

STATE OF HAWAII

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

To: Chief Procurement Officer

From: Department of Labor/Office of Community Services ("OCS")  
*Department/Division/Branch or Office*

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

07 SEP 21 P 2:07  
ADMINISTRATION  
DEPARTMENT OF LABOR  
OFFICE OF COMMUNITY SERVICES

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<p>1. Title and description of health and human service(s):</p> <p>Title: Assistance to Persons with Disabilities.</p> <p>OCS seeks to purchases services for persons with disabilities mandated by statute.</p> <p>Specifically, seeks the following services:</p> <p>Assisting persons with disabilities receive:</p> <ul style="list-style-type: none"> <li>• Assistance with transitions plans, especially children with disabilities;</li> <li>• Vocational rehabilitation and job training;</li> <li>• Independent living services to which they are entitled;</li> <li>• Assistive technology to which they are entitled;</li> <li>• Appropriate services to return to gainful employment; and</li> <li>• Technical assistance to resolve complaints about accessibility to polling places and/or complaints about the voting process.</li> </ul> <p>Representing persons with developmental disabilities and/or mental illness:</p> <ul style="list-style-type: none"> <li>• Achieve emancipation from a guardian, under the proper circumstances;</li> <li>• Properly prepare Advanced Mental Health Care Directives;</li> <li>• Settle complaints concerning domestic abuse and/or neglect by their housing or service providers;</li> <li>• Obtain relief from disability discrimination or unemployment insurance appeals;</li> <li>• Resolve housing discrimination complaints; and</li> <li>• Appeal denials of applications for services to which they may be entitled.</li> </ul> <p>Advocating for persons with developmental disabilities and/or mental illness on the following issues:</p> <ul style="list-style-type: none"> <li>• Access to affordable housing;</li> <li>• Receiving appropriate care and treatment in the least restrictive environment; and</li> <li>• Self-determination on decisions regarding treatment and health care.</li> </ul> <p>Ensuring that:</p> <ul style="list-style-type: none"> <li>• Persons with developmental disabilities and/or mental illness in facilities providing 24-hour care are not abused or neglected; and</li> <li>• Children with developmental disabilities and/or serious mental disturbances are not unlawfully disciplined, suspended or expelled from school.</li> </ul>	
<p>2. Provider Name and Address:</p>	<p>Hawaii Disability Rights Center ("HDRC") 900 Fort Street Mall, Ste. 1040 Honolulu, HI 96813</p>
<p>3. Total Contract Funds:</p> <p>Contract Funds per Year (if applicable)</p>	<p>\$55,168.33</p> <p><del>\$ 165,505.00</del> <i>dw</i></p>

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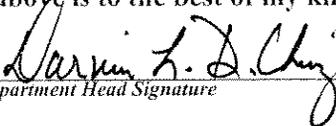
<p>4. Term of Contract</p>	<p>Start: 10/01/07 1/31/08 or upon execution of contract, whichever is sooner</p> <p>End:</p> <p>If the contract term is longer than 1 year, provide justification for the extended term: n/a</p>
<p>5.</p>	<p>Describe the circumstances justifying a restrictive purchase: HDRC has been designated by the Governor, in accordance with Federal law and Hawaii Revised Statutes, Sec. 333F-8.5, as the agency charged with ensuring the State's compliance with Federal laws requiring the State to provide protection and advocacy services to developmentally disabled, handicapped, and mentally ill persons.</p> <p>Based on this designation, OCS seeks to extend the existing, restrictive purchase of service contract with HDRC to provide above-stated services for an additional 4 months.</p> <p>The current contract with HDRC for the services outlined in Section 1, above, expires on September 30, 2007.</p> <p>In the spirit of transparency and encouraging competition, OCS intends to issue a Request for Proposal ("RFP") for protection and advocacy services to developmentally disabled, handicapped, and mentally ill persons.</p>
<p>6.</p>	<p>Describe the efforts and results in determining that this is the sole provider who can render services. Include approximate dates: The additional 4 months is requested to afford OCS the opportunity to properly complete a competitive RFP solicitation and evaluation process, while ensuring that the developmentally disabled, handicapped, and mentally ill populations do not experience a potential break in services.</p>

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7. List state agency personnel, by position title, who will be involved in the approval process and administration of the contract: Sam Aiona, OCS Executive Director Keith Yabusaki, OCS Research Planning & Resource Development Administrator Jamesner A. Dumlao, OCS Program Specialist	
8. Direct questions to (name & position):	Sam Aiona, OCS Executive Director Jamesner A. Dumlao, OCS Program Specialist
Phone number:	586-8675
e-mail address:	sam.aiona@hawaii.gov or jamesner.a.dumlao@hawaii.gov

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

  
\_\_\_\_\_  
*Department Head Signature*

Sept. 21, 2007  
\_\_\_\_\_  
*Date*

**Darwin L.D. Ching**  
\_\_\_\_\_  
*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](http://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***

Keith Yabusaki  
Office of Community Services  
830 Punchbowl St., Rm. 420  
Honolulu, HI 96813

***Head of Purchasing Agency***

Darwin L.D. Ching, Director  
Dept. of Labor & Industrial Relations  
830 Punchbowl St., Rm. 321  
Honolulu, HI 96813

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Protest forms and instructions are on the web at: [www.spo.hawaii.gov](http://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 8 of the request.

Published: SEP 21 2007

**FOR CHIEF PROCUREMENT OFFICER USE ONLY**

Chief Procurement Officer's Comments:

Approved     Denied

  
Chief Procurement Officer Signature

10/1/07  
Date

Please ensure adherence to applicable administrative requirements.

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FOR RESTRICTIVE PURCHASE OF SERVICE  
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Pursuant to §103F-403, Hawaii Revised Statutes and Chapter 3-144, Hawaii Administrative Rules, the Department of Labor and Industrial Relations, Office of Community Services, 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. (To see the request, go back to the [State and County Procurement Notices](#) page and click on "More Info.")

Any person may file a written protest under the procedures established under Chapter 3-148, Hawaii Administrative Rules, located on the web at <http://www.spo.hawaii.gov/>, click "Statutes and Rules," then "Procurement of Health and Human Services." Protests shall be hand delivered or postmarked by United States Postal Service within seven days after the date this notice is first published on the Internet. If hand delivered, it must be submitted by 4:30 p.m., Hawaii Standard Time, within seven days from the date this notice is first published. Protests must be submitted to the procurement officer and head of the purchasing agency as specified in the request. Protest forms and instructions are on the web at <http://www.spo.hawaii.gov/>, click on "Health and Human Services, Chapter 103F...", then "Forms for Private Providers." Questions should be directed to the contact person noted in item 9 of the request.