

**DETERMINATION AND FINDINGS
FOR
SOLE SOURCE PROCUREMENT**

Agency: Department on Disability Services
Contractor: The Georgetown University Center for Child and Human Development -
University Center for Excellence in Developmental Disabilities
Contract No.: DCJM-2014-C-0019/ Option Mod M00001
Caption: DDA Quality Assurance Health Initiative

FINDINGS

1. Authorization:

D.C. Official Code §2-354.04, 27 DCMR 1304, 1700 and 1701

2. Minimum Need:

The Department on Disability Services (DDS), Developmental Disabilities Administration (DDA), requires services of a contractor with demonstrated capacity and experience to work with the District of Columbia (District) DDA service delivery system, Hospital, Primary Care, Specialty Care, Nursing and Clinical associations and networks, Medical Schools, and the District's Departments of Health and Health Care Finance. The contractor shall support and coordinate a comprehensive effort of capacity building and innovation to advance a quality assurance and improvement initiative to assist the DDS/DDA in meeting its regulatory and legal requirements of the *Evans v. Bowser* et al case and the District's persons with intellectual and developmental disabilities. This initiative will focus on health and related health issues that impact access to quality services and supports ultimately limiting the quality of life for people with intellectual and developmental disabilities.

The Contractor shall have experience working in the context of a class action lawsuit, be familiar with the issues surrounding the more than 37-year old case of *Evans v. Bowser*, which is nearing conclusion, and shall have credibility with and be acceptable to the plaintiffs, Court Monitor, Independent Compliance Administrator and other *Evans* stakeholders.

3. Estimated Fair and Reasonable Price:

The estimated price for the period from September 1, 2015 through August 31, 2016 is \$1,191,464.00. The price is considered fair and reasonable based upon the value of the services to DDS and base year contract cost.

4. Facts that Justify a Sole Source Procurement:

- a. The Georgetown University Center for Child and Human Development (GUCCHD) is the federally designated University Center for Excellence in Developmental Disabilities (UCEDD) for the District. It was one of the first UCEDDs established over 4 decades ago under the authorization of the Developmental Disabilities Act (more recently authorized under Public Law 106-402, The Developmental Disabilities Assistance and Bill of Rights Act of 2000 or "DD Act"). Core funding for the GUCCHD - UCEDD is administered by the Administration on Intellectual and Developmental Disabilities (AIDD).
- b. The GUCCHD has been recognized as a national, regional, and local leader providing significant contributions to improving the quality of life for adults with intellectual and developmental disabilities. Its mission is to promote self-determination, productivity, independence, and inclusion of individuals with developmental and other disabilities across the life span, and in all aspects of community life.
- c. DDS provides oversight and coordination of all services and support provided to qualified persons with intellectual and developmental disabilities in the District. The *Evans v. Gray et al* case includes substantial requirements to ensure the health and welfare of all class members. Since 2005, GUCCHD has led the DC Health Resources Partnership (DC HRP) and assists the District in complying with the civil action requirements. The DC HRP's goal is to expand the community health care capacity to provide accessible health and mental health services to individuals with intellectual and other developmental disabilities, and to implement strategies to promote quality health outcomes for this population.
- d. The DC HRP has conducted activities to fulfill this goal including (1) recruiting and maintaining a resource pool of health care providers; (2) providing enhanced knowledge and understanding to individuals, families and health professionals of the unique health issues experienced by people with intellectual and other developmental disabilities; and (3) providing improved coordination of health care for persons with intellectual and developmental disabilities and improved consistency in the delivery of health care through the identification and promotion of best health care practices.
- e. The GUCCHD is uniquely qualified to perform the required services under the proposed contract based upon its expert knowledge, skill and experience assisting DDS/DDA and the District's adults with intellectual and developmental disabilities. As the incumbent contractor, GUCCHD is thoroughly familiar with assisting DDS with the ongoing *Evans v Bowser* litigation and has expert knowledge with the issues surrounding the conclusion of the case. In addition, GUCCHD has the credibility and is acceptable to the plaintiffs, Court Monitor, Independent Compliance Administrator and other *Evans vs Gray* stakeholders in ending the

case.

- f. A notice of intent to award a sole source contract to the GUCCHD was posted to the Office of Contracting and Procurement website on May 13, 2015 in accordance with 27 DCMR 1304.
- g. There is no other source reasonably available to perform the required services within the time period needed.

CERTIFICATION OF FINDINGS

I have reviewed the above findings and certify that they are true, accurate and sufficient to justify the use of the sole source method of procurement under the cited statutory authority.

Date

Laura L. Nuss, Director
Department on Disability Services

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 402 or 403 of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Law 18-371; D.C. Official Code § 2-354.02 or 2-354.03). Accordingly, I determine that the Department on Disability Services is justified in exercising option year one under the contract with the Georgetown University Center for Child and Human Development-University Center for Excellence in Developmental Disabilities for the services described above using the sole source method of procurement.

Date

Callie Byrd Williams
Chief Contracting Officer
Department on Disability Services