

**DEPARTMENT OF JUVENILE JUSTICE
NOTICE OF FINAL AGENCY DECISION/CONTRACT AWARD
ITN #10573**

UNSPSC Code: 93141507, 93131700, 85101506

The Department is providing notice of Final Agency Decision for Contract Award in response to Invitation to Negotiate number 10573 titled: “to design, develop, implement, and operate ten (10) Facility Based Day Treatment (FBDT) programs located throughout the State in the County/Circuits identified on page 1 of the ITN. The Department will make multiple awards by County/Circuit area. FBDT shall be made available for thirty (30) males and females placed on probation, post commitment probation, conditional release or minimum risk commitment by the court and who are assessed as moderate-high or a high risk to re-offend. The FBDT programs shall be based on the Attachment A of the ITN, meeting the minimum requirements of Attachment A-1, must include a requirement for a fully funded transportation model, and a year-round DJJ alternative school to include summer school.” Pursuant to Section 120.57(3), Florida Statutes, the posting of this Notice of Agency Decision will commence on Thursday, May 23, 2019, at 4:00 PM EDT and shall continue for 72 hours, excluding State holidays and weekends, until Wednesday May 29, 2019, at 4:00 PM EDT.

As a result of negotiations, the Department has identified Eckerd Youth Alternatives, Inc. DBA Eckerd Connects, for potential award of a contract for Circuits 6 and 10. The Department reserves the right to hold additional negotiations with Eckerd Connects in order to establish final contract terms and conditions, as per the ITN, Attachment C, Section VI., Department Reserved Rights.

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 Procurement Manager 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 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 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.