

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)



120th MAINE LEGISLATURE

SECOND REGULAR SESSION-2002

Legislative Document

No. 1865

H.P. 1427

House of Representatives, December 18, 2001

An Act to Allow the Department of Administrative and Financial Services, Bureau of General Services to Make Direct Selection of Architects and Engineers Whose Services Do Not Exceed \$25,000.

Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.

Received by the Clerk of the House on December 14, 2001. Referred to the Committee on State and Local Government pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

Millicent M. MacFarland

MILLICENT M. MacFARLAND, Clerk

Presented by Representative WATSON of Farmingdale.
Cosponsored by Senator PENDLETON of Cumberland and
Representative McDONOUGH of Portland.

Be it enacted by the People of the State of Maine as follows:

2 **Sec. 1. 5 MRSA §1742, sub-§6**, as repealed and replaced by PL
4 1979, c. 223, is amended to read:

6 **6. Approve selection of architects and engineers.** To
8 approve the selection of architects and engineers registered in
10 Maine in the planning, design and monitoring of construction of
12 public improvements consistent with the policy of this State that
14 proposals for architectural and engineering services for public
16 improvements be publicly announced, and that contracts for
18 architectural and engineering services be negotiated by the
20 contracting authority on the basis of evaluation of professional
22 competency and qualifications required for the type of services
24 contemplated at fair and reasonable prices.

26 The bureau shall adopt procedures for the procurement of any
28 professional architectural and engineering services for public
30 improvements as defined in section 1741. The procedures shall
32 must be adopted pursuant to Title 5, chapter 375 and be deemed a
34 rule.

36 The procedure shall must contain a provision that, prior to
38 initiating the process of selecting an architect or engineer for
40 any project, the contracting authority shall advertise in a daily
42 newspaper that serves the area in which the project is likely to
44 be located. The advertisement shall must state, at a minimum,
46 that the selection is to take place and describe the procedures
48 which that an engineer or architect may use to be considered as a
candidate in the selection process.

 The director of the bureau shall maintain a list of engineers and
architects who have expressed an interest in providing service to
the State or school administrative units.

Notwithstanding this subsection, the bureau may make a direct
selection from the list described in this subsection without
advertising or competitive selection if the cost of the
architect's or engineer's services does not exceed \$25,000.

SUMMARY

 This bill allows the Department of Administrative and
Financial Services, Bureau of General Services to make a direct
selection of an architect or engineer without advertising or
competitive selection if the cost of that architect's or
engineer's services does not exceed \$25,000.