



Department of Public Safety and Correctional Services

Office of the Secretary

300 E. JOPPA ROAD • SUITE 1000 • TOWSON, MARYLAND 21286-3020
(410) 339-5000 • FAX (410) 339-5071 • TOLL FREE (877) 379-8636 • V/TTY (800) 735-2258 • www.dpscs.maryland.gov

STATE OF MARYLAND

LARRY HOGAN
GOVERNOR

BOYD K. RUTHERFORD
LT. GOVERNOR

STEPHEN T. MOYER
SECRETARY

WILLIAM G. STEWART
DEPUTY SECRETARY
ADMINISTRATION

J. MICHAEL ZEIGLER
DEPUTY SECRETARY
OPERATIONS

RHEA L. HARRIS
ASSISTANT SECRETARY
PROGRAMS AND SERVICES

DAVID N. BEZANSON
ASSISTANT SECRETARY
CAPITAL PROGRAMS

QUESTIONS AND RESPONSES #8 SOLICITATION NO. Q0016025

DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES PHARMACY SERVICES FEBRUARY 2, 2018

Ladies/Gentlemen:

This list of Questions and Responses #8, question #273 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.

Questions and Answers

273. Response to Question 2 of Q&A 1 states, " The MBE goal is 12% of the total value of the Annual Management fee, not including the drugs. Drugs purchased from an MBE wholesaler or repackager cannot count towards the MBE goal."

Please confirm that any management fees or distribution fees paid to a MBE wholesaler for the procurement of drugs is permitted to be counted towards the 12% MBE goal as long as an Offeror does not count the Actual Acquisition Cost of the drugs as part of the MBE goal.

For example, if an Offeror purchases \$1 million worth of drugs from a MBE wholesaler and there is a 10% distribution fee on those purchases (which is the gross profit of the wholesaler and not the cost of the drugs), is the \$100,000 (10% of \$1 million) permitted to be applied to the 12% goal?

RESPONSE: No, management fees or distribution fees paid to an MBE wholesaler for the procurement of drugs is not permitted to be counted towards the 12% MBE goal.