

Types of Construction Contracts



Cost-Plus Contract

Contractors are paid for all of their construction-related expenses



Design-Build Contract

Addresses design and construction costs simultaneously



Guaranteed Maximum Price Contract

Maximum amount the owner will have to pay the contractor is capped



Incentive Construction Contract

Agreed-upon payment if the project is delivered by a certain milestone



Integrated Project Delivery Contract

A multi-party agreement between design firm, builder, and owner



Lump-Sum Contract

Contractor delivers the project at a preset price



Time & Materials Contract

Agreed-upon price based on time spent, required materials, and profit rate



Unit Price Contract

Owner pays the contractor based on the units at agreed-upon rates

Construction Contracts

**John M. Mastin, Eric L. Nelson, Ronald
G. Robey, Smith, Currie & Hancock LLP**

Construction Contracts:

California Construction Contracts, Defects, and Litigation ,2008 **Design and Construction Contracts** Daniel S. Hapke,1987 This work focuses on the rights of the owners of buildings under construction Topics include the design agreement the contract for general construction and the construction management agreement It is geared for use by attorneys and contains sample forms *Understanding and Negotiating Construction Contracts* Kit Werremeyer,2023-05-31 Understanding and Negotiating Construction Contracts The complexities of construction contracts are made easy with this thorough and readable guide Construction contracts can be complex for both owners and contractors For contractors negotiating fair and balanced commercial terms in contracts is just as important as properly managing projects a properly negotiated contract can mitigate unnecessary risk and unnecessary risk transfer This in turn reduces exposure to financial liability for the contractor and for avoidance of contract claims and disputes Understanding and Negotiating Construction Contracts provides a comprehensive and readable introduction to the world of construction contracts Providing for example coverage of the four most common types of contracts lump sum fixed price cost plus time and materials and unit pricing it promises to reduce uncertainty and allow contractors to enter contractual negotiations with greater confidence to be able to achieve a fair and balanced contract This updated new edition reflects the up to date best practices to understand how to better negotiate the commercial terms and conditions in construction contracts Readers of the second edition of Understanding and Negotiating Construction Contracts will also find Updated information on indemnity insurance and negotiation An all new chapter with a contract analysis checklist Real world examples drawn from small residential retail large commercial and international projects Understanding and Negotiating Construction Contracts is essential for construction professionals and college students studying construction contracts and the liabilities arising out of them

Construction Contracts and Claims Michael S. Simon,1979 Construction Contracts Jimmie Hinze,2001 Written in layman s terms this all you need to know text focuses on the most important aspect of contract administration Covers many legal issues related to construction law and provides essential background material about fundamentals Examples of filled out documents help clarify the key points Building Contracts for Design & Construction Harold Dana Hauf,1976

Smith, Currie & Hancock's Federal Government Construction Contracts Thomas J. Kelleher, Jr.,Thomas E. Abernathy, IV,Hubert J. Bell, Jr.,Steven L Reed,Smith, Currie & Hancock LLP,2010-03-29 Federal Construction Law for Construction Professionals Any firm intent on benefitting from the boom in federal government construction contracts must navigate an increasingly complicated and demanding set of laws regulations and practices that govern these projects and the contractors performing them To help guide you through this maze here is the updated edition of the easy to understand guide to the practical reality of these special requirements and how managers and owners of construction industry firms can use them to effectively avoid pitfalls on current projects and compete successfully for new projects Smith Currie Hancock s

Federal Government Construction Contracts Second Edition walks the reader through actual federal contracts highlights critical clauses and simplifies governmental and legal jargon to provide ease of use by the nonlawyer Updates to this Second Edition include Coverage of the newly enacted American Recovery and Reinvestment Act of 2009 Specifics of federal government grants to state and local public construction contracts New insights on Design Build Early Contractor Involvement ECI BIM Green Construction and Web based project management techniques used by the federal government A revised look at the increasingly detailed business ethics and compliance program requirements for contractors and subcontractors as mandated by the federal government for its contractors A unique Web site at www.wiley.com/go/federalconstructionlaw provides the user with a Table of Acronyms and Terms commonly found in federal government contracts an extensive list of Web sites of interest to federal government construction contractors checklists sample forms as well as specifications related to innovations in project delivery By making transparent the many rights risks and legal responsibilities involved in a federal government construction project Smith Currie Hancock's Federal Government Construction Contracts Second Edition provides construction industry professionals from general contractors subcontractors and designers to surety bond agents with the insight and understanding they need to avoid problems and run a successful project from start to finish

The Construction Contracts Book Daniel S. Brennan, 2008 Most construction lawyers are familiar with the American Institute of Architects AIA Engineers Joint Contract Documents Committee EJCDC forms of agreements and the newer ConsensusDOCS forms The ConsensusDocs forms replace many of the forms previously issued by the Associated General Contractors of America AGC Now completely revised this invaluable resource offers a topic by topic comparison of these forms by providing An easy reference guide to how the AIA ConsensusDOCS and EJCDC forms treat the most significant issues in owner contractor subcontractor and owner design professional agreements Proposed alternative language for situations where the form contract approach may not provide the best solution List comparing the most significant provisions from each of these forms on the CD ROM

Construction Contracting Richard H. Clough, Glenn A. Sears, S. Keoki Sears, Robert O. Segner, Jerald L. Rounds, 2015-03-04 The definitive contracting reference for the construction industry updated and expanded Construction Contracting the industry's leading professional reference for five decades has been updated to reflect current practices business methods management techniques codes and regulations A cornerstone of the construction library this text presents the hard to find information essential to successfully managing a construction company applicable to building heavy civil high tech and industrial construction endeavors alike A wealth of coverage on the basics of owning a construction business provides readers with a useful checkup on the state of their company and in depth exploration of the logistics scheduling administration and legal aspects relevant to construction provide valuable guidance on important facets of the business operations This updated edition contains new coverage of modern delivery methods technology and project management The field of construction contracting comprises the entire set of skills knowledge and

conceptual tools needed to successfully own or manage a construction company as well as to undertake any actual project This book gives readers complete up to date information in all of these areas with expert guidance toward best practices Learn techniques for accurate cost estimating and effective bidding Understand construction contracts surety bonds and insurance Explore project time and cost management with safety considerations Examine relevant labor law and labor relations techniques Between codes standards laws and regulations the construction industry presents many different areas with which the manager needs to be up to date on top of actually doing the day to day running of the business This book provides it all under one cover for the project side and the business side Construction Contracting is a complete working resource in the field or office *Alternative Clauses to Standard Construction Contracts* James E. Stephenson, 1990 This valuable reference edited by one of the most respected names in construction law presents the modifications and alternative clauses used by experienced attorneys in changing the most frequently discussed and controversial sections of the standard forms In presenting selected alternative contract clauses to the AIA contracts this book addresses the concerns of owners developers contractors subcontractors and others who wish to supplement or modify the standard forms and provides a complete rationale for each suggested modification Attorneys for the various parties on a variety of construction projects can now easily shift project risks and liabilities to better project client interests by employing proven alternative clauses for contracts between owners and architects and owners and contractors are included and certain improvements to AIA's cost plus construction contract forms are presented the outstanding contributors to this work also address payment disputes that delay damage issues and other frequently contested and amended hot spots the most comprehensive sourcebook of its kind Alternative Clauses to Standard Construction Contracts points up the benefits and limitations of each clause as seen from the standpoint of each party involved *Drafting Construction Contracts* Samuel Frank Schoninger, 1990 *Attorney's Guide to California Construction Contracts and Disputes* James Acret, 1976 *Construction Law in Contractors' Language* McNeill Stokes, 1977 *Construction Law* Gail Kelley, 2012-10-02 A clear concise introduction to construction law for professionals Construction Law An Introduction for Engineers Architects and Contractors offers a comprehensive review of the U.S. legal environment focusing on the legal concepts and issues applicable to the design and construction industries Topics covered include Basic legal principles Project participants Project delivery systems Construction contracts The design process Procurement Pricing construction projects Subcontractors and suppliers Time for performance Construction scheduling Contract administration The payment process Changes to the work Differing site conditions Termination of the construction contract Mechanic's liens Construction insurance Surety bonds Liability for defective construction Calculations of damages The Economic Loss Doctrine Alternative dispute resolution This book serves as an excellent introduction to construction law for students as well as professionals in the construction industry **Understanding Construction Contracts** Alonso Wass, 1982 **Understanding and Using Today's Construction Contract Documents 4th Edition**, 2013-04-07 New

Understanding Using Today's Construction Contract Documents 4th Edition For Contractors and Builders The legal courts are full of cases involving improperly prepared contract documents. It's apparent that many contractors and owners alike do not know about the sacredness of contracts or how to go about documenting them. Owners can be forgiven for not knowing they only participate in one of two construction contracts in their entire lives. But contractors make their living through contracts and are involved with contracts and subcontracts every day of the week. In today's construction industry working under properly prepared contract documents may make all the difference between success and failure. This Book includes approximately 58 forms and contracts that a California Contractor or home builder might use. *Federal Construction Contracting Made Easy* Stan Uhlig, 2012-02 Follow the Path to Success in Federal Construction Contracting Opportunities abound in federal government construction contracting but the devil is in the details. Companies performing work for the federal government must plan and operate based on very specific guidelines and regulations. Knowing how to work within those strict parameters makes the difference between success and failure. *Federal Construction Contracting Made Easy* is your road map to successfully identifying planning and completing government construction projects. This book guides you in finding opportunities preparing winning proposals and staying in compliance on construction projects. It is the one resource you will need to work in this competitive arena. The book provides guidance on Understanding the Federal Acquisition Regulation and knowing when and how to use it for your benefit and protection. Preparing quality control and safety programs that comply with federal regulations and processes. Determining when a change order is required and how to price and properly process. Identifying a claim and knowing how to process it. *Federal Construction Contracting Made Easy* is an invaluable resource for construction firms, architect engineer firms, subcontractors and vendors that want to do business with the federal government. Plus A handy glossary of terms is included. Bonus *Federal Construction Contracting Made Easy A Field Guide to the FAR* is available as a supplement for project superintendents.

Smith, Currie & Hancock's Common Sense Construction Law John M. Mastin, Eric L. Nelson, Ronald G. Robey, Smith, Currie & Hancock LLP, 2019-10-01 The 1 construction law guide for construction professionals. Updated and expanded to reflect the most recent changes in construction law this practical guide teaches readers the difficult theories, principles and established rules that regulate the construction business. It addresses the practical steps required to avoid and mitigate risks whether the project is performed domestically or internationally or whether it uses a traditional design bid build delivery system or one of the many alternative project delivery systems. Smith Currie extended information on the civil False Claims Act and fully updated references to current AIA ConsensusDocs DBIA and EJDC contract documents. Chapters cover the legal context of construction interpreting a contract, public private partnerships, P3 design build and EPC and international construction contracts. Other topics include management techniques to limit risks and avoid disputes, proving costs and damages including for changes and claims for delay and disruption, construction insurance including general liability, builders risk, professional liability, OCIP, CCIP and OPPI.

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