

State of Maine Waiver of Competitive Bidding Request Form

DHHS/DCM Contract Administrator:	Chris Moiles, Mary Alderman	Office/Division/Program of Contract Administrator:	Maine CDC / Disease Prevention and Control/Shelia Nelson
Est. Contract Amount:	\$676,600.00 (Service Group Total)	Contract or RQS Number:	See Attached List
		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:	School Based Health Care 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 Procurement Services website: From: 9/19/2019 To: 9/25/2019	
Notice of Intent to Waive Competitive Bidding Number:		NOI# 0920191556	
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.			
<input type="checkbox"/>	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;		
<input type="checkbox"/>	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:
<input checked="" type="checkbox"/>	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;		
<input type="checkbox"/>	D. It appears to be in the best interest of the State to negotiate for the procurement of petroleum products;		
<input type="checkbox"/>	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>		
<input type="checkbox"/>	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;		
<input type="checkbox"/>	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.		
<input type="checkbox"/>	If a different authorization specifically allows for this non-competitive procurement, please provide that reference here:		
Please note that the following four points below (#2 through 5) all require a response.			

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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 School Based Health Centers (SBHCs) provide medical and behavioral health care to over 2500 adolescents across the state. By making these vital services available in the school setting, SBHCs increase access to necessary services among youth who might otherwise go without care, and reduce the need for students and parents to miss school or work to attend outside appointments. Current SBHC services were procured through competitive bid in 2011.

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.

School Based Health Center services are provided through local partnerships between a health care organization and a school department. School districts provide physical clinic space within a middle and/or high school building, as well as administrative staffing and oversight, and in-kind support. The local health care entity provides medical and behavioral health clinicians, clinical oversight and supervision, and referrals to external sources of care.

The Department does not currently possess the necessary staffing, resources, or expertise to supervise medical and behavioral health care at multiple SBHC clinic sites. These sites are spread across the State geographically, and there is no single entity that provides care in all locations. Current SBHC vendors have the existing partnerships and resources necessary to ensure that services are provided without interruption for all students who rely on their school clinics for care.

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**.

Costs for all School Based Health Center services are determined by a formula that allocates funding based on the total number of students eligible for care, the number of clinic locations, and overall student need (as measured by percent of the student body eligible for free/reduced lunch). This funding formula was instituted as part of the last RFP process, and all SBHCs will be funded at the current level for the duration of the contract extension. Funding for SBHC sites is based on overall student population, level of economic need (as measured by free/reduced school meals eligibility), and proposed hours of operation (see funding formula below). Funding is calculated for each SBHC clinic site managed by the Provider.

Medical Services:

Tier	Student Population*	Hours of Service**	% Free/reduced	Annual Funding
I	Less than 750	8	Less than 40%	Up to \$23,000
II	Less than 750	8-15	More than 40%	Up to \$29,000
	More than 750	15+	Less than 40%	
III	More than 750	15+	More than 40%	Up to \$35,000

Behavioral Health Services:

Tier	Hours to be provided	Funding available
I	Minimum of 16	\$15,000
II	Minimum of 20	\$17,000
III	Minimum of 24	\$21,000

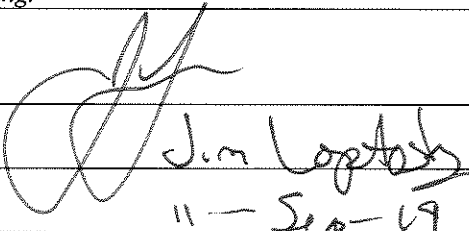
5. Future Competition

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

School Based Health Services will be put out to RFP during the 2019-20 school year. This will cover the existing agencies as listed in this document. Future services will be RFP for renewal and expansion of these services with a start date of July of 2020.

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.

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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.	
Vendors providing School Based Health Center services must possess very specific partnerships, staffing, and facilities. Vendors must have existing Memoranda of Agreement with local school districts or health care organizations, licensed and qualified staff, and facilities that meet minimum standards.	
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.	
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:	11 - Sep - 19

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.

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DHHS Office: MECDC
Service: School Based Health Centers
No. of Vendors: 6
Start Date: 7/1/2019
End Date: 6/30/2020

Vendor/Provider Name, City & State	Contract (CT) Number	DHHS Agreement #	Total Agreement Amount
City of Calais, Calais, ME	CT-10A-20190828*0675	CD7-20-4479	\$46,200.00
Penobscot Community HC, Bangor ME	CT-10A-20190828*0676	CD6-20-4480	\$82,200.00
RSU # 38, Readfield, ME	CT-10A-20190828*0678	CD5-20-4481	\$36,600.00
MSAD #75, Topsham, ME	CT-10A-20190828*0679	CD4-20-4478	\$36,600.00
Western ME HCC, Norway, ME	CT-10A-20190828*0680	CD3-20-4482	\$83,200.00
Community Clinical Services, Lewiston, ME	CT-10A-20190828*0681	CD3-20-4477	\$200,400.00
Portland Community HC, Portland, ME	CT-10A-20190828*0682	CD2-20-4476	\$191,400.00
		Grand Total:	\$676,600.00