

**DEPARTMENT OF JUVENILE JUSTICE
NOTICE OF AGENCY DECISION
REQUEST FOR PROPOSAL (RFP) #10638
(SOUTH REGION ONLY)**

Commodities: 52161518, 93141500, and 93141507

IT IS THE DECISION OF THE DEPARTMENT TO HEREBY REJECT ALL PROPOSALS TITLED: "SUPERVISED RELEASE TRACKING STATEWIDE" SUBMITTED IN RESPONSE TO RFP #10638 (SOUTH REGION ONLY).

In accordance with section 287.057(5), Florida Statutes (F.S.), if less than two responsive bids, proposals, or replies for commodity or contractual services purchases are received, the Department may negotiate on the best terms and conditions. The Department shall document the reasons that such action is in the best interest of the state in lieu of resoliciting competitive sealed bids, proposals, or replies. The Department shall report all such actions to the Department of Management Services (DMS) on a quarterly basis, in a manner and form prescribed by DMS.

It is in the Department's best interest to negotiate on the open market as services are needed to start as soon as possible, but no later than October 1, 2019, and the available time of less than ninety (90) days does not provide sufficient time to resolicit responses. Due to the implementation of the new Detention Risk Assessment Instrument (DRAI), and new status of youth being released on "supervised release" into the community, coupled with the current caseloads of Juvenile Probation Officers statewide, it is imperative we contract for these staff to provide the required supervised release tracking and monitoring services.

Pursuant to section 120.57(3), F.S., the posting of this Notice of Agency Decision will commence on Wednesday, July 31, 2019 at 5:00 P.M. EDT and shall continue for seventy-two (72) hours, excluding State holidays and weekends, until Monday, August 5, 2019 at 5:00 P.M. EDT.

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), F.S., and Chapter 28-110, Florida Administrative Code (F.A.C.). 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 Procurement Manager responsible for this solicitation.

Failure to file a protest within the time prescribed in section 120.57(3), F.S., 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, F.S. Written notices, formal requests and proceedings must conform to the requirements set forth in chapter 28-110, F.A.C.

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), F.S., 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 one 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 Department or 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), F.S. 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.