

ANNOUNCEMENT

STATE OF ALABAMA DEPARTMENT OF YOUTH SERVICES	REQUEST FOR PROPOSAL
	DATE ISSUED: December 6, 2024
FOR: PREA Audit for JUVENILE OFFENDERS	PROPOSAL MUST BE RECEIVED BEFORE: DATE: December 27, 2024 TIME: 12 PM CDT

TO BE COMPLETED BY PROPOSER

INFORMATION IN THIS SECTION SHOULD BE PROVIDED AS APPROPRIATE. THIS FORM MUST BE IN INK OR TYPED WITH ORIGINAL SIGNATURE AND NOTARIZATION.

1. PROGRAM CAN BE STARTED WITHIN _____ DAYS AFTER EXECUTION OF CONTRACT.
2. PRICES VALID FOR ACCEPTANCE WITHIN _____ DAYS.
3. FEDERAL EMPLOYER ID NO. (IF NO FEIN, ENTER SSN): _____

SUBMIT THIS FORM WITH YOUR PROPOSAL:

REGULAR U.S. MAIL

Alabama Department of Youth Services
 P.O. Box 66
 Mt. Meigs, Alabama 36057
 Attention: R. MaChea' Jones

COURIER SERVICE

Alabama Department of Youth Services
 1000 Industrial School Road
 Montgomery, Alabama 36117
 Attention: R. MaChea' Jones

SIGNATURE AND NOTARIZATION REQUIRED

I HAVE READ THE ENTIRE REQUEST FOR PROPOSAL AND AGREE TO PROVIDE THE SERVICES PROPOSED AT THE PRICE QUOTED. I HEREBY AFFIRM I HAVE NOT BEEN IN ANY AGREEMENT OR COLLUSION AMONG PROPOSERS IN RESTRAINT OF FREEDOM OF COMPETITION BY AGREEMENT TO SUBMIT A PROPOSAL AT A FIXED PRICE OR TO REFRAIN FROM SUBMITTING A PROPOSAL.

SWORN TO AND SUBSCRIBED BEFORE ME THIS _____ DAY OF _____, 20____ _____ NOTARY PUBLIC	_____ COMPANY NAME _____ MAIL ADDRESS _____ CITY, STATE, ZIP _____ PHONE INCLUDING AREA CODE	_____ AUTHORIZED SIGNATURE (INK) _____ TYPE/PRINT AUTHORIZED NAME _____ TITLE _____ FAX NUMBER
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ALABAMA DEPARTMENT OF YOUTH SERVICES

REQUEST FOR PROPOSALS

Proposals Due By
12 PM CDT on December 27, 2024

Submit to:

For Regular U.S. Mail:
Alabama Department of Youth Services
P.O. Box 66
Mt. Meigs, Alabama 36057
Attention: R. MaChea, Jones

or

For Courier Service:
Alabama Department of Youth Services
1000 Industrial School Road
Montgomery, Alabama 36117
Attention: R. MaChea, Jones

Please insure that all proposals contain 1 paper copy of all proposal documents AND a flash drive with all documents in electronic versions.

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1. Cost Proposal – **MANDATORY**

INTRODUCTION

The Alabama Department of Youth Services (hereinafter referred to as “DYS”), is an agency created by state law and is charged with the responsibility of rehabilitating delinquent youth (Ala. Code § 44-1-1 *et. seq.* 1975). The statutory authority of DHS to enter into any contract with any private person, group, organization, or agency capable of contracting for needed services is provided in the Code of Alabama, 1975, § 44-1-24 as amended.

This Request for Proposal (RFP) package contains all the information and forms necessary to complete and submit a Proposal for the services indicated herein. This RFP is organized to promote an orderly analysis of DHS’s requirements. The RFP also provides a basis for developing Proposals which should contain all the information necessary for DHS to evaluate the Proposals received. The RFP contains several sections and attachments. The original Proposal and the *Cost Proposal (Attachment 3)* must be signed by the official authorized to bind the Proposer. For not-for-profit organizations, such authority should be evidenced by a *Board Resolution (Attachment 1)*.

The term “Proposer” refers to the entity or organization submitting a Proposal in response to this RFP. The term “Proposal” refers to a complete proposal, including the attachments and exhibits herein described, submitted in response to this RFP. The term Vendor refers to a successful Proposer that has entered into a contract with DHS to provide services indicated herein.

Any amendments to the RFP will be issued through STAARS. This will be done sufficiently in advance of the Proposal due date to allow all Proposers to take all changes into account when preparing their Proposal(s).

The deadline for submission of written questions concerning this RFP package is **December 13, 2024**. Questions may be submitted via email to Machea.Jones@dys.alabama.gov. Questions and answers will be posted as an amendment to the RFP in STAARS.

Alabama Law provides that a foreign corporation (an out-of-state company/firm) may not transact business in the state until it obtains a Certificate of Authority from the Secretary of State (Section 10-2b-15.01, Code of Alabama 1975). To obtain forms for a Certificate of Authority contact the Secretary of State, Corporations Division, (334) 242-5324.

All Vendors must have an activated account within STAARS. If needed, the account can be activated by verifying the Taxpayer ID Number (TIN) and creating a VSS portal login ID. This can be done by visiting the VSS Portal at <https://procurement.staars.alabama.gov>. Once the account is created, the Vendor should follow the instructions on the STAARS website to access the account. Finance and DHS will no longer be able to update or correct billing addresses. This will be the responsibility of the Vendor. It is also recommended that the supplier be registered in Alabama Buys before the contract is awarded.

According to STAARS, the name and address on the contract, E-Verify, and invoice must be the same. Please note that if the Vendor is doing business under another company, a Company Profile Page must accompany the E-Verify to associate the two companies.

ACT 2001-955 requires a disclosure statement to be completed and filed with all Proposals, bids, contracts, or grant Proposals submitted to the State of Alabama in excess of \$5000. The form is available at <https://www.alabamaag.gov/Documents/files/File-AL-Vendor-Disclosure-Statement.pdf>, and instructions to complete the form is available at <https://www.alabamaag.gov/Documents/files/Vendor-Disclosure-Instructions.pdf>. ACT 2011535, as amended by Act 2012-491, requires that you enroll in the federal E-Verify program if awarded the contract. A completed form must be attached. Instructions are available at <http://immigration.alabama.gov/eVerify.aspx>.

DYS reserves the right to reject any and all Proposals submitted in response to this Request. DYS is not required to accept any Proposal based solely on costs and is not bound to accept the lowest costs Proposal.

PROPOSAL SUBMISSION

One (1) original Proposal and one (1) electronic searchable PDF or MS Word copy of the Proposal saved on a USB flash drive must be received by DYS by 12:00 p.m. CDT on **December 27, 2024** at the address below. Faxed or emailed proposals will not be accepted.

MAILING ADDRESS FOR REGULAR U.S. MAIL DELIVERY:

Alabama Department of Youth Services
P.O. Box 66
Mt. Meigs, Alabama 36057
Attn: R. MaChea' Jones

OR FOR COURIER SERVICE:

Alabama Department of Youth Services
1000 Industrial School Road
Montgomery, Alabama 36117
Attn: R. MaChea' Jones

GENERAL INFORMATION

The Alabama Department of Youth Services (hereinafter referred to as “DYS”) is soliciting Proposals for in-state services for juvenile offenders. The purpose of the RFP process is to encourage private organizations to develop program models which will provide cost effective services. These services should be designed to aid DYS in meeting the needs of youth committed to the care and custody of DYS.

Each Proposal will be judged on its own merit. DYS will not provide start-up funds or cash advances to successful Proposers. Therefore, DYS is seeking providers who meet all necessary qualifications and are financially and otherwise capable of immediate response and compliance to the time tables for the beginning of services.

The Proposer must have the financial resources to operate for ninety (90) days as demonstrated by an audited financial statement prepared by a Certified Public Accountant or a letter of credit from a duly recognized financial institution equal to 25% of the first year’s operating budget. Proposal(s) not in compliance will be rejected.

The Proposer must have a minimum of \$2,000,000 liability coverage with \$1,000,000 for each occurrence and worker’s compensation insurance in accordance with the laws of the State of Alabama. The Proposer is responsible for damage caused by their employees. Insurance must be in effect for the entire length of the contract. The Proposal shall include a statement of insurability as an attachment. At the time of the award, the successful Proposer shall provide an insurance certificate to DYS. This announcement does not commit the State of Alabama or DYS to award contracts or to pay for any costs incurred in the preparation of Proposals. DYS reserves the right to accept or cancel this announcement or any work statement component at any time.

The contracts awarded shall be based on the Proposals considered most advantageous to DYS as indicated by the evaluation criteria contained in this RFP.

The award of a contract does not automatically commit DYS to any expenditure. In accordance with state statutes any contract must be approved by the Contract Review Permanent Legislative Oversight Committee (known as the Legislative Contract Review Committee) and signed by the Chief Procurement Officer and the Governor before a legal commitment can be made to expend public funds for a contract.

The deadline for submission of fully executed contracts to the Legislative Contract Review Committee is 1:00 p.m. on **February 20, 2025**. Therefore, fully executed contracts, along with all required exhibits and attachments, must be submitted by the successful Proposer to the DYS Legal Division by close of business on **February 13, 2025**.

DYS may request a proposer to clarify information for the purpose of evaluating the Proposal. The Proposer must present clarification within **five (5)** working days of the request or the Proposal will be disqualified.

For this RFP the following definitions shall apply:

- (a) Vendor: A successful proposer that has entered into a contract with DYS to provide in-state inpatient psychiatric services to delinquent youth committed to DYS.
- (b) Affirmative Action Policy: The policy adopted by a Vendor that is in full compliance with applicable provisions of federal law and the Alabama State Law and that ensures equal opportunity in the areas of employee selection, retention, rate of pay, demotion, transfer, layoff, termination, and promotion regardless of age, disabilities, race, religion, sex, or ethnic origin.

DYS and any duly authorized representative of DHS shall have open access to all facilities, records (including electronic files and documentation), and books of Vendors for audit and compliance purposes pertinent to the contract.

The original Proposal and the *Cost Proposal (Attachment 3)* shall be signed by the official authorized to bind the Proposer. For not-for-profit organizations, such authority shall be evidenced by a *Board Resolution (Attachment 1)*.

By submission of a Proposal, the Proposer certifies that in conjunction with this Proposal:

- ✦ The prices in the Proposal have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition as to any matter relating to such prices with any other Proposer.
- ✦ No attempt has been made or will be made by the Proposer to induce any other Proposer to submit or not submit a Proposal for the purpose of restricting competition.

The “Affirmation” document must be executed to confirm that the Proposer has followed these ethical standards.

SUBCONTRACTS:

The Proposer **must** specify in the Proposal which service(s), if any, will be subcontracted. For the purposes of this solicitation, a “subcontractor” is an individual or company who assumes some of the obligations of the Proposer via a contract. DHS will have no direct contractual relationship with the individual or company performing that portion of the program. All subcontracts shall be subject to the same clauses required by law and by the primary contract. All subcontracts must be approved in writing by the Executive Director of DHS if a contract is awarded. Proposer must submit qualifications of any subcontractors.

AFFIRMATIONS:

The Proposal must contain a suitable Affirmative Action Policy to be adopted by Proposers. The policy must comply with all applicable Alabama and federal legal requirements. The Proposal must contain a suitable plan for compliance with the Americans with Disabilities Act. The Proposer must certify that they operate in a “drug-free” environment.

The Proposal should be prepared in a straightforward manner and include a concise description of the Proposer's ability to meet the requirements of the RFP.

DOCUMENTATION REQUIREMENTS:

- ✦ “ANNOUNCEMENT” of the RFP
- ✦ **Insurance Requirements** - Submit appropriate documentation of insurance for liability coverage at a minimum of \$2,000,000 with \$1,000,000 for each occurrence.
- ✦ ***Cost Proposal Summary – Attachment 3***

PROGRAM PERFORMANCE AND SANCTIONS:

While it is a goal of DYS for all Vendors to administer a program of rehabilitation for youth which meets the performance requirements of this RFP, it is necessary to have a system of monitoring to assure program performance at the highest possible level. A contract resulting from this RFP may be sanctioned or terminated by DYS for:

- ✦ Failure to comply with provisions of the contract
- ✦ Un-availability of funds
- ✦ Repeated failure to comply with a corrective plan of action

HIPAA COMPLIANCE AND CONFIDENTIALITY:

Vendors must comply with the requirements of the Health Insurance Portability and Accountability Act. HIPAA involves protecting the privacy and security of Protected Health Information (PHI) of Residents that Vendors will have access to. Vendors must enter a Business Associate Agreement with DYS. In addition, Vendors must comply with state law preventing the disclosure, except in specific limited circumstances, of any information concerning any youth for whom DYS provides services or care, which information is derived from the records, papers, files, or communications of DYS. (Code of Alabama, § 44-1-39, 1975, as amended).

CONTRACT PERIOD: The contract will begin the date of the Governor’s signature and expire two years after. The contract must also be signed by the Chief Procurement Officer and reviewed by the Legislative Oversight Committee.

REQUEST FOR PROPOSAL

The Alabama Department of Youth Services seeks proposals from qualified persons to conduct PREA (Prison Rape Elimination Act) audit at the Mt. Meigs Campus, located at 1000 Industrial School Road, Montgomery, AL 36117 (approximately 172 students), Autauga Campus, located at 1601 County Road 57, Prattville, AL 36067 (approximately 48 students), and Vacca Campus, located 8950 Roebuck Blvd., Birmingham, AL 35206 (approximately 90 students).

OBJECTIVE: The Alabama Department of Youth Services seeks to secure the services needed to conduct a PREA audit of its Mt. Meigs, Autauga, and Vacca Campuses, juvenile correctional facilities, by a person or entity qualified to perform such services. Additionally, the PREA auditor shall provide all PREA required audit reports, work with the requesting agency to develop a corrective action plan, if needed and participate in the implementation of such plan, if needed. Such auditor will be responsible for a full and final audit report to be posted as required by PREA standards.

MINIMUM QUALIFICATIONS: Persons or entities providing the services sought under this Request for Proposal shall possess a current Department of Justice PREA auditor certification.

CONTENT OF PROPOSAL: Proposals should express the proposer's knowledge of and experience in compliance of PREA juvenile facility standards and the implementation of corrective plans. All proposed auditors must provide proof of PREA juvenile certification. Proposals should also include a resume of all potential auditors, including support personnel, and clearly express adequate knowledge and experience in conducting PREA audits in juvenile facilities.

All proposals must be presented in a clear and concise format on standard letter size paper.

FEE PROPOSALS: Proposed fee for services including structure of such fees, i.e. flat rate, hourly rate etc.

ORGANIZATIONAL STRUCTURE: Proposers should submit information relating to its organizational structure i.e. corporate or partnership information and agree to full compliance with state and federal requirements as to governmental contracts.

STAARS SYSTEM: Finance and DYS will no longer be able to update or correct billing addresses. This will be the responsibility of any potential Vendor. All Vendors must have an activated account within STARRS. If needed, the account can be activated by verifying the Taxpayer ID Number (TIN) and creating a VSS portal login ID. This can be done by visiting the VSS Portal <https://procurement.staars.alabama.gov>. For Assistance you can call the STAARS Project Team at (334) 353-9000 or email them at staars.support@finance.alabama.gov.

Vendors must also be registered in Alabama Buys. Alabama Buys is an open and transparent e-procurement system hosted by the State of Alabama Department of Finance, Division of Procurement. **Please register at <https://alabamabuys.gov>.**

ACT 2001-955 requires a disclosure statement to be completed and filed with all proposals, bids, contracts, or grant proposals submitted to the State of Alabama in excess of \$5000. The form is available at <http://www.ago.state.al.us/Page-Vendor-disclosure-Statement-Information-and-Instructions>.

ACT 2011-535, as amended by Act 2012-491, requires that you enroll in the federal E-Verify program if awarded the contract. A completed E-Verify form must be attached.

PROPOSAL SUBMITTAL INFORMATION:

Original proposals and three copies must be **received** by 12:00 p.m. on **December 27, 2024** to (mailing address) **Alabama Department of Youth Services, ATTN: R. MaChea' Jones, P.O. Box 66, Mt. Meigs, AL 36057,** or (physical address) **Alabama Department of Youth Services, 1000 Industrial School Road, Attn: R. MaChea' Jones, Montgomery, AL 36117.** Late proposals will not be accepted.

INTENT TO AWARD: The Division of Procurement will send out an intent to award to participating suppliers, defining the protest period. The Chief Procurement Officer is the awarding authority and as such is a signatory on the agreement/contract.

DYS expressly reserves the right to reject any or all submitted proposals.

For technical questions regarding this Request for Proposal, please contact R. MaChea' Jones via email at MaChea.Jones@dys.alabama.gov. All Questions and answers will be posted as an amendment to the RFP in STAARS.

SCHEDULE OF EVENTS

The following RFP Schedule of Events represents the Department's best estimate of the schedule that will be followed. Unless otherwise specified, the time of day for the following events shall be between 9:00 a.m. and 12:00 p.m., Central Time. The Department reserves the right, at its sole discretion, to adjust this schedule, as it deems necessary. Notification of any adjustment to the Schedule of Events shall be posted on the Department's website at www.dys.alabama.gov as detailed in Section 1.5.3 of this RFP. Vendors should refer to the website periodically for changes to the RFP.

EVENT **DATE**

**RFP Issue Date December 6,
2024**

**Deadline for Receipt of Written QuestionsDecember 13,
2024**

**Deadline for Posting of Written Responses to Questions December 14,
2024**

**Proposal Due DateDecember 27,
2024**

PROPOSAL CONTENT

The Proposal should be presented in a clear and concise format on standard letter size paper and should, at a minimum, contain the following:

- Identifying Information
- Name of Proposer
- Name of contact person for Proposer
- Telephone number and e-mail address for contact person
- Complete mailing address
- Municipal address for facility to be used for services
- Federal tax identification number
- Proposer status (i.e.: non-profit, proprietorship)
- Brief history of Proposer

Proposals should include costs estimates and how such costs estimates are determined, i.e. hourly rate or flat fee rates.

ACT 2001-955 requires a disclosure statement to be completed and filed with all proposals, bids, contracts, or grant proposals submitted to the State of Alabama in excess of \$5000. The form is available at <http://www.ago.state.al.us/Pafe-Vendor-discloure-Statement- Information and- Instructions>

ACT 2011-535, as amended by Act 2012-491, requires that you enroll in the federal E- verify program if awarded the contract. Vendor's authorized person(s) within the agency must sign and submit *Appendix D – EVerify* on the immigration status of all workers to be employed for the services described in this procurement. Vendors must attest that all workers will be citizens of the United States or at the time of employment will be in a proper and legal immigration status that authorizes them to be employed for pay within the United States.

FAILURE TO PROVIDE REQUIRED INFORMATION AND/OR DOCUMENTATION AND FAILURE TO ADHERE TO THE FORMAT AND PAGE LIMITS INDICATED BELOW WILL RESULT IN THE DISQUALIFICATION OF THE PROPOSAL.

Proposers shall adhere to the following format in the preparation of Proposals:

- ✦ One (1) original Proposal with proprietary information and notarized documents and one (1) electronic searchable PDF or MS Word copy of the Proposal (excluding proprietary information) saved on a USB flash drive shall be submitted
- ✦ Proposal shall be typed on letter-size white paper, 12pt font size, 1 inch margins, no typeface preference
- ✦ Pages shall be numbered consecutively throughout the Proposal
- ✦ The original Proposal must be clearly marked "Original"
- ✦ The cover of the Proposal shall indicate the Proposal is submitted in response to the Request for Proposal and indicate the service category being proposed
- ✦ The title page shall state the name, title, address and telephone number of the Proposer and the service category being proposed
- ✦ A table of contents page shall indicate page locations for each of the principal sections of the Proposal and additional information as appropriate
- ✦ Each page of the Proposal shall include the name of the Proposer and service category proposed in the upper righthand corner. The Proposal shall be tabbed and divided into three parts:
 - Technical: The narrative description of the program (page 15), **must not exceed forty (40) double-spaced typewritten pages; addenda, if necessary, must not exceed thirty (30) pages, labeled and listed in the table of contents**
 - Qualifications of Proposer: Capability Statement (page 21), **must not exceed thirty (30) pages**
 - Cost (page 23): The completed and signed *Cost Proposal* (Attachment 3) must be included in the Proposal. Failure to submit a completed and signed Cost Proposal will result in automatic disqualification of the Proposal.
- ✦ All documents in electronic version on a flash drive that is included with the application packet.
- ✦ Proposer Disclosure Statement (page 2)
- ✦ Federal E-Verify Program Enrollment Verification Form (page 2)
- ✦ Proprietary financial information should only be submitted in the original Proposal or may be provided in a separate sealed envelope, which will only be available to DYS. The financial information will be returned to all Proposers upon award or upon completion of the evaluation process.

PROPOSAL EVALUATION CRITERIA

Technical Approach - 15 Points

Includes accuracy, timeliness and understanding of proposal.

Qualifications of Proposer – 50 Points

Includes experience and Accreditation of provider in providing service for juveniles.

Cost - 35 Points

- A. Information provided in the Cost Proposal supports the reasonableness of the cost quoted.
- B. Cost points will be determined using the following formula:

Lowest Annual Cost/Proposal Annual Cost to be Graded x Maximum Cost Points (35) = Proposal Cost Points.

ATTACHMENT 3

COST PROPOSAL

This sheet is a **MANDATORY** requirement of the Request for Proposal and must be signed by the person authorized to bind the proposing organization.

Name of Proposer

Signature of Contract Officer

Date