

QBS

The Legal Requirement

Code of Alabama §34-11-35.1.

(d)(1) Except as otherwise provided in subdivision (2), the board shall adopt rules pursuant to this section that allow engineers and land surveyors to solicit professional services in accordance with competitive, qualification-based selection policies and procedures.

The rules shall prohibit competitive bidding based solely upon price or fee.

(2) The rules adopted under subdivision (1) shall not apply to a boundary survey on private land where the survey is not intended for use as a basis for engineering design at the time of preparation, unless the survey is prepared in accordance with the standards specified by the American Land Title Association (ALTA) and the National Society of Professional Surveyors (NSPS).



Q

ualification

B

ased

S

election

**Alabama Board for
Professional Engineers
and
Land Surveyors**

Questions About QBS

Call

**334-242-5568
866-461-7640 - Toll free**

Professional Engineers are required to use the QBS process when submitting project proposals. **Professional Land Surveyors** are also required to use the QBS process when submitting project proposals, unless the work is exempted. (See back page)

AN OVERVIEW OF THE QBS PROCESS:

Announce project and
Request qualifications

Individuals or Firms submit
qualifications and scope of services

Requestor evaluates qualifications,
scope of services, and ranks
Qualifiers in order of preference

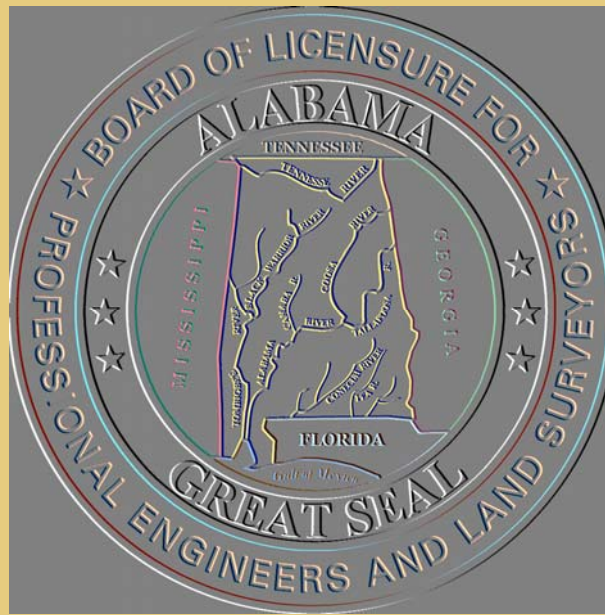
Requestor negotiates with
First Qualifier

Requestor either selects First Qualifier,
or removes them from Consideration,
and moves to Second Qualifier.

Requestor negotiates with
Second Qualifier.

Requestor selects Second Qualifier, or
removes them from consideration and
moves to Third Qualifier

If no agreement is reached with any
firm, a new procurement process will
be required. The previous unselected
firms would not be eligible



The Board's Administrative Code

330-X-14-.05 Practice. (Canon IV.

The engineer or land surveyor shall endeavor to build a practice and professional reputation on the merit of his or her services as follows:

(e) The engineer or land surveyor shall not attempt to compete with another engineer or land surveyor for employment by reducing his or her usual charges or by the use of unethical practices.

(f) The engineer or land surveyor shall not participate in or implement procurement practices based solely on fees, except as allowed by State Law).

Procurement practices shall first determine the qualifications of the engineer or land surveyor prior to entering into fee negotiations for services being sought. An engineer or land surveyor having submitted a statement of qualification and performance data, and having first been judged as the qualified individual or firm to provide the services required for the proposed project, may proceed to negotiate a contract with a client and establish compensation or fees for the required services.

Should the engineer or land surveyor be unable to negotiate a satisfactory contract with the client for any reason, the engineer or land surveyor shall withdraw from further consideration for the engineering or land surveying services. Another engineer or land surveyor may then be selected for negotiations of a contract for the services on the stated project.

Examples include but are not limited to, simultaneous negotiations or solicitation of fee proposals by the client from two or more engineers or land surveyors constitutes "bidding" and participation by a licensee is prohibited.