

.DEPARTMENT OF VETERANS AFFAIRS
Justification and Approval
For
Other Than Full and Open Competition

1. Contracting Activity: Department of Veterans Affairs, Network Contracting Office 16,
Central Arkansas Veterans Healthcare System (CAVHS)
4300 West 7th Street
Little Rock, AR 72205

VA2237 Purchase Request# 598-15-1-145-0004

2. Nature and/or Description of the Action Being Processed: Central Arkansas Veterans Healthcare System (CAVHS) intends to award a three month Medical Sharing contract with the University of Arkansas for Medical Sciences (UAMS) for emergency Scarce Medical Imaging (Radiology) Services. This short term contract will provide interim services while CAVHS work to issue a new solicitation for these services for a base period plus four one year options. This contract is to enable Imaging Services to maintain uninterrupted care for our Veterans during the acquisitions process. Without this contract patient care would be adversely impacted.

3. Description of Supplies/Services Required to Meet the Agency's Needs: A Medical Sharing contract between CAVHS and UAMS is needed for Radiology services. CAVHS Imaging Services is in immediate need of physicians to read studies that cannot be met by existing CAVHS staff. This involves approximately 3.0 FTEE equivalent positions to read General Radiology, Neuroradiology and to perform Interventional Radiology and Neurointerventional Radiology procedures.

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

- (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):

b. **Unusual and Compelling Urgency (FAR 6.302-2, 6.303-2(a)(9)(ii))** – This is an emergent requirement for medical services to provide General Radiology, Neuroradiology and to perform Interventional Radiology and Neurointerventional Radiology procedures to meet the needs of our Veterans. We have only one full time Interventional Radiologist on staff, we have a VA Radiologist that reads Neuroradiology cases part time and does some Neuro-Interventional cases and we have no Neuro Interventional Radiologist on staff at CAVHS. Demand for Interventional Radiology has increased more than 325% in the last year. The role of

neurointerventional radiology in Pain Management and the more invasive studies for patients that are not surgical candidates is critical to the ability to meet the needs of our patient population. The impact of interrupted radiology services causes a ripple effect. Without this medical contract we would be required to fee out approximately 10 cases per day at an average cost of \$5,000.00 per case. It would also delay patient care, cause transportation issues for the patients and be less than desirable for patient satisfaction.

UAMS has fully trained Radiologists that are board certified in Vascular Interventional Radiology, Neurointerventional Radiology and Diagnostic Neuroradiology with no transition, set-up or delay in services to Veterans. Thus, patient care will not be interrupted due to fee-basis of procedures or by the vacancies that the section has currently. Without this contract patient care would be adversely affected.

6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable: Internet Searches, End-User Survey conducted and no other sources were available for these specialized services in the emergency timeline. The University of Arkansas for Medical Sciences is the primary academic affiliate of CAVHS and can meet the urgent and compelling need of Imaging Services. These health care resources are in accordance with 38 U.S.C. 1853, VA Directive 1663.

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable: The Contracting Officer has determined that anticipated cost to the Government is fair and reasonable based on a history of acquired personal knowledge and past performance. Market research has demonstrated that UAMS pricing is well within the average range of fees charged for the necessary services. The proposed price will be in accordance with the established rates paid by CAVHS under the previous obligation method. The price will be compared to the historical prices.

8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted: Survey was conducted and did not result in additional sources that can provide these services urgently for the compelling issues of patient care. These emergency medical services are needed to enable the service to maintain uninterrupted care for our Veterans until a medical sharing contract with the affiliate can be awarded.

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: The University of Arkansas for Medical Sciences.

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: CAVHS plans to issue a sole source solicitation in accordance with Medical Sharing procedures for a base period plus four one year options for these Medical Services.

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.

Richard E. Bowyer
RICHARD E. BOWYER
Program Specialist
CAVHS

Nov 3, 2014
Date

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.

Claudette Barbee
CONTRACTING OFFICER
CAVHS, Network Contracting Office 16

Date

b. P&C: I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

Toni A. Clendenen
Network Contracting Office 16
Medical Sharing Team, Division 1

Date

c. NCM/PCM : I certify the justification meets requirements for other than full and open competition.

Aaron Villalpando
Network Contract Manager
Network Contracting Office 16

Date