



11 MAY 2011

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

1. TO: Chief Procurement Officer
2. FROM: Transportation/Highways/Motor Vehicle Safety Office

Department/Division/Agency

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

3. Description of goods, services or construction:

This exemption is requested to purchase related human services to operate the federal highway traffic safety grants program.

4. Name of Vendor: Various Provides/Vendors
Address: Various

5. Price:

\$5,000,000.00

\$ 3,000,000.00

6. Term of Contract: From: Upon approval of CPO

To: 12/31/10

7. Prior Exemption Ref. No.

8. Explanation describing how procurement by competitive means is either not practicable nor advantageous to the State:

Due to the specific nature of the federally funded highway traffic safety program, procurement by competitive means is either not practicable or nor advantageous to the State. DOT/MVSO seeks community involvement and innovative projects dealing specifically with highway traffic safety. The US Department of Transportation, the funding source, specifies the areas of concentration such as child safety seats, seat belt usage, speed reduction, pedestrian safety and driving while under the influence. The goal is to find new ideas and innovative solutions to highway safety problems in order to reduce injuries and fatalities on Hawaii's roadways. The grant amounts are as low as \$2,000 that makes it impractical to solicit bids. Many of the grants awarded to State and County agencies, where the expertise resides, i.e. police checkpoints (sobriety, speed, seat belt, etc.), can only be awarded to the four county police departments.

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

Public meeting notices are posted in each major newspaper on the islands of Oahu, Kauai, Maui and Hawaii. The meeting is to inform people about the available funds and teach them how to apply. There is approximately 1.5 – 2 months time between the public meetings and the deadline to submit proposals for funding. All proposals that meet the highway safety grant qualifications are then forwarded to the Governor's Highway Safety Council (GHSC) that meets to discuss proposals and advise DOT. The ranking order is then forwarded to the Director of Transportation for final review. When the Director approves the ranking, the DOT's Motor Vehicle Safety Office will then provide funding to as many projects as funds allow, in accordance with the ranking.

REQUEST FOR EXEMPTION FROM CHAPTER 103D, HRS (Cont.)

10. A description of the agency's internal controls and approval requirements for the exempted procurement:
 Each project is required to submit quarterly reports that the State staff reviews. The State staff also monitors each project by visiting the project site and reviewing documents. Fiscal reimbursement requests are required to be turned in with copies of all invoices and relevant paperwork. All paperwork is also reviewed by the National Highway Traffic Safety Administration, which provides 100 percent for these grants.

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

Name	Position	Involvement in Process	
Brennon T. Morioka	Director	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Administration
Alexander Kaonohi, Jr.	Administrator, MVSO	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Administration
Lee Nagano	Highway Safety Specialist	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Administration
Lianne Yamamoto	Highway Safety Specialist	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Administration
Karen Kahikina	Highway Safety Specialist	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Administration
Mitchell Roth	Hawaii County Prosecutor	<input type="checkbox"/> Approval	<input checked="" type="checkbox"/> Administration

13. Direct inquiries to:
 Department: Transportation
 Contact Name: Lee Nagano
 Phone Number: 587-6301
 Fax Number: 587-6303

Agency shall ensure adherence to applicable administrative and statutory requirements

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



Department Head

5-2-08
Date

Reserved for SPO Use Only

15. Date Notice Posted 5/8/08

The Chief Procurement Officer is in the process of reviewing this request for exemption from Chapter 103D, HRS. Submit written objections to this notice to issue an exemption from Chapter 103D, HRS, within seven calendar days or as otherwise allowed from the above posted date to:

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

REQUEST FOR EXEMPTION FROM CHAPTER 103D, HRS (Cont.)

Chief Procurement Officer's comments:

This approval is based on the DOT's representation that final approval of funding projects under this program is with the Federal Highways Traffic Safety Association.

This approval is for the solicitation process only, HRS section 103D-310(c) and HAR section 3-122-112, shall apply.

16.

APPROVED DISAPPROVED NO ACTION REQUIRED

Alvin S. Figueira 5/21/08
Chief Procurement Officer Date