

## State of Maine Procurement Justification Form

This form must accompany all contract requests and sole source requisitions (RQS) over \$5,000 submitted to the Division of Procurement Services.

INSTRUCTIONS: Please provide the requested information in the white spaces below. All responses (except signatures) must be typed; no hand-written forms will be accepted. See the guidance document posted with this form on the Division of Procurement Services website (Forms page) for additional instructions.

### PART I: OVERVIEW

Department Office/Division/Program:		DHHS/Maine CDC		
Department Contract Administrator or Grant Coordinator:		Chris Moiles		
(If applicable) Department Reference #:		CD0-21-54SA26		
Amount: (Contract/Amendment/Grant)	\$7,348.43	Advantage CT / RQS #:	Draft RQS 10A 20201026*478	
CONTRACT	Proposed Start Date:	<b>1/1/2021</b>	Proposed End Date:	<b>12/31/2021</b>
AMENDMENT	Original Start Date:		Effective Date:	
	Previous End Date:		New End Date:	
GRANT	Project Start Date:		Grant Start Date:	
	Project End Date:		Grant End Date:	
Vendor/Provider/Grantee Name, City, State:		AB Sciex LLC 1201 Radio Road Redwood City, CA 94065-1217		
Brief Description of Goods/Services/Grant:		Maintenance service agreement for laboratory instrumentation CEQ 8800 SN 3908800178 Quote#S35237843-R02-SEP-2020		

### PART II: JUSTIFICATION FOR VENDOR SELECTION

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

	A. Competitive Process		G. Grant
	B. Amendment		H. State Statute/Agency Directed
<b>X</b>	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 INFORMATION

Please respond to ALL of the following:

- 1. Provide a more detailed description and explain the need for the goods, services or grant to supplement the response in Part I.**

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## PART III: SUPPLEMENTAL INFORMATION

**CLIA Requirements 493.1254 state, Standard: Maintenance and function checks.**

*(a) Unmodified manufacturer's equipment, instruments, or test systems. The **laboratory** must perform and document the following:*

*(1) Maintenance as defined by the manufacturer and with at least the frequency specified by the manufacturer.*

*(2) Function checks as defined by the manufacturer and with at least the frequency specified by the manufacturer. Function checks must be within the manufacturer's established limits before **patient** testing is conducted.*

The laboratory determined that these services are critical to the nature of the work regarding identification of unknown bacterial pathogens, when all other means of identification has failed or cannot be distinguished based on biochemical reactions. The bacterial pathogens this equipment can identify includes hundreds of types of species including but not limited to a few listed below:

Acetobacter aceti, Acetobacter pasteurianus, Acetobacter peroxydans, Acholeplasma, Actinobacillus, Actinomonadura, Bacillus, Bacteroides, Borrelia, Bordetella pertussis, Brucella, Calymmatobacterium, Campylobacter, Chlamydia, Clostridium, Herpetosiphon aurantiacus, Hyphomicrobium vulgare, Kingella, Listeria, Microbacterium lacticum, Mycobacterium, Mycoplasma, Neisseria, Nocardia, Proteus, Pseudomonas, Salmonella, Singella, Staphylococcus, Streptobacillus, Vibrio, and Yersinia strains.

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

- Only SCIEX Separations service engineers participate in the company's ongoing, multi-step training program. SCIEX engineers are certified to service the entire SCIEX Separations product portfolio (including instrumentation and software). This certification is renewed every two years to ensure that SCIEX Separations service engineers maintain this standard of excellence.
- Only SCIEX Separations service engineers have access to the latest technical developments, repair procedures, instrument schematics, software application updates, and planned maintenance procedures.
- Only SCIEX Separations service engineers have access to SCIEX Separations' confidential and proprietary tools that enable the efficient diagnosis and service across the entire product portfolio, as well as optimization of instrument performance.
- Only customers with a SCIEX Separations service contract have access to SCIEX Separations Global Technical Assistance Center (TAC). TAC is staffed by senior engineers with the expertise to efficiently troubleshoot the entire product portfolio. This helps to speed call resolution and assists customers in maximizing productivity.

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

The laboratory has received a 20% discount on these systems due to its "not-for-profit laboratory" status and HETL being a member of the Association of Public Health Laboratories (APHL). Without a service agreement, HETL may be considered out of regulatory compliance and would pay for repairs beyond the cost of the service agreement.


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

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**PART III: SUPPLEMENTAL INFORMATION**

The department does not intend to RFP this service at this time.

**PART IV: APPROVALS**

<b>Signature of requesting Department's Commissioner (or designee):</b>	<i>By signing below, I signify that I approve of this procurement request.</i>		
			
<b>Printed Name:</b>	<i>Ben Munn</i>	<b>Date:</b>	<i>12/9/20</i>
<b>Signature of DAFS Procurement Official:</b>			
<b>Printed Name:</b>		<b>Date:</b>	