STATE OF HAWAII
NOTICE OF EXEMPTION FROM CHAPTER 103D, HRS

The Chief Procurement Officer is in the process of reviewing the request from the Department of HHSC for exemption from Chapter 103D, HRS, for the following goods, services, or construction:

Bradycardia, Trachyarrhythmia & Cardiac Resynchronization Therapy Products.

Vendor: SEE ATTACHED
Address:

<table>
<thead>
<tr>
<th>Term of Contract:</th>
<th>From: 12/01/05 To: 11/30/06</th>
<th>Cost: $1,000,000.00</th>
</tr>
</thead>
</table>

A copy of this notice of exemption from Chapter 103D, HRS, shall be posted by the Chief Procurement Officer and the purchasing agency in an area accessible to the public, at least seven (7) calendar days prior to any approval action.

Submit written objections to this notice to issue an exemption from Chapter 103D, HRS, within seven (7) calendar days from the date posted to:

Chief Procurement Officer
Office/Agency
Address

Date Posted: 12/16/05

SPO Form-7A (Rev. 7/1/02)
STATE OF HAWAII
REQUEST FOR EXEMPTION FROM CHAPTER 103D, HRS

TO: Head of Purchasing Agency

FROM: HHSC/HHSC/Operating Room

(Part Department/Division/Agency)

Pursuant to § 103D-102(5)(4), HRS, and Chapter 3-120, HAR, the Department requests a procurement exemption to purchase the following:

Description of goods, services, or construction:
Bradycardia, Tachyarrhythmia and Cardiac Resynchronization Therapy products

Name of Vendor: "SEE ATTACHMENT"

Address: 

Cost: Estimated Annual Cost from Three (3) Vendors $1,000,000.00

Term of Contract: From: 12/01/05 To: 11/30/06

Exemption Ref. No. (if applicable)

Explanation describing how procurement by competitive means is either not practicable or not advantageous to the State:

HMC currently purchases from three different companies for pacemaker supplies/equipment (Medtronic USA Inc, Guidant Corporation and St. Jude Medical).
When patients are scheduled the selection of vendor is based on surgeon's training and knowledge of the supplies/equipment. It is also based on the type of pacemaker equipment the patient currently has implanted for procedure that requires repair or replacement. It is not practical to limit ourselves to one vendor due to the reasons cited above. It would limit HMC and the surgeons ability to care for all types of patients.

Details of the process or procedure to be followed in selecting the vendor to ensure maximum fair and open competition as practicable:

See above selection based on surgeon's knowledge/training and patients existing supplies/equipment previously implanted in the body.
REQUEST FOR EXEMPTION FROM CHAPTER 103D, HRS (Cont.)

A description of the agency's internal controls and approval requirements for the exempted procurement:

1. Physicians involved will indicate need and reason for use of a particular product by completing a form.
2. Regional Material Manager will document purchase with the form and will check to see if the product is available under acceptable terms & make the best value purchase.

A list of agency personnel, by position title, who will be involved in the approval process and administration of the contract:

Chris Takahashi, Surgical Services Supervisor
Malia Lewis, Nurse Manager of the Operating Room
Debbie Kaina, Regional Material Manager

Direct questions to: Chris Takahashi, RN Surgical Services Supervisor Phone Number: 933-3109

This exemption should be considered for list of exemptions attached to Chapter 3-120, HAR: Yes ☑ No ☐ medical equipment supplies

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS, TO THE BEST OF MY KNOWLEDGE, TRUE AND CORRECT.

[Signature] 7-27-05
Department Head or Designee

[Signature] 7-27-05
RMC CEO

Chief Procurement Officer's Comments: Much of this equipment would be attempted as "commercial resale" products under HES 103D-102 (US)(H). An RFP for multiple members of a catalog of products will be initiated within 6 months.

Please ensure adherence to applicable administrative requirements.

☑ APPROVED ☐ DISAPPROVED
Head of Purchasing Agency 12-27-05

cc: Administrator, State Procurement Office
Medtronic USA, Inc.
21550 Oxnard St., Suite 400
Woodland Hills, CA  91367

St. Jude Medical
21700 Oxnard St., Suite 800
Woodland Hills, CA  91367

Guidant Corporation
4100 Hamline Avenue North
St. Paul, MN  55112