

UNITED STATES GOVERNMENT

# Memorandum

DEPARTMENT OF TRANSPORTATION

FEDERAL HIGHWAY ADMINISTRATION

Washington, D.C. 20590

DATE: SEP 8 1978

In reply  
refer to: HHO-32

SUBJECT: Participation in the Cost of Corrective Work  
Resulting from Construction Engineering Errors

FROM: Chief, Construction and Maintenance Division  
Office of Highway Operations


TO: Regional Federal Highway Administrators, Regions 1 - 10  
Regional Engineer, Region 15

There was concern expressed by State Construction Engineers at the recent American Association of State Highway and Transportation Officials (AASHTO) Construction Committee in Portland, Maine, that there were inconsistencies in applying Federal-aid participation in the cost of corrective work resulting from construction engineering errors.

Our position remains unchanged. We have long considered that cases will arise where participation may be warranted in the cost of corrective work resulting from construction engineering errors.

It would be difficult to outline in detail specific guidelines where we should or should not participate in such costs, since circumstances surrounding each case will be different. Thus, each case should be evaluated individually. Broad generalities such as "all staking errors are ineligible" or "design errors are eligible - construction errors are not" should be avoided.

Where a State has exercised normal diligence in carrying out its construction engineering activities and an error does cause some increased cost, Federal-aid funds can be used.

  
Sanford P. LaHue