



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

14 MAR 13 P1:59

STATE PROCUREMENT OFFICE  
STATE OF HAWAII

TO: Chief Procurement Officer

FROM: HEALTH/STATE LABORATORIES DIVISION  
*Name of Requesting Department*

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:  
Immunofluorescent Test Kits, Reagents and accessories for use in culture confirmation of various viral agents and Direct Fluorescent Antibody Reagents and accessories for Rabies

2. Vendor/Contractor/Service Provider:	EMD MILLIPORE CORPORATION	3. Amount of Request:
		\$ 20,000

4. Term of Contract From: 4/12/2014 To: 4/11/2015	5. Prior SPO-007, Procurement Exemption (PE): 13-077K
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6. Explain in detail, why it is not practicable or not advantageous for the department to procure by competitive means:  
It is not practicable or advantageous for the department to procure by competitive means since the SLD is currently using both manufacturers/vendors, Biopool US, Inc. dba Trinity Biotech Distribution and EMD Millipore Corporation, for DFA products for culture confirmation of viral isolates. The SLD uses the Trinity Biotech products primarily for viral respiratory agents and the EMD Millipore Corporation products for culture confirmation for other viral agents including enteroviruses, cytomegaloviruses, Herpes Simplex Virus Types 1 & 2, Varicella Zoster, various control slides, and other accessories including Phosphate Buffered Saline Solution and mounting fluid.  
Each reagent has been validated for use in the SLD with both manufacturers serving as back-up for additional products in the event of quality control and supply issues. The Rabies reagents are only available through EMD Millipore Corporation.

7. Explain in detail, the process that will be or was utilized in selecting the vendor/contractor/service provider:  
The SLD is currently using products from both manufacturers/vendors, Biopool US, Inc. dba Trinity Biotech Distribution and EMD Millipore Corporation for various DFA products for culture confirmation of viral isolates. The SLD uses the Trinity Biotech products primarily for viral respiratory agents and the EMD Millipore products for culture confirmation for other viral agents including enteroviruses, cytomegaloviruses, Herpes Simplex Virus Types 1 & 2, Varicella Zoster, various control slides and other accessories including Phosphate Buffered Saline Solution and mounting fluid. The Rabies Fluorescent Antibody reagents are only available from EMD Millipore Corporation.

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/Agency	Phone Number	e-mail address
Gail Kunimoto	Health/SLD	453-6700	gail.kunimoto@doh.hawaii.gov

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

Linda Rosen MD MPH  
Department Head Signature

3-12-2014  
Date

**For Chief Procurement Officer Use Only**

Date Notice Posted: 3/17/14

Inquiries about this request shall be directed to the contact named in No. 8. Submit written objection to this notice to issue an exempt contract within seven calendar days or as otherwise allowed from date notice posted to:

state.procurement.office@hawaii.gov

Chief Procurement Officer (CPO) Comments:

Approval is granted for the period 4/12/14 to 4/11/15 and is based on the department's representation EMD Millipore will be used for culture confirmation for viral isolates. The DOH/State Laboratories Division uses another manufacturer for culture confirmation, but only for viral respiratory agents. EMD Millipore is used for other viral agents and Rabies reagents are only available through EMD Millipore. HRS section 103D-310(c) and HAR section 3-122-112, shall apply (i.e. vendor is required to be compliant on the Hawaii Compliance Express) and award is required to be posted on the Awards Reporting System.

If there are any questions, please contact Kevin Takaesu at 586-0568, or kevin.s.takaesu@hawaii.gov.]

Approved

Disapproved

No Action Required

[Signature]  
Chief Procurement Officer Signature

6/24/14  
Date