

**DETERMINATION AND FINDINGS
FOR
COMPETITION EXEMPTION**

CONTRACT NO.: DCRL-2018-R -0029
CAPTION: Data Sharing and Conversion
PROPOSED CONTRACTOR: Chapin Hall at the University of Chicago
PROGRAM AGENCY: Child and Family Services Agency

FINDINGS

1. AUTHORIZATION:

D.C. Official Code § 2-354-13 PPRA Section 413(9)

2. MINIMUM NEED:

The Government of the District of Columbia, Child and Family Services Agency (CFSA), has a need to renew the annual license fees for a longitudinal database utilized by FACES.NET.

3. ESTIMATED FAIR AND REASONABLE COST:

\$35,000.00

4. JUSTIFY EXEMPT FOR COMEPITION PROCUREMENT:

The Chapin Hall Center for Children at the University of Chicago provides information management and research tools to transform CFSA's Foster Care and Adoption Data into a longitudinal database, that can improve outcomes for the children and families this agency serves. Chapin Hall retains all ownership rights in the Hosted Application, which is only available from the University of Chicago. A competitive procurement would not be feasible because the database application is not sold to other establishments.

The procurements that are exempt from competition cited in section 413 of the Act (D.C. Official Code § 2-354.13) are not subject to the requirements of §§1700, 1701, and 1702:

- (1) Artistic services or works of art;
- (2) Commodities or contractual services if federal or District law prescribes with whom the District must contract;
- (3) Legal services or negotiation services in connection with proceedings before administrative agencies or state or federal courts, including experts, attorneys, and mediators;
- (4) Copyrighted or patented materials, including technical pamphlets, published books, maps, and testing or instructional materials; provided, that the materials are purchased directly from the owner of the copyright or patent;

- (5) Memberships in trade or professional organizations;
- (6) Entertainers;
- (7) Job-related seminars and training for District employees;
- (8) Maintenance and support of existing software and technology to the extent that the creator of the intellectual property is still protected and is the only source of the maintenance and support of the existing software and technology;**
- (9) Public transit farecards, passes, and tokens;
- (10) Personal property or services provided by another public entity, agency, or authority;
- (11) Postage;
- (12) Purchases of advertising in all media, including electronic, print, radio, and television; provided, that they are purchased directly from the media outlet;
- (13) Trade and career fairs for District employees;
- (14) Special event venues and related services as dictated by the establishment;
- (15) Subscriptions for periodicals and newspapers;
- (16) Ticket purchases for special events, tourist attractions, and amusement parks; and
- (17) Professional development training which supports principal, teacher, and student achievement pursuant to the District of Columbia Public Schools Master Education Plan.

5. CERTIFICATION BY CONTRACT SPECIALIST:

I hereby certify that the above findings are true, correct and complete to the best of my knowledge.

Vasantha Samala

November 29, 2017
Date

DETERMINATION

Based on the above findings and in accordance with the cited authority, I hereby determine that it is not feasible to set-aside this procurement for small business enterprises.

Tara Sigamoni

November 29, 2017
Date