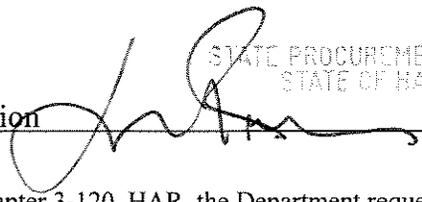


STATE OF HAWAII
REQUEST FOR EXEMPTION FROM CHAPTER 103D, HRS

FEB 10 P1:18 '05 FEB 10 P12:53

TO: Chief Procurement Officer

FROM: DAGS-Central Services Division
(Department/Division/Agency)



STATE PROCUREMENT OFFICE
STATE OF HAWAII
ADMINISTRATION
STATE PROCUREMENT OFFICE
STATE OF HAWAII

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

Description of goods, services, or construction:

This approval is requested to amend an existing exemption to purchase up to \$50,000 per project in materials and services for school repair and maintenance projects. In order to keep within the overall intent of the initial approval, we would like to extend the purchase limit only for two projects. First, the low bid to purchase Fiberglass Reinforced Polyester (FRP) doors for Building D (Cafeteria) at Puohala Elementary School was received at \$70,000. This sum exceeds the current exemption by \$20,000. Second, materials and supplies to install security screens at Hale Kula Elementary are projected at \$80,000. This sum exceeds the current exemption by \$30,000.

Name of Vendor:		Cost:
Address:	To be determined	\$80,000 or less for the subject project

Term of Contract:	From:	To:	Prior Exemption Ref. No. (if applicable)
	Upon CPO Approval	06/30/05	05-43-C

Explanation describing how procurement by competitive means is either not practicable or not advantageous to the State:

Due to significant shortfalls in the work order repair budget for Fiscal Year 2005, the DOE has requested DAGS trade crews to concentrate their efforts on major repairs work until the start of Fiscal Year 2006. When the initial exemption up to \$50,000 was received, it was anticipated that all of the identified types of repairs would fall within this range. However, bid solicitation has yielded higher prices for two projects.

Procurement by formal bidding is not practical due to pressing time constraints. Because DAGS trade crews have been scheduled to work on major repairs only through June 2005, it is not possible to structure a bid, award and accept delivery in time to complete both projects by deadline. Any unforeseen delays in the bid process could seriously jeopardize completion and disrupt the schools schedules.

Details of the process or procedure to be followed in selecting the vendor to ensure maximum fair and open competition as practicable:

In order to expedite procurement, the program will utilize procedures associated with the purchase of goods and services (less than \$25,000) to solicit and award the bid.

A description of the agency's internal controls and approval requirements for the exempted procurement:

For the purpose of this exemption, internal controls will be established as follows:

1. The cumulative sum of goods, services and construction purchased for the project shall not exceed \$100,000.
2. The actual procurement will be accomplished through small purchase procedures as stipulated in §103D-305, HRS and HAR 3-122, sub-chapter 8. However, specific approval is requested to raise the procurement limit from \$25,000 to no more than \$80,000.
3. All purchases will reflect a project number. Through the generation of reports, the program's automated purchase order system will allow for verification that the total amount purchased per school does not exceed \$100,000.

A list of agency personnel, by position title, who will be involved in the approval process and administration of the contract:

Teeraphan Chavanachat, Engineer VI
Francis Cheung, Engineering Program Manager

Direct questions to:

"TC" Chavanachat

Phone Number:

831-6720

This exemption should be considered for list of exemptions attached to Chapter 3-120, HAR: Yes No

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS, TO THE BEST OF MY KNOWLEDGE, TRUE AND CORRECT.

Date Department Head or Designee Date

Russ K. Leib

Date Department Head or Designee

Title (If other than Department Head)

2/9/05

Date Comptroller
Title (If other than Department Head)

Chief Procurement Officer's Comments:

This approval is for the solicitation process only, Chapter 103D-310, HRS, shall apply.

Please ensure adherence to applicable administrative requirements.

APPROVED

DISAPPROVED

Alan S. Fyler *2/8/05*

Chief Procurement Officer Date

cc: Administrator,
State Procurement Office

STATE OF HAWAII NOTICE OF EXEMPTION FROM CHAPTER 103D, HRS

The Chief Procurement Officer is in the process of reviewing the request from the Department of Accounting and General Services for exemption from Chapter 103D, HRS, for the following goods, services, or construction:

To increase the amount from a maximum of \$50,000 to \$80,000 per project for two projects for materials and services for school repair and maintenance projects

Vendor: To be determined

Address:

Term of Contract:

From:

To:

Cost:

Upon CPO Approval

06/30/05

\$80,000 or less for subject projects

Direct any inquiries to:

Department: Accounting and General Services

Contact Name/Title: Teeraphan Chavanachat
Engineer VI

Address:

Phone Number:
808-831-6720

Fax Number:



Date Posted: 2/11/05

A copy of this notice of exemption from Chapter 103D, HRS, shall be posted by the Chief Procurement Officer and the purchasing agency in an area accessible to the public, at least seven (7) calendar days prior to any approval action.

Submit written objections to this notice to issue an exemption from Chapter 103D, HRS, within seven (7) calendar days from the date posted to:

Chief Procurement Officer
Office/Agency _____
Address _____
