

**DETERMINATION AND FINDINGS FOR A
SOLE SOURCE PROCUREMENT**

Contract No: DCHT-2012-C-0024
Caption: Non-emergency Transportation Services
Proposed Contractor: Medical Transportation Management
Program Agency: Department of Health Care Finance

FINDINGS

1. AUTHORIZATION:

D.C. Official Code §2-354.04, 27 DCMR 1304 and 1700

FINDINGS

2. Minimum Need:

The Department of Health Care Finance has a continuing need for a broker to manage and administer the District's non-emergency transportation (NET) services program for the District's Medicaid Eligible fee-for-service (FSS) Recipients. The Broker's requirements shall include developing and maintaining a network of transportation providers, receiving and scheduling recipient transportation services, and monitoring of the delivery of transportation services.

3. Estimated Reasonable Cost:

The estimated fair and reasonable price to provide the required services for a period of performance of one year from date of award is \$17,628,336.00. The price offered by MTM, Inc. has been determined fair and reasonable based on the same costs as those paid by the District under previous awarded contracts.

4. Facts Which Justify Single Available Source Procurement:

MTM is the District's transportation broker tasked with managing and administering the District's non-emergency Transportation Services (NET) for the District's Medicaid Eligible fee-for-service (FFS) Recipients. The total number of the District's eligible FFS Recipients ranges each month between 35,000 and 45,000.

In order to continue providing these essential services, DHCF has determined that a Sole Source Contract must be entered into to prevent a disruption in services that would result in severe circumstances and agency disruption. Any disruption in this

service would cause great harm to the residents of the District who utilize this service as MTM provides all Medicaid fee-for-service recipients with transportation necessary to attend medical appointments and all transportation needed to maintain a healthy quality of life. Furthermore, any disruption to this service would cause the District a severe financial burden as these services are mandated to be provided to Medicaid recipients under Federal law.

Moreover, Under § 405 of The Procurement Practices Act of 1985, a contract may be awarded when there is an imminent threat to the public health, welfare, property, or safety or to minimize serious disruption in agency operations. Under the circumstances noted above, the Medical Transportation services are necessary to public health and safety of District residents and any disruption in these services would cause a serious disruption to the public and to the agency.

The purpose of this sole source award is to ensure the safety of District residents and be in compliance with The Procurement Practices Act of 1985 above without interruption while the District develops and completes award of a competitive procurement.

5. Certification by Agency Head:

I hereby certify that the above findings are correct and complete.

Date

Director, Wayne Turnage

6. Certification by the Contracting Officer

Based on the findings, I hereby determine Medical Transportation Management is responsible for providing broker services to manage and administer the District's non-emergency transportation (NET) services program for the District's Medicaid Eligible fee-for service (FSS) Recipients under the Proposed Sole Source Contract. I have reviewed the above findings and certify that they are sufficient to justify the use of the sole source method of procurement under the cited authority. I certify that the notice of intent to award a sole source contract was published in accordance with

Section 404(c) of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Official Code §2-354.04) and that no response was received. I recommend that the Chief Procurement Officer approve the use of the sole source procurement method for this proposed contract.

Date

O'Linda Fuller, MBA, CASA
Contracting Officer

DETERMINATION

Based on the above findings and in accordance with the cited authority, I hereby determine that it is not feasible or practical to invoke the competitive solicitation process under either Section 404 of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Law 18-371; D.C. Official Code § 2-354.04 Sec 404 (a)(b)(c) DCMR 1700, D.C. Law 18-371;). Accordingly, I determine that the District is justified in contracting using the Sole Source Method of Procurement.

Date

James D. Staton Jr.
Acting Chief Procurement Officer