

GUIDANCE FOR UTILIZING TRUCKING SERVICES

Trucking Scenarios	Subcontract	Trucking Services Agreement (TSA)	2018 Specifications	Prevailing Wage	Certified Payroll Reports	Liability Insurance	Public Works Bond
Contractor's employee(s) perform trucking	No separate/additional (sub)contract or TSA needed	No separate/additional (sub)contract or TSA needed	No separate/additional (sub)contract or TSA needed	If on-site over 15 minutes or 20% of workweek	If on-site over 15 minutes or 20% of workweek	Sub/Contractor covers/provides	Yes
Supplier (including non-committed DBE) delivers materials ONLY - no installation	No	No	00180.20(e)	If on-site over 15 minutes or 20% of workweek	If on-site over 15 minutes or 20% of workweek	Supplier covers/provides	No
Trucking company (including non-committed DBE) performs trucking (more than 1 truck/1 driver)	Either may be used. If subcontracted, goes against % subcontracted.	Either may be used. If subcontracted, goes against % subcontracted.	00180.20(e) 00180.21	If on-site over 15 minutes or 20% of workweek	If on-site over 15 minutes or 20% of workweek	Sub/Contractor covers/provides	Yes, unless certified firm who is exempt (DBE/MWBE/ESB)**
Owner/Operator (including non-committed DBE) performs trucking (1 truck/owner drives truck)	No	Yes	00180.20(e) 00170.65(b-4)	No	Yes*	Sub/Contractor covers/provides	No
Owner/Operator (including non-committed DBE) employee(s) perform trucking or labor on project site	Either may be used. If subcontracted, goes against % subcontracted.	Either may be used. If subcontracted, goes against % subcontracted.	00180.20(e) 00170.65(b-4) 00180.21	Yes, based on duties performed	Yes	Sub/Contractor covers/provides	Yes, unless certified firm who is exempt (DBE/MWBE/ESB)**
Committed DBE firm performs trucking (includes Owner/Operator)	Yes	No	00180.20(e)	If on-site over 15 minutes or 20% of workweek	If on-site over 15 minutes or 20% of workweek	Sub/Contractor covers/provides	Yes, unless certified firm who is exempt (DBE/MWBE/ESB)**

Question	Answer
Does the TSA trucking services amount go against % subcontracted?	TSA trucking services amount doesn't go against % subcontracted.
When is a supplier required to pay prevailing wage?	When placing materials to remain as a part of construction and on-site more than de minimus time.
What's the difference between a "broker" and a "carrier"?	A broker is an intermediary between a shipper/supplier who has goods to transport and a carrier who has capacity to move that freight. A subcontract is required to hire a broker. Sub-tier TSAs are required between the broker and individual carriers.
Are subcontracts or TSAs required for material suppliers?	Unless a committed DBE, material delivery by, for, or from a supplier does not require a subcontract or TSA (regardless of who employs the truck).
When can rental of operated equipment be utilized?	Must be minor, incidental, short duration work. If a bid item exists, a subcontract is required. Tack and water require subcontracts.
What types of trucking services are covered by a TSA?	Material hauled by dump trucks (end, belly, side) generally qualify for use with a TSA. Other material delivery vehicles (e.g., tankers, mixers, flatbeds, etc.), don't qualify for a TSA and, unless they are considered a supplier, must be covered by a subcontract. Delivery of materials by, for, or from a supplier does not require a TSA or a subcontract.

* Note: Owner/Operator on payroll - no hours/no dollars

** Certified DBE/MWBE's may be exempt from filing a public works bond for up to 4 years

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