

**DEPARTMENT OF JUVENILE JUSTICE
NOTICE OF AGENCY DECISION
ITB #10595**

UNSPSC Code: 85121800
85121810

The Department publicly opened bids received in response to Invitation to Bid number 10595 titled: "Statewide Drug Screen Testing Services". Pursuant to Section 120.57(3), Florida Statutes, the posting of this Notice of Agency Decision will commence on Monday, August 6, 2018 at 2:15 p.m. and shall continue for seventy-two (72) hours, excluding State holidays and weekends, until Thursday, August 9, 2018 at 2:15 p.m.

The Department has identified Phamatech, Inc. for potential award of a rate agreement.

The following list identifies Respondents who submitted bids to this competitive solicitation and provides the total proposed amounts per test and ranking for each. Due to the variations proposed on row 17 (collections by 3rd party in key west), row 18 (post-accident hotline), and row 19 (on site collections) on the Attachment F - Price sheet, the lowest cost bid was calculated by applying rows 1-16 only.

RESPONDENT	LOWEST COST BID	RANK
Phamatech, Inc.	304.80	1
RN Enterprises	459.00	2
Clear Checks, LLC	468.00	3
Alere Toxicology Services, Inc.	567.50	4
NMS Management Services, Inc.	603.00	5
OM Management, Inc.	695.00	6
Biopex Solutions Corporation	1,280.00	7

Protests must be filed with the General Counsel's Office, Department of Juvenile Justice, 2737 Centerview Drive, Tallahassee, Florida 32399-3100, within the time prescribed in section 120.57(3), Florida Statutes and chapter 28-110, Florida Administrative Code. Notices delivered by hand delivery or delivery service shall be to the Agency Clerk, Office of the General Counsel, Florida Department of Juvenile Justice, 2737 Centerview Drive, Tallahassee, Florida 32399-3100, with a copy to the Department's Contract Administrator/Issuing Officer responsible for this solicitation.

Failure to file a protest within the time prescribed in section 120.57 (3), Florida Statutes, or failure to post the bond or other security required by law within the time allowed for filing a bond, shall constitute a waiver of proceedings under chapter 120, Florida Statutes. Written notices, formal requests and proceedings must conform to the requirements set forth in chapter 28-110, Florida Administrative Code.

Any person who files an action protesting a decision or intended decision pertaining to contracts administered by the department or agency pursuant to section 120.57(3), Florida Statutes, shall post with the department or the agency at the time of filing the formal written protest a bond payable to the department or agency in an amount equal to 1 percent (1%) of the estimated contract amount. The estimated contract amount shall be based upon the contract price submitted by the protestor or, if no contract price was submitted, the department or agency shall estimate the contract amount based on factors including, but not limited to, the price of previous or existing contracts for similar commodities or contractual services, the amount appropriated by the Legislature for the contract, or the fair market value of similar commodities or contractual

services. The agency shall provide the estimated contract amount to the Provider within seventy-two (72) hours, excluding Saturdays, Sundays, and state holidays, after the filing of the notice of protest by the Provider. The estimated contract amount is not subject to protest pursuant to section 120.57(3), Florida Statutes. The bond shall be conditioned upon the payment of all costs and charges that are adjudged against the protestor in the administrative hearing in which the action is brought and in any subsequent appellate court proceeding. In lieu of a bond, the department or agency may, in either case, accept a cashier's check, official bank check, or money order in the amount of the bond. If, after completion of the administrative hearing process and any appellate court proceedings, the department or agency prevails, it shall recover all costs and charges which shall be included in the final order or judgment, excluding attorney's fees. This section shall not apply to protests filed by the Office of Supplier Diversity. Upon payment of such costs and charges by the protestor, the bond, cashier's check, official bank check, or money order shall be returned to the protestor. If, after the completion of the administrative hearing process and any appellate court proceedings, the protestor prevails, it shall recover all costs and charges which shall be included in the final order or judgment, excluding attorney's fees.