Equipment and Procurement Division

REQUEST FOR PROPOSALS

RFP-14-002R

Peel Ferry Barge Replacement

Proposals must be submitted no later than 11:00 a.m. CDT

January 8, 2014

No submissions or modifications will be accepted after this deadline.

To constitute a valid submission, proposal must:

- (1) Be submitted by the prescribed date and time (Paragraph 2.3),
- (2) Address all the requirements set forth herein;
- (3) Contain the required Bid Bond (Paragraph 1.6);
- (4) Contain the required Certificate of Insurance (Paragraph 1.7);
- (5) Contain Page 7 completed as indicated.

For further information regarding this RFP contact Danny Keene, Division Head AHTD Equipment and Procurement Division at (501)569-2672 or by email at danny.keene@arkansashighways.com

Equipment and Procurement Division

Request for Proposals

RFP-14-002R

Peel Ferry Barge Replacement

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Equipment and Procurement Division
Request for Proposals

RFP-14-002R
Peel Ferry Barge Replacement

Section 1.0 INTRODUCTION

1.1 <u>Scope of Proposal:</u> The Arkansas State Highway and Transportation Department, hereinafter called either "AHTD" or "the Department," is soliciting proposals to replace the Department's Peel Ferry Barge. The successful bidder will be required to design, build, furnish, and deliver one (1) vehicle barge to replace the Peel Ferry Barge currently operating on Bull Shoals Lake, located in Marion County Arkansas. The successful completion of this project shall result in providing a twelve (12) vehicle barge capable of transporting up to 50 tons, in accordance with all applicable laws and regulations of the United States Coast Guard (USCG).

Proposers are encouraged to inspect the existing Peel Ferry Barge, prior to submitting a proposal, to familiarize themselves with local conditions, including general characteristics of the existing topography, structures and contents, and accessibility to the work. Proposers shall become fully informed as to the extent and character of the work to be performed.

An AHTD representative(s) shall have access to the work at all times and shall be permitted to examine all stages or phases of the work as it progresses and shall have authority to reject work which is defective in workmanship or material.

1.2 **Point of Contact:** This Request for Proposals (RFP) is issued by the Arkansas State Highway and Transportation Department, Equipment and Procurement Division.

Questions concerning submission of a proposal in response to this RFP should be addressed to:

Danny Keene, Division Head Equipment and Procurement Division Arkansas State Highway and Transportation Department P. O. Box 2261 Little Rock, AR 72203

Phone: (501) 569-2667 Fax: (501) 569-2679

Written inquiries are encouraged and will be responded to in writing. Oral communications shall not be binding on the Department and can in no way modify the terms, conditions, or specifications of this RFP or relieve the successful Vendor of any obligations resulting from this RFP. Proposers are expected to raise any questions they have concerning the RFP document at this point in the RFP process. In the event that it becomes necessary to provide additional clarifying data or information, or to revise any part of this RFP, revisions, amendments, or supplements will be provided to all recipients of this initial RFP and all who have requested information in writing.

- 1.3 **Proposer Qualifications:** Proposers must be United States Coast Guard (USCG) qualified manufacturer.
- 1.4 <u>Disadvantaged Business Enterprise Participation:</u> Although no DBE percentage goal is established for this project, the proposal shall include DBE participation to the extent practical.
- 1.5 <u>Information Restrictions:</u> All information received by AHTD regarding this RFP is restrictive and will not be available before award of the job to the successful vendor.
- 1.6 **Required Bonding:** Bid Bond in the amount of \$1,000.00 required of all bidders at time of bid opening or proposal will be rejected. **Personal and company checks are not acceptable as Bid Bonds. Performance Bond** only (no checks of any kind allowed) in the amount of 100% of total bid price will be required of successful bidder prior to providing goods/services.

- 1.7 <u>Certification of Insurance:</u> Successful bidder must be covered by Workman's Compensation Insurance, and Public Liability and Property Damage Insurance. Valid Certificate of Insurance must be furnished to the Department within 10 days of notice of award of the contract. Failure to provide such certification in a timely manner may result in cancellation of award and/or forfeiture of Bid Bond. Contractor will not be permitted to begin work until proper certification has been provided to the Department.
- 1.8 <u>Choice of Law & Choice of Forum:</u> This RFP and any resulting contract shall be governed by and construed in accordance with the laws of the State of Arkansas. Any proceeding relating to any cause of action of any nature arising from or relating to this RFP or contract may be brought only before the appropriate forum in Pulaski County, Arkansas.
- 1.9 Ethics: "It shall be a breach of ethical standards for a person to be retained, or to retain a person, to solicit or secure a State contract upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee, except for retention of bona fide employees or bona fide established commercial selling agencies maintained by the contractor for the purpose of securing business." Ark.Code.Ann. § 19-11-708(a).

Section 2.0 PREPARING AND SUBMITTING A PROPOSAL

- 2.1 <u>General Instructions:</u> The evaluation and selection of the successful vendor will be based on the information submitted in the Proposer's proposal plus references. *Failure to respond to each of the requirements in the RFP will be the basis for rejecting a proposal.*
- 2.2 **Incurring Costs:** The Department is not liable for any cost incurred by Proposers in replying to this RFP.
- 2.3 <u>Time and Place for Submission of Proposals:</u> Proposers must submit five (5) copies of a completed proposal, *along with all materials required herein for acceptance of their proposal* by 11:00 a.m. CDT, January 8, 2014. RFP Number should be clearly marked on all packaging containing the proposal.

Mail To:

Arkansas State Highway and Transportation Department Equipment and Procurement Division P.O. Box 2261 Little Rock, AR 72203 Deliver To:

Arkansas State Highway and Transportation Department Equipment and Procurement Division 11302 West Baseline Road Little Rock, AR 72209

Proposers shall submit a Technical Proposal and a Price Proposal, as required and described in this RFP. Proposals shall be segmented into two (2) packages:

Technical Proposal shall be submitted in a sealed package, which identifies the project and the bidder on the outside of the package. Each bidder shall place the words "TECHNICAL PROPOSAL" on the outside of the package.

Price Proposal shall be submitted in a separate sealed package, which identifies the project and the bidder on the outside of the package. Each bidder shall place the words "PRICE PROPOSAL" on the outside of the package.

- 2.4 <u>Late Proposals:</u> Proposals received after the date and hour established will be considered late proposals and will be automatically disqualified. Late proposals will be returned unopened.
- 2.5 <u>Unsigned Proposals:</u> Page 7 of this RFP must be signed and included with proposal to constitute a valid submission. The signature must be original (not stamped or photocopied) and in ink. Unsigned and improperly signed proposals will be automatically disqualified.
- 2.6 Withdrawing or Modifying Proposals: A proposal that has been submitted may be withdrawn, modified, or corrected by a Proposer prior to the date and time set for submission. Telegrams or letters received before the date set for submission of proposals will be accepted and attached to the proposal, and the proposal will be considered withdrawn, modified, or otherwise changed accordingly. RFP Number should be clearly marked on all packaging/envelopes containing proposal documents. No proposal may be withdrawn, modified, corrected, or otherwise changed after the date and time set for submission.

- 2.7 <u>Assignment:</u> No award resulting from this RFP may be assigned, sold, or transferred without the prior written consent of AHTD. Furthermore, no obligation incurred pursuant to this RFP and resulting contract may be delegated without prior written consent of AHTD.
- 2.8 <u>Default and Remedies:</u> Non-performance of any requirement, term or condition resulting from this RFP shall constitute default. Upon default, the Department shall issue a written notice of default providing a period in which the Vendor/Contractor shall have seven (7) days to cure said default. If the Vendor/Contractor remains in default beyond the seven (7) days, or if the default is repeated during the term of the contract or any extension thereof, the Department may, in its sole discretion, terminate the contract(s) or remaining portion thereof and exercise any remedy provided by law.
- 2.9 **References:** Proposers must submit a list of clients for whom furnishing of a barge has been performed. Any references shall include a point of contact name, address, and telephone number. Information obtained from reference contacts will be used in determining the successful bidder.

Section 3.0 TECHNICAL PROPOSAL

- 3.1 **Requirements:** Technical Proposal shall include the following:
 - 3.1.1. Overall management framework including organizational chart
 - 3.1.2. Qualifications including licenses, education, and experience
 - 3.1.3. Financial capacity to perform the work
 - 3.1.4. Responsiveness to DBE opportunities
 - 3.1.5. Experience with similar projects
 - 3.1.6. Preliminary design drawings and specifications
 - 3.1.7. Detailed work plan
 - 3.1.8. Detailed schedule for accomplishing the work
 - 3.1.9. Additional information, as required and described in other sections of this RFP.

Barge plans must be designed by a certified marine architect and all of its components shall meet current United States Coast Guard requirements of this size and use. The passenger barge plans and specifications must be reviewed and approved by the U.S. Coast Guard Marine Safety Center in accordance with the Marine Safety Manual. A U.S. Coast Guard Inspector will be required to inspect the manufacturing of the barge in accordance with the Marine Safety Manual.

The Department will accept plans previously designed and approved for a similar vessel provided modifications are made to accommodate the requirements as outlined below.

The following specifications are minimum requirements. Improved features and capacity along with additional amenities will be considered in the selection.

3.2 General:

- 3.2.1 Length 80'
- 3.2.2 Width 30'
- 3.2.3 Draft Depth that provides 33" no load freeboard.
- 3.2.4 Can be constructed in sections but must be rigidly assembled on site.
- 3.2.5 Running lights as required by U.S. Coast Guard.
- 3.2.6 Shell plating 3/8" A36 steel plate minimum.
- 3.2.7 Deck plating 1/2" A36 steel plate minimum of sufficient thickness and support for a 16,000 lb. wheel load without any permanent deformation.
- 3.2.8 Headlog 12" minimum.
- 3.2.9 Bottom end plating of sufficient thickness to resist grounding without any permanent deformation.
- 3.2.10 Non-skid deck coating.
- 3.2.11 18" single bolt man holes minimum.
- 3.2.12 2 coats of epoxy paint inside and outside.

3.3 **Aprons:**

- 3.3.1 Length -14'-0"
- 3.3.2 Width 28'

- 3.3.3 Apron plating 3/8" A36 steel plate minimum of sufficient thickness and support for a 16,000 lb. wheel load without any permanent deformation.
- 3.3.4 Lift beam sufficient strength to resist dock impact without any permanent deformation.
- 3.3.5 Non-skid deck coating.
- 3.3.6 Connections for tie-off ropes on each corner of each apron.

3.4 Winch System:

- 3.4.1 Electronically controlled cabled hydraulic winch system to lift aprons.
- 3.4.2 The aprons shall counterweight each other evenly through the cable system.
- 3.4.3 Equipped with manual hand wheel override system.
- 3.4.4 Electronic controls provided on each side and each end of the barge.
- 3.5 **Fire/Bilge Pump System:** Two (2) self priming centrifugal pumps shall be provided and mounted on foundations; one at each end of the manifold. The bilge pump system will not only provide a method to remove water from barge compartments but also have the capacity to pump water from the lake to fight any fires on board. Pumps shall be able to deliver at least 50 gallons per minute at a pressure of 60 psi at the pump outlet. The bilge pickup points shall be located near access man holes. In addition, a refillable foam concentrate system shall be supplied capable of suppressing fires from Class "B" hydrocarbon type fuels.
- 3.6 **Railing:** 4' high railing with chain link fencing and end safety cables. Gates shall be provided in railing to permit crew to readily and safely cross between barge and tug.
- 3.7 <u>Life Jacket Storage:</u> Storage capacity for 100 adult and 20 child life jackets.
- 3.8 **Deck Hand Inclement Weather House:** Minimum dimensions 5' X 4' X 8' tall (2 required) with windows.

3.9 **Push Point:**

- 3.9.1 A push point at the center of the barge and a rear hooking system, each capable of vertical travel, shall allow the tug to hook to the side of the barge with differing loads and rough water. See coupling details on 7.0 Attachment A "12 CAR BARGE DETAILS".
- 3.9.2 A 12 volt DC outlet shall be provided at the push point with a male/female all weather quick connects to power the navigation lights on the barge. See coupling details on 7.0 Attachment A "12 CAR BARGE DETAILS".
- 3.10 **Fire Extinguishers:** One installed in each deck hand inclement weather house.
- 3.11 Plans and Specifications: Preliminary specifications and drawings of the barge must be submitted as part of this bid package.
- 3.12 Buy America Provisions: Federal law and regulations require the use of domestic steel and iron in projects funded under Title 23 of the United States Code and Title 23 of the Code of Federal Regulations. All foreign steel and iron materials and products are covered by Buy America regardless of the percentage they comprise in a manufactured product or the form they may take. All manufacturing processes must take place domestically. Manufacturing begins with the initial melting and mixing, and continues through the coating stage. Any process which modifies the chemical content, the physical size or shape, or the final finish is considered a manufacturing process. These processes include rolling, extruding, machining, bending, grinding, drilling and coating. "Coating" includes epoxy coating, galvanizing, painting, or any other coating that protects or enhances the value of the material. In accordance with 23 CFR 635.410(c)(6), the FHWA granted a nationwide waiver of the requirements of 23 CFR 635.410, Buy America requirements, for certain ferryboat equipment and machinery items. (See Attachment B for more information)
- 3.13 **Regulations:** Unit shall meet all state and federal regulations. All aspects of the barge should meet the United States Coast Guard Requirements for Vessels of this size and use.
- 3.14 <u>Taxes:</u> The successful bidder shall pay all taxes and duties imposed upon those items to be furnished by successful bidder for the design, construction, furnishing and delivery of the barge.
- 3.15 **Permits:** The successful bidder shall be responsible for obtaining all necessary permits to design, construct, furnish and deliver the barge.

- 3.16 Manuals: The successful bidder shall furnish an Operator's Instruction Manual with each unit delivered and one (1) copy each of Shop Repair Manual and Parts Book (for engine as well as unit and related components) to each FOB point. In addition (1) copy each of Operator's Instruction Manual, Shop Repair Manual, and Parts Book (for engine as well as unit and related components) shall be furnished to Equipment & Procurement Division, P.O. Box 2261, Little Rock, AR 72203 (11302 West Baseline Road, Little Rock, AR 72209, if shipping UPS, FedEx, etc.). The successful bidder may provide Shop Repair Manuals and Parts Manuals on computer media (CD ROM, Floppy Disks, etc.) in lieu of printed manual.
- 3.17 Warranty: Units purchased under this specification shall be warranted against defects in material and workmanship for a minimum period of twelve (12) months (365 days) from date unit is placed in operation by AHTD. Warranty shall include all parts, labor and transportation costs to the location of equipment. If equipment cannot be repaired on location, warranty shall include cost of transport to the facility where the repair work will be done. It will be the responsibility of the successful bidder to insure that repairs are completed in a timely manner. If any warranty literature submitted with the bid conflicts with AHTD warranty requirements, the conflict(s) shall be specifically noted, corrected and included with the bid or the conflict(s) will be considered an exception to warranty specifications and the bid rejected.

Recent prior failure to provide warranty-work, parts, replacement parts or service, in a timely manner, for equipment from the same manufacturer or dealer shall be grounds for the rejection of any submitted bid, or for the denial of any otherwise qualified low bidder, whether such failure is attributable to the manufacturer or the dealer of the equipment. For the purposes of this paragraph "timely manner" means a period of time not exceeding thirty (30) calendar days to provide requested warranty-work, parts, replacement parts, or service. For the purposes of this paragraph "manufacturer" means the original manufacturer of the equipment and its successor or successors, regardless of number, and whether acquired by sale, merger, or otherwise. For the purposes of this paragraph "replacement part" means a part redesigned by a manufacturer to correct a design or engineering defect and which replacement part is capable of providing dependable performance in normal operation conditions for its normal service life without failure. Such bid or bids may be rejected by the Department until such failure or failures have been remedied to the satisfaction of the Department and until such manufacturer or dealer is providing such warranty-work, parts, replacement parts, and service in a timely manner.

Proposers must include the warranty policy on parts, labor and workmanship.

3.18 Scheduling and Completion of Work: Proposers shall submit a detailed work schedule showing proposed critical stage construction completion dates and final completion date.

Work to be scheduled as soon as possible as mutually agreed upon by AHTD and the successful bidder. The successful bidder shall schedule delivery of completed barge so as to create a minimum amount of inconvenience to the normal work routine of the existing Peel Ferry operations.

Section 4.0 PRICE PROPOSAL

4.1 **Pricing:** Proposers must submit detailed explanation of work to be accomplished, including one lump sum cost. Work completed and accepted will be paid for at the lump sum price bid for "Peel Ferry Barge Replacement", which price shall be full compensation for all design, construction, furnishing of materials, delivery of complete barge to the specified location, labor, warranties, fees, permits, training, and any and all incidental items required to complete the work. Partial payments for work completed and accepted will be considered upon request from successful bidder.

Section 5.0 EVALUATION AND AWARD

5.1 **Evaluation:** Proposals will be evaluated on the extent of services offered, ability to provide those services, references, and experience (Company Qualification Criteria); designs and engineering, quality of plans and specifications, and technical data, and (Design and Technical Criteria); the amount of time to deliver the completed barge (Project Schedule Criteria); and pricing.

The Peel Ferry Barge Technical Review Committee will review the Technical Proposals and score each one as follows:

No.	Qualification Criteria				
1	Management Resources	The firm's overall management framework for the project and the organizational charts, narratives and other information used to establish this framework.	5		
2	Reputation (General & EEO)	General and professional reputation, including responsiveness to civil rights and equal employment opportunity requirements and opportunities.	5		
3	Staff (# Personnel, Education, & Experience)	Professional staff's licensure, education, and experience.	5		
4	Financial Capacity	The firm's capacity of assets to perform the work according to audited accounts.	10		
5	DBE Responsiveness	Responsiveness to DBE opportunities	5		
6	Similar Projects	Experience with projects of a similar nature as those advertised	10		
	Design and Technical Criteria				
7	Understanding Scope of Work (Design Drawings and Specifications)	Responsiveness to project detail and quality of preliminary plans and specifications	20		
8	Detailed Work Plan	Comprehensive, coherent, and detailed approach to project development	20		
	Project Schedule Criteria				
9	Detailed Work Schedule	Realistic Schedule with identification of all critical stage dates and final completion dates	20		
Maximum Total Points 1					

- 5.2 Award: Any award will be made based upon the evaluation of all proposals received in response to this solicitation and the determination of the proposal considered to be the most advantageous to the Department (Best Value Selection). Each proposal will be rated and given a qualitative score, using the above evaluation criteria. Each Company's proposed price will be divided by their qualitative score to obtain an "adjusted price". The Company selected will be that company whose "adjusted price" is lowest, for the "Best Value Selection". The Department reserves the right to accept or reject any and all proposals submitted, and to waive any minor technicalities when it is in the best interest of the Department.
- 5.3 Audit Report: The awarded company must submit an audit report of the certified marine architect including a report on internal control and compliance. The report shall meet the reporting guidelines provided in the applicable financial audit standard sections of the General Accepted Government Auditing Standards (GAGAS), and shall include positive assurance that all costs included in the recommended rate are allowed by 48 CFR Part 31.

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Request for Proposals

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****** This Page MUST be completed, properly signed, and returned for proposal to be considered. ******

I, the undersigned, affirm that this proposal is made on behalf of the below-named individual/company, for whom I have legal authority to commit to the terms and conditions set forth in the RFP and this response, to which I/we agree to be bound if this proposal is found acceptable by the Department; and that this proposal is made without any collusion or coercion on the part of

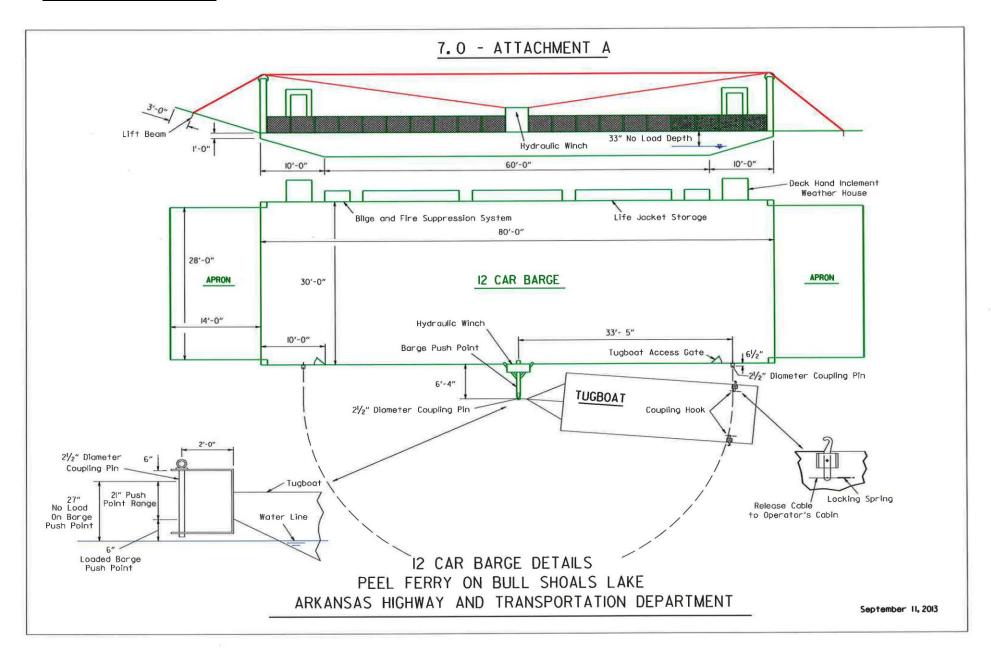
Section 6.0 OFFER AND ACCEPTANCE

6.1 **Offer:**

6.2 Acceptance (FOR AHTD USE ONLY):

Accepted:	
Rv.	Date

Section 7.0 ATTACHMENTS:



7.0 ATTACHMENT B

February 9, 1994 Federal Register Notice Notice of nationwide waiver of Buy America for ferryboat equipment and machinery

DEPARTMENT OF TRANSPORTATION

Federal Highway Administration

AGENCY: Federal Highway Administration [FHWA], DOT.

ACTION: Notice of nationwide waiver of Buy America for of Buy America for ferryboat equipment and machinery.

SUMMARY: The FHWA is hereby granting a nationwide waiver of the Buy America requirements for certain steel items used in the construction of ferryboats. This action permits the use of specifically identified steel equipment and machinery manufactured outside of the United States in Federal-aid highway construction projects for ferryboats.

EFFECTIVE DATE: February 9, 1994.

FOR FURTHER INFORMATION CONTACT: Mr. David R. Geiger, Office of Engineering (202) 366-0355 or Mr. Wilbert Baccus, Office of the Chief Counsel (202) 366-0780, Federal Highway Administration, 1200 New Jersey Avenue SE, Washington, DC 20590. Office hours are from 7:45 a.m. to 4:15 p.m., EST, Monday through Friday, except legal Federal holidays.

SUPPLEMENTARY INFORMATION: In accordance with 23 CFR 635.410(c)(6), the FHWA hereby provides notice that it is granting a nationwide waiver of the requirements of 23 CFR 635.410, Buy America requirements, for certain ferryboat equipment and machinery items. Section 635.410 provides, with exceptions, that no Federal-aid highway construction project using steel or iron materials is to be authorized to proceed unless all manufacturing processes including the application of coatings for such materials occur in the United States. Because the construction of ferryboats is increasingly difficult within the requirements of Buy America, a nationwide waiver of these requirements is being granted for certain ferryboat equipment and machinery items. The items included in the waiver are marine diesel engines, electrical switchboards and switchgear, electric motors, pumps, ventilation fans, boilers, electrical controls, and electronic equipment. Items not included in the waiver are products which are readily available in the United States such as steel and stainless steel plate and shapes, sheet steel and stainless steel and stainless steel pipe and tubing, and galvanized steel products. Items not specifically included in the waiver remain subject to the Buy America requirements.

The basis for the nationwide waiver is that certain equipment and machinery are not manufactured in the United States, using exclusively United States steel and iron, in sufficient and reasonably available quantities to avoid an enormous administrative burden on the State, contractor, and suppliers. Therefore, imposing Buy America requirements in this limited instance is not in the public interest.

On June 16, 1993 the FHWA published a notice (58 FR 33295) and requested comments on the proposed nationwide waiver and the availability of a domestic supply of the items included in the waiver. Two comments were received to FHWA Docket No. 93-22. Both commentors were supportive of the waiver. They both requested that the waiver be expanded to include more items. Their comments were basically the same; the two sought to include items such as bearings, fasteners, valves, and outfitting in the waiver. The FHWA does not agree that these items should be specifically included in the waiver. Bearings, fasteners, and valves are available in sufficient quantity and satisfactory quality from domestic manufacturers. Bearings, fasteners, and valves furnished as individual items are therefore not waived. However, bearings, fasteners, and valves included as a component of waived equipment and machinery are considered an integral part of the waived equipment and machinery and are included in the waiver. Outfitting is not included in the waiver. The FHWA believes that including outfitting in the waiver would allow the waiver to be applied to items which are domestically available in sufficient quantity and satisfactory quality.

The FHWA's Buy America requirements contained in 23 CFR 635.410 are based on section 165 of the Surface Transportation Assistance Act of 1982 (Pub. L. 97-424, Section 165, 96 Stat. 2097, 2136), as amended by Public Law 98-229, Section 10, 98 Stat. 55, 57, and Public Law 102-240, Sections 1041, 1048, 105 Stat. 1914, 1993, 1999.

Authority: 23 U.S.C. 315; 49 CFR 1.48; 23 CFR 635.410

Issued on: January 28, 1994. Rodney E. Slater, Federal Highway Administrator. [FR Doc. 94-2906 Filed 2-8-94; 8:45 am] BILLING CODE 4910-22-P

NOTICE OF NONDISCRIMINATION

The Arkansas State Highway and Transportation Department (Department) complies with all civil rights provisions of federal statutes and related authorities that prohibit discrimination in programs and activities receiving federal financial assistance. Therefore, the Department does not discriminate on the basis of race, sex, color, age, national origin, religion or disability, in the admission, access to and treatment in the Department's programs and activities, as well as the Department's hiring or employment practices. Complaints of alleged discrimination and inquiries regarding the Department's nondiscrimination policies directed to Joanna P. McFadden Section Head -EEO/DBE (ADA/504/Title VI Coordinator), P. O. Box 2261, Little Rock, AR 72203, (501) 569-2298, (Voice/TTY 711), or the following email address:

Joanna.Mcfadden@arkansashighways.com.

This notice is available from the ADA/504/Title VI Coordinator in large print, on audiotape and in Braille.