



Department of Public Safety and Correctional Services

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QUESTIONS AND RESPONSES #14 SOLICITATION NO. Q0016025

DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES PHARMACY SERVICES

March 20, 2019

Ladies/Gentlemen:

This list of Questions and Responses #14, question #290 is being issued to clarify certain information contained in the above RFP.

In most instances, the Department's response to the submitted questions merely serves to clarify the existing requirements of the RFP. Sometimes, however, in submitting questions potential Offerors may make statements or express interpretations of contract requirements that may be inconsistent with the Department's intent. To the extent that the Department recognizes such an incorrect interpretation, the provided answer will note that the interpretation is erroneous and either state that the question is moot once the correct interpretation is explained, or provide the answer based upon the correct interpretation.

No provided answer to a question may in and of itself change any requirement of the RFP. If it is determined that any portion of the RFP should be changed based upon a submitted question, the actual change may only be implemented via a formal amendment to the RFP. In this situation the answer provided will reference the amendment containing the RFP change.

290. The REVISED answer to Question #244 (from Questions and Responses (Q&A) #4 issued December 11, 2017) is as follows:

244. The initial RFP was issued on June 22, 2017 and required offerors to provide pricing documentation from the month of July 2017.

Amendment #3 was issued on August 10, 2017 and changed the pricing documentation month from July 2017 to June 2017 with a new submission date of September 25, 2017. This decision to delay the due date, while at the same time request the offeror to provide pricing documentation from an earlier month is highly unusual and not in concert with other procurements.

It does not seem logical that the requested month of prices used to determine the award would be moved backward when the due date was moved forward. Drug prices fluctuate and the older the date used for price documentation the staler and less reliable is the data. It gives an indication that a mistake was made as it defies

reason and more importantly denies MD DPSCS from receiving responses that include the most favorable negotiated pricing.

Given that proposals are currently due December 21, 2017. We would ask the Department to consider the following:

- 1st choice: Require Offerors to provide pricing and invoices from a more recent month than June 2017.
- 2nd choice: Use the original date and require Offerors to provide pricing and invoices from July 2017.

RESPONSE: Pricing and invoices from December 2018 shall accompany the submission of Attachment F (Financial Proposal Form).

See Amendment #31, Items 15, 16, 17 and 18.

~~July 2017 invoices are not acceptable. See Amendment #10, Items 1 and 2 for partially revised invoice requirements.~~

NOTE: No additional questions will be accepted.

Date Issued: **MARCH 20, 2019**

Issued and Authorized By: <signed>
Andrea R. Lockett
Procurement Officer