

STATE PROCUREMENT OFFICE
NOTICE OF REQUEST FOR EXEMPTION FROM HRS CHAPTER 103D

JAN 23 A7:45
STATE PROCUREMENT OFFICE
STATE OF HAWAII

TO: Chief Procurement Officer

FROM: DBEDT/Creative Industries Division
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.

For services related to Hawaii's integration/participation in a national music industry conference at the American Society of Composers Authors and Publishers (ASCAP) "I Create Music" Expo on April 19-21, 2012 Los Angeles, California including Hawaii showcase performances, panels and exhibits. CID will be a sponsor of an ASCAP EXPO panel consisting of music industry professionals and songwriters which will include Hawaii artists and music industry professionals. Participation also includes presenting music showcases which demonstrate the cultural heritage and range of Hawaii's music. This program is an essential part of DBEDT/CID's mission to accelerate the economic viability and visibility of the arts and culture sectors of Hawaii's creative economy, through CID's strategic relationships with mainstream organizations such as ASCAP.

2. Vendor/Contractor Name : American Society of Composer's Authors & Publishers
(ASCAP)

3. Amount of Request:
\$ 6,500.00

4. Term of Contract: From: 1/2/2012 To: 5/1/2012

5. Prior Exemption Reference No.: Not Applicable

6. Explain in detail, why it is not practicable or not advantageous for the department to procure by competitive means:

ASCAP is the leading performing rights membership association representing & controlled by nearly 400,000 U.S. composers, songwriters, lyricists, & music publishers. Through agreements with affiliated international societies, ASCAP also represents hundreds of thousands of music creators worldwide. ASCAP is the sole entity organizing the "I Create Music Expo", which is the only Los Angeles based national conference of its kind dedicated to the art of songwriting and composing. The innovative programming includes master classes, songwriting/composing workshops, publisher and business panels, one-on-one sessions, career building workshops, showcases & performances, feedback panels, state-of-the-art technology demos as well as an Expo featuring music industry exhibitors.

The "I Create Music EXPO" is a key component of CID's strategic plan to accelerate the growth of Hawaii's music industry, & educate industry decision makers about the diversity of Hawaii's music genres. The event helps to expand the State's industry network through exposure to the most successful music creators, industry experts and technology innovators. It is for these reasons that CID is requesting an exemption for the ASCAP Expo under Chapter 103D.

7. In selecting the vendor/contractor, explain in detail, the process the department will utilize to maximize fair and open competition:

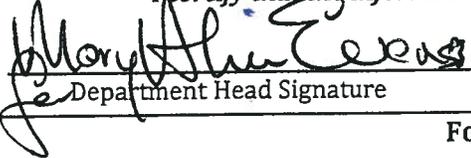
As noted in item #6, ASCAP is the sole entity organizing the "I Create Music Expo" in April 2012, Los Angeles. Because this event is scheduled to take place in April 2012, there is a short time frame for committing to sponsorship of this event, as well as planning panel sessions and artist performances. It is for these reasons that CID is requesting an exemption for this program under Chapter 103D. CID will be issuing an RFP for future sponsorship events of this nature.

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
David Nada	DBEDT/CID	587-2754	dnada@dbedt.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.


 Department Head Signature

Jan 19, 2012
 Date

For Chief Procurement Officer Use Only

Date Notice Posted 1/23/12

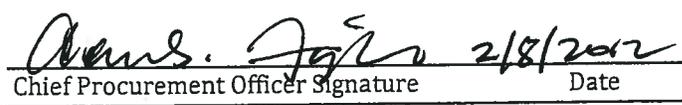
Submit written objections to this notice to issue an exemption from Chapter 103D, HRS, within seven calendar days or as otherwise allowed from date notice posted to:

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

10. Chief Procurement Officer (CPO) Comments:

Request is disapproved as vendor is not compliant with HRS §103D-310(c) and HAR §3-122-112 (i.e. vendor must be compliant on the Hawaii Compliance Express [HCE]). Upon verification of vendor compliance, department may attach a memo to this request, along with a copy of HCE certificate requesting reconsideration of CPO approval. In the memo, department should provide detailed information describing the scope and the time line towards issuing a competitive sealed proposal (CSP) for sponsorship. If there are any questions, please contact Kevin Takaesu at 586-0568, or kevin.s.takaesu@hawaii.gov.

Approved Disapproved No Action Required


 Chief Procurement Officer Signature Date 2/8/2012