

**RECEIVED**

By State Procurement Office at 11:20 am, Mar 04, 2016



**STATE PROCUREMENT OFFICE  
NOTICE & REQUEST FOR SOLE SOURCE**

TO: Chief Procurement Officer  
FROM: Hawaii State Laboratories Division  
*Name of Requesting Department*

Pursuant to HRS §103D-306 and HAR chapter 3-122, Subchapter 9, the Department requests sole source approval to purchase the following:

1. Describe the goods, services, or construction to be procured.  
Vidas Quality Control (QCV) kits, Vidas Salmonella kits, Vidas Ecoli O157 (including H7) kits, Vidas LIS, Vidas Listeria monocytogenes kits; Vidas Staphylococcal Enterotoxin II (SET 2) kits. Vidas is a high-throughput Immunoanalyzer that is used for the detection of foodborne pathogens such as Salmonella, E. coli O157, E. coli O157:H7, Listeria spp., Listeria monocytogenes, and Staphylococcal Enterotoxins in food samples.

2. Vendor/Contractor/Service Provider Name: Biomerieux, Inc., P.O. Box 500308 St. Louis, MO 63150-0308	3. Amount of Request: \$30,000.00
4. Term of contract (shall not exceed 12 months), if applicable: From: <u>Upon CPO approval</u> To: <u>12 months</u>	5. Prior SPO-001, Sole Source (SS) No.: 15-041K

6. Describe in detail the following:

a. The unique features, characteristics, or capabilities of the goods, service or construction.  
Vidas is one of the test methods that is recognized and accepted by the US FDA and the USDA because these methods have been validated and approved by the Association of Official Analytical Chemists (AOAC) for the detection of various pathogens (listed above) and is used widely by the food and agriculture industry.

b. How the unique features, characteristics or capabilities of the goods, service or construction are essential for the department  
Identification of microbial pathogens most often implicated in foodborne outbreaks are of paramount importance. To accomplish this, the US FDA and the USDA engage public health laboratories through the Food Emergency Response Network (FERN) to perform targeted surveillance of food commodities (produce, processed foods and food products) to detect and confirm the presence of pathogens before these pathogens cause widespread foodborne outbreaks; to perform mitigation once the pathogen is detected by product recalls and/or performing trace back investigations to link the pathogens identified from clinical cases to the food or food products.

13216

7. Describe the efforts and results in determining that this is the only vendor/contractor/service provider who can provide the goods, services or construction.

The Vidas kits described in Section 1 can only be obtained from Biomerieux, Inc. and can only be used in the Vidas instrument. Further, the Vidas QCV kit can only be used for the Vidas instrument for quality control purposes to ensure that the analytical characteristics such as sensitivity, specificity, etc., of the kits as described above will perform as expected.

8. Alternate source. Describe the other possible sources for the goods, services, or construction that were investigated but did not meet the department's needs.

There is no alternate source.

9. 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
Rebecca H. Sciulli	SLD/DOH	808-453-5993	rebecca.sciulli@doh.hawaii.gov

Department shall ensure adherence to applicable administrative and statutory requirements, including HAR chapter 3-122, Subchapter 15, Cost or Pricing Data if required.

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

  
Department Head Signature

MAR - 3 2016  
Date

**For Chief Procurement Officer Use Only**

Date Notice Posted: 3/4/16

Submit written objection to this notice to issue a sole source contract within seven calendar days or as otherwise allowed from date notice posted to:

[state.procurement.office@hawaii.gov](mailto:state.procurement.office@hawaii.gov)

**Chief Procurement Officer (CPO) Comments:**

Approval is granted for the period 4/1/2016 through 3/31/2017 for Vidas Quality Control (QCV) kits, Vidas Salmonella kits, Vidas Ecoli 0157 (including H7) kits, Vidas LIS, Vidas Listeria monocytogenes kits; and Vidas Staphylococcal Enterotoxin II (SET 2) kits. The approval is based on the department's representation that Vidas is the sole source vendor able to provide the various Vidas kits. 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](mailto:mara.smith@hawaii.gov).

Approved

Disapproved

No Action Required

  
\_\_\_\_\_  
Chief Procurement Officer Signature

3/16/16

\_\_\_\_\_  
Date