



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

**Received by  
State Procurement Office  
01/22/2016**

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

<b>2. Vendor/Contractor/Service Provider:</b>	EMD MILLIPORE CORPORATION	<b>3. Amount of Request:</b>
		\$ 20,000
<b>4. Term of Contract From:</b>	4/12/2016	<b>To:</b> 4/11/2017
<b>5. Prior SPO-007, Procurement Exemption (PE):</b> 15-044K		

**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	State Laboratories/MMB	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.*

  
Department Head Signature

Date JAN 21 2016

**For Chief Procurement Officer Use Only**

Date Notice Posted: 1/22/16

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 4/12/2016 to 4/11/2017, based on the department's representation that: EMD Millipore will be used for culture confirmation for viral isolates, there are no other manufacturers producing these, there is need for using products that have been verified for use in the laboratory and perform to their expectations for accurate, consistent and reliable results and purchase from the manufacturer is necessary to provide technical assistance should there be a problem. This approval is for the solicitation process only. Pursuant to HRS section 103D-310(c) and HAR section 3-122-112, the procuring officer shall verify compliance (i.e., vendor is required to provide proof of compliance and may use the Hawaii Compliance Express) for all contracts awarded, and award is required to be posted on the Awards Reporting System. Copies of the HCE certificates and awards posting are required to be documented in the procurement/contract file.

If there are any questions, please contact Mara Smith at 587-4704 or mara.smith@hawaii.gov.

Approved

Disapproved

No Action Required

  
Chief Procurement Officer Signature

2/8/16  
Date