

PM-20410
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.

Requesting Department's Contract Administrator:	Sonja Morse	Office/Division/Program of Contract Administrator:	Maine Department of Corrections
Est. Contract Amount:	\$8,500	Contract or RQS Number:	CT 03A 2019102100000001356
Proposed Start Date:	11/01/19	Proposed End Date:	10/31/2022
Vendor/Provider Name, City, State:	Strategies for Youth Inc.		
Short Description of Good or Service:	Strategies for Youth Inc., <i>Juvenile Justice Jeopardy™(JJJ)</i> has game host licenses for Maine Juvenile Community Corrections Officers (JCCO) to work with youth in the communities and to be a facilitator between youth and police departments.		
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;">To be completed by the Division of Procurement Services</p> Posting dates on Division of <i>Procurement Services</i> website: From: <u>10/31/2019</u> To: <u>11/06/2019</u>		
Notice of Intent to Waive Competitive Bidding Number:	NOI# 1020191815		
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;		
<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		
<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:		Date:
	Printed Name:		Date:

**State of Maine
Waiver of Competitive Bidding Request Form**

	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;		
	<p>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:</p> <p>(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;</p> <p>(2) A sharing of project responsibilities and, when appropriate, costs;</p> <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:</i> http://www.maine.gov/purchases/info/forms/govcoop.doc.</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.		
	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%;">If a different authorization specifically allows for this non-competitive procurement, please provide that reference here:</td> <td style="width: 40%;"></td> </tr> </table>	If a different authorization specifically allows for this non-competitive procurement, please provide that reference here:	
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.

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 Department of Corrections needs a comprehensive approach to youth and police interactions, in order to improve police and youth interactions, improve youth outlook on police, improve police outlook on youth, address unnecessary arrest of minor offenses, reduce and disproportionate police contact with youth of color, and improve overall youth knowledge of police.

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.

Maine Department of Corrections does not have the resources or expertise to provide this level of effective education, as it pertains to legal consequences and effective interactions with police.
No other state, local or federal agencies can provide this type of specialized training to youth and police departments in the form of an educational Juvenile Justice Jeopardy.

State of Maine Waiver of Competitive Bidding Request Form

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 Juvenile Justice Jeopardy will provide 10 host licenses for Juvenile Community Corrections Officers, which are \$700.00 per license, with a \$500.00 fee for 'cloud hosting' which ensure that the host sites are current to utilize Juvenile Justice Jeopardy. The \$500.00 'cloud hosting' fee is for one year and will be a total of \$1,500.00. The quoted rates are standardized costs for these services which the Department considers to be fair and reasonable.

5. Future Competition

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

This contract is for three-years, for the purpose of the \$500 'Cloud hosting' fee in Year 2 & Year 3, renewable.

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.

Strategies for Youth is unique because they create pathways for improving police-youth interactions by using training tools and outreach programming to move officers and youth from conflicts to safer interaction; no other agency within the state does this type of service.

Strategies for Youth actively engages police, youth, and youth-serving community-based organizations in an interdisciplinary approach to addressing several problems: the proliferation of contentious encounters between police and youth, unnecessary arrests of youth for minor offenses, and disproportionate police contact with youth of color.

Strategies for Youth, Inc., Juvenile Justice Jeopardy teaches youth how to navigate interactions with police and peers, understand the legal consequences of their actions, as well as strategies for desistance from peer pressure to engage in risky behavior. The game also teaches youth the short- and long-term legal consequences of having arrest and court records. According to the 2017 Strategies for Youth, Inc., annual report, 80% of youth say that most of the information within the game is new to them.

Strategies for Youth is a policy and training organization dedicated to improving police/youth interactions through community engagement, police training, outreach programs for youth, and proactive use of multi-disciplinary approaches to problem solve and build relationships between police and youth. Strategies for Youth, Inc., Juvenile Justice Jeopardy is supported by the Annie E. Casey Foundation and fourteen other agencies.

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

**State of Maine
Waiver of Competitive Bidding Request Form**

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:

Colin O'Neill

Date:

10/25/2019