

State of Maine Waiver of Competitive Bidding Request Form

DHHS/DCM Contract Administrator:	Shawn Belanger Valerie Andreasen Fredericks	Office/Division/Program of Contract Administrator:	DHHS/Office of MaineCare Services
Est. Contract Amount:	\$1,038,636	Contract or RQS Number:	CT 10A 20190412*2923
		Purchasing Maine ID:	
		DHHS Agreement Number:	CA-MC-20-412
Proposed Start Date:	7/1/19	Proposed End Date:	6/30/20
Vendor/Provider Name, City, State	University of Maine at Farmington Farmington, ME		
Short Description of Good or Service:	Research and Consulting		
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.		<i>To be completed by the Division of Procurement Services</i> Posting dates on Division of <i>Procurement Services</i> website: From: <u>6/7/2019</u> To: <u>6/13/2019</u>	
Notice of Intent to Waive Competitive Bidding Number:		NOI# 0620190890	
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;		
X	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.		
	If a different authorization specifically allows for this non-		

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competitive procurement, please provide that reference here:

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.

The Maine Health Research Institute (MHRI) at the University of Maine at Farmington has been engaged in a collaborative research and consulting relationship with the Maine Department of Health and Human Services Office of Maine Care Services (OMS) since 1998. This cooperative agreement between MHRI and OMS includes services such as: Medical Director Services; Chief Pediatrician; Coordination of 1115 HIV Waiver; Cost management of the HIV 1115 Waiver under Budget cap; Quality Management; Financial Analysis of Medicaid Claims Data; Clinical expertise in HIV management; Management Consulting Assistance; and Project Management.

These activities have enhanced the ability of the University of Maine at Farmington to fulfill its critical mission of teaching, research and public service by having faculty observe from OMS staff the critical gaps in healthcare workforce development, and as a result of that the University has started an interdisciplinary program in Health Information Systems (HIS) to better educate the people of Maine in areas for which there is a high demand. Faculty and staff are engaged in continuous best practices quality management initiatives that are directly transferred into the classroom settings that students benefit from. By engaging in management consulting for OMS, faculty are able to transfer knowledge about the most complex sector of the economy; healthcare, into the classroom environment and have generated some stimulating policy questions and discussions for the students that are mission critical to a public liberal arts university. The University enhances its service to the public by engaging in a collaborative relationship with the State in its HIV Care management policies at both the data analysis level and at the policy level by engaging in data driven, evidence based best practices that allow for both faculty and staff to develop their expertise in this area and serve the Maine public better as a result of this addition to their knowledge base. Faculty and staff are better able to gauge the growing need for better data analytical capability given the complexity of the healthcare data and this knowledge is transformed into the class room setting by adjusting the course content that are taught in the business and economics courses to reflect the demand for analytical decision making.

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.

This cooperative project has been determined to be an activity of interest to the State of Maine where joint participation between the State and the University under the terms and conditions of a cooperative agreement will improve the capacity of the State of Maine to provide services to the people of the State, and will enhance the ability of the University to further its teaching, research, and public service missions. (General Policy Agreement for State/University Cooperative Projects).

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**.

Project costs have been determined to be fair and reasonable in negotiations between the State and the University. Project costs include the following: salaries; wages; employee benefits; supplies and materials; travel; equipment; services; and indirect costs. Salaries and wages are at the current State and University standard rates for State and University employees. Employee benefits and indirect costs have been charged at the audited federal rates. University charges for supplies and materials; travel; equipment; and other miscellaneous services have been reviewed and approved as necessary and reasonable by the State.

5. Future Competition

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

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N/A - (General Policy Agreement for State/University Cooperative Projects)

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.

This is a Cooperative Agreement which is exempted from competitive bidding by Statute 5 MRSA Sub 1825 B (2) (e).

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.

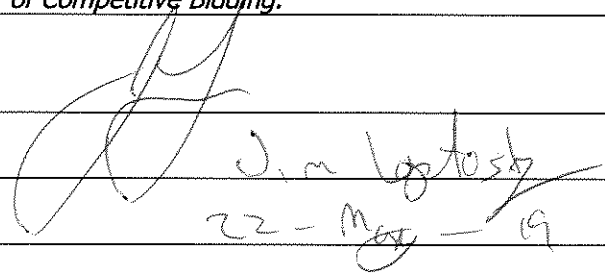
N/A

Signature of requesting Department's Commissioner or Chief Executive (or designee within the Commissioner's Office):

By signing below, I signify that my Department requests, and I approve of, this Waiver of Competitive Bidding.

Printed Name:

Date:


 Jim Legatos
 22 - May - 19