

Superseded 5/12/2015

17B-1-108 Restrictions on local district procurement of architect-engineer services.

- (1) As used in this section:
 - (a) "Architect-engineer services" means those professional services within the scope of the practice of architecture as defined in Section 58-3a-102.
 - (b) "Engineer services" means those professional services within the scope of the practice of professional engineering as defined in Section 58-22-102.
- (2) When a local district elects to obtain architect services or engineering services by using a competitive procurement process and has provided public notice of its competitive procurement process:
 - (a) a higher education entity, or any part of one, may not submit a proposal in response to the local district's competitive procurement process; and
 - (b) the local district may not award a contract to perform the architect services or engineering services solicited in the competitive procurement process to a higher education entity or any part of one.
- (3) Notwithstanding Subsection 63G-6a-105(3), each local district board that engages the services of a professional architect, engineer, or surveyor and considers more than one such professional for the engagement:
 - (a) shall consider, as a minimum, in the selection process:
 - (i) the qualifications, experience, and background of each firm submitting a proposal;
 - (ii) the specific individuals assigned to the project and the time commitments of each to the project; and
 - (iii) the project schedule and the approach to the project that the firm will take; and
 - (b) may engage the services of a professional architect, engineer, or surveyor based on the criteria under Subsection (3)(a) rather than solely on lowest cost.