

**THE JUDICIARY, STATE OF HAWAII
NOTICE OF REQUEST FOR EXEMPTION
FROM HRS CHAPTER 103F**

TO: Chief Procurement Officer

FROM: First Circuit Court/Juvenile Client Services Branch/Juvenile Drug Court
Name of Requesting Division/Program

Pursuant to HRS § 103F -101 (a)(4) and HAR Chapter 3-141, The Judiciary requests a procurement exemption for the following:

<p>1. Title and description of health and human service(s): Family Therapy Services for Juvenile Drug Court clients including evaluations, therapy, and consultative services. Services to be provided by a licensed psychologist and/or post doctoral intern under the supervision of the licensed psychologist. Services are to identify and address family issues/needs that may present barriers to the client and/or their family's recovery and treatment progress. Therapeutic intervention includes individual, couples, and/or family counseling. Due to budgetary constraints, the Juvenile Drug Court has been able to purchase these services, but for limited sessions with a very limited budget. Through a possible grant from SAMHSA the program will be able to utilize these funds to pay for such critical intervention services.</p>	
<p>2. Provider Name and Address: Coalition for a Drug Free Hawaii 1130 N. Nimitz Hwy, Suite A259 Honolulu, HI 96817</p>	<p>3. Amount of Request: \$115,000</p>
<p>4. Term of Contract From: To: Date of Execution 12 months after date of execution</p>	<p>5. Prior Judiciary Procurement Exemption Reference Number (if applicable): n/a</p>
<p>6. Explain in detail why it is not practicable or not advantageous for the Program/Division to procure by competitive means: The Juvenile Drug Court is applying for a federal grant which requires to name Providers who will conduct the proposed grant services. We are proposing Family Therapy Services for Juvenile Drug Court clients in the grant proposal. The Juvenile Drug Court already has an existing agreement (Contract No. J12056) with the provider which was negotiated in response to our Purchase of Services Request No. J11030 for Health and Human Services dated October 27, 2010, Application No. 121. This agreement includes provisions for family therapy services in response to the RFP Specification 2.9. The contracted services will satisfy the federal grant application proposaed ervices. In view of this, it would not be feasible or practicable to conduct another solicitation. As amending the State funded Contract No. J12056 to accommodate possible Federal funding could complicate the administering of the existing agreement, e.g. monitoring/evaluating, payment process, and the term of the agreement pursuant to the grant, we are requesting an Exemption from the Provisions of 103F.</p>	
<p>7. Describe the reason for the selection of the provider including a description of how the procedure, as much as practicable, ensured maximum fair and open competition: As mentioned, the Juvenile Drug Court has an existing agreement with the provider which resulted from solicitation through the Judiciary's RFP No. J11030 with fair and open competition. Service specifications for the drug court services included the provision of family therapy services which were then incorporated in the scope of services under the present agreement, Contract J12056. In addition, the provider has had a contract for Family Therapy for Juvenile Drug Court clients since 2003 and has delivered services satisfactorily in accordance to contract terms.</p>	

8. Describe the Judiciary's internal controls and approval requirements for the exempted procurement:

Upon contract execution, an orientation will be conducted with the provider by the Juvenile Drug Court Administrator, and the program specialist assigned to the contract. Provider obligations including scope of services, compensation, working agreement terms, reporting and invoicing requirements will be reviewed. Contract terms shall be monitored on an annual basis to evaluate service delivery and compliance to all terms of the agreement. Any reports of contract non-compliance will be investigated and addressed by the program specialist. In addition, any subsequent contract extensions will be subject to the Judiciary's internal approval process

9. Identify the primary responsible staff person(s) conducting and managing this procurement. (Appropriate delegated procurement authority and completion of mandatory training required).

*Point of contact (Place asterisk after name of person to contact for additional information).

Name	Division/Program	Phone Number	email address
Lori M. Okita	Chief Court Administrator	539-4400	Lori.m.okita@courts.hawaii.gov
Janice G. Yamada	Deputy Chief Court Administrator	954-8220	Janice.g.yamada@courts.hawaii.gov
Christine Y. Miwa-Mendoza	Programs Manager – JCSB	954-8222	Christine.y.miwa-mendoza@courts.hawaii.gov
Paul M. Murato	Fiscal Officer	954-8268	Paul.m.murato@courts.hawaii.gov
Joel A. Tamayo	Juvenile Drug Court Administrator	534-6562	Joel.a.tamayo@courts.hawaii.gov
Adriane C. Abe	Program Specialist	539-4408	Adriane.c.abe@courts.hawaii.gov

All requirements/approvals and internal controls for this expenditure is the responsibility of the Division/Program. I certify that the information provided above is, to the best of my knowledge, true and correct.

/s/ Lori Okita

Department/Division/Program Head Signature

4/10/13

Date

NOTICE

The chief procurement officer is considering this request for exemption and, if there is good cause, the state intends to exempt the purchase as described in the request. Any inquiries regarding the purchase shall be directed to the contact person noted in item 9 of the request. Any concerns regarding the exemption shall be in writing and received by the chief procurement officer within seven days of the date the notice was first posted. Concerns shall be mailed to: Rodney Maile, Chief Procurement Officer, The Judiciary, 417 S. King St., Rm. 206A, Honolulu, HI 96813

For Chief Procurement Officer Use Only

Date Notice Posted: _____

Inquiries about this request shall be directed to the contact named in no. 9. Submit written objection to this notice to issue an exempt contract within seven (7) calendar days or as otherwise allowed from the date notice posted to:

Judiciary.Procurement.Office@Courts.hawaii.gov

Chief Procurement Officer (CPO) Comments:

Approved

Disapproved

No Action Required

Chief Procurement Officer Signature

Date