

STATE OF CALIFORNIA
PRISON HEALTH CARE SERVICES
3701 North Freeway Blvd, Sacramento, CA 95834
P.O. Box 4038, Suite 3701, 95812-4038

J. Clark Kelso, Receiver



November 4, 2009

TO: PROSPECTIVE BIDDER

RE: REQUEST FOR PROPOSAL (RFP) 09341, ADDENDUM NUMBER 4

CPHCS has attached responses to a portion of the questions that have been brought forth by potential contractors. **Please note, there are additional questions pending a response, and they will be addressed in a subsequent addendum(s)**

This RFP has been amended and the changes are included in the attached addendum #4.

If you have any questions or need assistance from this office, please do not hesitate to contact Debra Jones at debra.jones@cdcr.ca.gov.

**Responses to Vendor Questions
Request for Proposals
For Temporary/Relief On-Site Nursing Services
(Registered Nurse, Licensed Vocational Nurse and Certified Nursing
Assistant)
California Adult Prison Facilities
RFP Number 09341**

Addendum #4

Please note, there are additional questions pending a response, and they will be addressed in a subsequent addendum(s)

Question	Response
According to Addendum #3, a revised Exhibit B-1 is attached but Exhibit B-1 is still missing.	Exhibit B-1 was excluded from Addendum #3 in error. A revised Exhibit B-1 is attached in its entirety to this response.
Can you confirm the due date has changed on the RFP to December 21, 2009?	Yes, proposals are due to CPHCS at 2:00 p.m. on December 21, 2009. Page 5 of 11 of the Request for Proposal Requirements lists the revised RFP Schedule. The revised RFP Schedule was posted to the Receiver's web page as Addendum #3. The direct link to Addendum #3 is http://www.cphcs.ca.gov/project.rfp.aspx .
When will we receive answers to questions we submitted last week and week before?	The deadline for CPHCS to respond to questions on this RFP is November 17, 2009. Please refer to Addendum #3 for the revised RFP Schedule. The direct link to Addendum #3 is http://www.cphcs.ca.gov/project.rfp.aspx .
Is the anticipated date that you and your staff will have all the responses for the questions still November 16 th ?	No, the deadline for responding to questions on the RFP is November 17 th .
Please forward to me a copy of the current bid matrix.	The bid matrix for the expired contract for RN, LVN and CNA's, is attached to this response.

**TEMPORARY/RELIEF REGISTERED NURSE, LICENSED VOCATIONAL NURSE, AND
CERTIFIED NURSING ASSISTANT SERVICES**

The bidder hereby agrees to provide all labor, materials, supplies, licenses, permits, equipment and transportation necessary to perform all services required for the foregoing titled work in accordance with the Scope of Work, all Terms and Conditions, Disabled Veteran Business Enterprise (DVBE) requirements, if applicable, and such addenda thereto as may be issued before the public bid opening date, at the rates set forth by the bidder in Exhibit B-2, Rate Sheet. Exhibit B-2 **must** be submitted with this bid proposal.

Exhibit B-2 shall remain in force for the stated term of this Agreement and shall include every item of expense, direct and indirect, including any taxes incidental to the specified rates.

By virtue of submitting this bid, the undersigned is accepting the terms and conditions expressed in this IFB. Any and all services performed outside the scope of this Agreement shall be at the sole risk and expense of the successful bidder.

COMPANY NAME:	
STREET ADDRESS:	P.O. BOX:
CITY, STATE AND ZIP CODE:	CITY, STATE AND ZIP CODE:
TELEPHONE NUMBER: ()	FAX NUMBER: ()
FEDERAL ID or SOCIAL SECURITY NUMBER:	E-MAIL ADDRESS:
TAX STATUS <input type="checkbox"/> Individual/Sole Proprietor <input type="checkbox"/> Estate or Trust <input type="checkbox"/> Partnership <input type="checkbox"/> Corporation (State in which incorporated _____) <input type="checkbox"/> Other: _____	
PRINT NAME AND TITLE OF AUTHORIZED REPRESENTATIVE	
SIGNATURE OF AUTHORIZED REPRESENTATIVE:	DATE:

Bidder shall provide rate(s) on Exhibit B-2. Bidder shall set forth rates in clear, legible figures in the spaces provided in Exhibit B-2. Failure to provide the required rates shall be cause for rejection of your bid.

NOTE:

1. Any quantities listed on Exhibit B-2 are CDCR's estimates only and are offered as a basis for the comparison of bids. The State does not expressly or by implication agree that the actual amount of work will correspond therewith and reserves the right to omit portions of the work as may be deemed necessary or advisable by the State.
2. In the case of a discrepancy between the Unit Price (e.g., Hourly Rate, Cost per Service) and Item Total (e.g., Hourly Rate x Hours Worked = Item Total), the Unit Price shall prevail. However, if the Unit Price figure is ambiguous, illegible, uncertain, or is omitted, the Item Total shall be divided by the estimated usage (e.g., Hours Worked) to determine the Unit Price. In the case of a discrepancy between the Basis of Award and the sum of the Item Totals, the sum of the Item Totals shall prevail.
3. The amount of the total bid will be rounded up to the nearest whole dollar when the Agreement documents resulting from this bid are prepared.
4. CDCR/CPHCS reserve the right to include additional institution(s) or delete institution(s) which no longer require this service. The additional institution(s) will be included in the appropriate Institution Group and the bid rate for that group shall apply.

SMALL BUSINESS PREFERENCE

Current law encourages state departments to first consider a Small Business Enterprise (Small)/ Microbusiness Enterprise (Micro) for contracting opportunities. CDCR/CPHCS is committed to supporting Small/Micro business participation in state contracting and seeks to use certified Small/Micro businesses whenever possible.

A Small/Micro business enterprise is defined as a business certified by the Office of Small Business and Disabled Veteran Business Enterprise Certification (OSDC) in which the:

1. Principal office is located in California
2. Officers officers are domiciled in California
3. Business is independently owned and operated
4. Business, with any affiliates, is not dominant in its field of operation; and
5. a. For Small Business, either:
 - (1) Business, together with any affiliates, has 100 or fewer employees and averaged annual gross receipts of \$10,000,000 or less over the previous three years; or
 - (2) Business is a manufacturer with 100 or fewer employees
- b. For Micro Business, either:
 - (1) Business, together with any affiliates, has 100 or fewer employees and averaged annual gross receipts of \$2,500,000 or less over the previous three years; or

(2) Business is a manufacturer with 25 or fewer employees

Section 14835, et seq., of the California Government Code requires that a five percent (5%) preference be given to bidders who qualify as a Small/Micro business enterprise. The rules and regulations of this law are contained in Title 2, California Code of Regulations, Section 1896, et seq. A copy of the regulation is available upon request.

To claim the Small/Micro business preference, which may not exceed \$50,000 for any bid, your firm must have a completed application (including proof of annual receipts) on file with the Department of General Services (DGS), Procurement Division, Office of Small Business and DVBE Certification (OSDC), by 5:00 p.m. on the date bids are opened, and receipt verified by such office. Therefore, if you are a Small/Micro business, but are not certified, it is to your advantage to become certified. For certification and preference approval process information, contact the OSDC by telephone at (916) 375-4940 or access the OSDC Internet website at www.dgs.ca.gov/osbcr.

NON-SMALL BUSINESS SUBCONTRACTOR PREFERENCE

Pursuant to Title 2, California Code of Regulations Section 1896, et seq., and Government Code Section 14838, et seq., a bid preference of five percent (5%) is available to a responsive non-small business claiming no less than twenty-five percent (25%) Small/Micro business subcontractor participation with one or more Small/Micro businesses. This preference is considered only if the tentative low bidder is not a certified Small/Micro business.

In granting the Non-Small Business Subcontractor (NSBS) preference, no bid price will be reduced by more than \$50,000. This preference cost adjustment is for computation purposes only and does not alter the actual cost offered by the bidder.

A non-small business is defined as a responsive/responsible bidder that is not certified by the DGS as a Small/Micro business.

To be eligible for the NSBS preference, the business concern must:

1. Complete OBS 550 (Non-Small Business Subcontractor Preference Request) and OBS 551 (Small Business Subcontractor/Supplier Acknowledgement) and submit with bid proposal.

NONPROFIT VETERAN SERVICE AGENCY (NVSA) SMALL BUSINESS PREFERENCE

Pursuant to Military and Veteran Code Section 999.50 et seq., Nonprofit Veteran Service Agencies (NVSAs) claiming Small/Micro business preference and verified as such in the relevant category or business type, will be granted a preference of five percent (5%) of the lowest responsive bid, if the lowest responsive bid is submitted by a bidder not certified as a Small/Micro business.

In granting Small/Micro business preference to NVSAs, no bid will be reduced by more than \$50,000. The preference cost adjustment is for computation purposes only and does not alter the actual cost offered by the bidder.

To be eligible for the NVSA Small/Micro business preference, the business concern must:

1. Request preference at the time of bid submission; and

2. Have a completed application on file with DGS, OSDS by 5:00 p.m. on the date bids are due.

An SB/NVSA is not subject to the same standards as other certified Small/Micro businesses. SB/NVSA standards are identified in Military and Veterans Code Section 999.51(a)(3).

**IDENTIFICATION OF CONTRACTORS, SUBCONTRACTORS, CONSULTANTS;
SMALL/MICRO BUSINESSES AND DVBEs**

The CDCR must identify all contractors, subcontractors and consultants who will provide labor or render services in the performance of this Agreement and further identify whether any of the listed subcontractors and consultants are a certified Small/Micro business, or a certified DVBE by completing a Subcontractor/Consultant List. If any changes occur in the submitted original Subcontractor/Consultant List, the Contractor shall notify the Plata Contract and Invoice Branch (PCIB), in writing, within ten (10) working days of those changes, including any changes to Small/Micro business or DVBE status.

The CDCR asks that you encourage any subcontractor(s) and/or consultant(s) not currently certified as a Small/Micro business or DVBE, that you believe may meet the certification requirements specified herein, to become certified through the DGS, OSDC. Please provide those subcontractor(s)/consultant(s) the OSDC contact and certification information provided above.

If you are a certified Small/Micro business enterprise and fail to complete the Prime Contractor information section below, your business shall be classified as a large business which will preclude your bid from receiving the five percent (5%) Small/Micro business preference and cause incorrect reporting of Small/Micro business and large business participation by CDCR.

PRIME CONTRACTOR NAME: _____

I am a Small Business Enterprise. My DGS reference number is: _____

I am a Microbusiness Enterprise. My DGS reference number is: _____

I am a large business.

NOTE: IF YOU ARE A CERTIFIED SMALL/MICRO BUSINESS ENTERPRISE AND FAIL TO COMPLETE THIS SECTION, YOUR BUSINESS WILL BE CLASSIFIED AS A LARGE BUSINESS, WHICH WILL PRECLUDE YOUR BID FROM RECEIVING THE FIVE PERCENT (5%) SMALL/MICRO BUSINESS PREFERENCE.

Agreement No.	Contractor	Hourly	Total Bid Amount	Hierarchy	Small Business	Discount	5% Preference	Totals w/ 5% Preference	Small Business Preference	HIPAA	PHONE	FAX
	Group A Registered Nurse (RN)	Cut-off \$84.29 (based on HCSD's 2004 input on Statewide Contracts)										
KV04013	ABCSP, Inc.	\$44.00	\$1,227,072.00	Primary	No per Fleming Duke/DGS SB	1.50%	N/A	\$1,227,072.00	No	No	916-722-6233	916-722-8780
KV04084	Right Choice, Inc.	\$51.61	\$1,439,299.68	Secondary	Yes-MB (#36188)	0.25%	\$50,000.00	\$1,389,299.68	Yes	No	626-335-1318	626-335-7019
KV04085	Maxim Healthcare Services	\$50.00	\$1,394,400.00	3rd	No	5%	N/A	\$1,394,400.00	No	No	661-322-3039	661-322-2831
KV04086	Kelly Services, Inc.	\$51.55	\$1,437,626.40	4th	No	1%	N/A	\$1,437,626.40	No	No	818-716-6330	818-676-1209
KV04087	Medstaff, Inc.	\$53.00	\$1,478,064.00	5th	No	1%	N/A	\$1,478,064.00	No	No	800-732-9992	661-322-9945
KV04088	JayKay, Inc.	\$54.49	\$1,519,617.12	6th	No -Per Yolanda/DGS SB	0.0005%	N/A	\$1,519,617.12	No	No	626-201-3121	909-494-9639
KV04089	Preferred Staffing, Inc.	\$56.74	\$1,582,365.12	7th	Yes-MB (#10140)	0.50%	\$50,000.00	\$1,532,365.12	Yes	No	800-638-9798	707-748-0404
KV04091	SHC, Inc.	\$55.75	\$1,554,756.00	8th	No	0.05%	N/A	\$1,554,756.00	No	No	559-224-6350	559-224-6276
KV04090	Mediscan Nursing Staffing, Inc.	\$58.00	\$1,617,504.00	9th	No	1%	N/A	\$1,617,504.00	No	No	818-758-8680	818-264-1934
KV04092	National Medical Registry	\$60.75	\$1,694,196.00	10th	No	0.50%	N/A	\$1,694,196.00	No	No	800-451-7811	949-481-3346
KV04093	Careerstaff Unlimited, Inc.	\$61.00	\$1,701,168.00	11th	No	1%	N/A	\$1,701,168.00	No	No	800-814-2036	559-244-0425
KV04094	R. L. Klein & Associates	\$65.00	\$1,812,720.00	12th	Yes-MB (#7110)	0.50%	\$50,000.00	\$1,762,720.00	No	No	562-427-5577	562-427-1807
KV04095	Star Nursing, Inc.	\$65.00	\$1,812,720.00	13th	Yes-MB (#33866)	0%	\$50,000.00	\$1,762,720.00	No	No	877-687-7399	877-687-7400
KV04096	Medical Staffing Network	\$65.00	\$1,812,720.00	14th	No	0.50%	N/A	\$1,812,720.00	No	No	626-966-5062	626-732-2294
KV04097	Staff USA, Inc.	\$78.84	\$2,198,689.92	15th	Yes (#18720)	0%	\$50,000.00	\$2,148,689.92	No	No	916-772-3333	784-3979
		Total:	\$24,282,918.24									
No Award	S&D Medical Staffing Corp.	\$48.49	\$1,352,289.12	Bid Withdrawn 6/2/05	No - Application not mailed	0%	N/A	\$1,352,289.12	No	No		845-341-1678
No Award	Propharma, Inc.	\$64.00	\$1,784,832.00	Bid Withdrawn 5/27/05	No per Fleming Duke/DGS SB	0.50%	N/A	\$1,784,832.00	No	No		661-962-9724

Agreement No.	Contractor	Hourly [*]	Total Bid Amount	Hierarchy	Small Business	Discount [*]	5% Preference	Totals w/ 5% Preference	Small Business Preference	HIPAA	PHONE	FAX
	Group A Registered Nurse (RN)	Cut-off \$84.29 (based on HCSD's 2004 input on Statewide Contracts)										
No Award	Customstylez	\$65.00	\$1,812,720.00	Bid Withdrawn 5/31/05	No per Fleming Duke/DGS SB	0%	N/A	\$1,812,720.00	No	No		Mail Copy
No Award	Golden State Psychare	\$65.33	\$1,821,923.04	Bid Withdrawn 5/31/05	Yes-MB (#36270)	0.50%	\$61,353.60	\$1,760,569.44	Yes	No		661-947-1172

Temporary/Relief Nursing Services
For Kern Valley State Prison (KVSP)
Bid No. 040411

Agreement No.	Contractor	Hourly	Total Bid Amount	Hierarchy	Small Business	Discount	5% Preference	Totals w/ 5% Preference	Small Business Preference	HIPAA
	Group B Licensed Vocational Nurse (LVN)	Cut-off \$40.08/Hr (based on HCSD's 2004 input on Statewide Contracts)								
KV04013	ABCSP, Inc.	\$28.54	\$397,961.76	Primary	No per Fleming Duke/DGS SB	1.50%	N/A	\$397,961.76	No	No
KV04084	Right Choice, Inc.	\$31.43	\$438,259.92	Secondary	Yes-MB (#36188)	0.25%	\$19,898.09	\$418,361.83	No	No
KV04086	Kelly Services, Inc.	\$32.55	\$453,877.20	Tertiary	No	1%	N/A	\$453,877.20	No	No
KV04089	Preferred Staffing, Inc.	\$34.72	\$484,135.68	4th	Yes-MB (#10140)	0.50%	\$19,898.09	\$464,237.59	No	No
KV04087	Medstaff, Inc.	\$37.00	\$515,928.00	5th-Per tie- breaker	No	1%	N/A	\$515,928.00	No	No
KV04090	Mediscan Nursing Staffing, Inc.	\$37.00	\$515,928.00	6th-Per tie- breaker	No	1%	N/A	\$515,928.00	No	No
KV04085	Maxim Healthcare Services	\$38.00	\$529,872.00	7th	No	5%	N/A	\$529,872.00	No	No
	CUT OFF	Total:	\$3,335,962.56							
No Award	Medical Staffing Network	\$42.00	\$585,648.00	No Award	No	0.50%	N/A	\$585,648.00	N/A	No
No Award	SHC, Inc.	\$42.75	\$596,106.00	No Award	No	0.05%	N/A	\$596,106.00	N/A	No
No Award	JayKay, Inc.	\$44.49	\$620,368.56	No Award	No-Per Yolanda/DG S	0.0005%	N/A	\$620,368.56	N/A	No
No Award	Star Nursing, Inc.	\$45.00	\$627,480.00	No Award	Yes-MB (#33866)	0%	\$19,898.09	\$607,581.91	N/A	No
No Award	National Medical Registry	\$45.75	\$637,938.00	No Award	No	0.50%	N/A	\$637,938.00	N/A	No
No Award	R. L. Klein & Associates	\$48.00	\$669,312.00	No Award	Yes-MB (#7110)	0.50%	\$19,898.09	\$649,413.91	N/A	No
No Award	Careerstaff Unlimited, Inc.	\$48.00	\$669,312.00	No Award	No	1%	N/A	\$669,312.00	N/A	No
No Award	Staff USA, Inc.	\$52.79	\$736,103.76	No Award	Yes (#18720)	0%	\$19,898.09	\$716,205.67	N/A	No
No Award	Propharma, Inc.	\$37.00	\$515,928.00	Bid Withdrawn 5/27/05	No per Fleming Duke/DGS SB	0.50%	N/A	\$515,928.00	No	No
No Award	Golden State Psychare	\$55.28	\$770,824.32	Bid Withdrawn 5/31/05	Yes-MB (#36270)	0.50%	\$19,898.09	\$750,926.23	N/A	No
No Award	Customstylez	\$55.00	\$766,920.00	Bid Withdrawn 5/31/05	No per Fleming Duke/DGS SB	0%	N/A	\$766,920.00	N/A	No
No Award	S&D Medical Staffing Corp.	\$38.49	\$536,704.56	Bid Withdrawn 6/2/05	No - Application not mailed	0%	N/A	\$536,704.56	No	No

Agreement No.	Contractor	Hourly	Total Bid Amount	Hierarchy	Small Business	Discount	5% Preference	Totals w/ 5% Preference	Small Business Preference	HIPAA
	Group C Certified Nursing Assistant (CNA)	Cut-off \$24.17 (based on HCSD's 2004 input on Statewide Contracts)								
KV04089	Preferred Staffing, Inc.	\$18.40	\$171,046.40	Primary	Yes-MB (#10140)	0.50%	\$8,366.40	\$162,680.00	Yes	No
KV04091	SHC, Inc.	\$18.00	\$167,328.00	Secondary	No	0.05%	N/A	\$167,328.00	No	No
KV04088	JayKay, Inc.	\$19.41	\$180,435.36	Tertiary	No-Per Yolanda/DGS	0.0005%	N/A	\$180,435.36	No	No
KV04084	Right Choice, Inc.	\$20.50	\$190,568.00	4th	Yes-MB (#36188)	0.25%	\$8,366.40	\$182,201.60	Yes	No
KV04086	Kelly Services, Inc.	\$19.95	\$185,455.20	5th	No	1%	N/A	\$185,455.20	No	No
KV04013	ABCSP, Inc.	\$20.21	\$187,872.16	6th	No per Fleming Duke/DGS SB	1.50%	N/A	\$187,872.16	No	No
KV04096	Medical Staffing Network	\$20.99	\$195,123.04	7th	No	0.50%	N/A	\$195,123.04	No	No
KV04085	Maxim Healthcare Services	\$22.00	\$204,512.00	8th	No	5%	N/A	\$204,512.00	No	No
KV04087	Medstaff, Inc.	\$22.00	\$204,512.00	9th-Per tie- breaker	No	1%	N/A	\$204,512.00	No	No
KV04090	Mediscan Nursing Staffing, Inc.	\$22.00	\$204,512.00	10th-Per tie- breaker	No	1%	N/A	\$204,512.00	No	No
KV04093	Careerstaff Unlimited, Inc.	\$22.00	\$204,512.00	11th-Per tie- breaker	No	1%	N/A	\$204,512.00	No	No
	CUT OFF	Total:	\$2,095,876.16							
No Award	R. L. Klein & Associates	\$26.00	\$241,696.00	No Award	Yes-MB (#7110)	0.50%	\$8,366.40	\$233,329.60	No	No
No Award	Staff USA, Inc.	\$32.10	\$298,401.60	No Award	Yes (#18720)	0%	\$8,366.40	\$290,035.20	No	No
No Award	Star Nursing, Inc.	\$35.00	\$325,360.00	No Award	Yes-MB (#33866)	0%	\$8,366.40	\$316,993.60	No	No
No Award	National Medical Registry	No Bid	No Bid	No Award	No	0.50%	N/A	N/A	No	No
No Award	Propharma, Inc.	\$26.00	\$241,696.00	Bid Withdrawn 5/27/05	No per Fleming Duke/DGS SB	0.50%	\$8,366.40	\$233,329.60	No	No
No Award	Customstylez	\$40.00	\$371,840.00	Bid Withdrawn 5/31/05	No per Fleming Duke/DGS SB	0%	N/A	\$371,840.00	No	No
No Award	Golden State Psychare	\$45.23	\$420,458.08	Bid Withdrawn 5/31/05	Yes-MB (#36270)	0.50%	\$8,366.40	\$412,091.68	No	No
No Award	S&D Medical Staffing Corp.	\$25.49	\$236,955.04	Bid Withdrawn 6/2/05	No - Application not mailed	0%	\$8,366.40	\$228,588.64	No	No