MAINTENANCE EQUIPMENT PREAPPROVAL VENDOR AGREEMENT

North Dakota Department of Transportation, Maintenance Division
SFN 59659 (06-2012)

Type of Equipment Submitted for Preapproval:

Make	Model

The North Dakota Department of Transportation (NDDOT) has a Maintenance Equipment Preapproval Process in place by which potential bidders may submit equipment for field testing and evaluation. Upon approval by NDDOT, the equipment is placed on a Preapproved Maintenance Equipment List.

NDDOT requires detailed specifications for each type of equipment being submitted for evaluation. If equipment specifications appear to meet NDDOT specifications, potential bidders will be asked to furnish equipment for field testing by our maintenance crews. The field testing and evaluation process may take from several days to several months, depending upon the type of equipment, weather, and workload. NDDOT reserves the right to waive the field test requirement if adequate justification can be obtained to grant approval, such as, same equipment different models or out of state inspections by NDDOT. Waiver of this requirement is at the sole discretion of the NDDOT.

For equipment requiring mounting, potential bidders will be responsible for all costs associated with mounting and removal of the equipment. The potential bidders' company will be liable for any and all damage sustained to any NDDOT owned property caused by their equipment as a result of the field testing. NDDOT is not liable for wear on equipment occurring during the field testing period.

Potential bidders shall secure and keep in force during the evaluation period, commercial general liability insurance covering any and all claims of any nature arising out of this agreement, with minimum limits of liability of $250,000 per person and $1,000,000 per occurrence. The above limits may be satisfied through a policy or policies of insurance, primary and excess, including the so called umbrella or catastrophic form. Potential bidders shall provide certificates of insurance or copies of insurance policies upon request by the State.

By furnishing equipment for evaluation, potential bidders agree to indemnify, save, and hold harmless the state of North Dakota, its agencies, officers, and employees (State), from any and all claims of any nature, including all costs, expenses, and attorneys' fees, which may in any manner result from or arise out of this agreement, except for claims resulting from or arising out of the State's sole negligence. Potential bidders also agree to indemnify, save, and hold the State harmless for all costs, expenses, and attorneys' fees incurred in establishing and litigating the indemnification coverage provided herein.

NDDOT reserves the right to deny approval. NDDOT reserves the right to remove equipment from the preapproved Maintenance Equipment Listt at any time without notification. NDDOT reserves the right to change bid specifications without notification.
At the time of bidding, any and all preapproved equipment must meet all bid specifications. In order to receive an award, potential bidders must be registered with the North Dakota Secretary of State's Office, and ND Vendor Registry.
NDDOT appreciates the opportunity to field test and evaluate equipment for possible addition to the Department's Preapproved Maintenance Equipment List. For information or coordination of equipment field testing and evaluation, potential bidders may contact:

SHAWN HAUCK
NDDOT, MAINTENANCE DIVISON
608 E BOULEVARD AVE
BISMARCK ND 58505-0700
Telephone: 701-328-2565, Fax: 701-328-4623, or E-mail:shauck@nd.gov

The Maintenance Equipment Preapproval Vendor Agreement form must be signed by a person with authority to do business under the company name. The company does hereby agree to the terms and conditions herein.

Company Name	Authorized Signature