

EX 06-29



**STATE PROCUREMENT OFFICE
NOTICE OF AND REQUEST FOR EXEMPTION
FROM CHAPTER 103D, HRS**

1. TO: Chief Procurement Officer
2. FROM: HHSC/HMC/Operating Room

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

3. Description of goods, services or construction:
Gyrus ACMI's (Circon) products/instruments for specific cystology procedures.

4. Name of Vendor: Gyrus ACMI
Address: 136 Turnpike Road
Southborough, MA 01772-2104

5. Price:
\$55,000.00

6. Term of Contract: From: 09/11/06 To: 09/10/07

7. Prior Exemption Ref. No.

8. Explanation describing how procurement by competitive means is either not practicable nor advantageous to the State: Surgeons is trained and knowledgeable on the use of this specific type of supplies/instruments. These supplies/instruments ensure a safer, better outcome in the hands of surgeon.

HMC will be subject to greater liability should it require physician/surgeons to use products which they are not familiar and/or trained on and resulting in a poor outcome, would cause undue liability to the facility.

A large volume of the supplies/instruments purchased from Gyrus ACMI have unique features that are not comparable to the products manufactured by other vendors.

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

There are other vendors but they do not provide the same supplies/instruments specific to the surgeon's knowledge. Hawaii Health Systems Corporation can continue to monitor the market in an attempt to find appropriate competition for this vendor but as none currently exists, we must maintain the existing level of patient services. Hawaii Health Systems Corporation will continue to monitor the supply market for product/instruments compatibility.

REQUEST FOR EXEMPTION FROM CHAPTER 103D, HRS (Cont.)


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

Name	Position	Involvement in Process	
Ronald Schurra	East Hawaii Region, CEO	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Administration
Julie Rukstad	East Hawaii Region, CFO	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Administration
Christine Takahashi	Supervisor	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Administration
Dana Deranja	Operating Room Supervisor	<input type="checkbox"/> Approval	<input checked="" type="checkbox"/> Administration
Arthur Sampaga	Surgical Services Supervisor	<input type="checkbox"/> Approval	<input checked="" type="checkbox"/> Administration
		<input type="checkbox"/> Approval	<input type="checkbox"/> Administration

13. Direct inquiries to: Department: Operating Room
 Contact Name: Dana Deranja
 Phone Number: 974-7041
 Fax Number: 974-7060

Agency shall ensure adherence to applicable administrative and statutory requirements

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


 Department Head Ron Schurra

9-7-06
Date


15. Date Notice Posted 9-7-06

The Chief Procurement Officer is in the process of reviewing this request for exemption from Chapter 103D, HRS. Submit written objections to this notice to issue an exemption from Chapter 103D, HRS, within seven calendar days or as otherwise allowed from the above posted date to:

Chief Procurement Officer
 State Procurement Office
 P.O. Box 119
 Honolulu, Hawaii 96810-0119

Chief Procurement Officer's comments:




 Thomas M. Driskill, Jr.

09/18/06
 DATE