

State of Maine Waiver of Competitive Bidding Request Form

DHHS/DCM Contract Administrator:	Shawn Belanger Nancy Tan	Office/Division/Program of Contract Administrator:	DHHS/SAMHS/Jessica Gerrish
Est. Contract Amount:	\$ 4,850,811.84	Contract or RQS Number:	CTMV 10A 20190422000000000005
		Purchasing Maine ID:	
		DHHS Agreement Number:	See Attached List
Proposed Start Date:	7/1/2019	Proposed End Date:	6/30/2020
Vendor/Provider Name, City, State	See Attached List		
Short Description of Good or Service:	Section 17 Services: Assertive Community Treatment, Community Integration, Daily Living Support Skills, and/or Community Rehabilitation Services		
Please note, for transparency purposes, Waivers of Competitive Bidding will be publicly posted. Public postings are placed on the Division of Procurement Services website for a period of seven consecutive calendar days.		To be completed by the Division of Procurement Services Posting dates on Division of <i>Procurement Services</i> website: From: <u>5/22/2019</u> To: <u>5/28/2019</u>	
Notice of Intent to Waive Competitive Bidding Number:		NOI# 0520190708	
1. Statutory Justification			
State of Maine statute (5 M.R.S. §1825-B(2)) allows waivers of competitive bidding only for the specific reasons listed below. Please mark the appropriate box (X) next to the justification which applies to this specific request.			
	A. The procurement of goods or services by the State for county commissioners pursuant to Title 30-A, section 124, involves the expenditure of \$2,500 or less, and the interests of the State would best be served;		
	B. The Director of the Bureau of General Services is authorized by the Governor, or the Governor's designee, to make purchases without competitive bidding because, in the opinion of the Governor or the Governor's designee, an emergency exists that requires the immediate procurement of goods or services;		
	<i>If citing the above justification for this Waiver of Competitive Bidding request, please have the requesting Department's Commissioner or Chief Executive (as the Governor's "designee") sign and date on the right.</i>	<i>By signing below, I signify as the Governor's designee there is an emergency that necessitates this non-competitive procurement.</i> Signature:	
		Printed Name:	Date:
	C. After reasonable investigation by the Director of the Bureau of General Services, it appears that any required unit or item of supply, or brand of that unit or item, is procurable by the State from only one source;		
	D. It appears to be in the best interest of the State to negotiate for the procurement of petroleum products;		
	E. The purchase is part of a cooperative project between the State and the University of Maine System, the Maine Community College System, the Maine Maritime Academy, or a private, nonprofit, regionally accredited institution of higher education with a main campus in this State involving: (1) An activity assisting a state agency and enhancing the ability of the university system, community college system, Maine Maritime Academy, or a private, nonprofit, regionally accredited institution of higher education with a main campus in this State to fulfill its mission of teaching, research, and public service; (2) A sharing of project responsibilities and, when appropriate, costs;		
	<i>If citing the above justification for this sole source request, please note that the specific approval of the Governor's Office is required, in accordance with Executive Order 26 FY 11/12, "An Order to Enhance Competitive Bidding". The approval must be documented on DAFS/BGS/Division of Procurement Services "GOVCOOP" form, found here: http://www.maine.gov/purchases/info/forms/govcoop.doc.</i>		
	F. The procurement of goods or services involves expenditures of \$10,000 or less, in which case the Director of the Bureau of General Services may accept oral proposals or bids;		
	G. The procurement of goods or services involves expenditures of \$10,000 or less, and procurement from a single source is the most economical, effective and appropriate means of fulfilling a demonstrated need.		
X	If a different authorization specifically allows for this non-competitive procurement, please provide that reference here:		Any Willing and Qualified

State of Maine Waiver of Competitive Bidding Request Form

Please note that the following four points below (#2 through 5) all require a response.

2. Description of Specific Need

Please identify, and fully describe, the specific problem, requirement, or need the resulting non-competitive contract would address and which makes the goods or services necessary. Explain how the requesting Department determined that the goods or services are critical and/or essential to agency responsibilities or operations.

SAMHS is responsible for services to individuals with serious and persistent mental illness within the State of Maine. Central to the Bates Consent Decree is the provision of community integration services for consumers with SPMI to have an individualized support plan in order to, link, coordinate and advocate for community-based services. Paragraph 49 of the AMHI Consent Decree entitles individuals "to receive an individualized support plan..., which is coordinated and monitored by a community support worker" (community integration worker that provides community integration services). "The Commissioner..., shall establish..., with private agencies community support services which..., are accessible geographically" paragraph 32 states..., "Non-Class Members shall not be deprived services solely upon the basis they are not members of the plaintiff's class"

MaineCare provides this service for its members. SAMHS is responsible under the Decree to provide this service to non-MaineCare individuals. According, to the Court Master's findings of October 29, 2008 "Accordingly, pursuant to paragraph 295 of the Settlement Agreement, I 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 Services, outpatient services, Medication Management and Residential Treatment) for all persons who are clinically eligible, even though they may be financially ineligible for MaineCare."

3. Availability of other Public Resources

Please explain how the requesting Department concluded that sufficient staffing, resources, or expertise is not available within the State of Maine's government, or other governmental entities (local, other state, or federal agencies) external to the requesting Department, which would be able to address the identified need more efficiently and effectively than the identified vendor.

These services are not provided by DHHS or any other public resource.

4. Cost

Since a waiver of competitive bidding is being requested for this procurement, please explain how the requesting Department concluded the negotiated costs, fees, or rates are **fair and reasonable**.

Rates are standardized consistent with the MaineCare rate and established by rate setting.

State of Maine Waiver of Competitive Bidding Request Form

5. Future Competition
Please describe potential opportunities which may be available to foster competition for these goods or services in the future.

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

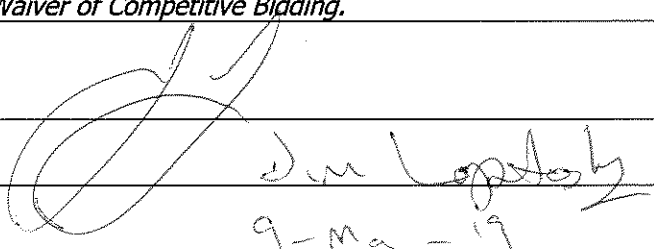
Please note that only one of the two points below ("Uniqueness" or "Timeframe") requires a response. Requesting Departments are not required to respond to both points.

6. Uniqueness
Please explain if the goods or services required are unique to a specific vendor. Describe the unique qualifications, abilities, and/or expertise of the vendor and how those particular unique factors address the specific need identified above. If the vendor has unique equipment, facilities, or proprietary data, also explain the necessity of these particular unique assets.

DHHS, Office of Substance Abuse and Mental Health Services have determined that these providers are willing and qualified providers who are licensed with the Division of Licensing and Regulatory Services and have a contract with SAMHS. SAMHS allocates State General Funds and Federal Block Grant dollars on a Fee for Service basis at the MaineCare rate for clinically eligible consumers who do not have MaineCare. SAMHS is responsible under the Consent Decree to provide these services to non-MaineCare individuals.

7. Timeframe (Complete only if B. is the Statutory Justification marked on Page 1)
Please explain if time is of the essence and an emergency exists which requires the immediate procurement of goods or services. Describe the nature of this emergency, provide the date by which the goods or services must be delivered, and explain how that date was determined and its significance (i.e. impact if delayed beyond this date). Also, provide information as to how it was determined this vendor is the best option to address this time-sensitive procurement.

N/A

Signature of requesting Department's Commissioner or Chief Executive (or designee within the Commissioner's Office):	<i>By signing below, I signify that my Department requests, and I approve of, this Waiver of Competitive Bidding.</i>
Printed Name:	
Date:	9-Mg-19

State of Maine Waiver of Competitive Bidding Request Form

Office: **Substance Abuse and Mental Health Services (SAMHS)**

CTMV Agreement No.: **MH4-20-0001**

CTMV 10A- **20190422000000000005**

Service Group: **Section 17** (Assertive Community Treatment, Community Integration, Community Rehabilitation Services, Daily Living Support Services)

Service Group Total: **\$4,850,811.84**

No. of Vendors: **33**

Summary List:

Vendor	Contract Number	Projected Total Amounts
Alternative Services - Northeast Inc.	MH2-20-804	\$66,904.32
Alternative Wellness Services	MH1-20-112	\$40,857.60
Area IV Mental Health Services Coalition	MH2-20-809	\$168,282.24
Aroostook Mental Health Services, Inc.	MH3-20-215	\$258,679.68
Ascentria Community Services	MH2-20-518	\$39,836.16
Break of Day, Inc. - Mental Health Group	MH2-20-340	\$25,536.00
Catholic Charities Maine	MH1-20-807	\$162,959.76
Community Care	MH3-20-834	\$225,482.88
Community Health & Counseling Services	MH3-20-812	\$360,378.48
Cornerstone Behavioral Healthcare, LLC	MH2-20-600	\$93,206.40
Direct Community Care	MH2-20-2008	\$3,064.32
Employment Specialists of Maine, Inc	MH2-20-814	\$38,304.00
Graham Behavioral Services, Inc.	MH2-20-816	\$16,343.04
Health Affiliates Maine	MH2-20-604	\$152,960.64
JMPB, Inc.	MH2-20-806	\$116,187.96
Kennebec Behavioral Health dba Kennebec Valley Mental Health Center	MH2-20-819	\$190,357.44
Life by Design	MH3-20-832	\$101,888.64
Maine Behavioral Health Organization	MH2-20-951	\$71,500.80
Maine Vocational & Rehabilitation Associates, Inc.	MH1-20-935	\$122,505.72
MaineGeneral Community Care	MH2-20-840	\$310,528.80
MaineHealth dba Maine Behavioral Healthcare	MH1-20-7104	\$988,236.24
Northeast Occupational Exchange, Inc.	MH3-20-823	\$82,225.92
OHI	MH3-20-824	\$53,316.48
Oxford County Mental Health Services	MH2-20-534	\$67,925.76
Rumford Group Home, Inc.	MH2-20-2009	\$9,703.68
Shalom House, Inc.	MH1-20-825	\$298,663.68

State of Maine Waiver of Competitive Bidding Request Form

Vendor	Contract Number	Projected Total Amounts
Spurwink Services, Inc.	MH1-20-838	\$25,275.60
Sunrise Opportunities	MH3-20-827	\$30,643.20
Sweetser	MH2-20-406	\$436,501.68
Tri-County Mental Health Services	MH2-20-829	\$153,097.92
Western Maine Behavioral Health LLC	MH2-20-5002	\$40,602.24
York County Shelter Programs, Inc.	MH1-20-806	\$65,402.40

State of Maine Waiver of Competitive Bidding Request Form

Office: **Substance Abuse and Mental Health Services (SAMHS)**

CTMV Agreement No.: **MH4-20-0001**

CTMV 10A- **2019042200000000005**

Service Group: **Section 17** (Assertive Community Treatment, Community Integration, Community Rehabilitation Services, Daily Living Support Services)

Service Group Total: **\$4,850,811.84**

No. of Vendors: **33**

Agreement Number	Vendor Name	Service	Rate Per Unit	Unit of Measure	Projected Monthly Units	Months	Authorized Monthly Units	Projected Line Amount
MH2-20-804	Alternative Services - Northeast Inc.	Community Integration	\$21.28	15 minutes	262	12	262	\$66,904.32
MH1-20-112	Alternative Wellness Services	Community Integration	\$21.28	15 minutes	160	12	160	\$40,857.60
MH2-20-809	Area IV Mental Health Services Coalition	Community Integration	\$21.28	15 minutes	659	12	659	\$168,282.24
MH3-20-215	Aroostook Mental Health Services, Inc.	Community Integration	\$21.28	15 minutes	1,013	12	1,013	\$258,679.68
MH2-20-518	Ascentria Community Services	Community Integration	\$21.28	15 minutes	156	12	156	\$39,836.16
MH2-20-340	Break of Day, Inc. - Mental Health Group	Community Integration	\$21.28	15 minutes	100	12	100	\$25,536.00
MH1-20-807	Catholic Charities Maine	Assertive Community Treatment	\$60.18	Per Diem	127	12	127	\$91,714.32
MH1-20-807	Catholic Charities Maine	Community Integration	\$21.28	15 minutes	279	12	279	\$71,245.44
MH3-20-834	Community Care	Community Integration	\$21.28	15 minutes	883	12	883	\$225,482.88
MH3-20-812	Community Health & Counseling Services	Assertive Community Treatment	\$78.82	Per Diem	293	12	293	\$277,131.12
MH3-20-812	Community Health & Counseling Services	Community Integration	\$21.28	15 minutes	326	12	326	\$83,247.36
MH2-20-600	Cornerstone Behavioral Healthcare, LLC	Community Integration	\$21.28	15 minutes	365	12	365	\$93,206.40
MH2-20-2008	Direct Community Care	Community Integration	\$21.28	15 minutes	12	12	12	\$3,064.32
MH2-20-814	Employment Specialists of Maine, Inc	Community Integration	\$21.28	15 minutes	150	12	150	\$38,304.00
MH2-20-816	Graham Behavioral Services, Inc.	Community Integration	\$21.28	15 minutes	64	12	64	\$16,343.04
MH2-20-604	Health Affiliates Maine	Community Integration	\$21.28	15 minutes	599	12	599	\$152,960.64
MH2-20-806	JMPB, Inc.	Community Integration	\$21.28	15 minutes	395	12	395	\$100,867.20
MH2-20-806	JMPB, Inc.	Daily Living Support Services	\$7.93	15 minutes	161	12	161	\$15,320.76
MH2-20-819	Kennebec Behavioral Health dba Kennebec Valley Mental Health Center	Community Integration	\$21.28	15 minutes	667	12	667	\$170,325.12
MH2-20-819	Kennebec Behavioral Health dba Kennebec Valley Mental Health Center	Community Rehabilitation Services	\$75.88	Per Diem	22	12	22	\$20,032.32

State of Maine Waiver of Competitive Bidding Request Form

Agreement Number	Vendor Name	Service	Rate Per Unit	Unit of Measure	Projected Monthly Units	Months	Authorized Monthly Units	Projected Line Amount
MH3-20-832	Life by Design	Community Integration	\$21.28	15 minutes	399	12	399	\$101,888.64
MH2-20-951	Maine Behavioral Health Organization	Community Integration	\$21.28	15 minutes	280	12	280	\$71,500.80
MH1-20-7104	MaineHealth dba Maine Behavioral Healthcare	ACTION	\$158.61	Per Diem	38	12	38	\$72,326.16
MH1-20-7104	MaineHealth dba Maine Behavioral Healthcare	Assertive Community Treatment	\$60.18	Per Diem	850	12	850	\$613,836.00
MH1-20-7104	MaineHealth dba Maine Behavioral Healthcare	Community Integration	\$21.28	15 minutes	1,051	12	1,051	\$268,383.36
MH1-20-7104	MaineHealth dba Maine Behavioral Healthcare	Community Rehabilitation Services	\$75.88	Per Diem	37	12	37	\$33,690.72
MH1-20-935	Maine Vocational & Rehabilitation Associates, Inc.	Community Integration	\$21.28	15 minutes	220	12	220	\$56,179.20
MH1-20-935	Maine Vocational & Rehabilitation Associates, Inc.	Daily Living Support Services	\$7.93	15 minutes	697	12	697	\$66,326.52
MH2-20-840	MaineGeneral Community Care	Assertive Community Treatment	\$60.18	Per Diem	430	12	430	\$310,528.80
MH3-20-823	Northeast Occupational Exchange, Inc.	Community Integration	\$21.28	15 minutes	322	12	322	\$82,225.92
MH3-20-824	OHI	Community Integration	\$21.28	15 minutes	166	12	166	\$42,389.76
MH3-20-824	OHI	Community Rehabilitation Services	\$75.88	Per Diem	12	12	12	\$10,926.72
MH2-20-534	Oxford County Mental Health Services	Community Integration	\$21.28	15 minutes	266	12	266	\$67,925.76
MH2-20-2009	Rumford Group Home, Inc.	Community Integration	\$21.28	15 minutes	38	12	38	\$9,703.68
MH1-20-825	Shalom House, Inc.	Community Integration	\$21.28	15 minutes	1,084	12	1,084	\$276,810.24
MH1-20-825	Shalom House, Inc.	Community Rehabilitation Services	\$75.88	Per Diem	24	12	24	\$21,853.44
MH1-20-1028	Smart Child & Family Services	Community Integration	\$21.28	15 minutes	131	12	131	\$33,452.16
MH1-20-838	Spurwink Services, Inc.	Assertive Community Treatment	\$60.18	Per Diem	35	12	35	\$25,275.60
MH3-20-827	Sunrise Opportunities	Community Integration	\$21.28	15 minutes	120	12	120	\$30,643.20
MH2-20-406	Sweetser	Assertive Community Treatment	\$60.18	Per Diem	277	12	277	\$200,038.32
MH2-20-406	Sweetser	Community Integration	\$21.28	15 minutes	926	12	926	\$236,463.36
MH2-20-829	Tri-County Mental Health Services	Assertive Community Treatment	\$60.18	Per Diem	212	12	212	\$153,097.92
MH2-20-5002	Western Maine Behavioral Health	Community Integration	\$21.28	15 minutes	159	12	159	\$40,602.24
MH1-20-806	York County Shelter Programs, Inc.	Community Integration	\$21.28	15 minutes	60	12	60	\$15,321.60
MH1-20-806	York County Shelter Programs, Inc.	Community Rehabilitation Services	\$75.88	Per Diem	55	12	55	\$50,080.80