

State of Maine Waiver of Competitive Bidding Request Form

Form Instructions: Please provide the requested information in the white boxes below. This form is to precede all contract requests that are not the direct result of a competitive bid process.

DHHS/DCM Contract Administrator:	Shawn Belanger	Office/Division/Program of Contract Administrator:	DHHS/SAMHS/Maryann Ryan/Stephanie Kadnar
Est. Contract Amount:	\$31,274.82	Contract or RQS Number:	See attached list
		Purchasing Maine ID:	PM-18799
		DHHS Agreement Number:	See attached list
Proposed Start Date:	07/01/2018	Proposed End Date:	12/31/2019
Vendor/Provider Name, City, State	See attached list		
Short Description of Good or Service:	Case Management/Parent Education		
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.	<p style="text-align: center;"><i>To be completed by the Division of Procurement Services</i></p> <p>Posting dates on Division of <i>Procurement Services</i> website: From: <u>8/14/2019</u> To: <u>8/20/2019</u></p>		
Notice of Intent to Waive Competitive Bidding Number:	NOI# 0820191374		
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;		
	<p><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></p>	<p><i>By signing below, I signify as the Governor's designee there is an emergency that necessitates this non-competitive procurement.</i></p> <p>Signature:</p>	
		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;		
	<p><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></p>		
	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.		

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X	If a different authorization specifically allows for this non-competitive procurement, please provide that reference here:	RFP Extended
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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.

These Agreements support women with a substance use disorder and/or co-occurring condition in accessing substance abuse treatment, maintaining recovery, minimizing the health risk to themselves and their children and reducing the risk of babies being born drug affected or with fetal alcohol spectrum disorder.

Women are an underserved population in regard to substance abuse treatment as they often face barriers that prevent them from seeking help for themselves. These barriers include stigma, childcare, transportation, economic issues, and family obligations. It is crucial that pregnant and parenting women receive services expediently to protect the health and well-being of the infant/child. Case Management services for pregnant and parenting women assist women in overcoming these barriers and support them in getting into appropriate treatment, prenatal care and ancillary services. Case Management Services for this population are described in the MaineCare Benefits Manual Section 13.03 B. Substance using pregnant and parenting women are also a priority population under the Substance Abuse Prevention and Treatment Block Grant.

The purpose of these amendments are to extend the end date to 9/30/2019 and add funding funds due to the delay of the RFP.

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.

Sufficient staffing, resources, or expertise is not available within the State of Maine's government.

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 cost and fees are consistent with the original agreement.

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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The Department intends to competitively bid these services for a 1/1/20 contract start date.

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.

The providers are currently providing the service and are licensed to provide this service, they employ qualified licensed practitioners. This service originated from RFP#201210413 in FY13. Three of the four providers (AMHC, Day One, Crisis & Counseling) were part of the collaboration formed under the awarded agency. Two agencies have withdrawn from the collaboration (Tri-County Mental Health, Wellspring). An additional new agency (Community Care) will fill the gap created by the departure of Wellspring as they currently provide other case management services and are trained in and utilize Nurturing Parenting which is the evidenced based parenting program used by this provider group. Crisis & Counseling will expand their area served to cover the gap created by the departure of Tri-County Mental Health. All these agencies are trained in the Nurturing Parenting program.

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.

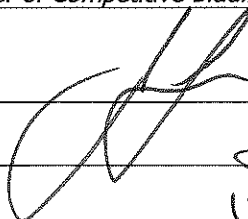
N/A

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 Leprosky
 13. Aug - 19

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DHHS Office:	SAMHS			
Service:	Case Management			
Start Date:	07/1/2018			
Vendor/Provider Name, City & State	Contract (CT) Number	DHHS Agreement #	Amendment Amount (if applicable)	Total Contract Amount
Aroostook Mental Health Services, Inc., Caribou, ME	CT 10A 20180621000000004047	OSA-19-3002C	\$4,900.69	\$30,421.63
Community Care, Bangor, ME	CT 10A 20180711000000000078	OSA-19-3003C	\$0.00	\$47,706.57
Crisis & Counseling Centers, Inc., Augusta, ME	CT 10A 20180711000000000080	OSA-19-3004C	\$19,082.81	\$119,634.87
Day One, South Portland, ME	CT 10A 20180711000000000081	OSA-19-3005C	\$7,291.32	\$45,782.12
Total			\$31,274.82	\$243,545.19