



STATE PROCUREMENT OFFICE
NOTICE OF REQUEST FOR EXEMPTION '11 JUL 27 P2:11
FROM HRS CHAPTER 103D

STATE PROCUREMENT OFFICE
 STATE OF HAWAII

TO: Chief Procurement Officer
 FROM: PUBLIC SAFETY
Name of Requesting Department
 SUBJECT: Request for Exemption

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

1. Describe the goods, services or construction.
 AWARDS FOR GROCERY ITEMS (11-CPSFS-24). REQUEST IS FOR AN EXEMPTION FROM PROCUREMENT CIRCULAR No. 2011-02, REQUIRING AGENCY USE OF HCE FOR THE VERIFICATION OF VENDORS COMPLIANCE WITH HRS 103D-310(C). THERE IS NOT SUFFICIENT TIME FOR VENDORS TO REGISTER ON HCE AND ACQUIRE CLEARANCE, THE AWARDS WILL BE MADE TO THOSE EITHER ALREADY ON HCE OR THOSE THAT HAVE SUBMITTED HARDCOPIES OF THE LIR#27, AND CERTIFICATE OF GOOD STANDING. ATTACHED ARE THE VENDORS HARDCOPIES OF THE TWO OF THE THREE DOCUMENTS AS PER HRS 103D-310(c). THE VENDOR HAS BEEN NOTIFIED OF ACT 190, SLH 2011 AND PSD HAS REQUESTED A HARDCOPY OF THE TAX CLEARANCE. Items 105, 173, & 181 FOR THE ISLAND OF OAHU. AWARD TO THE NEXT LOWEST VENDOR WILL RESULT IN AN INCREASE COST OF APPROX \$18,900.00

2. Vendor/Contractor Name :	KING FOOD SERVICE, INC., 94-272 PUPUOLE WAIPAHU, HAWAII 96797	3. Amount of Request:	\$ 87,403.10
-----------------------------	--	-----------------------	--------------

4. Term of Contract:	From: 8/1/2011 To: 7/31/2012	5. Prior Exemption Reference No.:	NONE
----------------------	------------------------------	-----------------------------------	------

6. Explain in detail, why it is not practicable or not advantageous for the department to procure by competitive means:
 PROCUREMENT PROCESS HAS BEEN COMPLETED, OUR REQUEST IS FOR THE REQUIREMENT THAT VENDOR COMPLIANCE VERIFICATION BE DONE ONLY WITH HCE AND NOT WITH HARD COPIES. THE REQUIREMENTS CONTRACTS RESULTING FROM THE REFERENCED IFB HAVE A COMMENCEMENT DATE OF AUGUST 1, 2011. AWARD TO KING FOOD SERVICE WILL BE PENDING RECEIPT OF THEIR HARDCOPY TAX CLEARANCE OR HCE (if company registers).

 THERE IS INSUFFICIENT TIME FOR THOSE VENDORS NOT ON HCE TO NOW REGISTER ON HCE FOR THEIR VERIFICATION.

7. In selecting the vendor/contractor, explain in detail, the process the department will utilize to maximize fair and open competition:
 THE TWO SOLICITATIONS WERE FORMAL IFBs, AWARDS ARE BEING MADE TO THE LOWEST, RESPONSIVE, RESPONSIBLE BIDDER.

8. Identify the primary individual(s) who is knowledgeable about this request, who will conduct and manage this process and has completed mandatory training. (Type over "example" and delete cells not used)

Name of Department Personnel	Division/Agency	Phone Number	e-mail address
MARC YAMAMOTO <i>may 7/24/11</i>	ASO-PC	808-587-1215	marc.s.yamamoto@hawaii.gov
MICHAEL B CLACK	ASO-PC	808-587-1198	michael.b.clack@hawaii.gov
FRANK J LOPEZ	CPS-A	808-587-1266	frank.j.lopez@hawaii.gov
NATHALIE KODAMA	CPS-FS	808-587-2553	nathalie.kodama@hawaii.gov

9. The department shall ensure adherence to applicable administrative and statutory requirements, and all requirements, approvals, and internal controls for this request are the responsibility of the department.

I certify that the information provided above is, to the best of my knowledge, true and correct.

Martha Mney
 Department Head Signature

JUL 26 2011
 Date

For Chief Procurement Officer Use Only

Date Notice Posted 7/28/11

Submit written objections to this notice to issue an exemption from Chapter 103D, HRS, within seven calendar days or as otherwise allowed from date notice posted to:

Chief Procurement Officer
 State Procurement Office P.O.
 Box 119 Honolulu, Hawaii
 96810-0119

10. Chief Procurement Officer (CPO) Comments:

HRS §103D-310(c) requires that all offerors shall comply with all laws governing entities doing business in the State. This request is disapproved as there is insufficient justification why award to a non-compliant vendor should be granted.

Approved Disapproved No Action Required

Clara S. [Signature]
 Chief Procurement Officer Signature 8/5/2011
 Date