

**UNIVERSITY OF HAWAII
NOTICE OF EXEMPTION FROM CHAPTER 103D, HRS**

The President, University of Hawaii, is in the process of reviewing the request from
Office of Institutional Equity _____ (Department/Campus) for exemption
from Chapter 103D, HRS, for the following goods, services, or construction:

Confidential advocacy support and services for students, staff, and faculty of the University of Hawaii campuses on Oahu who have been assessed as survivors of domestic and dating violence as well as sexual assault or harassment and stalking in the context of domestic and dating violence. These services shall be provided by individuals qualified as victim counselors under Hawaii law whose communications are privileged as set forth in Hawaii Rule of Evidence (HRE) 505.5.

Vendor: Domestic Violence Action Center
(If known)
Address: P.O. Box 3198
Honolulu, Hawaii 96801

Term of Contract: (If known)	From: To be determined	To: To be determined	Cost: \$115,456.00 (est.)
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Direct any inquiries to: Department: Office of Institutional Equity Contact Name/Title: Jennifer Solidum Rose, Director, Office of Institutional Equity Address: 2444 Dole Street, Bachman 109J Honolulu, Hawaii 96822	Phone Number: (808) 956-9803 Fax Number: (808) 956-9701
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Date Posted: July 2, 2019

Submit written objections to this notice to issue an exemption from Chapter 103D, HRS, within seven (7) calendar days from the date posted to:

Office of Procurement and Real Property Management
1400 Lower Campus Road, Room 15
Honolulu, Hawai'i 96822

REQUEST FOR EXEMPTION FROM CHAPTER 103D, HRS

TO: OFFICE OF PROCUREMENT AND REAL PROPERTY MANAGEMENT

FROM: UH System Office of Institutional Equity

(Department/Program)

Pursuant to APM Section A8.220, the Department requests a procurement exemption to purchase the following:

Description of goods, services, or construction:

Confidential advocacy support and services for students, staff, and faculty of University of Hawaii campuses on Oahu who have been assessed as survivors of domestic and dating violence as well as sexual assault or harassment and stalking in the context of domestic and dating violence. These services shall be provided by individuals qualified as victim counselors under Hawaii law whose communications are privileged as set forth in HRE 505.5. The services shall include short and long term case management consisting of crisis counseling, risk assessments, ongoing safety planning, information and referrals to campus and community resources, accompaniment to court and other off campus legal proceedings, appointments and meetings in restraining order, divorce, paternity, and custody matters in state court for individuals assessed as victims of intimate partner violence. The services shall also include education and training for members of the college community and campus prevention and awareness events. The University of Hawaii campuses to be served include Leeward Community College including its satellite campus in Waianae, HI, Windward Community College, Honolulu Community College, University of Hawaii at Manoa, and University of Hawaii at West Oahu.115

Estimated Cost: \$ 115,456.00

(1) Explanation describing how procurement by standard competitive means is either not practicable or not advantageous to the University;

Procurement by standard competitive means is neither practicable nor advantageous because the University wishes to ensure the continuity of confidential advocacy support and services currently being provided by the Campus Survivor Advocacy Program (CSAP) established by the Domestic Violence Action Center (DVAC). CSAP provides information and conducts education, outreach and training on intimate partner violence, works with campus victims/survivors to develop and refine safety plans that promote safety and security both on as well as off campus, provides access and referrals to legal services that specifically address intimate partner violence and guidance throughout the civil and criminal legal process. The CSAP advocates are able to accompany a victim/survivor to court and have the knowledge and expertise to answer questions about the legal process while providing continuous support and case management. Among other services, these advocates assist with the sponsorship for financial aid and scholarships for students who are experiencing intimate partner violence. They also offer training and education on such violence to classes, athletic teams, clubs, fraternities, sororities, faculty, staff and other groups on campus or in the community which enhance the current capacity of the University to provide such training.

(2) Details of the process or procedures to be followed in selecting the vendor to ensure as fair and open competition as practicable;

DVAC is an Oahu-based non-profit agency that provides a wide range of domestic violence advocacy services including legal representation of survivors in restraining order, divorce, paternity and custody matters. DVAC launched CSAP in 2015 with funding from a Victims of Crime Act (VOCA) Grant awarded by the State of Hawaii Attorney General which enabled it to tailor services to the specific needs of the University community. In August 2018, after the VOCA grant concluded, and in order for the University to comply with Act 208, SLH 2016 (Act 208), the University contracted with DVAC to continue providing advocacy services and training to students, employees, and staff on all of the University's campuses on Oahu. Continuing such services is critical not only to ensuring the University's compliance with Act 208, which requires the University to provide training and confidential advocacy services to students on every campus, but enhancing the University's services and programs to ensure compliance with Title IX and VAWA. Furthermore, the University's purchasing of services from DVAC will prevent any unnecessary hardship caused by the abrupt termination of services and ensure the seamless promotion of safety for victims and survivors on its campuses.

(3) A description of the Department's internal controls and approval requirements for the exempted procurement; and

The current agreement between the University and DVAC will be reviewed and refined as necessary to ensure that scope and quality of services provided through CSAP will be consistent with best practices and responsive to the specific needs of the University community. Expenditures will be reviewed, approved and processed in accordance with University policy and procedures to ensure conformance with the agreement.

(4) A list of Department personnel, by position title, who will be involved in the approval process and administration of the contract:

Jennifer Solidum Rose, Director, Office of Institutional Equity, Office of the Vice President for Administration
Christine Chun, Director, Director of Compliance & Title IX, Office of the Vice President for Community Colleges
Jan Gouveia, Vice President for Administration
Blanche Fountain, Director of System Administrative Services, Office of the Vice President of Budget & Finance and CFO

Direct questions to: Jennifer Solidum Rose Phone: (808) 956-9803

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TO THE BEST OF MY KNOWLEDGE, TRUE AND CORRECT.

Jennifer Solidum Rose
Full Name of Principal Investigator, Department Head, or Administrator

[Signature] 6/17/19
Signature Date

Blanche Fountain
Full Name of Fiscal Officer

[Signature] 6/24/19
Signature Date


APPROVED:

Jan S. Gouveia
Full Name of Vice President or Chancellor

[Signature] JUN 26 2019
Signature Date

FOR OPRPM USE ONLY

OPRPM COMMENTS:



[Signature] APPROVED _____ DENIED
PRESIDENT, UNIVERSITY OF HAWAII

7/16/19
DATE