



DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES
DIVISION OF PROCUREMENT SERVICES
 STATE OF MAINE

PROCUREMENT JUSTIFICATION FORM (PJF)

This form must accompany all contract requests and sole source requisitions (RQS) over \$5,000 submitted to the Division of Procurement Services.

INSTRUCTIONS: Please provide the requested information in the white spaces below. All responses (except signatures) must be typed; no hand-written forms will be accepted. See the guidance document posted with this form on the Division of Procurement Services intranet site (Forms page) for additional instructions.

PART I: OVERVIEW			
Department Office/Division/Program:		Department of Administrative and Financial Services/Division of Procurement Services	
Department Contract Administrator or Grant Coordinator:		Justin Franzose	
(If applicable) Department Reference #:			
Amount: (Contract/Amendment/Grant)	\$ 0.00	Advantage CT / RQS #:	MA 18P 22040400000000000103
CONTRACT	Proposed Start Date:	4/4/2022	Proposed End Date: 4/4/2025
AMENDMENT	Original Start Date:		Effective Date:
	Previous End Date:		New End Date:
GRANT	Project Start Date:		Grant Start Date:
	Project End Date:		Grant End Date:
Vendor/Provider/Grantee Name, City, State:		Clean Harbors Environmental Services Norwell, MA	
Brief Description of Goods/Services/Grant:		Hazardous/Expired Waste Removal Services	

PART II: JUSTIFICATION FOR VENDOR SELECTION			
Check the box below for the justification(s) that applies to this request. (Check all that apply.)			
<input type="checkbox"/>	A. Competitive Process	<input type="checkbox"/>	G. Grant
<input type="checkbox"/>	B. Amendment	<input type="checkbox"/>	H. State Statute/Agency Directed
<input checked="" type="checkbox"/>	C. Single Source/Unique Vendor	<input type="checkbox"/>	I. Federal Agency Directed
<input type="checkbox"/>	D. Proprietary/Copyright/Patents	<input type="checkbox"/>	J. Willing and Qualified
<input type="checkbox"/>	E. Emergency	<input type="checkbox"/>	K. Client Choice
<input type="checkbox"/>	F. University Cooperative Project	<input type="checkbox"/>	L. Other Authorization

Please respond to ALL of the questions in the following sections.

PART III: SUPPLEMENTAL INFORMATION

1. Provide a more detailed description and explain the need for the goods, services or grant to supplement the response in Part I.

This is a three-year agreement with Clean Harbors for chemical hazardous waste removal and disposal required for any other State of Maine agency.

Clean Harbors minimizes waste governed by RCRA regulations reducing the waste stream at Maine State agencies through interpretation and providing guidance on waste management.

The Resource Conservation and Recovery Act of 1976 (RCRA) is the public law that creates the framework for the proper management of hazardous and non-hazardous solid waste. The law describes the waste management program mandated by Congress that gave Environmental Protection Agency (EPA) authority to develop the RCRA program. The term RCRA is often used interchangeably to refer to the law, regulations and EPA policy and guidance. This specific Resource Conservation and Recovery Act of 1976 (RCRA) requires a cradle-to-grave approach.

The vendor currently conducts large-quantity (i.e. greater than 5 gallons) hazardous waste pick-up for the State of Maine. This vendor provides disposal services for chemicals, such as acetone, isopropyl alcohol, methylene chloride, inorganic salts, RCRA-regulated sample solids, and hexanes.

The vendor will conduct chemical hazardous waste pick-up for any state agency, to meet the EPA rule for appropriate pick-up and disposal of chemical hazardous waste.

This is a reoccurring service, required by HETL and other state agencies for appropriate waste removal from the premises.

2. Provide a brief justification for the selected vendor to supplement the response in Part II. Reference the RFP number, if applicable.

In the cradle-to-grave approach, waste generators are responsible for all hazardous waste they create from the moment it's generated to the ultimate disposal of that waste. In short, as soon as a company generates waste, that company owns complete responsibility for that waste, at all times. For this reason, the State uses Clean Harbors because they have their own incinerator and since the start of using this vendor, no issues have arisen, assuring a quality service. The State also uses this vendor because they maintain a location in Maine and are able to respond to services in a timely manner.

Clean Harbors Incineration Technologies also has nearly 70 percent of North America's incineration capacity, their five (5) facilities in the United States and Canada guarantees they can meet any requirement from any customer. Clean Harbor's kilns can incinerate solids, liquids, and sludge; and, their advanced thermal systems can destroy as much as 99.9999 percent of all hazardous constituents. Their technologies include:

- Rotary kiln incineration
- Liquid injection technology
- Direct incineration
- Fluidized bed incineration

Additional Waste Handling Capabilities

For waste that cannot be incinerated, Clean Harbors offers expert handling for:

PART III: SUPPLEMENTAL INFORMATION

- Explosive classes 1.1, 1.2 and 1.3
- Radioactive material
- NORM/TENORM radioactive material
- Recycling

Clean Harbors also has North America's Most Advanced Incinerator.

North America's most advanced incinerator is now keeping the air cleaner for everyone. Clean Harbor's new incinerator at its El Dorado, Arkansas facility meets new source MACT (Maximum Achievable Control Technology) emission standards, which are ten times more stringent for metals and particulate matter.

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

At this time, the services and prices are fair and reasonable because it is the only vendor that can conduct on-call services and scheduled services for appropriate chemical hazardous waste pick up for State of Maine agencies within the expected timeframes.

Funding will be executed via Delivery Orders on an as needed basis.

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

All vendors are being researched at this time to determine the future for this service. Depending on future needs, we will conduct either a waiver of competitive bidding or request for proposals to make future master agreements for these commodities and services.

PART IV: AMERICAN RESCUE PLAN ACT (ARPA) / MAINE JOBS & RECOVERY PLAN (MJRP)

Does this request utilize ARPA/MJRP funds?

Yes – If Yes, please attach the approved Business Case(s).

No – If No, proceed to Part V.

PART V: APPROVALS

The signatures below indicate approval of this procurement request.

Signature of requesting Department's Commissioner (or designee):	DocuSigned by: <i>Jaime Schorr</i> 6D6437754DD0459...		
Typed Name:	Jaime Schorr	Date:	4/4/2022
Signature of DAFS Procurement Official:	DocuSigned by: <i>Justin Franzose</i> AEED9C7B3A8044E...		
Typed Name:	Justin Franzose	Date:	4/5/2022