

CUF DETERMINANTS

If any Red Flag Conditions are identified, or you do not believe the DBE/SBE is performing a CUF, please contact the Contract Compliance Office.

SUPERVISION/EMPLOYEES

- DBE/SBE supervisor is a full-time employee of the DBE/SBE
- Employees are being supervised by DBE/SBE supervisor
- Employees are paid by the DBE/SBE
- DBE/SBE is scheduling work operations

- **RED FLAGS**
 - DBE's employees are being supervised by Prime Contractor or another contractor
 - DBE/SBE provides little or no supervision of work
 - DBE/SBE supervisor is not a full-time employee of the DBE/SBE

RECORDS/DOCUMENTS

- Certified Payrolls
- Document communication with DBE/SBE owner or Superintendent

PERFORMING

- DBE/SBE must be responsible for performing its own work on the project
- The work of the subcontract must be performed by the DBE/SBE with its own workforce
- The DBE/SBE keeps a regular workforce and has its own employees
- The DBE/SBE is utilizing its own equipment
- Operation of the equipment must be subject to the full control of the DBE/SBE

RED FLAGS

- A portion of the DBE's work being done by the Prime Contractor or jointly with another contractor
- Employee working for both the Prime and the DBE/SBE
- Equipment used by DBE/SBE belongs to the Prime Contractor or another contractor with no formal lease agreement
- Equipment signs and markings cover another contractor's identity
- Equipment has another contractor's name on it

RECORDS/DOCUMENTS

- Subcontract Agreement or Purchase Order
- Equipment ownership, rental, or lease documents
- Certified payrolls

MATERIALS (For material credit)

- DBE/SBE is responsible for the delivery of the materials
- DBE/SBE is ordering the material and invoices indicate that DBE/SBE is the customer
- Material invoices indicate that DBE/SBE owner or Superintendent is the contact person

RED FLAGS

- Materials for DBE/SBE credited work are delivered by the Prime Contractor
- Materials are ordered, billed to, and/or paid by the Prime Contractor
- Invoices do not indicate that DBE/SBE is the customer
- Prime's employee is listed as the contact person on invoices
- Materials come from Prime's stockpiles

RECORDS/DOCUMENTS

- Invoices
- Haul tickets or Bills of Lading
- Material on Hand documentation
- Joint check agreement
- Cancelled checks