## Section 101. — TERMS, FORMAT, AND DEFINITIONS

01 APR 2025 – FP-24

WFL Specification 01 APR 2025 1010010

Include the following in all projects.

### 101.03 Abbreviations.

Add the following to Subsection (a):

**OHWM or OHW** — Ordinary High-Water Mark

**TERO** — Tribal Employment Rights Office

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Include the following in all projects that are not MATOC projects.

### 101.04 Definitions.

Delete the definition of (c) Supplemental agreement under Contract Modification.

Add the following:

**Holidays** — Holidays occur on the following days:

* 1st day of January — New Years’ Day;
* 3rd Monday of January — Martin Luther King, Jr. Day;
* 3rd Monday of February — Presidents' Day;
* Last Monday of May — Memorial Day;
* 19th day of June — Juneteenth National Independence Day;
* 4th day of July — Independence Day;
* 1st Monday of September — Labor Day;
* 2nd Monday of October — Columbus Day;
* 11th day of November — Veterans’ Day;
* 4th Thursday of November — Thanksgiving Day;
* 25th day of December — Christmas Day;
* Other days declared holidays by the Congress or the President; and
* If a holiday occurs on a Saturday, the preceding Friday is also a legal holiday. If a holiday occurs on a Sunday, the Monday following is also a legal holiday.

**In-Water Work** — Work below the ordinary high-water mark.

**Pneumatic Roller** — Self-propelled compaction device with smooth pneumatic tires staggered in position to provide overlap between the front and rear tires.

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Include the following in all MATOC projects.

### 101.04 Definitions.

Delete the definition of (c) Supplemental agreement under Contract Modification.

Delete the following definitions and substitute the following:

**Award** — The written acceptance of an offeror’s proposal by the CO.

**Bid** — When used in a project package, carries the same meaning as Offer.

**Bidder** — When used in a project package, carries the same meaning as Offeror.

**Bid Guarantee** — A form of security assuring that the offeror will not withdraw an offer within the period specified for acceptance and will execute a written Task Order and provide required bonds.

**Bid Schedule** — The prepared schedule included with the offer forms, containing the estimated quantities of pay items for which unit prices are requested.

**Contract** — The written agreement between the Government and the Contractor setting forth the obligations of the parties for the ordering of, performance of, and payment for, the prescribed work. Refers to both the Basic Contract and the Task Orders.

**Contract Time** — The specified time allowed for completion of all Task Order work.

**Notice to Proceed** — Written notice to the Contractor to start the Task Order work.

**Offeror** — An individual or legal entity submitting an offer.

**Payment Bond** — The security executed by the Contractor and surety or sureties and provided to the Government to ensure payments as required by law to all persons supplying labor or material according to the Task Order.

**Performance Bond** — The security executed by the Contractor and surety or sureties and provided to the Government to guarantee completion of the Task Order work.

**Project** — The specific section of the highway or other property on which construction is to be performed under the Task Order.

**Solicitation** — The complete assembly of documents (whether attached or incorporated by reference) furnished to prospective offerors.

**Surety** — An individual or corporation legally liable for the debt, default, or failure of a Contractor to satisfy a Task Order obligation.

**Work** — The providing of labor, material, equipment, and other incidentals required to successfully complete the project according to the Task Order.

Add the following:

**Basic Contract** — The Indefinite Delivery, Indefinite Quantity (IDIQ) contract which is a written agreement between the Government and the Contractor(s) setting forth the general obligations of the parties for the ordering of, performance of, and payment for, the work to be performed under the subsequent Task Orders.

**Holidays** — Holidays occur on the following days:

* 1st day of January — New Years’ Day;
* 3rd Monday of January — Martin Luther King, Jr. Day;
* 3rd Monday of February — Presidents' Day;
* Last Monday of May — Memorial Day;
* 19th day of June — Juneteenth National Independence Day;
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* If a holiday occurs on a Saturday, the preceding Friday is also a legal holiday. If a holiday occurs on a Sunday, the Monday following is also a legal holiday.

**In-Water Work** — Work below the ordinary high-water mark.

**Offer** — A written proposal by an offeror to perform work at a proposed price.

**Pneumatic Roller** — Self-propelled compaction device with smooth pneumatic tires staggered in position to provide overlap between the front and rear tires.

**Task Order** — An order for a specific level of work that may or may not be related to one or more projects.