

**The City of Taylorsville**  
2600 West Taylorsville Boulevard (5320 South)  
Taylorsville, UT 84129

**Request for Proposals**  
**Court Digital Audio Recording Equipment**

**Due March 16, 2012, at 3:00 p.m. (MST or DST, as applicable)**

1. **Introduction.** The City of Taylorsville (the “City”) is requesting proposals (“Proposals” or “Responses”) from qualified proposers (“Proposers”) for court digital audio recording equipment (“Equipment”).

1.1. **Intent.** It is the intent of this Request for Proposals (this “Request”) to set forth the minimum acceptable requirements for Responses to this Request.

2. **Information Background and Description of Equipment.** The City is requesting proposals from Proposers for Equipment that satisfies the requirements for a Class I Court, as set forth in the Justice Court Standards for Recertification, a copy of which is attached hereto as Exhibit “A” (lines 63 through 72).

3. **Proposal Requirements.** One (1) unbound original and six (6) copies of Responses are required to be submitted to Patricia Kimbrough as listed below no later than 3:00 p.m. (MST or DST, as applicable) on March 16, 2012. Guidelines for responses are described in Exhibit “B” attached hereto. Any response, modification, or amendment received after the due date and time is late. No late Responses will be accepted. Responses may be modified or withdrawn prior to the due date and time provided any such request is submitted to Patricia Kimbrough as listed below in writing prior to the due date and time. No electronic (facsimile, e-mail, or telegraphic) responses, modifications, or withdrawals will be accepted. Proposals must include the following elements and be signed by an authorized representative of the Proposer:

3.1. **Introductory and Execute Summary.** A title page, table of contents/outline, introductory letter expressing an interest in providing the Equipment and an execute summary. The introductory letter should be addressed to:

Patricia Kimbrough  
City Administrator’s Office  
Taylorsville City  
2600 West Taylorsville Blvd.  
Taylorsville, UT 84129

Include an e-mail address for the primary contact of the Proposer.

3.2. **Price.** Describe, in sufficient detail, an all-inclusive fee (not to exceed amount) for the Equipment, which includes, but are not limited to, all installation, wiring expenses, costs, supplies, etc.

3.3. Experience and Qualifications. Describe, in sufficient detail, the Proposer’s experience, and qualifications that are relevant with respect to the Equipment.

3.4. Specifications. Describe, in sufficient detail, the specifications for Equipment and that it satisfies the requirements of the Justice Court Standards for Recertification.

3.5. Delivery Schedule. Describe, in sufficient detail, the delivery schedule and installation schedule for the Equipment.

3.6. References. Please provide at least three references. The City may contact such references.

3.7. Action. Summarize any disciplinary actions and suits by or against the Proposer or related entities during the past three years.

3.8. Certification. Complete, sign, and submit the Certification that is attached as exhibit “C” to this Request.

3.9. Business License. Include a copy of the Proposer’s current, valid business license.

4. **Identification of Anticipated Potential Problems.** Proposals should identify and describe any potential problems with respect to providing the Equipment.

5. **Evaluation Criteria and Scoring Process.** All Proposals received will be reviewed by a Review Panel (defined below). Each evaluation criterion has been given a percentage based on its relative value as a whole. The criteria and each associated percentage are as follows:

Experience and Qualifications	13%
Specifications	12%
Delivery Schedule	25%
Price	<u>50%</u>
Total	100%

6. **Selection.** Discussions may be conducted with Proposers determined by the City to be reasonably susceptible of being selected for the award. In addition, one or more Proposers may be invited to interview. Proposals may be accepted without discussion or interview. The above criteria will be used unless modified in the interview evaluation. A Review Panel or individual(s) will be appointed by the City (referred to hereinafter as “Review Panel”). The Review Panel reserves the right to modify the interview criteria during the course of this process. If such modification occurs, each Proposer being interviewed will be notified at least twenty-four (24) hours prior to the interview of the revised criteria. Based on the results of discussions, if any, interviews, if any, and proposal scoring, the Proposers will be rated by the Review Panel and such recommendations will be forwarded to the Mayor. The Mayor will make the final selection. The Mayor may select one or more Proposers to provide the Equipment.

6.1. **General Information.** The City reserves the right to reject any and all Responses. The City reserves the right to amend, modify, or waive any requirement set forth in this Request. Response to this Request is at the Proposer's sole risk and expense. All Proposers must comply with applicable federal, state, and local laws and regulations. Except for written responses provided by the contact person described below, the City has not authorized anyone to make any representations regarding the subject matter of this Request. All requests for clarification or additional information regarding this Request must be submitted in writing to the contact person described below no later than March 9, 2012, at 3:00 p.m. The contact person will endeavor to respond to such request for clarification or additional information and if the contact person deems, in his sole and absolute discretion, that such response is of general applicability, his response, if any, will be posted on the City's website at [www.taylorsvilleut.gov](http://www.taylorsvilleut.gov) (which constitutes a written response). Entities responding to this Request are encouraged to review such website frequently. The City anticipates selecting one or more of the responding Proposers, but there is no guaranty that any responding Proposer will be selected. Responses will be placed in the public domain and become public records subject to examination and review by any interested parties in accordance with the Government Record Excess Management Act (Utah Code Ann. § 63G-2-101, et seq.). All materials submitted in response to this Request will become the property of the City and will be managed in accordance with the Government Record Access Management Act.

7. **Special Matters.** All Equipment performed pursuant to this Proposal shall comply with all applicable laws, ordinance, rules, regulations, and applicable standards of performance, including, but not limited to, status verification system requirement for contractors of Utah Code Ann. § 63G-11-103.

8. **Terms of Contract.** The successful Consultant will be required to enter into a written agreement with the City to provide the Equipment. If the selected Proposer and the City attorneys' office are unable to negotiate an acceptable agreement, then such Proposal shall be deemed withdrawn and another Proposer(s) will be selected by the mayor and negotiation will continue with such other Proposer(s) until an acceptable agreement is completed.

9. **Contact Person.** For further information or for American with Disabilities Act (ADA) accommodation, contact John Inch Morgan, City Administrator (801) 963-5400, 2600 West Taylorsville Boulevard, Taylorsville, UT 84129.

**Exhibit "A"**

**{Appendix B. Justice Court Standards for Recertification}**

**1 Appendix B. Justice Court Standards For Recertification**

2 Instructions to applicant for recertification

3 As part of the application process, each entity should carefully review all  
4 requirements for the operation of Justice Courts. In order to aid governing bodies in  
5 obtaining the necessary information regarding the continuing obligations of an entity  
6 with respect to the operations of the Court, the governing body of each entity must  
7 request a written opinion from its attorney advising the entity of all requirements for the  
8 operation of a Justice Court, and the feasibility of maintaining a Justice Court. In  
9 addition, prior to submission of this application, each entity must duly pass a resolution  
10 requesting recertification. The resolution must also affirm that the entity is willing to meet  
11 all requirements for the operation of the Court during the period of certification. A copy  
12 of the attorney's opinion and the resolution must accompany the application. A  
13 representative of the entity may appear before the Committee to present the application  
14 and may present any additional information which the applicant desires to present to the  
15 Committee. In the event that additional information is deemed necessary, the  
16 Committee may request such additional information from the applicant. Certification will  
17 certify the court to process all cases which come within the jurisdiction of the court  
18 including criminal, civil and small claims cases pursuant to ~~Section 78-5-104~~ [78A-7-106](#).

19 Statutes of the State of Utah require that certain standards be met in the operation of  
20 a Justice Court. These statutory requirements include:

21 1. All official court business shall be conducted in a courtroom or an office located in  
22 a public facility which is conducive and appropriate to the administration of justice (~~78-5-~~  
23 ~~108~~[Section 78A-7-213](#)).

24 2. Each court shall be opened and judicial business shall be transacted every day as  
25 provided by law (~~78-5-108~~[Section 78A-7-213](#)), although the judge is not required to be  
26 present during all hours that the court is open.

27 3. The hours that the court will be open shall be posted conspicuously at the court  
28 and in local public buildings (~~78-5-108~~[Section 78A-7-213](#)).

29 4. The judge and the clerk of the court shall attend the court at regularly scheduled  
30 times (~~78-5-108~~[Section 78A-7-213](#)).

31 5. The entity creating the Justice Court shall provide and compensate a judge and  
32 clerical personnel to conduct the business of the court (~~78-5-128 and 78-5-110~~[Section](#)  
33 [78A-7-206 and Section 78A-7-211](#)).

34 6. The entity creating a Justice Court shall assume the expenses of travel, meals,  
35 and lodging for the judge of that court to attend required judicial education and training  
36 (~~78-5-127~~[Section 78A-7-205](#)).

37 7. The entity creating a Justice Court shall assume the cost of travel and training  
38 expenses of clerical personnel at training sessions conducted by the Judicial Council  
39 (~~78-5-110~~ [Section 78A-7-211](#)).

40 8. The entity creating the Justice Court shall provide a sufficient staff of public  
41 prosecutors to attend the court and perform the duties of prosecution (~~78-5-111~~[Section](#)  
42 [78A-7-209](#)).

43 9. The entity creating the court shall provide adequate funding for attorneys where  
44 persons are indigent as provided by law (~~78-5-111~~[Section 78A-7-209](#)).

45 10. The entity creating the court shall provide sufficient local law enforcement  
46 officers to attend court when required and provide security for the court (~~78-5-~~  
47 ~~111~~[Section 78A-7-209](#)).

48 11. Witnesses and jury fees as required by law shall be paid by the entity which  
49 creates the Court.

50 12. Any fine, surcharge, or assessment which is payable to the State shall be  
51 forwarded to the State as required by law (~~78-5-135 and 78-5-126~~ [Section 78A-7-121](#)  
52 [and Section 78A-7-119](#)).

53 13. Every entity creating a court shall pay the judge of that court a fixed  
54 compensation (~~78-5-128~~[Section 78A-7-206](#)).

55 14. Court shall be held within the jurisdiction of the court, except as provided by law  
56 (~~78-5-107~~[Section 78A-7-212](#)).

57 15. The entity creating the court shall provide and keep current for the court a copy  
58 of the Motor Vehicle Laws of the State of Utah, appropriate copies of the Utah Code, the  
59 Justice Court Manual, state laws affecting local governments, local ordinances, and  
60 other necessary legal reference material (~~78-5-109~~ [Section 78A-7-214](#)).

61 16. All required reports and audits shall be filed as required by law or by rule of the  
62 Judicial Council pursuant to Section ~~78-5-130~~ 78A-7-215.

63 17. An audio recording system shall maintain the verbatim record of all court  
64 proceedings. Section 78A-7-103. For Class I and Class II justice courts, the system  
65 must:

- 66 (a) be a stand-alone unit that records and audibly plays back the recording;
- 67 (b) index, back-up and archive the recording and enable the record to be retrieved.
- 68 (c) have at least four recording channels;
- 69 (d) have a one-step "on" and "off" recording function;
- 70 (e) have conference monitoring of recorded audio;
- 71 (f) have external record archiving from the unit with local access;
- 72 (g) be capable of being integrated with the courts public address system; and

73 For Class III and Class IV justice courts, the system must, at a minimum:

- 74 (h) be a stand-alone unit that records and audibly plays back the recording;
- 75 (i) index, back-up and archive the recording and enable the record to be retrieved;
- 76 and
- 77 (j) have at least two recording channels.

78 The Board of Justice Court Judges may create a list of products that meet these criteria.

79 In addition to those requirements which are directly imposed by statute, ~~s~~Section ~~78-~~  
80 ~~5-139~~ 78A-7-103 directs the Judicial Council to promulgate minimum requirements for  
81 the creation and certification of Justice Courts. Pursuant to statute, the Judicial Council  
82 has adopted the following minimum requirements:

- 83 1. That the Court be opened for at least one hour each day that the court is required  
84 to be open as provided by law (Section ~~78-5-108~~ 78A-7-213).
- 85 2. That the judge be available to attend court and conduct court business as needed.
- 86 3. That the minimum furnishings for a courtroom include: a desk and chair for the  
87 judge (on a six inch riser), a desk and chair for the court clerk, chairs for witnesses,  
88 separate tables and appropriate chairs for plaintiffs and defendants, a Utah State flag, a  
89 United States flag, a separate area and chairs for at least four jurors, a separate area  
90 with appropriate seating for the public, an appropriate room for jury deliberations, and

91 an appropriate area or room for victims and witnesses which is separate from the public.  
92 (A suggested courtroom configuration is attached).

93 4. A judicial robe, a gavel, current bail schedules, a copy of the Code of Judicial  
94 Administration, and necessary forms and supplies.

95 5. Office space for the judge and clerk (under certain circumstances this space may  
96 be shared, but if shared, the judge and clerk must have priority to use the space  
97 whenever needed). The office space shall include a desk for the judge and a desk for  
98 the clerk, secure filing cabinets for the judge and the clerk, a telephone for the judge  
99 and a telephone for the clerk, appropriate office supplies to conduct court business, a  
100 cash register or secured cash box, a typewriter or word processor, and access to a copy  
101 machine.

102 6. A clerk must be present during the time the court is open each day and during  
103 court sessions, as required by the judge.

104 7. The entity must have at least one peace officer (which may be contracted).

105 8. A court security plan must be submitted consistent with C.J.A. Rule 3-414.

106 9. Each court must have at least one computer with access to the internet, and  
107 appropriate software and security/encryption technology to allow for electronic reporting  
108 and access to Driver License Division and the Bureau of Criminal Identification, as  
109 defined by the reporting and retrieval standards promulgated by the Department of  
110 Public Safety.

111 10. Each court shall report required case disposition information to DLD, BCI and the  
112 Administrative Office of the Courts electronically, as described in number 9 above.

113 In establishing minimum requirements, the Judicial Council has determined that  
114 Justice Courts with higher case filings require greater support services. To  
115 accommodate the great differences in judicial activity between Justice Courts within the  
116 state, the Council has divided courts into four classes based upon the average monthly  
117 cases filed in that court. Minimum standards have been set for each classification.  
118 Courts which have an average of less than 61 cases filed each month are classified as  
119 Class IV Courts. The minimum requirements for a Class IV Court are stated above.  
120 (These requirements are also attached as Class IV minimum requirements). These

121 requirements include both the statutory requirements and requirements promulgated by  
122 the Judicial Council, and are sometimes hereinafter referred to as "base requirements."

123 Courts which have an average of more than 60 but less than 201 cases filed each  
124 month are classified as Class III Courts. In addition to the base requirements, a Class III  
125 Court must be open more hours each week (see attached Class III minimum  
126 requirements), and court must be scheduled at least every other week. Courts which  
127 have an average of more than 200 but less than 501 cases filed each month are  
128 classified as Class II Courts. In addition to the base requirements, Class II Courts are  
129 required to be open additional hours (see attached Class II minimum requirements), the  
130 courtroom configuration is required to be permanent (although the courtroom may be  
131 used by another entity when the court is not in session), court must be scheduled at  
132 least weekly, the judge must be provided an appropriate office (chambers) for his own  
133 use, clerical space may not be shared, at least one full-time clerk must be provided (see  
134 attached Class II minimum requirements), and the courtroom, judge's chamber and  
135 clerk's office must be in the same building. Courts which have an average monthly filing  
136 of more than 500 cases are classified as Class I Courts. Class I Courts are considered  
137 to be full-time courts. In addition to the base requirements, a Class I Court must have a  
138 full-time judge, at least three clerks, it must be open during regular business hours, it  
139 must have a courtroom which is dedicated for the exclusive use as a court and which  
140 meets the master plan guideline adopted by the Judicial Council, and the judge's  
141 chambers and clerk's office cannot be shared by another entity.

142 The State Legislature has provided that any Justice Court which continues to meet  
143 the minimum requirements for its class is entitled to be recertified. However, the Judicial  
144 Council also has authority to waive any minimum requirement which has not been  
145 specifically imposed by the Legislature (i.e. requirements 1 - 10 above, which have  
146 been adopted by the Judicial Council pursuant to Section ~~78-5-139~~ 78A-7-103). Waiver  
147 is at the discretion of the Judicial Council and will be based upon a demonstrated need  
148 for a court to conduct judicial business and upon public convenience. Any waiver will be  
149 for the entire term of the certification. A waiver must be obtained through the Judicial

150 Council each time a court is recertified and, the fact that a waiver has been previously  
151 granted, will not be determinative on the issue of waiver for any successive application.

152 There is a great diversity in the needs of the Justice Courts. The needs of a  
153 particular Court are affected by the type of cases filed (some courts have a high  
154 percentage of traffic matters, while others handle significant numbers of criminal and  
155 small claims matters), the location of the Court, the number of law enforcement  
156 agencies served, the policies and procedures followed by each judge with respect to the  
157 operation of the Court, and many other factors. Clerical resources and judicial time are  
158 particularly sensitive to local conditions. In order to adequately function it is anticipated  
159 that some courts will exceed minimum requirements for clerical resources and judicial  
160 time. Similarly, the particular circumstances of a court may allow it to operate efficiently  
161 with less than the minimum requirements in the above areas; and in such  
162 circumstances waiver may be requested.

163 The statute also provides that the Judicial Council may grant an extension of time for  
164 any requirement which is not specifically required by statute. An extension may be  
165 granted at the discretion of the Judicial Council where individual circumstances  
166 temporarily prevent the entity from meeting a minimum requirement. An extension will  
167 be for a specific period of time and the certification of the court will terminate at the end  
168 of the extension period. In order for the court to continue to operate beyond the  
169 extension period, the court must be certified as meeting all requirements, obtain an  
170 additional extension, or obtain a waiver as provided above.

171 Applications for existing courts for recertification shall be accompanied by a  
172 certificate of the judge, on a form approved by the Judicial Council, certifying that the  
173 operational standards for the court have been met during the prior year. Any exceptions  
174 to compliance with the minimum requirements or operational standards shall be noted  
175 on the above form. In addition, individual Justice Court Judges must meet with the  
176 governing body of the entity which created the court at least once a year to review the  
177 budget of the court, review compliance with the requirements and operational standards  
178 of the court, and discuss other items of common concern and shall certify that this

179 meeting has been held, and that the operational standards for the court have been met  
180 during the prior year.

181       Upon submission of an application, the Justice Court Standards Committee will  
182 conduct an appropriate independent investigation and notify the entity of its initial  
183 recommendations, whether in favor or against certification. If the Committee intends to  
184 recommend against certification, it shall specify the minimum requirements which have  
185 not been met. The entity may then present additional information to the Committee,  
186 request an extension, or request a waiver. After making an appropriate investigation  
187 based upon any additional information or request made by the entity, the Committee will  
188 then submit its recommendations to the Judicial Council. The recommendations shall  
189 specify whether or not a waiver or extension should be granted, if either has been  
190 requested. If the recommendation is against recertification, or against waiver, or against  
191 extension, the entity may request that it be allowed to make an appearance before the  
192 Judicial Council. Any request to appear before the Judicial Council must be filed within  
193 15 days of notification of the Committee's recommendations.

194       If you have any questions concerning this application, please contact Richard  
195 Schwermer, counsel to the Justice Court Standards Committee, at P. O. Box 140241,  
196 Salt Lake City, Utah 84114-0241, telephone: (801)578-3816.

197

## **Exhibit “B”**

### [Guidelines]

Number Responses sequentially on the upper right hand corner of the cover.

Color is allowed.

8-1/2” x 11” page sizes.

Paginate pages.

One (1) inch margins (exceptions: Consultant Name/Logo and Page Headers/Footers may be within the margin).

Size 12 Font.

Except for unbound copy, bind Responses on left side.

Provide tabs for each section of the Response.

Front and back cover pages.

**CERTIFICATION**

The undersigned Proposer certifies that it has not:

1. Provided an illegal gift or payoff to a City officer or employee or former City officer or employee or his or her relative or business entity;
2. Retained any person to solicit or secure this contract upon an agreement or understanding for commission, percentage, brokerage, or contingent fee, other than bona fide employees or bona fide commercial selling agencies for the purpose of securing business; or
3. Knowingly influenced and hereby promised that it will not knowingly influence and City officer or an employee or former City officer or employee to break any applicable ethical standard or rules.

The undersigned Proposer certifies that:

1. The Proposal is made in good faith.
2. The Proposal is made in conformity with the specifications and qualifications contained in the Request.

Name of Proposer: \_\_\_\_\_

Name of Authorized Representative: \_\_\_\_\_

Signature of Authorized Representative: \_\_\_\_\_

Address: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Fax Number: \_\_\_\_\_

Web Site Address: \_\_\_\_\_

Email Address: \_\_\_\_\_

Date Signed: \_\_\_\_\_



## **Taylorville Executive Order**

### **Criteria to Evaluate Lowest Responsive Responsible Bidder**

Utah Code Ann. § 11-39-101, *et seq.*, provides in part that if a city intends to undertake a building improvement or public works project paid for by the City and the estimated cost of building improvements or public works projects exceed the bid limit (as defined therein) and the City determines to proceed with the building improvements or public works project, then the City shall enter into a contract for the completion of the building improvements or public works project with the lowest responsive responsible bidder. Lowest responsive responsible bidder means, among other things, a prime contractor who satisfies the local entities criteria relating to financial strength, past performance, integrity, reliability, and other factors that the local entity uses to assess the ability of the bidder to perform fully and in good faith the contract's requirements. The Mayor hereby enters this Executive Order that the term "lowest responsive responsible bidder" shall include evaluation of the following criteria:

1. That the contractor and subcontractors, if any, demonstrate to the city's satisfaction that the contractor and subcontractor have and will maintain an offer of quality health insurance coverage for the contractor's and subcontractor's employees and the employee's dependents.

2. That the contractor and subcontractor, if any, demonstrate to the city's satisfaction that the contractor has and will maintain a drug and alcohol testing policy during the period of the contract that applies to all covered individuals employed or hired by the contractor or subcontractor and subject the covered individuals to random testing under the drug and alcohol testing policy.

3. That the contractor and subcontractor, if any, demonstrate to the city's satisfaction that the contractor and subcontractor have and will maintain a program to actively recruit and/or employ veterans.

4. That the contractor and subcontractors, if any, demonstrate to the city's satisfaction that the contractor and subcontractor has and will maintain a job training program, such as by way of example and not limitation, a Federal, State and/or City recognized job training program.

5. That the contractor and subcontractors, if any, demonstrate to the city's satisfaction that the contractor and subcontract has and will maintain a safety program.

As used herein:

1. “Contractor” means a person or entity who is or may be awarded a construction contract for building improvements and public works projects.

2. “Covered individual” means an individual, who, on behalf of a contractor or subcontractor, provides services directly related to design or construction contract and is in a safety sensitive position, including a design position that has responsibilities that directly affect the safety of a building improvement or public works project.

3. “Drug and alcohol testing policy” means a policy under which a contractor or subcontractor tests a covered individual to establish, maintain, or enforce a prohibition of (i) the manufacture, distribution, dispensing, possession, or use of drugs or alcohol, except the medically prescribed possession and use of a drug, or (ii) the impairment of judgment or physical abilities due to the use of drugs or alcohol.

4. “Health benefit plan” means a policy that provides health care insurance, provides major medical expense insurance, or is offered as a substitute for hospital or medical expense insurance such as a hospital confinement indemnity or limited benefit plan. Health benefit plan does not include a policy that provides benefits solely for accidents, dental, income replacement, long-term care, a Medicare supplement, a specific disease, vision, or a short-term limited duration where it is offered and marketed as supplemental health insurance.

5. “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 Children’s Health Insurance Program under Utah Code Ann. § 26-40-106(2)(a) or a successor, and a contribution level of 50% of the premiums for the employee and the dependents of the employee who reside or work in the state in which:

i. the employer pays at least 50% of the premium for the employee and the dependents of the employee; and

ii. for purposes of calculating actuarial equivalency under this provision:

(1) rather than benchmark plan deductibles, and the benchmark plan out-of-pocket maximum based on income levels:

(A) the deductible is \$1,000 per individual and \$3,000 per family; and

(B) the out-of-pocket maximum is \$3,000 per individual and \$9,000 per family;

(b) dental coverage is not required; or

(c) a federally qualified, high-deductible health plan that at a minimum:

i. has a deductible that is either:

(1) the lowest deductible permitted for a federally qualified, high-deductible plan;

(2) or 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 employer-offered federal qualified, high-deductible plan;

(A) has an out-of-pocket maximum that does not exceed three times the amount of the annual deductible;

(B) and the employer pays 60% of the premium for the employee and the dependents of the employee who work or reside in the state of Utah.

6. “Random testing means that a covered individual is subject to periodic testing for drugs and alcohol in accordance with the drug and alcohol testing policy and on the basis of random selection process.

7. “Subcontractor” means any person or entity who may be awarded a contract with a contractor or another subcontractor to provide services or labor for the construction of building improvements and public works projects. Subcontractor includes a trade, contractor, or specialty contractor but does not include a supplier who provides only materials, equipment, or supplies to a contractor or subcontractor.

8. “Veteran” means an individual who has served on active duty in the armed forces for more than 180 consecutive days, or was a member of a reserve component who served in a campaign or expedition for which a campaign medal has been authorized and who has been separated or retired under honorable conditions, or any individual incurring an actual service-related injury or disability in the line of duty, whether or not that person completed 180 consecutive days of active duty.