

# NEW LOCAL ROAD AGENCY GUIDANCE

# Pavement Warranties

As part of the 2015 Transportation Package, the Michigan Legislature required that **all county road agencies must adopt a statewide Local Agency Pavement Warranty Program on or before September 18, 2019**. The warranty requires an agency administering any project that includes \$2 million or more in paving-related components and includes *any* amount of state or federal funds, must consider including a warranty on that project.

An agency must annually report on projects with \$2 million or more in paving-related items, regardless of whether a warranty was used or not.

The goal of the Local Agency Pavement Warranty Program is to have one standardized method for applying pavement warranties on local agency projects, which provides a consistent, quantifiable and transparent program that pavement contractors can recognize and implement.



## 1. Adopt the Local Agency Pavement Warranty Program

County road agencies should have adopted a resolution accepting the warranty program and its accompanying documents and developed and adopted a pavement warranty policy on or before the September 2019 deadline.

## 2. Consider using a pavement warranty

When performing paving work or a reconstruction project, a local agency must consider implementing a pavement warranty on any project with a \$2 million or more of paving related components that includes *any* amount of state or federal funds. Agencies implementing a pavement warranty must document for reporting purposes:

- Declaration of pavement warranty inclusion on a project;
- Project scope: length, pavement type and cost;
- Existing pavement conditions;
- Drainage: existing conditions and proposed improvements; and
- Pavement design and project service life.

A local road agency may choose to implement a pavement warranty on projects with paving-related components less than \$2 million but need not report on it.

## 3. Report pavement warranted projects

To meet the legal guidelines for reporting on pavement warranties:

- An agency must annually report on all projects with \$2 million or more paving related components, warranted or not.

Training on considerations for including, implementing, monitoring and reporting on pavement warranties is available at:

[MichiganLTAP.org/training/pavement-warranties](https://MichiganLTAP.org/training/pavement-warranties).

## 4. Monitor local pavement warranties

A pivotal aspect of using pavement warranties will be monitoring pavement performance over time. A local road agency using a pavement warranty should track:

- Warranty start and completion dates;
- Inspection dates;
- Contractor notifications;
- Compliance and unacceptable performance; and
- Remediation notices, execution and acceptance.

Find more information on pavement warranties at:

[tinyurl.com/PavementWarranties](https://tinyurl.com/PavementWarranties)

For more information contact:

Steve Puuri, PE | County Road Association of Michigan | 101 S. Washington Square | Ste. 200 | Lansing, MI 48833 | 517.482.1189