STATE OF HAWAII

NOTICE OF AND REQUEST FOR
RESTRICTIVE PURCHASE OF SERVICE
PURSUANT TO §103F-403, HRS

'10 APR 22 A10:07
STATE PROCUREMENT OFFICE
STATE OF HAWAII

To: Chief Procurement Officer

From: Health/Director's Office/Developmental Disabilities Council
Department/Division/Branch or Office

Pursuant to §103F-403, HRS, and Chapter 3-144, HAR, the department head has made a determination that adequate basis for a restrictive purchase of services exists and requests approval to make a restrictive purchase for the following:

1. Title and description of health and human service(s):

The Donated Dental Services (DDS) program first began in Hawaii in January 2002. The 2001 Legislature appropriated $83,320 for two years ($41,660 for FY 2001-2002 and $41,660 for FY 2002-2003) through Act 155, Session Laws of Hawaii 2001 to implement a statewide donated dental service program. The target population to be served included individuals who are elderly, individuals with a disability or individuals who are medically compromised. The program recruits dentists and dental laboratories to volunteer their sevices and supplies to provide comprehensive dental care to the target population. The commitment from a dentist is to provide dental care to one individual per year.

The National Foundation on Dentistry for the Handicapped (NFDH) has implemented the Hawaii DDS program since 2002. Implementation of the program includes recruiting, hiring and maintaining staff necessary to carry out the activities of the program (recruitment and coordination of volunteer dentists and dental laboratories); providing training for staff; providing fiscal, personnel, and program management; ongoing evaluation; preparing financial and program reports; and developing plans for financial stability for the program.

The 2004 Legislature appropriated funds of $30,765 for FY 2004-2005 to continue the program for another year (Act 45/2004). In it's commitment to continue the program, the 2006 Legislature appropriated $19,309 for FY 2006-2007 (Act 218/2006). The 2007 Legislature appropriated funds of $23,345 for FY 2007-2008 and $24,342 for FY 2008-2009 (Act 213/2007) to continue the program. The 2009 Legislature provided funds of $24,342 for FY 2009-2010 and $24,342 for FY 2010-2011 for the program (Act 162/2009).

2.	Provider Name and Address:	National Foundation of Dentistry for the Handicapped 1800 15th Street, Suite 100 Denver, Colorado 80202
3.	Total Contract Funds: Contract Funds per Year (if applicable):	$48,684 $24,342
4.	RH No. of Previous Request for this Service (if applicable)	~~05-15~~ 07-06

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5. Term of Contract: Start: June 1, 2010 End: May 31, 2011

If the contract term is longer than 1 year, provide justification for the extended term:

6. Describe the circumstances justifying a restrictive purchase:

The National Foundation on Dentistry for the Handicapped (Foundation) is located in Denver, Colorado, is a non-profit organization, and is a charitable affiliate of the American Dental Association. The Foundation has been implementing the Hawaii DDS program since January 2002 pursuant to Chapter 103F (Restrictive Purchase of Service) and is admininstered by the Department of Health through the State Council on Developmental Disabilities (Developmental Disabilities Council). The Foundation is the only known provider in the United States that organizes and operates donated dental services for individuals who are elderly, individuals who have a disability or individuals who are medically compromised. There are no known organizations in the United States that coordinate or implement donated dental services. The DDS program remains unique to the Foundation, therefore, it is not practical or in the best interest of the program to competively procure the services.

7. Describe the efforts and results in determining that this is the sole provider who can render services. Include approximate dates:

The National Foundation on Dentistry for the Handicapped first initiated donated dental services in 1985 and have since operated donated dental services nationwide. There are 39 states that operate donated dental services developed by the Foundation.

Dr. Mark Greer, Chief of the Dental Health Division, Department of Health and Loren Liebling, Executive Director for the Hawaii Dental Association (HDA) were contacted regarding administering the contract or implementing DDS in Hawaii. On March 3, 2010, Dr. Greer indicated that he was not interested in administering the program through a contract with the National Foundation. On the same day, Mr. Liebling reported that the HDA was not able to implement this program.

8. List state agency personnel, by position title, who will be involved in the approval process and administration of the contract:

Waynette K.Y. Cabral, M.S.W.
Executive Administrator

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9.	Direct questions to (name & position):	Waynette K.Y. Cabral Executive Administrator
	Phone number:	808-586-8100
	e-mail address:	waynette.cabral@doh.hawaii.gov

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

Department Head Signature — APR 20 2010 *Date*

Chiyome Leinaala Fukino, M.D.
Typed Name

NOTICE

Pursuant to §103F-403, Hawaii Revised Statutes and Chapter 3-144, Hawaii Administrative Rules, the aforementioned purchasing agency has submitted a request to the chief procurement officer for a restrictive purchase of service for health and human services, and if approved, intends to purchase the service without issuing a request for proposals.

Any person may file a written protest under the procedures established under Chapter 3-148, Hawaii Administrative Rules, located on the web at www.spo,hawaii.gov, click *Statutes and Rules* and *Procurement of Health and Human Services.* Protests shall be hand delivered or postmarked by United States Postal Service within seven (7) days after the date this notice is first published on the internet. If hand delivered it must be submitted by 4:30 PM, Hawaii Standard Time, within seven days after day this notice is first published. Protests must be submitted to the following procurement officer **and** head of the purchasing agency:

Procurement Officer for this Procurement
Waynette K.Y. Cabral
Department of Health, State Council on
Developmental Disabilities
919 Ala Moana Blvd., Room 113
Honolulu, Hawaii 96814

Head of Purchasing Agency
Chiyome Leinaala Fukino, M.D.
Department of Health
1250 Puncbowl Street, Room 326
Honolulu, Hawaii 96813

Protest forms and instructions are on the web at: www.spo.hawaii.gov, click *Health and Human Services, Chapter 103F…* and *Forms for Private Providers*. Questions should be directed to the contact person noted in item 9 of the request.

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FOR CHIEF PROCUREMENT OFFICER USE ONLY

Chief Procurement Officer's Comments:

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☐ **APPROVED** ☐ **DISAPPROVED** ☐ **NO ACTION**

Chief Procurement Officer Signature *Date*

Please ensure adherence to applicable administrative requirements.