | | | Slow-Setting | |
| | | AE-P | | EAP&T | | PCE[1] | |
| | | Min | Max | Min | Max | Min | Max |
| Viscosity, Saybolt Furol | T 72 | | | | | | |
| 77°F, sec. | | – | – | – | – | 10 | 100 |
| 122°F, sec. | | 15 | 150 | – | – | – | – |
| Sieve test, % | T 59 | – | 0.1 | – | 0.1 | – | 0.1 |
| Miscibility[2] | T 59 | – | | Pass | | Pass | |
| Demulsibility, 35 mL of 0.10 N $CaCl^2$, % | T 59 | – | 70 | – | – | – | – |
| Storage stability, 1 day, % | T 59 | – | 1 | – | 1 | – | – |
| Particle size,[5] % by volume < 2.5 μm | Tex-238-F[3] | – | – | 90 | – | 90 | – |
| Asphalt emulsion distillation to 500°F followed by Cutback asphalt distillation of residue to 680°F: | T 59 & T 78 | | | | | | |
| Residue after both distillations, % by wt. | | 40 | – | – | – | – | – |
| Total oil distillate from both distillations, % by volume of emulsion | | 25 | 40 | – | – | – | – |
| Residue by distillation, % by wt. | T 59 | – | – | 60 | – | – | – |
| Residue by evaporation,[4] % by wt. | T 59 | – | – | – | – | 60 | – |
| Tests on residue after all distillations: | | | | | | | |
| Viscosity, 140°F, poise | T 202 | – | – | 800 | – | – | – |
| Kinematic viscosity,[5] 140°F, cSt | T 201 | – | – | – | – | 100 | 350 |
| Flash point C.O.C., °F | T 48 | – | – | – | – | 400 | – |
| Solubility in trichloroethylene, % | T 44 | 97.5 | – | – | – | – | – |
| Float test, 122°F, sec. | T 50 | 50 | 200 | – | – | – | – |

1. Supply with each shipment of PCE:
   - a copy of a lab report from an approved analytical lab, signed by a lab official, indicating the PCE formulation does not meet any characteristics of a Resource Conservation Recovery Act (RCRA) hazardous waste;
   - a certification from the producer that the formulation supplied does not differ from the one tested and that no listed RCRA hazardous wastes or Polychlorinated Biphenyls (PCBs) have been mixed with the product; and
   - a Safety Data Sheet.
2. Exception to T 59: In dilution, use 350 mL of distilled or deionized water and a 1,000-mL beaker.
3. Use Tex-238-F, beginning at "Particle Size Analysis by Laser Diffraction," with distilled or deionized water as a medium and no dispersant, or use another approved method.
4. Exception to T 59: Leave sample in the oven until foaming ceases, then cool and weigh.
5. PCE must meet either the kinematic viscosity requirement or the particle size requirement.

**Table 11A**
**Hard Residue Surface Sealant**

| Property | Test Procedure | Min | Max |
|---|---|---|---|
| Viscosity, Krebs unit, 77ºF, Krebs units | D 562 | 45 | 75 |
| Softening point, ºF | Tex-505-C[1] | 250 | – |
| Uniformity | D 2939 | Pass[2] | |
| Resistance to heat | D 2939 | Pass[3] | |
| Resistance to water | D 2939 | Pass[4] | |
| Wet flow, mm | D 2939 | – | 0 |
| Resistance to Kerosene (optional)[5] | D 2939 | Pass[6] | |
| Ultraviolet exposure, UVA-340, 0.77 W/m$^2$, 50°C chamber, 8 hr. UV lamp, 5 min. spray, 3 hr. 55 min. condensation, 1,000 hr. total exposure[7] | G 154 | Pass[8] | |
| Abrasion loss, 1.6 mm thickness, liquid only, % | ISSA TB-100 | – | 1.0 |
| Residue by evaporation, % by weight | D 2939 | 33 | – |
| Tests on residue from evaporation:<br>Penetration, 77ºF, 100 g, 5 sec.<br>Flash point, Cleveland open cup, °F | <br>T 49<br>T 48 | <br>15<br>500 | <br>30 |
| Tests on base asphalt before emulsification<br>Solubility in trichloroethylene, % | <br>T 44 | <br>98 | <br>– |

1. Cure the emulsion in the softening point ring in a 200°F ± 5°F oven for 2 hr.
2. Product must be homogenous and show no separation or coagulation that cannot be overcome by moderate stirring.
3. No sagging or slippage of film beyond the initial reference line.
4. No blistering or re-emulsification.
5. Recommended for airport applications or where fuel resistance is desired.
6. No absorption of Kerosene into the clay tile past the sealer film. Note sealer surface condition and loss of adhesion.
7. Other exposure cycles with similar levels of irradiation and conditions may be used with Department approval.
8. No cracking, chipping, surface distortion, or loss of adhesion. No color fading or lightening.

2.6. **Recycling Agent**. Recycling agent and emulsified recycling agent must meet the requirements in Table 12. Additionally, recycling agent and residue from emulsified recycling agent, when added in the specified proportions to the recycled asphalt, must meet the properties specified on the plans.

**Table 12**
**Recycling Agent and Emulsified Recycling Agent**

| Property | Test Procedure | Recycling Agent | | Emulsified Recycling Agent (ARA-1) | | Polymer Modified Emulsified Recycling Agent (ARA-1P) | |
|---|---|---|---|---|---|---|---|
| | | Min | Max | Min | Max | Min | Max |
| Viscosity, Saybolt Furol, 77°F, sec. | T 72 | – | – | 15 | 100 | 15 | 110 |
| Sieve test, % | T 59 | – | – | – | 0.1 | – | 0.1 |
| Miscibility[1] | T 59 | – | | No coagulation | | | |
| Residue by evaporation,[2] % by wt. | T 59 | – | – | 60 | – | – | – |
| Distillation test:<br>Residue by distillation, % by wt.<br>Oil distillate, % by volume of emulsion | T 59 | | | | | <br>60<br>– | <br>65<br>2 |
| Penetration of Distillation Residue at 39.2°F, 100 g, 5 sec. | T 49 | | | | | 110 | 190 |
| Tests on recycling agent or residue from evaporation:<br>Flash point, C.O.C., °F<br>Kinematic viscosity,<br>140°F, cSt<br>275°F, cSt | <br>T 48<br>T 201 | <br>400<br><br>75<br>– | <br>–<br><br>200<br>10.0 | <br>400<br><br>75<br>– | <br>–<br><br>200<br>10.0 | <br>400 | <br>– |

1. Exception to T 59: Use 0.02 N CaCl2 solution in place of water.
2. Exception to T 59: Maintain sample at 300°F until foaming ceases, then cool and weigh.

2.7. **Crumb Rubber Modifier**. Crumb rubber modifier (CRM) consists of automobile and truck tires processed by ambient temperature grinding.

CRM must be:

- free from contaminants including fabric, metal, and mineral and other nonrubber substances;
- free-flowing; and
- nonfoaming when added to hot asphalt binder.

Ensure rubber gradation meets the requirements of the grades in Table 13 when tested in accordance with Tex-200-F, Part I, using a 50-g sample.

**Table 13**
**CRM Gradations**

| Sieve Size (% Passing) | Grade A | | Grade B | | Grade C | | Grade D | Grade E |
|---|---|---|---|---|---|---|---|---|
| | Min | Max | Min | Max | Min | Max | | |
| #8 | 100 | – | – | – | – | – | As shown on the plans | As approved |
| #10 | 95 | 100 | 100 | – | – | – | | |
| #16 | – | – | 70 | 100 | 100 | – | | |
| #30 | – | – | 25 | 60 | 90 | 100 | | |
| #40 | – | – | – | – | 45 | 100 | | |
| #50 | 0 | 10 | – | – | – | – | | |
| #200 | – | – | 0 | 5 | – | – | | |

2.8. **Crack Sealer**. Provide polymer-modified asphalt-emulsion crack sealer meeting the requirements of Table 14. Provide rubber-asphalt crack sealer meeting the requirements of Table 15.

**Table 14**
**Polymer-Modified Asphalt-Emulsion Crack Sealer**

| Property | Test Procedure | Min | Max |
|---|---|---|---|
| Rotational viscosity, 77°F, cP | D 2196, Method A | 10,000 | 25,000 |
| Sieve test, % | T 59 | – | 0.1 |
| Storage stability, 1 day, % | T 59 | – | 1 |
| Evaporation<br>Residue by evaporation, % by wt. | Tex-543-C | 65 | – |
| Tests on residue from evaporation:<br>Penetration, 77°F, 100 g, 5 sec.<br>Softening point, °F<br>Ductility, 39.2°F, 5 cm/min., cm | <br>T 49<br>T 53<br>T 51 | <br>35<br>140<br>100 | <br>75<br>–<br>– |

**Table 15**
**Rubber-Asphalt Crack Sealer**

| Property | Test Procedure | Class A | | Class B | |
|---|---|---|---|---|---|
| | | Min | Max | Min | Max |
| CRM content, Grade A or B, % by wt. | Tex-544-C | 22 | 26 | – | – |
| CRM content, Grade B, % by wt. | Tex-544-C | – | – | 13 | 17 |
| Virgin rubber content,[1] % by wt. | | – | – | 2 | – |
| Flash point,[2] C.O.C., °F | T 48 | 400 | – | 400 | – |
| Penetration,[3] 77°F, 150 g, 5 sec. | T 49 | 30 | 50 | 30 | 50 |
| Penetration,[3] 32°F, 200 g, 60 sec. | T 49 | 12 | – | 12 | – |
| Softening point, °F | T 53 | – | – | 170 | – |
| Bond Test, non-immersed, 0.5 in specimen, 50% extension, 20°F[4] | D5329 | – | | Pass | |

1. Provide certification that the Min % virgin rubber was added.
2. Agitate the sealing compound with a 3/8- to 1/2 in. (9.5- to 12.7 mm) wide, square-end metal spatula to bring the material on the bottom of the cup to the surface (i.e., turn the material over) before passing the test flame over the cup. Start at one side of the thermometer, move around to the other, and then return to the starting point using 8 to 10 rapid circular strokes. Accomplish agitation in 3 to 4 sec. Pass the test flame over the cup immediately after stirring is completed.
3. Exception to T 49: Substitute the cone specified in D 217 for the penetration needle.
4. Allow no crack in the crack sealing materials or break in the bond between the sealer and the mortar blocks over 1/4 in. deep for any specimen after completion of the test.

2.9. **Asphalt-Rubber Binders**. Provide asphalt-rubber (A-R) binders that are mixtures of asphalt binder and CRM, which have been reacted at elevated temperatures. Provide A-R binders meeting D6114 and containing a minimum of 15% CRM by weight. Provide Types I or II, containing CRM Grade C, for use in hot-mixed aggregate mixtures. Provide Types II or III, containing CRM Grade B, for use in surface treatment binder. Ensure binder properties meet the requirements of Table 16.

**Table 16**
**A-R Binders**

| Property | Test Procedure | Binder Type | | | | | |
|---|---|---|---|---|---|---|---|
| | | Type I | | Type II | | Type III | |
| | | Min | Max | Min | Max | Min | Max |
| Apparent viscosity, 347°F, cP | D2196, Method A | 1,500 | 5,000 | 1,500 | 5,000 | 1,500 | 5,000 |
| Penetration, 77°F, 100 g, 5 sec. | T 49 | 25 | 75 | 25 | 75 | 50 | 100 |
| Penetration, 39.2°F, 200 g, 60 sec. | T 49 | 10 | – | 15 | – | 25 | – |
| Softening point, °F | T 53 | 135 | – | 130 | – | 125 | – |
| Resilience, 77°F, % | D5329 | 25 | – | 20 | – | 10 | – |
| Flash point, C.O.C., °F | T 48 | 450 | – | 450 | – | 450 | – |
| Tests on residue from Thin-Film Oven Test:<br>Retained penetration ratio, 39.2°F, 200 g, 60 sec., % of original | T 179<br>T 49 | 75 | – | 75 | – | 75 | – |

2.10. **Performance-Graded Binders**. Provide PG binders that are smooth and homogeneous, show no separation when tested in accordance with Tex-540-C, and meet the requirements of Table 17.

Separation testing is not required if:

- a modifier is introduced separately at the mix plant either by injection in the asphalt line or mixer,
- the binder is blended on site in continuously agitated tanks, or
- binder acceptance is based on field samples taken from an in-line sampling port at the hot-mix plant after the addition of modifiers.

**Table 17**
**Performance-Graded Binders**

| Property and Test Method | Performance Grade | | | | | | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | PG 58 | | | PG 64 | | | | PG 70 | | | | PG 76 | | | | PG 82 | | | |
| | -22 | -28 | -34 | -16 | -22 | -28 | -34 | -16 | -22 | -28 | -34 | -16 | -22 | -28 | -34 | -16 | -22 | -28 | |
| Average 7-day max pavement design temperature, °C[1] | 58 | | | 64 | | | | 70 | | | | 76 | | | | 82 | | | |
| Min pavement design temperature, °C[1] | -22 | -28 | -34 | -16 | -22 | -28 | -34 | -16 | -22 | -28 | -34 | -16 | -22 | -28 | -34 | -16 | -22 | -28 | |
| **Original Binder** | | | | | | | | | | | | | | | | | | | |
| Flash point, T 48, Min, °C | 230 | | | | | | | | | | | | | | | | | | |
| Viscosity, T 316[2, 3]: Max, 3.0 Pa·s, test temperature, °C | 135 | | | | | | | | | | | | | | | | | | |
| Dynamic shear, T 315[4]: G*/sin(δ), Min, 1.00 kPa, Max, 2.00 kPa[7], Test temperature @ 10 rad/sec., °C | 58 | | | 64 | | | | 70 | | | | 76 | | | | 82 | | | |
| Elastic recovery, D6084, 50°F, % Min[8] | – | – | 30 | – | – | 30 | 50 | – | 30 | 50 | 60 | 30 | 50 | 60 | 70 | 50 | 60 | 70 | |
| **Rolling Thin-Film Oven (Tex-506-C)** | | | | | | | | | | | | | | | | | | | |
| Mass change, T 240, Max, % | 1.0 | | | | | | | | | | | | | | | | | | |
| Dynamic shear, T 315: G*/sin(δ), Min, 2.20 kPa, Max, 5.00 kPa[7], Test temperature @ 10 rad/sec., °C | 58 | | | 64 | | | | 70 | | | | 76 | | | | 82 | | | |
| MSCR, T350, Recovery, 0.1 kPa, High Temperature, % Min[8] | – | – | 20 | – | – | 20 | 30 | – | 20 | 30 | 40 | 20 | 30 | 40 | 50 | 30 | 40 | 50 | |
| **Pressure Aging Vessel (PAV) Residue (R 28)** | | | | | | | | | | | | | | | | | | | |
| PAV aging temperature, °C | 100 | | | | | | | | | | | | | | | | | | |
| Dynamic shear, T 315: G*sin(δ), Max, 5,000 kPa Test temperature @ 10 rad/sec., °C | 25 | 22 | 19 | 28 | 25 | 22 | 19 | 28 | 25 | 22 | 19 | 28 | 25 | 22 | 19 | 28 | 25 | 22 | |
| Creep stiffness, T 313[5, 6]: *S*, max, 300 MPa, *m*-value, Min, 0.300 Test temperature @ 60 sec., °C | -12 | -18 | -24 | -6 | -12 | -18 | -24 | -6 | -12 | -18 | -24 | -6 | -12 | -18 | -24 | -6 | -12 | -18 | |
| Direct tension, T 314[6]: Failure strain, min, 1.0% Test temperature @ 1.0 mm/min., °C | -12 | -18 | -24 | -6 | -12 | -18 | -24 | -6 | -12 | -18 | -24 | -6 | -12 | -18 | -24 | -6 | -12 | -18 | |

1. Pavement temperatures are estimated from air temperatures and using an algorithm contained in a Department-supplied computer program, may be provided by the Department, or by following the procedures outlined in AASHTO MP 2 and PP 28.
2. This requirement may be waived at the Department's discretion if the supplier warrants that the asphalt binder can be adequately pumped, mixed, and compacted at temperatures that meet all applicable safety, environmental, and constructability requirements. At test temperatures where the binder is a Newtonian fluid, any suitable standard means of viscosity measurement may be used, including capillary (T 201 or T 202) or rotational viscometry (T 316).
3. Viscosity at 135°C is an indicator of mixing and compaction temperatures that can be expected in the lab and field. High values may indicate high mixing and compaction temperatures. Additionally, significant variation can occur from batch to batch. Contractors should be aware that variation could significantly impact their mixing and compaction operations. Contractors are therefore responsible for addressing any constructability issues that may arise.
4. For quality control of unmodified asphalt binder production, measurement of the viscosity of the original asphalt binder may be substituted for dynamic shear measurements of G*/sin(δ) at test temperatures where the asphalt is a Newtonian fluid. Any suitable standard means of viscosity measurement may be used, including capillary (T 201 or T 202) or rotational viscometry (T 316).
5. Silicone beam molds, as described in AASHTO TP 1-93, are acceptable for use.
6. If creep stiffness is below 300 MPa, direct tension test is not required. If creep stiffness is between 300 and 600 MPa, the direct tension failure strain requirement can be used instead of the creep stiffness requirement. The m value requirement must be satisfied in both cases.
7. Maximum values for unaged and RTFO aged dynamic shear apply only to materials used as substitute binders, as described in Item 340, "Dense-Graded Hot-Mix Asphalt (Small Quantity)", Item 341, "Dense-Graded Hot-Mix Asphalt, and Item 344, "Superpave Mixtures."
8. Elastic Recovery (ASTM D6084) is not required unless MSCR (AASHTO T 350) is less than the minimum % recovery. Elastic Recovery must be used for the acceptance criteria in this instance.

## 3. EQUIPMENT

Provide all equipment necessary to transport, store, sample, heat, apply, and incorporate asphalts, oils, and emulsions.

## 4. CONSTRUCTION

**Typical Material Use.** Use materials shown in Table 18, unless otherwise determined by the Engineer.

**Table18**
**Typical Material Use**

| Material Application | Typically Used Materials |
|---|---|
| Hot-mixed, hot-laid asphalt mixtures | PG binders, A-R binders Types I and II |
| Surface treatment | AC-5, AC-10, AC-15P, AC-20XP, AC-10-2TR, AC-20-5TR, HFRS-2, MS-2, CRS-2, CRS-2H, CRS-2TR, CMS-2P HFRS-2P, CRS-2P, CHFRS-2P, A-R binders Types II and III |
| Surface treatment (cool weather) | AC12-5TR, RC-250, RC-800, RC-3000, MC-250, MC-800, MC-3000, MC-2400L, CMS-2P |
| Precoating | AC-5, AC-10, PG 64-22, SS-1, SS-1H, CSS-1, CSS-1H |
| Tack coat | PG Binders, SS-1H, CSS-1H, EAP&T, TRAIL, EBL |
| Fog seal | SS-1, SS-1H, CSS-1, CSS-1H, CMS-1P |
| Hot-mixed, cold-laid asphalt mixtures | AC-0.6, AC-1.5, AC-3, AES-300, AES-300P, CMS-2, CMS-2S |
| Patching mix | MC-800, SCM I, SCM II, AES-300S |
| Recycling | AC-0.6, AC-1.5, AC-3, AES-150P, AES-300P, recycling agent, emulsified recycling agent |
| Crack sealing | SS-1P, polymer mod AE crack sealant, rubber asphalt crack sealers (Class A, Class B) |
| Microsurfacing | CSS-1P |
| Prime | MC-30, AE-P, EAP&T, PCE |
| Curing membrane | SS-1, SS-1H, CSS-1, CSS-1H, PCE |
| Erosion control | SS-1, SS-1H, CSS-1, CSS-1H, PCE |
| FDR -Foaming | PG 64-22, FDR EM-SY, FDR EM-HY |

4.1. **Storage and Application Temperatures**. Use storage and application temperatures in accordance with Table 19. Store and apply materials at the lowest temperature yielding satisfactory results. Follow the manufacturer's instructions for any agitation requirements in storage. Manufacturer's instructions regarding recommended application and storage temperatures supersede those of Table 19.

**Table19**
**Storage and Application Temperatures**

| Type-Grade | Application | | Storage Max (°F) |
|---|---|---|---|
| | Recommended Range (°F) | Max Allowable (°F) | |
| AC-0.6, AC-1.5, AC-3 | 200–300 | 350 | 350 |
| AC-5, AC-10 | 275–350 | 350 | 350 |
| AC-15P, AC-20-5TR, AC12-5TR and AC10-2TR | 300–375 | 375 | 360 |
| RC-250 | 125–180 | 200 | 200 |
| RC-800 | 170–230 | 260 | 260 |
| RC-3000 | 215–275 | 285 | 285 |
| MC-30, AE-P | 70–150 | 175 | 175 |
| MC-250 | 125–210 | 240 | 240 |
| MC-800, SCM I, SCM II | 175–260 | 275 | 275 |
| MC-3000, MC-2400L | 225–275 | 290 | 290 |
| HFRS-2, MS-2, CRS-2, CRS-2H, HFRS-2P, CRS-2P, CMS-2, CMS-2S, AES-300, AES-300S, AES-150P, AES-300P, CRS-2TR | 120–160 | 180 | 180 |
| SS-1, SS-1H, CSS-1, CSS-1H, PCE, EAP&T, SS-1P, RS-1P, CRS-1P, CSS-1P, recycling agent, emulsified recycling agent, polymer mod AE crack sealant | 50–130 | 140 | 140 |
| PG binders | 275–350 | 350 | 350 |
| Rubber asphalt crack sealers (Class A, Class B) | 350–375 | 400 | – |
| A-R binders Types I, II, and III | 325–425 | 425 | 425 |

## 5. MEASUREMENT AND PAYMENT

The work performed, materials furnished, equipment, labor, tools, and incidentals will not be measured or paid for directly but is subsidiary or is included in payment for other pertinent Items.

# Special Specification 6185

# Truck Mounted Attenuator (TMA) and Trailer Attenuator (TA)

## 1. DESCRIPTION

Furnish, operate, maintain and remove upon completion of work, Truck Mounted Attenuator (TMA) or Trailer Attenuator (TA).

## 2. MATERIALS

Furnish, operate and maintain new or used TMAs or TAs. Assure used attenuators are in good working condition and are approved for use. A list of approved TMA/TA units can be found in the Department's Compliant Work Zone Traffic Control Devices List. The host vehicle for the TMA and TA must weigh a minimum of 19,000 lbs. Host vehicles may be ballasted to achieve the required weight. Any weight added to the host vehicle must be properly attached or contained within it so that it does not present a hazard and that proper energy dissipation occurs if the attenuator is impacted from behind by a large truck. The weight of a TA will not be considered in the weight of the host vehicle but the weight of a TMA may be included in the weight of the host vehicle. Upon request, provide either a manufacturer's curb weight or a certified scales weight ticket to the Engineer.

## 3. CONSTRUCTION

Place or relocate TMA/TAs as shown on the plans or as directed. The plans will show the number of TMA/TAs needed, for how many days or hours, and for which construction phases.

Maintain the TMA/TAs in good working condition. Replace damaged TMA/TAs as soon as possible.

## 4. MEASUREMENT

4.1. **Truck Mounted Attenuator/Trailer Attenuator (Stationary).** This Item will be measured by the each or by the day. TMA/TAs must be set up in a work area and operational before a calendar day can be considered measurable. When measurement by the day is specified, a day will be measured for each TMA/TA set up and operational on the worksite.

4.2. **Truck Mounted Attenuator/Trailer Attenuator (Mobile Operation).** This Item will be measured by the hour. The time begins once the TMA/TA is ready for operation at the predetermined site and stops when notified by the Engineer. A minimum of 4 hr. will be paid each day for each operating TMA/TA used in a mobile operation.

## 5. PAYMENT

The work performed and materials furnished in accordance with this Item and measured as provided under "Measurement" will be paid for at the unit price bid for "Truck Mounted Attenuators/Trailer Attenuators (Stationary)," or "Truck Mounted Attenuators/Trailer Attenuators (Mobile Operation)." This price is full compensation for furnishing TMA/TA: set up; relocating; removing; operating; fuel; and equipment, materials, tools, labor, and incidentals.