

Pasco Hernando Workforce Board

**Education and Outreach for the
Employment of Individuals with Disabilities
Request for Proposal
2010-2011**

The Pasco Hernando Workforce Board (PHWB) seeks effective education and outreach programs for the individuals with disabilities in its service region of Pasco and Hernando Counties. The population targeted by these services consists of individuals not commonly served by the Career Central / Employ Florida Marketplace mix. Examples include individuals with developmental disabilities, severe visual impairment, and muscular dystrophy where significant accommodation is required to ensure successful employment and retention. This request for proposals looks for organizations to engage the community about employment for these targeted individuals and measures their success by the employment of the same.

Contractor Responsibility and Restrictions

It is anticipated that up to three (3) contracts will be awarded from this solicitation. Each proposing agency is advised that PHWB will hold the contractor totally responsible and accountable for effectively and efficiently managing and delivering the services and activities described in this RFP while achieving the contracted performance outcomes. The contractor may subcontract with other entities with prior approval of PHWB; proposing organizations are encouraged to utilize minority and women-owned and operated businesses as subcontractors. A proposal that includes subcontracting all activities and services in this RFP to other agencies will not be considered responsive.

Funding Period/Period of Performance

The funding period for the contract awarded under this solicitation will be from September 1, 2010 through June 30, 2011 provided performance remains acceptable during that period. Any contract awarded from this RFP will include an option to renew for up to two additional one-year periods, contingent upon successful performance and funding availability.

Funding Available

These services will be funded from the Workforce Investment Act (WIA) funds received by the PHWB. The Board has identified \$30,000 for the funding of these activities and looks to ensure services are provided for both counties in its service region. This amount is provided as a planning figure only and does not commit PHWB to award a contract for this amount. The Board looks to award up to three contracts to cover as much of the two county area as possible. Funding during the contract period may be adjusted due to changes in funding received.

PHWB recognizes that a comprehensive region-wide or even county-wide education and outreach program on the employment of individuals with disabilities will easily exceed the proposed funding in this RFP. Proposing agencies must express in their submission how these funds are going to expand efforts funded by other sources and identify these other sources in a manner that show at least a dollar for dollar match in effort from the proposing agency and the organizations with which it works.

Type of Contract

Proposed costs will be analyzed and a contract will be negotiated on a fixed unit price or a cost reimbursement with a demonstrated performance basis. **There will be no contract negotiated with a straight 100% cost reimbursement payment structure.**

Due to the nature of the funding source, potential changes in legislation and policies, and performance achieved, proposing organizations are advised that any contract awarded under this RFP may be modified to incorporate such changes, system-wide adjustments in the delivery system, or any activities provided.

Questions

Any question(s) must be submitted in writing, by mail, email or fax to:

David Hamilton
Operations Management Consultant
3185 Premier Drive
Brooksville, Florida 34604
Email: dhamilton@careercentral.org
Fax: 352 593-2231

PART II: PROCUREMENT TIMETABLE

<u>Procurement Action</u>	<u>Date</u>
RFP Packets Available/Issue RFP	Friday July 30, 2010
Bidders' Conference	Friday, August 6, 2010 -10:00 a.m.
Letter of Intent to Bid Due	August 9, 2010
Proposals Due	Friday, August 13, 2010, 3:30 p.m.
Contract Execution	September 1, 2010
Provision of Services	September 1, 2010

All times shown are Eastern Daylight Time (EDT). The PHWB reserves the right to adjust the schedule when it is in the best interest of the PHWB or to extend any published deadline in this RFP upon notification to those who have submitted a Letter of Intent to Bid by the date specified.

All potential respondents are strongly encouraged to attend the bidders' conference since this will be the best opportunity for having technical and other concerns addressed. A copy of the contract boilerplate and proposal review/rating sheet will be distributed at the bidders' conference. The bidders' conference will be held at the Pasco Hernando Workforce Board's administrative offices (see address below).

The letter of intent to bid is mandatory and must clearly identify the proposing agency, any subcontractor(s), and the activities or services that each subcontractor will deliver. This Letter of intent does not commit a proposing agency to submitting a proposal. The letter of intent to bid and the proposal must be received at the PHWB's offices by the dates and times shown above. The prospective proposing agency is solely responsible for assuring that anything sent to the PHWB arrives safely and on time. The PHWB offices are located at:

3185 Premier Drive
Brooksville, Florida 34604
Telephone Number: 352-593-2231
Fax Number: 352-593-2202

PROPOSAL OUTLINE

Each proposer should submit a single proposal (1 original, 5 copies, & 1-electronic copy on CD), no longer than 8 pages in length (single-spaced, 12-point type, 1 inch overall margins). Attachments, cover page and required forms are not included in this page count.

Proposal Format

Cover Page

Organization Introduction – 1 page

What are the proposing organization structure and past experience in disabled population education and outreach service provision?

Proposed Activities – 1 page

What are the proposed outreach and education activities and how many individuals, organizations and or customers will be engaged by these activities?

Planned Effectiveness – 3 pages

How are the proposed activities going to affect the employment prospects for disabled individuals in Pasco and/or Hernando Counties, what number of newly employed from the targeted population will result and how is the proposing organization going to measure effectiveness.?

Coordination – 1 page

What other organizations will the proposing agency coordinated with and what other funds will be leveraged to accomplish the program's activities

Budget [use the enclosed 2 forms. Additional narrative is limited to 2 pages]

A detailed line item budget must be submitted on the attached Budget forms. Costs included in the proposed budget cannot already be paid by another source; they must be actual costs incurred in delivering the proposed services, and these funds cannot supplant funds already received by the proposing agency.

- 1) Provide a budget narrative that justifies each proposed expense included on the Budget forms in terms of it being necessary, allowable and reasonable. Show the method of computation (i.e., insurance = salary x 2.35%.)
- 2) Give details of the organization's cost allocation method if one is used. e.g., prorating the cost of supplies based on the number of staff, or the cost of salaries based on percentage of time spent on this contract.
- 3) Identify any in-kind resources/support for the service delivery system beyond what is requested in the budget. Include each committed or proposed source of funding and the amount of that funding.
- 4) State what contingency plans are in place to repay the PHWB in the event that there are any disallowed costs as a result of an audit or monitoring review.
- 5) Describe how the proposing agency will financially support the costs of doing business until an invoice can be submitted and paid by PHWB. Note, no advance payment will be made.
- 6) State what method of payment will be requested; either fixed unit price or cost reimbursement with a demonstrated performance basis.

Provide a copy of the indirect cost rate approval letter and the approved rate.

All proposals will be evaluated on the basis of cost-effectiveness in relation to high quality service delivery. To accomplish this, the PHWB's staff shall conduct an analysis of proposed costs during the proposal review process. Agencies are therefore encouraged to submit their best offer for providing the program solicited in this RFP and to thoroughly describe and justify the proposed costs. This analysis shall be conducted to ensure that the proposed costs are necessary, fair and reasonable; to determine if the proposed costs are allowable and allocable; to determine if there is no duplication of costs with other programs; and to ensure that the costs are directly associated with carrying out only the proposed services.

Required Attachments

PROPOSED BUDGET SUMMARY
PROPOSED BUDGET: SALARIES
ORGANIZATIONAL BACKGROUND
ADMINISTRATIVE AND FINANCIAL CAPABILITIES CHECKLIST
CONFLICT OF INTEREST STATEMENT/CERTIFICATION
CERTIFICATION REGARDING DEBARMENT, SUSPENSION, AND OTHER MATTERS
CERTIFICATION REGARDING LOBBYING
SWORN STATEMENT UNDER SECTION 287/133(3)(A), FLORIDA STATUTES, ON PUBLIC ENTITY CRIMES
CERTIFICATION REGARDING DRUG-FREE WORKPLACE

SELECTION

The PHWB maintains a policy that an organization must possess the demonstrated ability to perform successfully under the terms and conditions of a proposed contract prior to the contract being executed. Determinations of demonstrated performance shall take into consideration such matters as to whether the organization has:

- ◆ Adequate financial resources or the ability to obtain them;
- ◆ The ability to meet the RFP design specifications at a reasonable cost, as well as the ability to meet performance goals;
- ◆ A satisfactory record of past performance in delivering the proposed services, including demonstrated quality of services and successful outcome rates from past programs;
- ◆ The ability to provide services and/or a program that can meet the need identified;
- ◆ A satisfactory record of integrity, business ethics and fiscal accountability;
- ◆ The necessary organization, accounting and operational controls; and
- ◆ The technical skills to perform the work.

All prospective proposing organizations are prohibited from contacting any PHWB board member, PHWB committee member or PHWB staff (other than contact person identified in Part I of this RFP) regarding this solicitation to avoid actual conflicts, the appearance of conflicts, or undue influence over the process. Contact during any part of this solicitation period with anyone for purposes of influencing the outcome of the procurement process will result in the disqualification of the prospective proposer.

A. Proposal Review and Contract Award

Proposals will be initially reviewed and rated by the PHWB staff members using a point system based on a Proposal Evaluation/Rating Form. The review team will prepare a proposal-rating summary for review by the Board and/or its Executive Committee. Prospective providers may be

invited to make oral presentations and/or explain their proposals. A proposal will be selected for award contingent upon successful contract negotiation.

A contract may be awarded based on offers received, without discussion of such offers with the proposers. Each offer should, therefore, be submitted in the most favorable terms, from a price and technical standpoint that the offeror can make. However, the review team reserves the right to request additional data, oral discussion or presentation in support of written proposals.

Final award of a contract will be contingent upon:

- ◆ Successful negotiation of a contract;
- ◆ Acceptance by the proposer of the contract terms and conditions;
- ◆ Satisfactory verification of past performance and systems (e.g., financial), where applicable; and
- ◆ Availability of funding.

B. Conditions of This RFP

This Request for Proposal does not commit or obligate PHWB to award a contract, to commit any funds identified in this RFP document, to pay any costs incurred in the preparation or presentation of a proposal to this RFP, to pay for any costs incurred in advance of the execution of a contract, or to procure or contract for services or supplies.

The following conditions are applicable to all proposals. The PHWB reserves the right to:

1. Accept or reject any or all proposals in whole or in part, which it considers not to be in its best interest.
2. Change or waive any provisions set forth in this RFP.
3. Return non-conforming proposals without review.
4. Waive informalities and minor irregularities in proposals received.
5. Negotiate any and all proposed terms, conditions, costs, staffing level, services / activities mix, and all other specifics.
6. Request a) additional data, b) technical or price revisions, or c) oral presentations in support of the written proposal.

7. Determine that an arms-length agreement exists between the proposer and any subcontractors or vendors they might choose to use.
8. Require the establishment of escrow accounts for a Contractor that currently has outstanding debts to the PHWB as a result of audits or monitoring reviews.
9. Conduct a pre-award review that may include, but is not limited to, a review of the proposer's record keeping procedures, management systems, accounting and administrative systems, and program materials.
10. Use additional or deobligated grant funds to increase the slot level of successful programs.
11. Change specifications and modify contracts as necessary to (a) facilitate compliance with the legislation, regulations and policy directives, (b) to manage funding and (c) to meet the needs of the customers.
12. End contract negotiations if acceptable progress, as determined by the PHWB, is not being made within a reasonable time frame.

PHWB
Disabled Population Education and Outreach RFP
Proposal Cover sheet

Submitted in response to 2010/2011 Disabled Population Education and Outreach RFP

NAME OF PROPOSING AGENCY: _____

ADDRESS: _____

TELEPHONE NUMBER: _____

FAX NUMBER: _____

EMAIL ADDRESS: _____

Name and title of person authorized to answer any questions about the proposal, negotiate the contract terms and contractually bind the proposer:

I do hereby certify that this proposal is submitted in accordance with the provisions and conditions outlined in the PHWB Disabled Population Education an Outreach RFP, that all the information is complete and accurate, and that this proposal represents a firm and fixed offer to provide the requested services. This offer shall remain valid for a minimum of 90 days. I also certify that the fees in the proposal have been arrived at independently, without consultation, communication, or agreement with any other proposer or with any other competitor for the purpose of restricting competition, as to any matter relating to such fees; and no attempt has been made or will be made by the proposer to induce any other person or agency to submit or not submit a proposal for the purpose of limiting or restricting competition. I further certify that this agency can and will provide and make available, at a minimum, all services described in this proposal.

Signature of Individual with Signatory Authority

Date

Typed name and Title

PROPOSED BUDGET SUMMARY

Budget Line Items	Direct Program Costs	Non-Direct Costs	Organization Covering Cost	Total Charged to Proposal
1. Salaries of Staff				
2. Fringe Benefits of Staff				
a) FICA				
b) FICA, Med				
c) Health Insurance				
d)				
e)				
f)				
3. Office Costs				
a) Lease				
b) Utilites				
c) Telephone/Network				
d) Office Supplies/Copy				
4. Staff Travel, in region				
5. Staff training				
6. Advertising				
a) Printing				
b) Radio/TV/Print Media				
7. Other				
Grand Total				
Percentage of Grand Total				

PROPOSED BUDGET: SALARIES

Position/Job Title	# Staff	Annual Salary	% Charged to this Proposal	Amount Charged to Direct Program	Amount Charged to Non-Direct	Total
Total						

ADMINISTRATIVE AND FINANCIAL CAPABILITIES CHECKLIST

Please respond to each statement or question with a "yes" or "no" answer. Briefly explain any "no" answer on another page or in the limited space provided.

- Yes No 1. All positions with the proposing agency have up-to-date job descriptions.
- Yes No 2. All employees meet the minimum qualifications specified in their job descriptions.
- Yes No 3. All W-2's and I-9's with appropriate documentation are on file.
- Yes No 4. Withholding and FICA deposits have been made in full on a timely basis.
- Yes No 5. Insurance and bonding policies are current and all appropriate staff are covered.
- Yes No 6. The facilities of this agency and any training location are accessible to the disabled. Attach a completed ADA facility checklist.
- Yes No 7. The books of account are auditable.
- Yes No 8. Administrative and internal accounting controls are adequate to safeguard program assets.
- Yes No 9. The accounting system adequately accounts for program funds.
- Yes No 10. Financial reports fairly present accrued program expenditures by established cost categories.
- Yes No 11. Budgetary procedures are adequate to control expenditures.
- Yes No 12. The agency has a written accounting procedures manual that includes procedures for:
- a) coding of expenditures by:
- Yes No (1) contract year or program year
- Yes No (2) funding source
- Yes No (3) cost category;
- Yes No b) bank reconciliations
- Yes No c) posting to books
- Yes No d) monthly close-out
- Yes No e) trial balancing
- Yes No f) development of accruals
- Yes No g) segregation of duties
- Yes No h) cost allocation
- Yes No i) budgetary control
- Yes No j) cash management
- Yes No k) cash receipt and disbursement
- Yes No l) payroll
- Yes No m) reconciliation of any petty cash fund
- Yes No 13. The procedures in the accounting manual are being followed.
- Yes No 14. Internal controls
- a) for cash receipts:
- Yes No (1) cash is properly controlled and promptly deposited when received
- Yes No (2) funds are deposited in a bank in interest bearing checking accounts and secured by FDIC or other security

- b) checks are:
- Yes No (1) pre-numbered
 - Yes No (2) adequately safeguarded
 - Yes No (3) properly mutilated when voided
 - Yes No (4) not allowed to be written for cash
 - Yes No (5) not allowed to be signed in advance;
- c) for cash disbursements:
- Yes No (1) invoices are approved prior to payment
 - Yes No (2) documentation accompanies checks to be signed
 - Yes No (3) documentation is stamped to prevent reuse
 - Yes No (4) control over signature machine is adequate
 - Yes No (5) disbursements are made only by check
 - Yes No (6) checks are not returned to preparer after signing
- d) for bank reconciliations:
- Yes No (1) they are performed on time
 - Yes No (2) they are performed by someone who does not perform cash functions
 - Yes No (3) unusual items are investigated promptly
- e) for payroll:
- Yes No (1) time sheets are used and signed by both the employee and supervisor
 - Yes No (2) payrolls are approved by management for accuracy and existence of bona fide employees
 - Yes No (3) preparation and check distribution functions are segregated
 - Yes No (4) leave time is properly controlled
- f) for purchases:
- Yes No (1) purchase orders are pre-numbered and controlled
 - Yes No (2) receiving reports are prepared and compared to P.O. and invoice
 - Yes No (3) returned purchases are controlled
 - Yes No (4) payments are made within discount periods
- Yes No 15. The agency's budget has no areas for potential cost overruns.
- Yes No 16. The agency is not trying to make up for a shortfall in another program by using the funds from this program.

I hereby certify that I have completed this Administrative and Financial Capabilities Checklist accurately and to the best of my knowledge. I, the financial officer or C.E.O. of the proposing agency, accept responsibility for providing financial services adequate to insure the establishment and maintenance of an accounting system with internal controls adequate to safeguard program funds.

Organization: _____

Name of Certifying Official: _____

Signature

Date

CERTIFICATION REGARDING DEBARMENT, SUSPENSION, AND OTHER MATTERS

1. The prospective primary participant certifies to the best of its knowledge and belief, that it, and its principals:
 - a. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transaction by any federal department or agency;
 - b. Have not within a three (3) year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state, or local) transaction or contract under a public transaction; violation of federal or state anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
 - c. Are not presently indicated for or otherwise criminally or civilly charged by a government entity (federal, state, or local) with commission of any of the offenses enumerated in 1b. above, of this certification; and
 - d. Have not, with a three (3) year period preceding this application/proposal had one or more public transactions (federal, state, or local) terminated for cause or default.
2. That if the prospective primary participant is unable to certify to any statements in this certification, such prospective primary participant shall attach an explanation to the proposal.

Name & Title of Authorized Representative

Signature

Date

CERTIFICATION REGARDING LOBBYING
Certification For Contracts, Grants, Loans and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

1. No federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, and officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal Grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, and officer or employee of Congress, or an employee of a Member of Congress in connection with this contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
3. The undersigned shall require the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Proposer Organization

Program Title

Name of Certifying Official

Signature Date

**SWORN STATEMENT UNDER SECTION 287/133(3)(A),
FLORIDA STATUTES, ON PUBLIC ENTITY CRIMES**

**THIS FORM MUST BE SIGNED AND SWORN TO IN THE PRESENCE OF A NOTARY PUBLIC
OR OTHER OFFICIAL AUTHORIZED TO ADMINISTER OATHS.**

1. This sworn statement is submitted to: Pasco-Hernando Jobs & Education Partnership
Regional Board, Inc.

by _____
(print individual's name and title)

for _____
(print name of entity submitting sworn statement)

whose business address is

and (if applicable) its Federal Employer Identification Number (FEIN) is
_____ (if the entity has no FEIN, include the Social Security Number of the
individual signing this sworn statement).

2. I understand that a "public entity crime" as defined in Paragraph 287.133 (1) (g),
Florida Statutes, means a violation of any state or federal law by a person with respect to
and directly related to the transaction of business with any public entity or with an
agency or political subdivision of any other state or of the United States, including, but
not limited to, any bid or contract for goods or services to be provided to any public entity
or an agency or political subdivision of any other state or of the United States and
involving antitrust, fraud, theft, bribery, collusion, racketeering, conspiracy, or material
misrepresentation.

3. I understand that "convicted" or "conviction" as defined in Paragraph 287.133 (1) (b),
Florida Statutes, means a finding of guilt or a conviction of a public entity crime, with or
without an adjudication of guilt, in any federal or state trial court of record relating to
charges brought by indictment or information after July 1, 1989, as result of a jury
verdict, nonjury trial, or entry of a plea of guilty or nolo contendere.

4. I understand that an "affiliate" as defined in Paragraph 287.133 (1) (a), Florida
Statutes, means:

- a. A predecessor or successor of a person convicted of a public entity crime; or
- b. An entity under the control of any natural person who is active in the
management of the entity and who has been convicted of a public entity crime.
The term "affiliate" includes those officers, directors, executives, partners,
shareholders, employees, members, and agents who are active in the
management of an affiliate. The ownership by one person of shares constituting a

controlling interest in another person, or a pooling of equipment or income among persons when not for fair market value under an arm's length agreement, shall be a prima facie case that one person controls another person. A person who knowingly enters into a joint venture with a person who has been convicted of a public entity crime in Florida during the preceding 36 months shall be considered an affiliate.

5. I understand that a "person" as defined in Paragraph 287.133 (1) (e), Florida Statutes, means any natural person or entity organized under the laws of any state or of the United States with the legal power to enter into a binding contract and which bids or applies to bid on contracts for the provision of goods or services let by a public entity, or which otherwise transacts or applies to transact business with a public entity. The term "person" includes those officers, directors, executives, partners, shareholders, employees, members, and agents who are active in management of an entity.

6. Based on information and belief, the applicable statement which I have marked below is true in relation to the entity submitting this sworn statement.

_____ Neither the entity submitting this sworn statement, nor any of its officers, directors, executives, partners, shareholders, employees, members, or agents who are active in the management of the entity, nor any affiliate of the entity has been charged with and convicted of a public entity crime subsequent to July 1, 1989.

_____ The entity submitting this sworn statement, or one or more of its officers, directors, executives, partners, shareholders, employees, members, or agents who are active in the management of the entity, or an affiliate of the entity has been charged with and convicted of a public entity crime subsequent to July 1, 1989.

_____ The entity submitting this sworn statement, or one or more of its officers, directors, executives, partners, shareholders, employees, members, or agents who are active in the management of the entity, or an affiliate of the entity has been charged with and convicted of a public entity crime subsequent to July 1, 1989; however, there has been a subsequent proceeding before a Hearing Officer of the State of Florida, Division of Administrative Hearings and the Final Order entered by the Hearing Officer determined that it was not in the public interest to place the entity submitting this sworn statement on the convicted vendor list. Attached is a copy of the final order.

I UNDERSTAND THAT THE SUBMISSION OF THIS FORM TO THE CONTRACTING OFFICER FOR THE PUBLIC ENTITY IDENTIFIED IN PARAGRAPH 1 (ONE) ABOVE IS FOR THAT PUBLIC ENTITY ONLY AND, THAT THIS FORM IS VALID THROUGH DECEMBER 31 OF THE CALENDAR YEAR IN WHICH IT IS FILED, OR THROUGH THE END OF THE CONTRACT FOR WHICH IT IS BEING SIGNED. I ALSO UNDERSTAND THAT I AM REQUIRED TO INFORM THE PUBLIC ENTITY PRIOR TO ENTERING INTO A CONTRACT IN EXCESS OF THE THRESHOLD AMOUNT PROVIDED IN SECTION 287.017, FLORIDA STATUTES FOR CATEGORY TWO OF ANY CHANGE IN THE INFORMATION CONTAINED IN THIS FORM.

Signature

Signature Date _____

STATE OF _____ COUNTY OF _____

PERSONALLY APPEARED BEFORE ME, the undersigned authority,

(name of individual signing)

who, after first being sworn by me, affixed his/her signature in the space provided above

on this ____ day of _____, 20__.

NOTARY PUBLIC

My commission expires: _____

CERTIFICATION REGARDING DRUG-FREE WORKPLACE

The regulations regarding a drug-free workplace were published in Part II of the April 25, 1989, Federal Register (pages 17861-17862).

A. Definitions. As used in this provision,

"Controlled substance" means a controlled substance in schedules I through V of section 202 of the Controlled Substances Act (21 U.S.C. 812) and as further defined in regulation at 21 CFR 1308.11 - 1308.15.

"Conviction" means a finding of guilt (including a plea of nolo contendere) or imposition of sentence, or both, by any judicial body charged with the responsibility to determine violations of the Federal or State criminal drug statutes.

"Criminal drug statute" means a Federal or non-Federal criminal statute involving the manufacture, distribution, dispensing, possession or use of any controlled substance.

"Drug-free workplace" means a site for the performance of work done in connection with a specific contract at which employees of the Contractor are prohibited from engaging in the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance.

"Employee" means an employee of a Contractor directly engaged in the performance of work under a government contract.

"Individual" means a proposer/contractor that has more than one employee, including the proposer/contractor.

B. By submission of its offer, the proposer, if other than an individual, who is making an offer that equals or exceeds \$25,000, certifies and agrees, that with respect to all employees of the proposer to be employed under a contract resulting from this solicitation, it will:

1. Publish a statement notifying such employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in the Contractor's workplace and specifying the actions that will be taken against employees for violations of such prohibition;
2. Establish a drug-free awareness program to inform such employees about--
 - i. The dangers of drug abuse in the workplace;
 - ii. The Contractor's policy of maintaining a drug-free workplace;
 - iii. Any available drug counseling, rehabilitation, and employee assistance programs; and
 - iv. The penalties that may be imposed upon employees for drug violations occurring in the workplace;
3. Provide all employees engaged in the performance of the contract with a copy of the statement (b)(1) of this provision;

4. Notify such employees in the statement required by subparagraph (b) (1) of this provision that as a condition of continued employment on the contract resulting from this solicitation, the employee will:

- i. Abide by the terms of the statement; and
- ii. Notify the employer of any criminal drug statute conviction for a violation occurring in the workplace no later than five (5) days after such conviction;

5. Notify the contracting officer within ten (10) days after receiving notice under subdivision (b) (4) (ii) of this provision, from an employee or otherwise receiving notice of such conviction; and

6. Within 30 days after receiving notice under subparagraph (a) (4) of this provision of a conviction, impose the following sanctions or remedial measure on any employee who is convicted of drug abuse violations occurring in the workplace;

- i. Take appropriate personnel action against such employee, up to and including termination or;
- ii. Require such employee to satisfactorily participate in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency.

7. Make a good faith effort to maintain a drug-free workplace through implementation of subparagraphs (b) (1) through (b) (6) of this provision.

C. By submission of its offer, the proposer, if an individual who is making an offer of any dollar value, certifies and agrees that the proposer will not engage in the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance in the performance of the contract resulting from this solicitation.

D. Failure of the proposer to provide the certification required by paragraph (b) or (c) of this provision, renders the proposer unqualified and ineligible for award.

E. In addition to other remedies available to the Government, the certification in paragraphs (b) or (c) of this provision concerns a matter within the jurisdiction of any agency of the United States and the making of false, fictitious, or fraudulent certification may render the maker subject to prosecution under Title 18, United States Code, Section 1001.

Where the proposer is unable to certify to any of the statements in these provisions, the proposer shall attach an explanation to this proposal. Proposer shall also submit a copy of its policy regarding a drug-free workplace to the Board.

Proposer: _____

Certifying Official: _____

Title: _____

Date: _____

Proposal Rating Form

Has the proposal been submitted in accordance with the Proposal Outline – pages 5 & 6 of the RFP

Organization: Rate the organization’s experience with the population targeted by the RFP within the Pasco Hernando Workforce Region

No Prior Experience	1-2 Years	3-4 Years	5-6 Years	7-9 Years	10 or more years
0	2	4	6	8	10

Proposed Activities: Are the proposed education and outreach activities comprehensive, continuous, and do they make sense

Activities are comprehensive, continuous and make sense										
Missing all the elements		Missing two of the elements		Missing one of the elements		Has all the elements				
0	2	4	6	8	10	12	14	16	18	20

List missing elements: _____

Planned Effectiveness: Will the proposed result of the program increase employment prospects and correspondingly result in the employment of individuals with disabilities. How will this be measured by the organization?

Program will result in increased employment prospects, employment, and is measurable										
Missing all the elements		Missing two of the elements		Missing one of the elements		Has all the elements				
0	2	4	6	8	10	12	14	16	18	20

List missing elements: _____

Coordination: Does the proposal outline working with other organization(s) and leveraging its own and other funding to ensure success?

No Coordination or Leveraging	Coordination or leveraging funds only		Coordinating with only 1 or 2 organizations & leveraging funds		Coordinating with 3 or more organizations & leveraging funds	
0	2	4	6	8	10	

Budget: Is the budget reasonable and justified by supporting documentation & explanation?

No Documentation	Documented but Reasonableness in Question		Reasonable but some Costs are not Justified		Reasonable and Justified	
0	2	4	6	8	9	10

Is the cost per employment outcome reasonable?

\$5,001+ per	4001-5000 per	\$3001-4000 per	\$2001-3000 per	\$0-2000 per
2	4	6	8	10

Directions: Reviewers are reminded to rank proposals in a consistent manner to ensure an objective result. Splitting category cells and awarding odd number or ½ point rankings is encouraged if the reviewer feels it is appropriate for an accurate proposal rating.

PROTEST PROCEDURES

Pasco Hernando Jobs and Education Partnership Regional Board, Inc.

Protest Procedures:

In the event that a dispute arises as a result of Pasco Hernando Jobs and Education Partnership Regional Board, Inc.'s (PHWB) selection (decision) of a proposal(s) or non-selection thereof, as well as any other item procured competitively, non-competitively (sole-source), or by other means including, small purchase, Request for Proposal (RFP), etc. as described in the Procurement section of Pasco-Hernando Jobs & Education Partnership Regional Board, Inc. Administrative Plan, any party disputing such decision has the right to appeal. The following is PHWB's process for handling such disputes:

1. Within 10 days of PHWB's selection, the disputing party may appeal in writing to the PHWB Executive Committee. The appeal should be addressed to PHWB's Chairperson and should request the opportunity to present the disputing party's position as it relates to PHWB's selection or non-selection of protesting entity.
2. Within 10 days of receipt of an appeal, the Executive Committee will notify the disputing party in writing, of the date, time and place at which the Executive Committee will hear the appeal.
3. The Executive Committee will render a decision and notify the disputing party of its decision within 10 days of hearing the appeal.
4. The Executive Committee will either let the original selection decision stand, or may recommend to the full PHWB reconsideration of the selection/proposal/procurement and call for a vote to enter into negotiations for funding, purchasing, procuring services, etc. as decided by the board.

The disputing party shall exhaust all administrative remedies with the subrecipient before pursuing a protest at a higher level. Should the disputing party desire to pursue an unacceptable decision to a higher level of authority, it may do so by contacting:

Director, Agency for Workforce Innovation
107 E. Madison Street
Caldwell Bldg.
Tallahassee, FL 32399-4120

A dispute or complaint that alleges criminal wrongdoing in the procurement process should be brought to the attention of:

Regional Administrator
U.S. Department of Labor/ETA
1371 Peachtree Street, Northeast, Room 400
Atlanta, GA 30307

and simultaneously, copies should be mailed to:

Inspector General, AWI
107 E. Madison Street
Caldwell Bldg.
Tallahassee, FL 32399

Director, Agency for Workforce Innovation
107 E. Madison Street
Caldwell Bldg.
Tallahassee, FL 32399-4120