



STATE OF TENNESSEE
DEPARTMENT OF CORRECTION

**REQUEST FOR PROPOSALS # 32901- 31231
AMENDMENT # 2
FOR INTERSTATE INMATE TRANSIT SERVICES**

DATE: October 19, 2020

RFP # 32901-31231 IS AMENDED AS FOLLOWS:

1. This RFP Schedule of Events updates and confirms scheduled RFP dates. Any event, time, or date containing revised or new text is highlighted.

EVENT	TIME (central time zone)	DATE
1. RFP Issued		August 31, 2020
2. Disability Accommodation Request Deadline	2:00 p.m.	September 3, 2020
3. Pre-response Conference	11:00 a.m.	September 4, 2020
4. Notice of Intent to Respond Deadline	2:00 p.m.	September 8, 2020
5. Written "Questions & Comments" Deadline	2:00 p.m.	September 11, 2020
6. State Response to Written "Questions & Comments"		October 19, 2020
7. Deadline for Second Round of Questions and Comments		October 26, 2020
8. State Response to Written "Questions & Comments"		November 30, 2020
9. Response Deadline	12:00 p.m.	January 4, 2021
10. State Completion of Technical Response Evaluations		January 15, 2021
11. State Opening & Scoring of Cost Proposals	2:00 p.m.	January 19, 2021
12. Negotiations (Optional)		January 25 -29, 2021
13. State Notice of Intent to Award Released <u>and</u> RFP Files Opened for Public Inspection	2:00 p.m.	February 3, 2021
14. End of Open File Period		February 10, 2021
15. State sends contract to Contractor for signature		February 12, 2021

16. Contractor Signature Deadline	2:00 p.m.	February 22, 2021
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2. State responses to questions and comments in the table below amend and clarify this RFP.

Any restatement of RFP text in the Question/Comment column shall NOT be construed as a change in the actual wording of the RFP document.

RFP SECTION	PAGE #	QUESTION / COMMENT	STATE RESPONSE
		1. Does the State require vendors to have a Satisfactory safety rating by the US Department of Transportation's Federal Motor Carrier Safety Administration (FMCSA)?	The requirement has been added to RFP Attachment 6.2 Section A as well as the RFP Pro Forma Contract as item A.20 as detailed in Items 4 and 5 below.
		2. Is the State aware of the State of Florida's, Department of Agriculture's Security Licensing Laws requiring all private companies performing prisoner transports in the State of Florida, including all transports/extraditions for the TN Department of Corrections originating in the State of Florida, to have a 'B' Security License and does the State require the awarded Contractor to have this license, as does the State of Florida?	A requirement has been added to RFP Attachment 6.2 Section C as well as the RFP Pro Forma Contract as item A.21 as detailed in Items 4 and 6 below.
		3. Is the State aware of the Federal Motor Carrier Safety Administration's mandated Electronic Logging Device (ELD) program that went into effect on December 18 th , 2017 and does the State require compliance with this law, as does the Federal Government?	The State has is adding the following to the Pro Forma Contract as Section A. 22 and as detailed as Item 7 below: The Contractor must comply with the Federal Motor Carrier Safety Administration's mandated Electronic Logging Device (ELD) program as specified by law and required by the Federal Government.
		4. Is the State aware of the Federal Motor Carrier Safety Administration's mandatory Hours-of-Service (HOS) regulations that limits maximum driving time	Pro Forma Contract Section A.11. requires that the Contractor comply with Federal Motor Carrier Safety Administration Regulations Section 395.5, https://www.fmcsa.dot.gov/regulations/title49/section/395.5 (Part 395, Maximum Driving Time for Passenger Carrying Vehicles) of the United States Department of Transportation Regulations and

RFP SECTION	PAGE #	QUESTION / COMMENT	STATE RESPONSE
		for passenger-carrying vehicles and does the State require compliance with this law, as does the Federal Government?	incorporates those provisions into the Pro Forma Contract by reference.

3. Delete RFP Attachment 6.2.A. in its entirety and insert the following in its place (any sentence or paragraph containing revised or new text is highlighted):

RFP ATTACHMENT 6.2. — Section A

TECHNICAL RESPONSE & EVALUATION GUIDE

SECTION A: MANDATORY REQUIREMENTS. The Respondent must address all items detailed below and provide, in sequence, the information and documentation as required (referenced with the associated item references). The Respondent must also detail the response page number for each item in the appropriate space below.

The Solicitation Coordinator will review the response to determine if the Mandatory Requirement Items are addressed as required and mark each with pass or fail. For each item that is not addressed as required, the Proposal Evaluation Team must review the response and attach a written determination. In addition to the Mandatory Requirement Items, the Solicitation Coordinator will review each response for compliance with all RFP requirements.

RESPONDENT LEGAL ENTITY NAME:			
Response Page # (Respondent completes)	Item Ref.	Section A— Mandatory Requirement Items	Pass/Fail
		The Response must be delivered to the State no later than the Response Deadline specified in the RFP Section 2, Schedule of Events.	
		The Technical Response and the Cost Proposal documentation must be packaged separately as required (refer to RFP Section 3.2., <i>et seq.</i>).	
		The Technical Response must NOT contain cost or pricing information of any type.	
		The Technical Response must NOT contain any restrictions of the rights of the State or other qualification of the response.	
		A Respondent must NOT submit alternate responses (refer to RFP Section 3.3.).	
		A Respondent must NOT submit multiple responses in different forms (as a prime and a subcontractor) (refer to RFP Section 3.3.).	

RESPONDENT LEGAL ENTITY NAME:			
Response Page # (Respondent completes)	Item Ref.	Section A— Mandatory Requirement Items	Pass/Fail
	A.1.	Provide the Statement of Certifications and Assurances (RFP Attachment 6.1.) completed and signed by an individual empowered to bind the Respondent to the provisions of this RFP and any resulting contract. The document must be signed without exception or qualification.	
	A.2.	Provide a statement, based upon reasonable inquiry, of whether the Respondent or any individual who shall cause to deliver goods or perform services under the contract has a possible conflict of interest (e.g., employment by the State of Tennessee) and, if so, the nature of that conflict. NOTE: Any questions of conflict of interest shall be solely within the discretion of the State, and the State reserves the right to cancel any award.	
	A.3.	Provide a current bank reference indicating that the Respondent's business relationship with the financial institution is in positive standing. Such reference must be written in the form of a standard business letter, signed, and dated within the past three (3) months.	
	A.4.	Provide two current positive credit references from vendors with which the Respondent has done business written in the form of standard business letters, signed, and dated within the past three (3) months.	
	A.5.	Provide an official document or letter from an accredited credit bureau, verified and dated within the last three (3) months and indicating a satisfactory credit score for the Respondent (NOTE: A credit bureau report number without the full report is insufficient and will <u>not</u> be considered responsive.)	
	A.6.	Provide a current credit rating from Moody's, Standard & Poor's, A.M. Best or Fitch Ratings, verified and dated within the last three (3) months and indicating a positive credit rating for the Respondent. OR , in lieu of the aforementioned credit rating, provide an official document or letter from an accredited credit bureau, verified and dated within the last three (3) months and indicating a satisfactory credit score for the Respondent (NOTE: A credit bureau report number without the full report is insufficient and will <u>not</u> be considered responsive.)	
	A.7.	Provide documentation that the Respondent has a satisfactory safety rating by the US Department of Transportation's Federal Motor Carrier Safety Administration (FMCSA).	
State Use – Solicitation Coordinator Signature, Printed Name & Date:			

4. Delete RFP Attachment 6.2 Section C and replace with the following:

RFP ATTACHMENT 6.2. — SECTION C

TECHNICAL RESPONSE & EVALUATION GUIDE

SECTION C: TECHNICAL QUALIFICATIONS, EXPERIENCE & APPROACH. The Respondent must address all items (below) and provide, in sequence, the information and documentation as required (referenced with the associated item references). The Respondent must also detail the response page number for each item in the appropriate space below.

A Proposal Evaluation Team, made up of three or more State employees, will independently evaluate and score the response to each item. Each evaluator will use the following whole number, raw point scale for scoring each item:

0 = little value 1 = poor 2 = fair 3 = satisfactory 4 = good 5 = excellent

The Solicitation Coordinator will multiply the Item Score by the associated Evaluation Factor (indicating the relative emphasis of the item in the overall evaluation). The resulting product will be the item's Raw Weighted Score for purposes of calculating the section score as indicated.

RESPONDENT LEGAL ENTITY NAME:					
Response Page # (Respondent completes)	Item Ref.	Section C— Technical Qualifications, Experience & Approach Items	Item Score	Evaluation Factor	Raw Weighted Score
	C.1.	Provide a narrative that illustrates the Respondent's understanding of the State's requirements and project schedule.		10	
	C.2.	Provide a narrative that illustrates how the Respondent will complete the scope of services, accomplish required objectives, and meet the State's project schedule.		25	
	C.3.	Provide a narrative that illustrates how the Respondent will manage the project, ensure completion of the scope of services, and accomplish required objectives within the State's project schedule.		25	
	C.4.	Provide a written description as to how your vehicles and equipment meet or exceed FMCSA standards as published at https://www.fmcsa.dot.gov/regulations regarding safety and security.		5	
	C.5.	Provide a written description of the limits of continuous travel for prisoners and driving periods for officers. This explanation shall include required break and rest periods with length of time. When rest periods are required, specify custody arrangements for prisoners. Describe service of meals for prisoners during travel to include type of meals, frequency and manner by which they are served.		10	
	C.6.	Provide a written description of procedures for air travel should air travel be required. Description should include security arrangements with airport security and/or airline carrier and arrangements		5	

RESPONDENT LEGAL ENTITY NAME:					
Response Page # (Respondent completes)	Item Ref.	Section C— Technical Qualifications, Experience & Approach Items	Item Score	Evaluation Factor	Raw Weighted Score
		concerning custody and security of prisoner while aboard aircraft.			
	C.7.	Please furnish written statistics providing the number of state prisoner escapes while in the custody of the proposer to the requested destination, as well as the number of state prisoners transported by the proposer for each of the last three calendar years of 2017, 2018 and 2019.		10	
	C.8.	Provide a listing of state licenses the proposer holds as of the proposal submission deadline listed in RFP Section 2 for the transport of offenders within the United States.		10	
<i>The Solicitation Coordinator will use this sum and the formula below to calculate the section score. All calculations will use and result in numbers rounded to two (2) places to the right of the decimal point.</i>			Total Raw Weighted Score: <i>(sum of Raw Weighted Scores above)</i>		
Total Raw Weighted Score <hr/> Maximum Possible Raw Weighted Score <i>(i.e., 5 x the sum of item weights above)</i>			X 40 <i>(maximum possible score)</i>	= SCORE:	
<i>State Use – Evaluator Identification:</i>					
<i>State Use – Solicitation Coordinator Signature, Printed Name & Date:</i>					

5. Add the following to the Pro Forma Contract Scope of Services as Section A.20:

A.20. The Contractor must maintain a satisfactory safety rating by the US Department of Transportation's Federal Motor Carrier Safety Administration (FMCSA) throughout the term of this contract.

6. Add the following to the Pro Forma Contract Scope of Services as Section A.21:

A.21. The Contractor must possess and maintain all necessary state licenses required to transport offenders within the forty-eight (48) contiguous United States for person, firm, company, partnership or corporation which engages in business as a private security agency throughout the term of this contract. Any such license must be provided within twenty-four (24) hours of request by the State. Failure to maintain any such necessary state license may be grounds for contract termination.

7. Add the following to the Pro Forma Contract Scope of Services as Section A.22:

A.22. The Contractor must comply with the Federal Motor Carrier Safety Administration's mandated Electronic Logging Device (ELD) program as specified by law and required by the Federal Government.

8. **RFP Amendment Effective Date.** The revisions set forth herein shall be effective upon release. All other terms and conditions of this RFP not expressly amended herein shall remain in full force and effect.