

MODIFICATION

State of Maine**Master Agreement****Effective Date:** 10/01/16**Expiration Date:** 08/31/18**Master Agreement Description:** Chemicals, Reagents, Kits for Qiagen Instruments MA**Buyer Information**

Donny Crockett 207-624-7336 ext. Donny.Crockett@maine.gov

Issuer Information

LISA ROBBINS 207-287-2727 ext. lisa.robbsins@maine.gov

Requestor Information

Lisa Robbins 207-287-2727 ext. lisa.robbsins@maine.gov

Authorized Departments10A DEPT OF HUMAN SERVICES
16A PUBLIC SAFETY
09A INLAND FISHERIES & WILDLIFE**Vendor Information****Vendor Line #: 1****Vendor ID**

VS0000008087

Vendor Name

QIAGEN INC

Alias/DBA**Vendor Address Information**

19300 Germantown Rd

Germantown, MD 20874

US

Vendor Contact Information

Deborah Higby

240-686-7558 ext. 23717

Deborah.Higby@qiagen.com

Commodity Information

Vendor Line #: 1

Vendor Name: QIAGEN INC

Commodity Line #: 1

Commodity Code: 96286

Commodity Description: Qiagen Proprietary Supplies

Commodity Specifications: As per the specifications attached made part of this MA

Commodity Extended Description: This line is for all Qiagen invoices, attach invoice to DO

Quantity	UOM	Unit Price
0.00000		\$0.00
Delivery Days	Free on Board	
Contract Amount	Service Start Date	Service End Date
\$0.00	10/01/16	08/31/18
Catalog Name	Discount	
	0.0000 %	
	Discount Start Date	Discount End Date

Commodity Information

Vendor Line #: 1

Vendor Name: QIAGEN INC

Commodity Line #: 2

Commodity Code: 49043

Commodity Description: Do not use

Commodity Specifications: Use Commodity line 1 for all invoices and attach invoice to DO

Quantity	UOM	Unit Price
0.00000		\$0.00
Delivery Days	Free on Board	
30		
Contract Amount	Service Start Date	Service End Date
\$0.00		
Catalog Name	Discount	
Qiagen	0.0000 %	
	Discount Start Date	Discount End Date
	10/01/16	12/06/16

State of Maine Waiver of Competitive Bidding Request Form (Formerly Sole Source Authorization 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:	Nicholas Matluk, Microbiology/Molecular III Supervisor	Office/Division/Program of Contract Administrator:	DHHS, MeCDC, Health and Environmental Testing Laboratory
Est. Contract Amount:	\$ 0.00 (This will begin a master agreement for chemicals, reagents and kits for Qiagen QiaCube and Pyro Q96 ID Instruments)	Contract or RQS Number:	To be created once all approvals and postings have been completed
Proposed Start Date:	10/01/2016	Proposed End Date:	09/30/2017
Vendor/Provider Name, City, State	Qiagen 27220 Turnberry Lane Valencia, CA 91355-1005 1-800-426-8157		
Short Description of Good or Service:	The purchase of chemicals, reagents, and kits that can only be used in Qiagen instruments.		
Please note, for transparency purposes, Waivers of Competitive Bidding will be publicly posted. Public postings are placed on the Division of Purchases' website for a period of seven consecutive calendar days.		To be completed by the Division of Purchases Posting dates on Division of Purchases' website: From: <u>10/18/2016</u> To: <u>10/24/2016</u>	
Notice of Intent to Waive Competitive Bidding Number:		NOI# 1020161594	
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; <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: <u>Sam Adolphsen</u> Date: <u>10/6/16</u>			
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; <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 Purchases "GOVCOOP" form, found here: http://www.maine.gov/purchases/info/forms/govcoop.doc.</i>			

State of Maine Waiver of Competitive Bidding Request Form (Formerly Sole Source Authorization Form)

	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.
	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.

The Health and Environmental Testing Lab has various types of equipment that was purchased from a company called Qiagen in the past to provide services that are critical in determining the identification of pathogens of human interest, including Neisseria meningitides, Influenza A and B, novel strains of influenza, herpes simplex virus, and enterovirus. The chemicals, reagents, plates, and kits are a few of the items that must be purchased from this vendor, only to be used in their equipment.

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.

The Pyro Q96 Identification instruments and QiaCubes allow for multiple samples to be processed all at the same time providing the microbiologists with more time to perform other important functions. The Pyro sequencer has complex data to analyze. HETL staff is trained microbiologists who perform these testing functions as well as analysis and reporting data.

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**.

Qiagen is a sole source vendor of all commodities (chemicals, reagents, plates, kits, etc.) HETL must be purchase everything through Qiagen because of the instruments we own that have been manufactured and warranted by them.

5. Future Competition

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

As long as HETL owns Qiagen instruments, there will be no future competition of bidding for any goods and services.

State of Maine Waiver of Competitive Bidding Request Form (Formerly Sole Source Authorization Form)

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.

Qiagen Qiacubes and Qiagen Pyro sequencers are DNA/RNA extraction instruments and all chemicals, reagents, plates, and kits are critical to the nature of the work regarding identification of pathogens.

7. Timeframe

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.

Now that we are getting into the influenza season, getting Qiagen on a master agreement and having stability in negotiating pricing and discounts is crucial.

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:


Sam Adolphson

Date:

10/6/16



Ms. Lisa Robbins
State of Maine-HETL-DHHS
221 State St., Station #12
Augusta, Maine
04333
lisa.robbs@maine.gov

May 16, 2017
QIAGEN Inc.
19300 Germantown Road
Germantown, MD 20874-1415
US Orders: 800-426-8157
Fax: 800-718-2056

Quote Number JG04252017a
Customer Number 310503

Dear Ms. Lisa Robbins

Thank you for your interest in our products. Please find below the details of your quotation.

Line Item No.	Quantity	Catalog #	Product	Unit Price [USD]	Total Price [USD]
1	1	0594-0201-NA	0594-0201 QFT 2 Plate Kit ELISA	*596.00	*596.00
2	1	0594-0501-NA	0594-0501 QFT Reference Lab Pack	*5,960.00	*5,960.00
3	1	0599-0401	QFT Multipack (3x ELISA + 600 tubes)	*3,236.00	*3,236.00
4	1	0599-0501	QFT Multipack (3x ELISA + 600 HA tubes)	*3,236.00	*3,236.00
5	1	T0590-0301	QFT Tubes (100xNil,100xTBAg,100xMit)	*724.00	*724.00
6	1	T0590-0505	QFT HA Tubes (100xNil,100xTBAg,100xMit)	*724.00	*724.00
7	1	T0597-0403	QFT Dispenser Pack (4x 25ct)	*738.00	*738.00
8	1	T0597-0405	QFT HA Dispenser Pack (4x 25ct)	*738.00	*738.00

Quote Total [USD]: **15,952.00**

* In case of changes to List Prices at QIAGEN, the prices of these products will remain in effect for the validity period of the quote.

QuantIFERON-TB Gold purchase orders may be submitted via:

- Email: QFTorders@qiagen.com or customercare-us@qiagen.com
- Online: www.qiagen.com
- Phone: 800-426-8157
- Fax: 800-718-2056

For timely processing please reference your Quote Number and ensure the product numbers ordered match the product numbers exactly as shown on the quote.

To reach QuantIFERON Customer Care please call: 800-426-8157 and press option #1 to speak with a Customer Care team member between the hours of 6:00am and 4:00pm Pacific Standard Time.



To ensure that correct prices are invoiced please always use the quote number stated above when placing your order.

This Quote shall be governed by the QIAGEN Standard Terms and Conditions available at
<http://www.qiagen.com/products/ordering-information/Ordering-terms-USA/>

Terms of Delivery and payment:

Offer validity:	Valid From: 10/01/2017 Valid To: 08/31/2018
Offer Valid Until:	08/31/2018
Price:	Prices do not include VAT
Shipping Terms:	Destination, Free
Payment:	30 days net

This offer was created electronically and is valid without a signature.