

EXHIBIT 'F'

This Contract will be awarded in compliance with the City's Building Improvement and Public Works Bidding Program (BIPW Program), which takes into account certain factors in the bidder's work environment. For more information about this Program, please see Salt Lake City Code Section 3.24.115.

QUALIFIED HEALTH INSURANCE CERTIFICATION: Bidders on this Work will be required to affirm the information defined in Salt Lake City Code Section 3.24.115 for the Prime Subcontractor and every sub-subcontractor:

WORK ENVIRONMENT CERTIFICATION: Bidders on this Work will be required to affirm that Bidders and every subcontractor has and will maintain, throughout the duration of this project, the following five (5) programs or policies that meet the requirements set forth in Salt Lake City Code Section 3.24.115:

1. A drug and alcohol testing policy
2. A program to actively recruit and/or employ Veterans
3. A job training program
4. A safety program
5. A formal policy of non-discrimination consistent with Federal, State and local law

Instructions to Bidders

1.1. Building Improvement or Public Works Project

1.1.1. Introduction

- A. Owner has determined that in accordance with Section 3.24.115 of the Salt Lake City Code the health, safety, and general welfare of the citizens of Salt Lake City are reasonably furthered by Owner's Building Improvement or Public Works Projects procurement code requirements.

1.1.2. Building Improvement or Public Works Projects Procurement Requirements

- A. The Building Improvement or Public Works Projects procurement requirements are set forth in Salt Lake City Code Section 3.24.115 and can be found at the following web address: www.slcitybase.com. To access the code section, select Ordinances, Policies & Procedures, General City; select City Code/Sterling; select Title 3, Revenue and Finance; select Chapter 3.24, Procurement; select Article III, Source Selection; select 3.24.115 Building Improvement or Public Works Projects.
- B. Bidder shall submit with its bid the Qualified Health Insurance Coverage Form. In this form Bidder certifies that the information given is true as of the time of submitting its bid. The information will be used in the manner stated in paragraph "F" below to evaluate "responsiveness" if bids are within 10% of each other. This form is used by Bidder to certify that Bidder and all subcontractors of Bidder with a subcontract value of \$1,000,000 or more at the original execution of the subcontract working on the project have and will maintain qualified health insurance coverage in compliance with Salt Lake City Code 3.24.115 for the duration of the contract. Neither the failure to submit this form nor checking "No" regarding Qualified Health Insurance Coverage will render the bid non-responsive.
- C. Bidder shall submit with its bid the Work Environment Certification Form. In this form Bidder certifies that the information given is true as of the time of submitting its bid. If "Yes" is not certified for each item a through e, the bid will be rejected as non-responsive. See Section 3.24.115 of the Salt Lake City Code. This form is used by Bidder to certify that Bidder and every subcontractor, if any, of Bidder working on the project have and will maintain 1) a drug and alcohol testing policy; 2) a program to recruit and/or employ veterans; 3) a job training program; 4) a safety program; and 5) a formal policy of non-discrimination in compliance with Salt Lake City Code Section 3.24.115 for the duration of the contract.
- D. Owner reserves the right to review or audit any information provided by Bidder to make its evaluation. Bidder shall provide or furnish access to any necessary records or other information in order to permit Owner to verify Bidder's and/or Subcontractor's certifications. Bidder shall provide or furnish access to such records and information no later than three (3) business days after Owner issues a written request for the same.
- E. The Building Improvement or Public Works projects procurement requirements will only apply to contracts in excess of \$2,000,000 or more, as determined by the engineer's estimate.
- F. If more than one Bidder answers "Yes" on the Qualified Health Insurance Coverage Form, the following analysis will apply: A Bidder who has and will maintain qualified health insurance coverage in compliance with the Building Improvement or Public Works projects procurement requirements and whose bid is not more than 10 percent higher than the low Bidder who does not have such insurance, will be deemed the

more responsive Bidder. If two or more Bidders are judged to be equally responsive, Owner will make the award to the Bidder with the lowest bid price. For purposes of this paragraph "F", references to "Bidder" with respect to qualified health insurance coverage shall be deemed to refer also to any subcontractors with a subcontract value of \$1,000,000 or more at the original execution of the subcontract under such Bidder

1.1.3. Within three (3) calendar days of the Owner's request, a bidder whose bid is under consideration for award shall submit to the Owner the following information for the bidder. The Owner may request like information on the bidder's Subcontractors, or bidder's Suppliers or any other information the Owner may require.

1. Qualified Health Insurance Coverage documentation for bidder and each subcontractor of bidder with a subcontract value of \$1,000,000 or more which shall include the following two documents:

- (i) An original statement on company letterhead signed by a duly authorized officer of the bidder/subcontractor stating that the bidder/subcontractor will maintain qualified health insurance coverage for the duration of the contract as defined in Section 26-40-115, Utah Code Annotated, as amended, or its successor in compliance with Salt Lake City Code 3.24.115.
- (ii) A written statement of actuarial equivalency from either:
 1. An actuary selected by the bidder/subcontractor or bidder's/subcontractor's health insurer; or
 2. An underwriter who is responsible for developing the bidder's/subcontractor's health insurance premium rates.

EXHIBIT F
BIPW PROGRAM FORMS
BIPW PROGRAM FORMS

BIDDER

Date: _____

Bidder Information:

Name: _____

Address: _____

Telephone number: _____

Facsimile number: _____

Tax Identification Number: _____

License. Bidder holds license number _____, issued on the day of _____, 20____, by the Utah State Department of Commerce, Division of Occupational and Professional Licensing. Bidder is licensed to practice as a _____ contractor. License renewal date is the _____ day of _____, 20____.

Notice. Pursuant to Section 58-55-501(8), UTAH CODE ANN. (UCA), it is unlawful to submit a bid for any work for which a license is required under Chapter 55 of Title 58, UCA, by a person or other business entity not licensed or excepted from licensure as a contractor under Chapter 55 of Title 58, UCA. Pursuant to Section 58-55-503(1), UCA, contracts for the work may not be awarded to any person or other business entity that violates Sections 58-55-501(8) or (13), UCA, in submitting its bid.

CONSTRUCTION CONTRACT IDENTIFIED

Name: _____

Project No. _____

Contract No. _____

Location: Salt Lake City International Airport
Salt Lake City, Utah

Qualified Health Insurance Coverage Form

Project Name: _____

Project No.: _____

Contract No.: _____

Bidder Name: _____

Address: _____

Telephone Number: _____

State of Utah

County of _____

BEFORE ME, the undersigned Notary, _____
NAME OF NOTARY

personally appeared _____ (hereinafter
NAME OF BIDDER

“Bidder”) who being by me first duly sworn, deposes and says:

Bidder, on behalf of Bidder and every subcontractor with a subcontract value of \$1,000,000 or more at the original execution of the subcontract under Bidder, if any, certifies that the following information is true and correct as of the time of submitting its bid.

Bidder and every subcontractor with a subcontract value of \$1,000,000 or more at the original execution of the subcontract, if any, provides and will maintain Qualified Health Insurance Coverage as defined in Salt Lake City Code Section 3.24.115 as described below for the duration of the contract.

Yes _____ No _____
INITIAL INITIAL

Qualified Health Insurance Coverage as defined in Salt Lake City Code Section 3.24.115 means the same as that term defined in Section 26-40-115, Utah Code Annotated, as amended, or its successor:

- 1. A health benefit plan and employer contribution level with a combined actuarial value at least actuarially equivalent to the combined actuarial value of the benchmark plan determined by the Children’s Health Insurance Program under Utah Code Section 26-40-106(1) and a contribution level at which the employer pays at least 50% of the premium for the employee and the dependents of the employee who reside or work in Utah; or

2. A federally qualified high deductible health plan that at a minimum:
- a. Has a deductible that is:
 - i. The lowest deductible permitted for a federally qualified high deductible health plan; or
 - ii. A deductible that is higher than the lowest deductible permitted for a federally qualified high deductible health plan, but includes an employer contribution to a health savings account in a dollar amount at least equal to the dollar amount difference between the lowest deductible permitted for a federally qualified high deductible plan and the deductible for the employer offered federally qualified high deductible plan;
 - b. Has an out-of-pocket maximum that does not exceed three times the amount of the annual deductible; and
 - c. Provides that the employer pays 60% of the premium for the employee and the dependents of the employee who work or reside in Utah.

Bidder's signature: _____

Bidder's name (Print): _____

Title: _____

Subscribed and sworn to before me, this _____ [day of month] day of _____ [month], 20____.

[Notary Seal:]

[signature of Notary]

[typed name of Notary]

NOTARY PUBLIC

My commission expires: _____, 20____.

Work Environment Certification Form

Project Name: _____

Project No.: _____

Contract No.: _____

Bidder Name: _____

Address: _____

Telephone Number: _____

State of Utah

County of _____

BEFORE ME, the undersigned Notary, _____

NAME OF NOTARY

personally appeared _____ (hereinafter

NAME OF BIDDER

who being by me first duly sworn, deposes and says:

Bidder, on behalf of Bidder and every subcontractor under Bidder, if any, certifies that the following information is true and correct as of the time of submitting its bid.

Bidder and every subcontractor, if any, provides and will maintain the following policies and programs as listed below as defined in Salt Lake City Code Section 3.24.115 for the duration of the contract.

a.	A compliant drug and alcohol testing policy. Applies to all covered employees and requires covered employees to submit to random drug testing	Yes _____ Initial _____ No _____ Initial _____
b.	A program to actively recruit and/or employ veterans.	Yes _____ Initial _____ No _____ Initial _____
c.	A job training program.	Yes _____ Initial _____ No _____ Initial _____

d. A safety program	Yes _____ Initial No _____ Initial
e. A formal policy of non-discrimination consistent with federal, state, and local law.	Yes _____ Initial No _____ Initial

Bidder's signature: _____

Bidder's name (Print): _____

Title: _____

Subscribed and sworn to before me, this _____ [day of month] day of _____ [month], 20____.

[Notary Seal:]

[signature of Notary]

[typed name of Notary]

NOTARY PUBLIC

My commission expires: _____, 20____.

SUBCONTRACTORS (ALL TIERS)		
<i>Name and Address</i>	<i>Nature and Extent of Work</i>	<i>Amount</i>
1.		
2.		
3.		
4.		
5.		
6.		

EFFECTIVE DATE:

Bidder executes this Subcontractor report in effect as of _____, 20_____

[BIDDER'S NAME]

Bidder's signature: _____

Print Bidder's name: _____

Title: _____

Effective 5/8/2018

26-40-115 State contractor -- Employee and dependent health benefit plan coverage.

- (1) For purposes of Sections 17B-2a-818.5, 19-1-206, 63A-5-205.5, 63C-9-403, 72-6-107.5, and 79-2-404, "qualified health insurance coverage" means, at the time the contract is entered into or renewed:
- (a) a health benefit plan and employer contribution level with a combined actuarial value at least actuarially equivalent to the combined actuarial value of the benchmark plan determined by the program under Subsection 26-40-106(1), and a contribution level at which the employer pays at least 50% of the premium for the employee and the dependents of the employee who reside or work in the state; or
 - (b) a federally qualified high deductible health plan that, at a minimum:
 - (i) has a deductible that is:
 - (A) the lowest deductible permitted for a federally qualified high deductible health plan; or
 - (B) a deductible that is higher than the lowest deductible permitted for a federally qualified high deductible health plan, but includes an employer contribution to a health savings account in a dollar amount at least equal to the dollar amount difference between the lowest deductible permitted for a federally qualified high deductible plan and the deductible for the employer offered federally qualified high deductible plan;
 - (ii) has an out-of-pocket maximum that does not exceed three times the amount of the annual deductible; and
 - (iii) provides that the employer pays 60% of the premium for the employee and the dependents of the employee who work or reside in the state.
- (2) The department shall:
- (a) on or before July 1, 2016:
 - (i) determine the commercial equivalent of the benchmark plan described in Subsection (1)(a); and
 - (ii) post the commercially equivalent benchmark plan described in Subsection (2)(a)(i) on the department's website, noting the date posted; and
 - (b) update the posted commercially equivalent benchmark plan annually and at the time of any change in the benchmark.

Amended by Chapter 319, 2018 General Session

