

State of Maine Waiver of Competitive Bidding Request Form

DHHS/DCM Contract Administrator:	Nancy Tan/ Ryan Roberts	Office/Division/Program of Contract Administrator:	DHHS/OADS/MIPPA
Est. Contract Amount:	See Attachment	Contract or RQS Number:	See Attachment
		Purchasing Maine ID:	
		DHHS Agreement Number:	See Attachment
Proposed Start Date:	09/30/19	Proposed End Date:	09/29/20
Vendor/Provider Name, City, State	See Attachment		
Short Description of Good or Service:	Outreach to Low Income Medicare Beneficiaries		
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>8/14/2019</u> To: <u>8/20/2019</u>	
Notice of Intent to Waive Competitive Bidding Number:		NOI# 0820191373	
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:		Unique-State Selected/Federal Approved

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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.

Maine's five Area Agencies on Aging will provide limited income, rural, and isolated Medicare-eligible as well as Native American Maine residents with education and application assistance related to Medicare Savings Programs (MSP), Medicare Low Income Subsidy (LIS) and Part D coverage as well as information regarding Medicare Wellness and Preventive Services benefits under the Medicare Improvements for Patients and Providers Act (MIPPA) of 2008.

MIPPA is a multi-faceted piece of legislation related to Medicare. One important provision of MIPPA is allocation of federal funding (through Section 119) for State Health Insurance Programs (SHIPs), Area Agencies on Aging (AAAs), and Aging and Disability Resource Centers (ADRCs) to help low-income Medicare beneficiaries apply for programs that make Medicare affordable.

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.

There are no other governmental resources that perform the required tasks or duties.

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**.

The funds in this contract are allocated through an established and approved Intrastate Funding Formula in accordance with 42 U.S.C. § 3025(a)(2)(C). The Intrastate Funding Formula has been approved by the Assistant Secretary, Administration on Aging (AoA), Administration for Community Living (ACL).

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 intend to issue an RFP for competitive procurement of these services.

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.

State of Maine Waiver of Competitive Bidding Request Form

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.

The Area Agencies on Aging (AAA) are uniquely positioned to provide MIPPA due to their expertise in providing a wide range of services to older adults. AAAs provide SHIP services as a component of the outreach they provide to older adults and family members. Furthermore, the AAAs are designated by the Administration on Aging to provide Older American Act and other services to older adults in Maine. Per the MIPPA federal grant requirements, these funds shall be contracted only to agencies/organizations already performing MIPPA-funded services through prior grant awards, as well as designated as SHIP providers, (AAAs) or Aging and Disability Resource Centers (ADRCs).

- Grant #1901MEMIAA (MIPPA – Priority Area 2 AAAs)
- Grant #1901MEMIDR (MIPPA – Priority Area 3 ADRCs)
- Grant #1901MEMISH (MIPPA – Priority Area 1 SHIPs)

7. Timeframe (Complete only if B. is the Statutory Justification marked on Page 1)

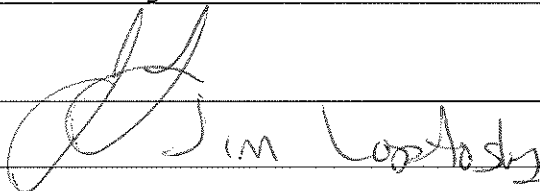
Please explain if time is of the essence and an emergency exists which requires the immediate procurement of goods or services. Describe the nature of this emergency, provide the date by which the goods or services must be delivered, and explain how that date was determined and its significance (i.e. 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:


Jim Lozatosky

Date:

12 - Aug - 19

State of Maine Waiver of Competitive Bidding Request Form

The following list identifies all providers/vendors associated with this State of Maine Waiver of Competitive Bidding Request Form along with their specific contract information.

DHHS

Office:

OADS

Service:

Outreach to Low Income Medicare Beneficiaries

Start Date:

9/30/2019

Vendor/Provider Name, City & State	Contract (CT) Number	DHHS Agreement #	Total Contract Amount
Aroostook Area Agency on Aging Presque Isle, ME	CT-10A- 20190729000000000344	ADS-20-8081	\$14,558.00
Eastern Area Agency on Aging Bangor, ME	CT-10A- 20190729000000000345	ADS-20-6082	\$37,229.00
Central Maine Area Agency on Aging dba Spectrum Generations Augusta, ME	CT-10A- 20190729000000000346	ADS-20-5083	\$44,837.00
SeniorsPlus - Elder Independence of Maine Lewiston, ME	CT-10A- 20190729000000000347	ADS-20-3084	\$29,688.00
Southern Maine Area Agency on Aging Scarborough, ME	CT-10A- 20190729000000000348	ADS-20-2085	\$38,669.00
	Totals:	5	\$ 164,981.00