

State of Maine Procurement Justification Form

This form must accompany ALL contract requests and sole source requisitions submitted to the Division of Procurement Services.

INSTRUCTIONS: Please provide the requested information in the white spaces below.

PART I: OVERVIEW

Department Office/Division/Program:		Inland Fisheries and Wildlife, Bureau of Warden Service	
Department Contract Administrator or Grant Coordinator:		Captain Shon Theriault	
(If applicable) Department Reference #:			
Estimated Contract or Grant Amount:	\$9,231.00	Advantage CT / RQS #:	RQS-09A-20221101*614
AMENDMENT	Original Start Date:		New Start Date:
	Original End Date:		New End Date:
GRANT	Project Start Date:		Grant Start Date:
	Project End Date:		Grant End Date:
ALL OTHER	Proposed Start Date:		Proposed End Date:
Vendor/Provider/Grantee Name, City, State:		CMI Inc. 316 East 9 th Street, Owensboro KY 42303	
Brief Description of Goods/Services/Grant:		1 Intoxilyzer 9000 with dry gas system set up (\$8,873.57 per Unit)	

PART II: JUSTIFICATION FOR VENDOR SELECTION

Mark an "X" before the justification(s) that applies to this request.

	A. Competitive Process		G. Grant
	B. Amendment		H. State Statute/Agency Directed
X	C. Single Source/Unique Vendor		I. Federal Agency Directed
	D. Proprietary/Copyright/Patents		J. Willing and Qualified
	E. Emergency		K. Client Choice
	F. University Cooperative Project		L. Other Authorization

PART III: SUPPLEMENTAL QUESTIONS

Please respond to ALL of the following questions.

1. Provide a more detailed description of the goods, services or grant to supplement the response in Part I.

The Intoxilyzer 9000 is a unit used in the aid of prosecuting cases involving operating or hunting under the influence. This unit is designed specifically so it can be transported and utilized in a motor vehicle. This unit is used in gathering evidentiary value against subjects who operate or hunt while under the influence of intoxicating liquor. It is designed to accurately measure a subject Breath Alcohol Content (BrAC). All full time Maine law enforcement officers are trained and certified to use the intoxilyzer 8000 upon graduation of the Maine Criminal Justice Academy.

State of Maine Procurement Justification Form

PART III: SUPPLEMENTAL QUESTIONS

2. Provide a brief justification for the selected vendor to supplement the response in Part II.

The Intoxilyzer 9000 has been upheld in courts in providing evidentiary value in collecting evidence of a subjects BrAC. There are various stationary Intoxilyzer 9000s across the state which wardens are trained on and certified. This Intoxilyzer 9000 unit is designed to be used while in law enforcement patrol vehicles. Due to the ruralness of a Game Warden's patrol area, this unit will significantly increase the ease of OUI investigations within our department. Depending on a Warden's location, processing a subject who is operating or hunting under the influence can take over 3-4 hours based on travel time to stationary Intoxilyzer 9000s. This not only unnecessarily ties up warden service personnel, it causes wardens to be in prolonged situations with potentially dangerous, combative, and uncooperative subjects. This unit will provide Wardens the tool to process OUIs in less than 1 hour, whereas warden will be able to administer the intoxilyzer immediately. This is the same unit as the stationary Intoxilyzer 9000s and operates in the same exact way. The only difference is that it uses dry gas to run versus the liquid solution, making it mobile and able to put in a vehicle. All wardens who are certified on the stationary Intoxilyzer 9000s are certified in the mobile Intoxilyzer 9000s as well, and they operate the same exact way. CMI, Inc., located in Owensboro, Kentucky, and is the sole manufacturer and distributor of the Intoxilyzer 9000 breath alcohol testing instruments, accessories, and spare/replacement parts for law enforcement. The Intoxilyzer 9000 is manufactured at their facility in Owensboro.

Additionally, CMI builds Intoxilyzer 9000s specifically for the State they are going to due to different weather and humidity conditions. Upon ordering this unit, CMI will build an Intoxilyzer 9000 specifically for the State of Maine.

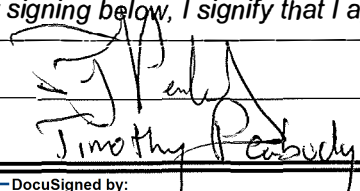
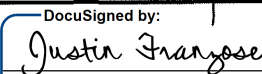
3. Explain how the negotiated costs or rates are fair and reasonable; or how the funding was allocated to grantee.

The cost is determined by the company providing this proprietary service. This rate is consistent for all law enforcement agencies statewide.

4. Describe the plan for future competition for the goods or services.

Hunting or operating under the influence cases are highly contested and have been historically. The accuracy and precision of the Intoxilyzer 9000 has upheld in court cases. This is currently the unit used in collecting evidence in OUI cases. The Warden Service will continue to evaluate products and services that provide the most accurate evidence for OUI investigations for court proceedings.

PART IV: APPROVALS

Signature of requesting Department's Commissioner (or designee):	<i>By signing below, I signify that I approve of this procurement request.</i>		
Printed Name:	 Timothy Peabody	Date:	11/2/2022
Signature of DAFS Procurement Official:	DocuSigned by:  Justin Franzone		
Printed Name:	AEEFD9CGZB3A8044E Justin Franzone	Date:	11/4/2022