



DIVISION OF LOCAL ASSISTANCE **CALTRANS OVERSIGHT INFORMATION NOTICE**



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Welcome to the C O I N !

This is a Caltrans Oversight Information Notice (COIN).

These short, single-topic bulletins are intended to provide outreach information and guidance to Local Public Agencies (LPAs) on issues pertaining to federal-aid projects. They cover a wide variety of subjects, including discussions of findings resulting from process reviews by Caltrans and/or FHWA, changes in procedures or regulations, reminders of existing procedures or best practices, and other timely information.

Federal Highway Administration Final Rule: Rescinding Form FHWA-1273 Requirements

Overview of FHWA Final Rule

The Federal Highway Administration (FHWA) is rescinding the 23 CFR 633 regulation requiring Form FHWA-1273, “Required Contract Provisions, Federal-aid Construction Contracts” to be physically incorporated in each Federal-aid highway construction contract.

While this rule removes the requirement to physically incorporate Form FHWA-1273, it does not eliminate the obligation to include the contract provisions from the form that are mandated by statute and regulation within construction contracts. This final rule is effective on June 10, 2026.

<https://www.federalregister.gov/documents/2026/05/11/2026-09276/rescinding-requirements-regarding-required-contract-provisions-for-federal-aid-construction>

Continued Availability of Form FHWA-1273

FHWA is not eliminating Form FHWA-1273 and will continue to make updates as necessary due to changes in applicable statutes or regulations. To the extent recipients, subrecipients, and contractors elect to use Form FHWA-1273 to satisfy their obligations, FHWA intends to allow them to continue to do so.

Caltrans Division of Local Assistance Policy

Caltrans Division of Local Assistance will continue to require the unmodified Form FHWA-1273 to be physically incorporated into each executed construction contract, subcontract, and subsequent lower-tier subcontracts.

All the requirements in LAPM Chapter 12.8.10: Form FHWA-1273 still apply.