

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

TO: Chief Procurement Officer

FROM: First Circuit Court, Adult Client Services Branch  
*Name of Requesting Division/Program*

Pursuant to HRS § 103D -102 (b)(4) and HAR Chapter 3-120, The Judiciary requests a procurement exemption for the following:

1. Describe the goods, services or construction:  The Judiciary currently has a Memorandum of Agreement with the Alcohol and Drug Abuse Division (ADAD) to provide an alternative drug testing practice, aside from the usual urine drug testing practice. This virtual oral drug testing program will better serve the Adult Client Service Branch (ACSB) clients who face barriers to in-person drug testing.  A video-observed oral fluid (saliva) drug testing program that allows the ACSB to monitor their client’s compliance with treatment plans and probation conditions. The non-invasive and easily observed oral fluid collection can be done conveniently and in the client’s home. The entire collection process is conducted under video by an ACSB staff member. This allows for continuity of care when in-office testing may not be available, ensuring a client’s compliance with their treatment plans or court conditions. This contract will provide 25 oral fluid drug tests per month to ACSB’s Specialty Courts.		
2. Vendor/Contractor/Service Provider:  Cordant Health Solutions P.O. Box 17103 Denver, CO 80217-0103	3. Amount of Request:  Total Amount \$6,250 FY 2023 \$3,150 FY 2024 \$3,150	
4. Term of Contract From: November 15, 2022 To: September 30, 2024	5. Prior Judiciary Procurement Exemption No. (if applicable):	
6. Explain in detail why it is not practicable or not advantageous for the Program/Division to procure by competitive means:  Research conducted by the ACSB indicated that there are no other companies that provide video observed oral fluid drug testing <u>and</u> has a laboratory that can confirm the oral fluid test results. Additionally, Cordant will provide specialized training on how to conduct the video observed oral fluid testing program. Cordant will send the oral drug test kits to ACSB and the probation staff will observe the entire drug test procedure (from beginning of the drug test to having the client send the test to Cordant’s laboratory for confirmation testing) via WebEx/Zoom and the client will send the test to Cordant for drug confirmation.		

7. Explain in detail, the process that will be or was utilized in selecting the vendor/contractor/service provider:

An internet search of video observed oral fluid testing companies resulted in several companies being able to provide oral fluid testing. However, after receiving several responses from these companies, Cordant is the only company that provides video observed oral fluid drug testing and has a laboratory to confirm the results of the oral fluid testing. The unique services Cordant will provide are to initially send the oral drug tests to ACSB and the probation staff will observe the entire oral drug test procedure (from beginning of the drug test to having the client send the test to the laboratory for confirmation).

8. 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
Kathi Fujii	The Judiciary/Adult Client Services Branch	539-4510	Kathi.K.Fujii@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/ Brook M. Mamizuka

10/12/2022

\_\_\_\_\_  
*Department/Division/Program Head Signature*

\_\_\_\_\_  
*Date*

**For Chief Procurement Officer Use Only**

Date Notice Posted: \_\_\_\_\_

Inquiries about this request shall be directed to the contact named in Item 8. Submit written objection to this NOTICE OF REQUEST FOR EXEMPTION within seven (7) calendar days, or as otherwise allowed, from the Date Notice Posted to:

Chief Procurement Officer - The Judiciary  
Financial Services Department  
Contracts & Purchasing Office  
1111 Alakea Street, 6<sup>th</sup> Floor  
Honolulu, Hawaii 96813-2807

Chief Procurement Officer (CPO) Comments:

Approved

Disapproved

No Action Required

\_\_\_\_\_  
*Chief Procurement Officer Signature*

\_\_\_\_\_  
*Date*