

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval

For

Other Than Full and Open Competition

1. **Contracting Activity:** Department of Veterans Affairs, VISN 11, Illiana VA Medical Center. Justification for Other Than Full and Open Competition regarding purchase request 550-14-4-044-1505. Upgrade to existing ScriptPro Kiosks to recognize new VA Veteran ID cards

2. **Nature and/or Description of the Action Being Processed:**
Existing ScriptPro self-check in Kiosks are unable to scan/read the new national VA Veteran Identification Card (VIC card). The modification to the existing proprietary equipment will be completed under a new contract award to the vendor. The work to be performed will be on proprietary equipment under a firm fixed price award. 3 Kiosk total will be upgraded/modified by the vendor including hard drive swap, monitor movement to a new Kiosk which is capable of scanning/reading the VA's redesigned VIC cards which currently cannot scan.

The award will be granted for completion within Fiscal Year 2014 for a one-time upgrade. Upon completion the Kiosks will be able to read all current VIC cards.

The total award is \$6,500.

3. **Description of Supplies/Services Required to Meet the Agency's Needs:** Upgrade/improvement to 3 Kiosks at the Danville and Peoria IL. Pharmacy locations totaling \$6,500.00 so that they will be able to scan/read the new VIC cards prior to Oct.1 2014 to identify patients for a self-check-in at the pharmacy window.

4. **Statutory Authority Permitting Other than Full and Open Competition:**

41 U.S.C. 3304, as 41 U.S.C. 3304, as implemented by FAR 6.302-1.

- (1) Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements per FAR 6.302-1;
- (2) Unusual and Compelling Urgency per FAR 6.302-2;
- (3) Industrial Mobilization, Engineering, Developmental or Research Capability or Expert Services per FAR 6.302-3;
- (4) International Agreement per FAR 6.302-4
- (5) Authorized or Required by Statute FAR 6.302-5;
- (6) National Security per FAR 6.302-6;
- (7) Public Interest per FAR 6.302-7;

5. Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):

Only One Responsible Source (FAR 6.302-1)

ScriptPro equipment is a highly specialized enterprise level pharmacy automation system with multiple components, including Self Check in at a Kiosk, Robotic filling and dispensing, labeling of product and packaging. It is a major system in the Illiana pharmacy dispensing. Failure to upgrade this equipment to be able to read the new VA VIC cards will cause unacceptable delays in filling prescriptions as patients will lose the ability to check themselves in at the pharmacy window. ScriptPro equipment is a proprietary patent restricted system. Unauthorized maintenance and repair may null/void any warranty or guarantee of function of ScriptPro equipment.

6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:

Confirmation has been received from the vendor regarding the null and void of guarantee of function or warranty of equipment if work is performed by outside contractor

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:

The costs of these upgrades is standard to all sites across the VA. The failure of the new VIC cards to scan in the ScriptPro Kiosks is a repeated problem across all VISN's and the work being performed is the same work being duplicated nationally. These costs are fair and reasonable based on the need to replace physical equipment and test that the functionality is correct to avoid potentially disastrous mis-identification of patients and errors in pharmacy dispensing. This pricing is the same pricing as transaction 515-14-4-069-0141, \$2,425 for Initial Kiosk and \$1,650 for alternate kiosks. The pricing is also the same for PO 655-Q44487 for the Initial kiosk at \$2,425.00.

8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:

No market research was performed as multi VA forum has confirmed that no other remedy exists to fix the VIC card scanning failure other than replacement/upgrade of existing equipment and the equipment is proprietary and can only be purchased through Scriptpro.

9. Any Other Facts Supporting the Use of Other than Full and Open Competition: None

10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:

Scriptpro USA Inc., 5828 Reeds Rd. Mission, KS 66202

11. A Statement of the Actions, if any, the Agency May Take to Remove or Overcome any Barriers to Competition before Making subsequent acquisitions for the supplies or services required:

No actions on behalf of the VA could remove any barriers to competition regarding the patented and proprietary ScriptPro equipment.

12. Requirements Certification: I certify that the requirement outlined in this justification is a Bona Fide Need of the Department of Veterans Affairs and that the supporting data under my cognizance, which are included in the justification, are accurate and complete to the best of my knowledge and belief.



Del Siegmund 7/29/14
Pharmacy Chief
Station 550 VA Illiana Health care system

13. Approvals in accordance with FAR 6.304

a. **Contracting Officer's Certification: (required)** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

Name
Title
Network 11 Contracting Office

Date

b. **DOC/PCM (Required \$3K and above):** I certify the justification meets requirements for other than full and open competition.

Name
Director of Contracting/Supervisory Contract Specialist (as appropriate)
Network 11 Contracting Office

Date

c. **SAO(If over \$650K):** I certify the justification meets requirements for other than full and open competition.

Ricky L. Lemmon
SAO Director

Date

Central Region

- d. **VHA HCA Review and Approval**: I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and recommend approval (if over \$12.5 million) or approve (\$650K to \$12.5 million) for other than full and open competition.

NORBERT S. DOYLE
Chief of Procurement and Logistics Officer
VHA, Head of Contracting Activity (HCA)

Date

- e. **VA Deputy Senior Procurement Executive Approval (over \$12.5 million but not exceeding \$50 million)**: I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and approve for other than full and open competition.

C. FORD HEARD
Deputy Senior Procurement Executive (DSPE)
Assistant Secretary for Acquisition and Logistics
Department of Veterans Affairs

Date

- f. **VHA Senior Procurement Executive Approval (over \$50 million)**: I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and approve for other than full and open competition.

JAN R. FRYE
Deputy Assistant Secretary for Acquisition and Logistics
Senior Procurement Executive (SPE)
Department of Veterans Affairs

Date