

EX 06-44

**HAWAII HEALTH SYSTEMS CORPORATION
NOTICE OF AND REQUEST FOR EXEMPTION
FROM CHAPTER 103D, HRS**

- 1 TO: Chief Procurement Officer
2 FROM: Maui Memorial Medical Center

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: Portable C-Arm Fluoroscopy Unit	
4. Name of Vendor: Hawaii Pacific X-Ray Address: 3375 Koapaka Street, Suite D140 Honolulu, Hawaii 96819	5. Price: \$180,000.00
6. Term of Contract: From: To: Two years upon approval	7. Prior Exemption Ref. No.
8. Explanation describing how procurement by competitive means is either not practicable or advantageous to the State: Request for proposal HHSC 06-347 was posted for the purchase of a portable C-Arm. Three proposals were submitted, reviewed and ranked. The vendor with the highest score was awarded a contract on August 1, 2006. The vendor was scheduled to have the C-Arm delivered in 6 to 8 weeks as of August 1, 2006, however to date, the vendor has not kept to this schedule due to a re-call on the product and cannot deliver the product until April/May 2007. Due to the urgent need for this piece of equipment, the timeframe proposed by the vendor no longer suits our needs.	
9. Details of the process or procedures to be followed in selecting the vendor to ensure maximum fair and open competition as practicable: Maui Memorial Medical Center would like to terminate the existing contract for non-responsiveness and to select the vendor with the second highest number of points assigned during the evaluation process.	

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

This exemption shall be from HRS, Section 103-302 all other guidelines, rules and policies under Chapter 103D shall be upheld.
HHSC Policies and procedures will be followed and periodic reviews of contract action will be completed.

11. 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	
Wesley Lo	Regional - CFO	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Administration
Patrick Saka	Regional - CFO	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Administration
Pat Kramer	Department Head	<input type="checkbox"/> Approval	<input checked="" type="checkbox"/> Administration
Nancy Delima	Contract Manager	<input type="checkbox"/> Approval	<input checked="" type="checkbox"/> Administration
		<input type="checkbox"/> Approval	<input type="checkbox"/> Administration
		<input type="checkbox"/> Approval	<input type="checkbox"/> Administration

12. Direct inquiries to:

Department: Contracting
Contact Name: Nancy Delima
Phone Number: 808-243-3091
Fax Number:

Agency shall ensure adherence to applicable administrative and statutory requirements

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

12/19/06

Department Head (Print: Patrick Saka - CFO)

Date

Reserved for CPO/Delego Use Only

14. Date Notice Posted 12-21-06

The CPO 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 (7) calendar days or as otherwise allowed from the above posted date to: Chief Procurement Officer, HHSC, 3675 Kilauea Ave., Honolulu, Hawaii 96816

Chief Procurement Officer's comments:

15. APPROVED DISAPPROVED
 NO ACTION REQUIRED

Chief Procurement Officer
for Tom Diskill

12/28/06
Date