

## State of Maine Procurement Justification Form

This form must accompany ALL contract requests and sole source requisitions submitted to the Division of Procurement Services.

INSTRUCTIONS: Please provide the requested information in the white spaces below.

PART I: OVERVIEW			
Department Office/Division/Program:		DHHS/SAMHS/PNMI/Kathy LaVallee	
Department Contract Administrator or Grant Coordinator:		Nancy Tan	
(If applicable) Department Reference #:		MH3-20-609B	
Estimated Contract or Grant Amount:	\$41,264.00	Advantage CT/ RQS #:	CT 10A 20190522*3509
AMENDMENT	Original Start Date:	7/1/2019	New Start Date:
	Original End Date:	6/30/2021	New End Date:
GRANT	Project Start Date:		Grant Start Date:
	Project End Date:		Grant End Date:
ALLOTHER	Proposed Start Date:		Proposed End Date:
Vendor/Provider/Grantee Name, City, State:		NFI	
Brief Description of Goods/Services/Grant:		Residential Services - PNMI /MH)	

PART II: JUSTIFICATION FOR VENDOR SELECTION			
Mark an "X" before the justification(s) that applies to this request.			
	A. Competitive Process		G. Grant
<b>x</b>	B. Amendment		H. State Statute/Agency Directed
	C. Single Source/Unique Vendor		I. Federal Agency Directed
	D. Proprietary/Copyright/Patents	<b>x</b>	J. Willing8nd Qualified
	E. Emergency		K. Client Choice
	F. University Cooperative Project		L. Other Authorization

PART III: SUPPLEMENTAL QUESTIONS
Please respond to ALL of the following questions.
<b>1. Provide a more detailed description of the goods, services or grant to supplement the response in Part I.</b>
<p>Paragraph 93 of the Bates Consent Decree states that DHHS "shall fund, develop, recruit and support a variety of housing options, which can accommodate varying levels of supportive assistance to clients, according to client need. Some class members will live independently". The Decree also states that "others will need to live out of home in more restrictive environments which are fully staff supported". Finally, paragraph 32 of the Decree states that "Non-Class Members shall not be deprived services solely upon the basis they are not members of the plaintiff's class".</p> <p>According to the Court Master's findings of October 29, 2008, "Pursuant to paragraph 295 of the Settlement Agreement, I</p>

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## PART III: SUPPLEMENTAL QUESTIONS

recommend that the Department reinstate service eligibility in accordance with their plan of October 13, 2006 and resume state funding, seeking any necessary appropriations to provide mental health services included in the State's Medicaid Plan (i.e. community integration, ACT, daily living support, skills development, outpatient services, medication management and residential treatment) for all persons who are clinically eligible, even though they may be financially ineligible for MaineCare."

The agreement is necessary to provide funds to an individual in spend down (persons who temporarily lose their eligibility for MaineCare due to being over income).

The purpose of this amendment is to add funds to address service needs for clients residing in the PNMI facilities.

### 2. Provide a brief justification for the selected vendor to supplement the response in Part II.

The Department does not have the resources or expertise to provide this service.



### 3. Explain how the negotiated costs or rates are fair and reasonable; or how the funding was allocated to grantee.

Rates are standardized and consistent with the MaineCare rate.

### 4. Describe the plan for future competition for the goods or services.

The Department does not intend to RFP these services who are delivered by "willing and qualified providers" who are licensed with the Division of Licensing and Regulatory Services and have a contract with SAMHS.

## PART IV: APPROVALS

<b>Signature of requesting Department's Commissioner (or designee):</b>	<i>By signing below, I signify that I approve of this procurement request.</i>		
<b>Printed Name:</b>		<b>Date:</b>	18 - Feb - 20
<b>Signature of OAFS Procurement Official:</b>			
<b>Printed Name:</b>	Kathy Paquette	<b>Date:</b>	3/23/2020