

New York State Department of Health

Operational Design of Young Adult Special Population Programs

RFP#-16680

Questions and Answers Posted August 26, 2016

Question #	RFP Section	Bidder's Question	Answer
1.	Purpose	Can you verify that applicants would need to submit proposals to develop nursing home services?	Please see Amendment 3. The purpose of this RFP is to provide a written operational design of how to implement and manage young adult nursing homes.
2.	Purpose	The statutory basis for the young adult special populations demonstration program provides that the demonstration programs are intended to provide appropriate services to the severely disabled young adult population. However, this RFP appears to require the applicant to "design" the demonstration program, and not actually provide services at this stage. Is this an accurate representation of the intent of the RFP?	Please see the answer to question #1.
3.	Purpose	Section 4.2 states that "the Contractor will be required to develop a demonstration program which provides more appropriate settings and services for the young adult population". <i>Please explain whether this means the deliverable of the Contractor is the design, implementation and operation of a "demonstration program" within an appropriate setting or the written design of a program that can be implemented as a demonstration program</i>	Please see the answer to question #1.
4.	Purpose	Section 4.2 refers to the development of the "demonstration program", Section 4.2.1 refers to the outline of the "demonstration project program plan" and Section 4.4 refers to the "finalized demonstration program". <i>Please explain whether a demonstration project will be implemented and operated following the completion of the Contract for developing an operational design of young adult special Population programs and whether it will be necessary for a Certificate of Need Application review to take place in respect to the demonstration project.</i>	Please see the answer to question #1. See amendment 3.

Question #	RFP Section	Bidder's Question	Answer
5.	Purpose	The statutory basis for the Young Adult Special Populations Demonstration Program provides that the demonstration programs are intended to provide appropriate services to the severely disabled young adult population. However, Section 2.0 OVERVIEW of this RFP appears to require the applicant to "design" the demonstration program, and not actually provide services at this stage. Is this an accurate representation of the intent of the RFP?	Please see the answer to question #1.
6.	Purpose	Is the RFP intended to fund the actual provision of care or is this strictly a planning grant?	Please see the answer to question #1.
7.	Purpose	Is the intent of this RFP to develop a young adult nursing home?	Please see the answer to question #1.
8.	Purpose	Since this is a one year demonstration, what is DOH's intention regarding the status of the Young Adult Special Population in the facility after the end of the demonstration. What will happen to those residents of the program if the demonstration project is not extended or not made permanent?	Please see the answer to question #1.
9.	Purpose	Has there been consideration of ongoing funding after the initial demonstration period?	Please see the answer to question #1.
10.	Purpose	At the conclusion of the demonstration project, what continued funding will be available for these young adult services?	Please see the answer to question #1.
11.	Purpose	Is there an intention to expand this program following successful results of the demonstration program?	Please see the answer to question #1.
12.	Purpose	If this is merely an RFP to design the demonstration program, are there plans for a future RFP or other actions of the department to actually establish the services component of the demonstration programs?	The purpose of this RFP is to provide a written operational design of how to implement and manage young adult nursing homes. At this time, The Department has not planned for any services beyond those defined in this RFP.
13.	Purpose	If this is merely an RFP to design the demonstration program, are there plans for a future RFP or other actions of the Department to actually establish the services and operational components of the demonstration program?	Please see the answer to question #12.
14.	Purpose	What is the envisioned funding for the program beyond the 2 years of funds earmarked in the budget?	This question is not relevant to this RFP.

Question #	RFP Section	Bidder's Question	Answer
15.	Purpose	Is the funding associated with this RFP for the operational design and <u>implementation of a service program</u> (i.e., program initiated)? (Section 4.2)	No, please see the answer to question #1.
16.	Purpose	Is this strictly a "planning grant" with no intended capital project "new setting" covered as part of this funding and award?	Yes. Please see the answer to question #1.
17.	Purpose	<p>In Section 4.1, Paragraph 1 (page 5), it states that "Upon execution of the contract(s), the Contractor(s) will assist the DOH with two (2) young adult special population demonstration programs to provide cost effective, necessary services and enhanced quality of care for targeted populations in order to demonstrate the effectiveness of the program."</p> <p><i>Given the above statement, is the scope of this RFP only to develop operational designs and not to demonstrate the effectiveness of the operational designs by establishing new transition programs and new permanent or temporary residential program?</i></p> <p><i>a: If so, is the State expected to fund the establishment of new permanent or temporary residential programs to demonstrate the effectiveness of the operational designs in the future?</i></p> <p><i>a.1: If so, will preference be given to applicants who are selected to come up with operational designs through this RFP to establish the new programs?</i></p> <p><i>b: If the scope of this RFP is to both develop operational designs and demonstrate the effectiveness of the operational designs by establishing new transition programs and new permanent or temporary residential programs, will the Contractor be provided with additional funds to provide the services included in the demonstration program design?</i></p> <p><i>b.1: If so, will the Contractor receive the additional funds without having to go through another RFP process?</i></p>	<p>Please see the answer to question #1. Please see amendment 3.</p>

18.	Funding	<p>What costs are eligible for reimbursement under this grant?</p> <p>a) Site renovations? b) Additional Staff? c) Specialized supplies and equipment?</p>	The bid price must cover all material, equipment, profit and labor required to deliver the final plan.
19.	Funding	Can capital expenditure requests be included in the RFP funding request?	No, this question is not relevant to this RFP.
20.	Funding	We believe that in this year’s budget there is a total of \$1 million for the young adult special populations demonstration programs. Is that accurate?	This question is not relevant to this RFP.
21.	Funding	What is the funding amount available through this RFP?	It is expected that the bidder will propose an amount required to meet the requirements of this RFP.
22.	Funding	<p>Section 6.3 states that “the bid price is to cover the cost of furnishing all of the said services, including but not limited to materials, equipment, profit and labor”.</p> <p><i>Please indicate the total amount of funding allocated for the RFP and the potential amount per awardee.</i></p>	Please see the answer to question #20.
23.	Funding	<p>In Section 8.1, Paragraph 1 (page 17), it states that “DOH will evaluate each proposal based on the “Best Value” concept.”</p> <p>In addition, the original appropriation set aside for the “Young Adult Special Populations Demonstration Programs” in the NYS FY 2015-16 enacted budget was \$1 million in state-share funding and an additional \$1 million in matching funds by the federal government.</p> <p><i>a. Given the first statement, is there a dollar-value range that proposals should be within to be competitive?</i></p> <p><i>b. Given the second statement, if there are funds remaining from the original appropriation (\$2 million) after the operational designs have been developed, will DOH be issuing supplemental RFPs for additional funding to demonstrate the effectiveness of the operational designs? If so, what is the timeline on those RFPs?</i></p>	<p>a. Please see Section 6.3, Cost Proposal of the RFP.</p> <p>b. This question is not relevant to this RFP.</p>

24.	Funding	The statutory authority for the Young Adult Special Populations Demonstration Program discusses enhanced funding to provide startup funds, capital investments and enhanced rates. Are any funds available to provide start up, capital, or enhanced rates as a result of this RFP?	Please see the answer to question #1.
25.	Funding	Has the State determined how rates for the new young adult nursing home will be set? If so, please provide a summary of the process and any expected rate corridors if known.	Please see the answer to question #1.
26.	Funding	Section 2.1, under "According to State Plan Amendment", specifies that "funds may include, but not be limited to, startup funds, capital investments and enhanced rates". <i>Please clarify whether these "funds" are meant to be included within the operational design of the young adult special population program (within the contract) and not within the cost related to the proposal submitted for the RFP.</i>	Please see Section 6.3, Cost Proposal of the RFP for items relevant to your bid price.
27.	Funding	Please discuss eligible rate enhancements associated with the demonstration program. (Section 2.1)	This question has no relevance to this RFP.
28.	Funding	Please identify eligible expenditures that can be included in the Cost Proposal. (Section 6.3)	Please see the answer to question #26.
29.	Minimum Quals	Is this RFP opportunity targeted already for a specific area/agency?	No.
30.	Minimum Quals	The term "New York State Licensed Health Care Facility" in Section 3.0 is not defined. Would that include facilities licensed under OPWDD, OMH and OASAS? If so, would it include all types of facilities licensed by those agencies? Would it include active parents/co-operators of Article 28 facilities under NYSDOH? Would it include Article 36, Article 40 or Article 44 entities under NYSDOH, which are not "Facilities"?	An eligible health care facility must be licensed or is able to be licensed to provide an appropriate level of SNF care or care for persons with developmental disabilities. This includes Article 28 facilities however it does not include Article 36, Article 40, or Article 44 facilities.
31.	Minimum Quals	Do Intermediate Care Facilities (ICFs) under the auspices of OPWDD qualify as Licensed Healthcare Facilities?	Yes.
32.	Minimum Quals	Does an organization qualify as a "licensed health care facility" by virtue of being an OPWDD certified provider (housing etc.)	Yes, as long as the organization can provide an appropriate level of care for persons with developmental diseases.

33.	Minimum Quals	Are CRP's and ICF's eligible to submit a proposal as a New York State Licensed Health Care Facility? (Section 3.0)	Intermediate Care Facilities for individuals with intellectual disabilities (ICF/ID) are eligible to submit a proposal, as they can provide an appropriate level of care for persons with developmental diseases. A Crisis Residential Program (CRP) would not meet the criteria to provide services to persons requiring skilled nursing care.
34.	Minimum Quals	Will an awardee to this RFP be disadvantaged or prohibited from participating as a provider in the Young Adult Special Populations Demonstration Program?	At this time, the Department has not planned for any services beyond this RFP.
35.	Minimum Quals	Should an applicant decide to submit a response to the RFP, does that disqualify the applicant from the RFP process should they submit a Certificate of Need application to address this population during the RFP review process?	This question does not relate to the RFP.
36.	Minimum Quals	If this is merely an RFP to design the young adult special populations demonstration programs, will the successful bidder have a potential competitive advantage in any future RFP or other action to actually establish this program?	No.
37.	Minimum Quals	Would the Department permit a collaborative arrangement between two facilities, one that serves pediatric patients, and a second facility, that does not have pediatric patients but would serve patients aging out of the pediatric facility, pursuant to a program as described in Part A of the RFP? The proposal would entail a collaborative approach whereby the pediatric facility would be actively engaged in the transition of pediatric patients to the facility with the young adult program, and, would use its experience with the pediatric population to provide guidance, support and needed resources to the facility to ensure the needs of the young adults are met.	The Department is not opposed to multiple facilities bidding as one bidder as long as they meet the minimum qualifications as stated in Section 3.0 of the RFP.

38.	Minimum Quals	Further relative to Section 3.0, understanding that there will only be a single contractor for each successful bidder, would a RFP response that includes the support and documented collaboration of other New York State Licensed Health Care Facilities, in addition to the applicant/respondent/prime contractor/bidder, be considered more likely to succeed/be scored higher than a RFP response that does not include a collaborative effort?	Please see the answer to question #37.
39.	Minimum Quals	Will co-applicants (joint ventures) be considered for this project, such as matching established pediatric facilities and skilled nursing facilities?	Please see the answer to question #37.
40.	Minimum Quals	The RFP prevents sub-contracting per page 10, section 5.9. Would a response from a consortium of provider / stakeholder partners be considered?	Please see the answer to question #37.
41.	Subcontracting	Section 5.9 states that "bidders may not propose the use of a subcontractor". <i>Please clarify whether the proposer/bidder can contract with other providers as a partnership in the development of the proposal (demonstration program) and work under the contract.</i>	Please see the answer to question #37.
42.	Subcontracting	Page 10, section 5.9 of the RFP says that "bidders may not propose the use of a subcontractor"; however on page 41, section O it states that "subcontracting by the contractor shall not be permitted except by prior written approval of the Department of Health." What is the process for obtaining the approval of DOH as it pertains to this RFP submission?	No subcontracting is allowed.
43.	Subcontracting	In Section 3.0 (BIDDERS MINIMUM QUALIFICATIONS to PROPOSE), second paragraph, the definition of "prime contractor" is confusing. Please confirm that the awardee, or prime contractor, will have the contract with the State.	The awarded Bidder will be considered the prime contractor.
44.	Subcontracting	Section 5.9 states that "bidders may not propose the use of a subcontractor". <i>Please clarify whether the proposer/bidder can contract with a consultant to assist with the development of the proposal and work under the contract.</i>	Please see the response to question #42.
45.	General	Is there a certain (minimum number of individuals you are seeking to be served through each grant award?	Please see the answer to question #1.

46.	General	Does the State have, and can it provide, any data regarding the volume of individuals in, or expected to be in, the age 21-35 category who would qualify for the new young adult nursing home? If so, would the State also be able to provide data regarding the geographic distribution and clinical complexity of this group?	The number of licensed pediatric beds and their occupancy can be found on the Weekly bed census report (see attached Exhibit 1).
47.	General	Geographically in the state, where are the families of these young adults located?	Please see the answer to question #46.
48.	General	Does the Department have any data regarding the number of young adults who are estimated to be targeted by this program and their locations? If so, will this data be made available to potential applicants, segregated to in state and out of state cohorts?	Please see the answer to question #46.
49.	General	How many facilities currently serve these populations? Please identify by location and number of beds.	Please see the answer to question #46.
50.	General	Young adults living at home with family with a need to transition, are NOT intended or eligible beneficiary populations for this grant, correct?	No they are not the focus of this RFP. Please see the answer to question # 1 for the purpose of this RFP.
51.	General	Our 25+ years of expertise in the area of long-term home healthcare for children demonstrates that there is an overwhelming need for residential placements among young adults currently living in the community. Per the RFP, are young adults aged 21-35 required to be aging out of a pediatric facility or can proposals include this population of young adults living in the community who are in need of a placement in a residential facility?	The purpose of this RFP is to provide a written operational design of how to implement and manage young adult nursing homes.
52.	General	How many patients in the downstate region are in need of placement, under the populations described as Part A and Part B?	For Part A, please see the answer to question #46. For Part B, the Department does not have data regarding how many of these patients have developmental disabilities.

53.	General	Does the Department have any data regarding the number of young adults that are estimated to be targeted by this program and their locations? If so, will this data be made available to potential applicants, segregated to in state and out of state cohorts?	Please see the answer to question #46.
54.	General	How many facilities currently serve these populations? Please identify by location and number of beds.	Please see the answer to question #46.
55.	General	Does the applicant organization have to have nursing home/facility beds to convert?	Please see Section 3.0 of the RFP.
56.	General	How many beds may be or should be applied for at any one site?	The purpose of this RFP is to provide a written operational design of how to implement and manage young adult nursing homes.
57.	General	Will these beds become dedicated and limited for use in this program or will they also be allowed to be used for general admissions?	The purpose of this RFP is to provide a written operational design of how to implement and manage young adult nursing homes.
58.	General	Will the facility be required to treat the beds in this project as a distinct certified unit for census, bedhold and rate setting purposes similar to a certified ventilator unit?	The purpose of this RFP is to provide a written operational design of how to implement and manage young adult nursing homes.
59.	General	Is it anticipated that the “more appropriate setting” would be on site, and/or on the same campus, as the existing beds being vacated. Could the new setting be an OPWDD certified home? Are you looking for a less restrictive setting than the NF?	DOH will leave that determination to the bidder to elaborate in their plan, which will be evaluate accordingly.
60.	General	How will this program be reported in the facility’s year end RHCF-4 cost report?	The costs of the program should be reported on the RHCF-4 in the appropriate costs centers, CTR 51 for nursing, and so on. The dollars received as part of this award would then be reported on Exhibit I (Recoveries for Expense) against the appropriate cost center.

61.	General	<p>What are the specific clinical levels of care required by this population?</p> <p>a. How many individuals require ventilators?</p> <p>b. What specific diagnoses should we expect to be managing?</p> <p>c. Please describe in more detail any behavioral issues?</p>	Please refer to section 4.2 and 4.2.1 of the RFP.
62.	General	<p>Please provide clarification as to why continued RHCF placement is expected?</p> <p>a. Are there community integration goals for these individuals?</p> <p>b. For individuals with ID, is there any plan to transition from RHCF to OPWDD group home placements?</p>	Please refer to section 4.2 and 4.2.1 of the RFP.
63.	General	<p>Section 2.0 states “it is the Department’s intent to award no more than three (3) contracts from this procurement.” Section 4.1 states that the “the Contractor(s) will assist the DOH with two (2) young adult special population demonstration programs”.</p> <p><i>Please clarify the difference between the statements in these two (2) sections – for instance, it appears the DOH intends to issue three (3) contracts as stated in Section 2.0, while Section 4.1 appears to require correction for “three (3) young adult special population demonstration programs.”</i></p>	The Department will award one contract to the overall highest scored proposal, one contract for the highest scored proposal for part A and one contract to the highest scored proposal for part B. Therefore there will be a total of three (3) awards granted.
64.	General	Will those facilities whose RFP proposals are approved, also be awarded as program participants?	Please see the answer to question #1 and #12.
65.	General	<p>Is Medicaid the primary payer source for these young adults?</p> <p>a. If so, will there be a specialty rate developed for these young adult units?</p> <p>b. How will this population be treated under managed care?</p>	This question is not relevant to this RFP.
66.	Overview	<p>Please clarify contract terms. Per Section 2.3, the contract term is noted as 1 year, whereas the State Plan Amendment (SPA) reflects a two year demonstration.</p> <p>a. SPA reflected 2015/2016, were any awards distributed during this period?</p> <p>b. If no awards were granted, is there potential for a roll-over of the awards for another fiscal year?</p>	Please see #1. The State Plan Amendment language was included for background information and is not relevant to responding to this RFP.

67.	Overview	<p>In Section 2.0, it is explained that through the RFP the NYS Department of Health seeks “an operational design for the transition of special populations from pediatric nursing homes to a new young adult nursing home.” In Section 2.1 (and Section 4.2), it is indicated that there are two (2) Parts addressing persons aged 21-35 – Part A for aging out from pediatric acute care hospitals or pediatric nursing home and Part B for aging out with a developmental disability from a pediatric acute care pediatric nursing home hospital, or children’s residential home operating under the jurisdiction of the OPWDD.</p> <p><i>a. Please clarify whether the “operational designs” under both Part A and Part B are meant to provide an appropriate environment for the young adults specifically in a nursing home (Residential Health Care Facility/SNF) or will other types of facilities be acceptable.</i></p> <p><i>b. Please clarify whether the operational design of the young adult special population program must comply with the applicable regulations for the nursing home (Residential Health Care Facility/SNF) or the other type of facility.</i></p> <p><i>c. Please explain whether young adults currently receiving services within nursing homes and without resources to continue care at home can be included as part of the targeted young adult special population.</i></p>	<p>a. DOH will leave that determination to the bidder and evaluate accordingly.</p> <p>b. DOH will leave that determination to the bidder and evaluate accordingly.</p> <p>c. The target population of this program is specified in Section 2.1 and 4.2.</p>
68.	Overview	<p>As noted in Section 2.0, the RFP is seeking proposals for an “operational design” for the transition of special populations from pediatric nursing homes to a new young adult nursing home. Yet, in Section 6.2 (first paragraph), the RFP appears to be seeking demonstration of the bidder’s capability to operate a young adult nursing home, and in Section 6.2.D. (Technical Proposal Narrative), the bidder is instructed to address items that will be required of the young adult nursing home provider, such as “ability to serve and support family” (D.6), and “<u>your</u> (emphasis added) facilities ability to execute the transition plan” (D.8).</p> <p>a. Is it the Department’s expectation that the successful bidders to this RFP will be the young adult nursing home providers in the demonstration program?</p> <p>b. Is it expected that the proposed design will be adaptable to potential young adult nursing home providers across the State or is</p>	<p>a. The expectation is an operational design for the transition of these special populations.</p> <p>b. Bidder should submit proposals based specifically on their own organizational approach and site-specific capabilities.</p>

		<p>it supposed to be specific to the bidding entity, including being site-specific?</p> <p>c. Will applicants that are not successful in this RFP be precluded from participating in the Young Adult Special Populations Demonstration Program?</p>	<p>c. Department has not planned for any services beyond those specified in this RFP.</p>
69.	Overview	<p>Section 2.0 speaks to the transition of special populations from pediatric nursing homes to a new young adult nursing home. Section 4.2, which defines Part A and Part B, speaks to individuals who are aging out of pediatric acute care hospitals, pediatric nursing homes or children’s residential homes under the jurisdiction of OPWDD.</p> <p>a. Is the intention to develop a program that serves individuals transitioning from all three of these care sites, or just individuals transitioning from pediatric nursing homes?</p> <p>b. Further, is there any thought that this program should also be designed to serve individuals who may be in the age 21-35 group and who are admitted while in that age group to a non-pediatric hospital or nursing home, normally due to a traumatic event such as an injury or illness (i.e., severe and chronic medical health problems, as stated in Section 4.2), but who would be better served in a young adult nursing home, or would including such individuals in the design place the bidder at a disadvantage?</p>	<p>a. Yes, the intent of the RFP is for the Contractor to propose an operational design to transition these individuals. .</p> <p>b. No, that is not the intent of this RFP.</p>
70.	Overview	<p>In Section 2.0, it is explained that through the RFP the New York State Department of Health seeks “an operational design for the transition of special populations from pediatric nursing homes to a new young adult nursing home”. In Section 2.1 (and Section 4.2), it is indicated that there are two (2) Parts addressing persons aged 21-35 – Part A for aging out from pediatric acute care hospitals or pediatric nursing homes and Part B for aging out with a developmental disability from a pediatric acute care pediatric nursing home hospital, or children’s residential home operating under the jurisdiction of the Office of Persons with Developmental Disabilities.</p> <p><i>Please clarify whether it is recognized that the targeted population in pediatric nursing homes and pediatric acute care hospitals not only have severe and chronic medical conditions but also represent a large number diagnosed with developmental disabilities not</i></p>	<p>SECTION 2.1 of the RFP states “Part B will relate to the design to serve persons aged 21-35 years of age who have a developmental disability, in addition to their severe and chronic medical or health problems, and are aging out of a pediatric acute care hospitals, pediatric nursing homes or children’s residential homes operating under the jurisdiction of the Office of Persons with Developmental Disabilities (OPWDD).” Therefore, if the proposed program will focus on individuals with a developmental disability, the proposal should be submitted under Part B.</p>

		<i>within an OPWDD licensed facility. This population, therefore, could be eligible under both Part A and Part B proposals based on the patients/residents' developmentally disabled diagnoses.</i>	
71.	Overview	<p>Four part question: (Section 2.1)</p> <p>a. For applicants that are an existing pediatric licensed facilities will the facilities be able to retain residents beyond age 21 from the start of the demonstration without penalty?</p> <p>b. Additionally, would the facility retain the current specialty rate?</p> <p>c. What is the intent to pay for this program on a going forward basis?</p> <p>d. Will a tool such as MDS be used to calculate different rates for each resident or will there be a specialty/per diem rate for the young adult?</p>	<p>A. This question is not relevant to this RFP.</p> <p>B. This RFP is for an operational design and has no affect the facilities rates.</p> <p>C. This RFP is for an operational design, aka a demonstration plan. The Department has not planned for any services beyond those specified in this RFP.</p> <p>D. This is not applicable to this RFP.</p>
72.	Overview	Given our knowledge base of this unique population, where the vast majority have both neurological and/or developmental disabilities, should contractors expect dual oversight from DOH and OPWDD for proposals in response to Part B: persons aged 21-35 who have a developmental disability?	The Department may collaborate with other agencies as appropriate and needed.
73.	Overview	<p>There is one licensed Specialty Hospital in New York State, licensed by OPWDD, that cares for individuals who appear to have similar needs as those described in this RFP.</p> <p>a. How does this RFP program differ from the services that are currently being provided under the OPWDD model?</p>	a. Under the specialty hospital model, OPWDD has the authority to waive various medical and health related services which are not appropriate to the clients or are provided through a contractual agreement by another agency. These services include occupational therapy, physical therapy, speech therapy and respiratory

		<p>b. We presume that the new young adult nursing home referenced under this RFP might be a step down program from Specialty Hospital and/or possibly a referral source to Specialty Hospital for the most severely disabled persons (particularly for those programs designed under Part B of this RFP). Is this an accurate representation of the anticipated relationship between these programs?</p>	<p>therapy. Providers participating in the Young Adults Demonstration program will not be eligible for a waiver of medical services from the Department of Health or the Office for People with Developmental Disabilities.</p> <p>b. This RFP is not establishing a new young adult nursing home. Please see question #1.</p>
74.	Overview	<p>Further to Section 2.0, it appears that CMS and OPWDD regulations prohibit the housing of adults with developmental disabilities through the Home and Community Based waiver in nursing homes. How will the State address this apparent preventive factor in allowing individuals who are adults to transition from children’s residential homes under the jurisdiction of OPWDD to a new young adult nursing home?</p>	<p>The individual participants would not be eligible to concurrently participate in both the OPWDD HCBS Waiver and this demonstration project. An individual participant coming from an OPWDD certified placement would need to demonstrate that inclusion in the demonstration project is the least restrictive clinically appropriate placement option via the Pre-Admission Screen and Resident Review (PASRR) process.</p>
75.	Overview	<p>Does DOH have the flexibility to work around the existing regulations and waivers as part of this demonstration?</p>	<p>No.</p>
76.	Deliverables	<p>Section 4.2.1 specifies the minimal elements for “the structure of the demonstration project program plan outline”. <i>Please explain whether the contractual work should include establishing the need for young adult special population programs or provide the basis of need already established by the DOH.</i></p>	<p>The proposal does not have to establish the need for young adult special population programs or provide a basis of need. This section focuses on the basic elements of the demonstration plan.</p>

<p>77.</p>	<p>Deliverables</p>	<p>In Section 4.2, Paragraph 1 (page 5), it states that “The program must demonstrate key aspects of health care transition including: care coordination, access to continuous care, delivery of developmentally appropriate preventive health services, development of provider skills, development of written transition plans and medical summaries, and access to continuous insurance coverage.”</p> <p><i>Given the above statement and the list of statements that bidders should address in Section 6.2, Part D (pages 15-16), is this RFP <u>only</u> interested in the development of an operational design that includes a transition plan and process as mentioned in Section 4.2.1 (pages 5-6) and <u>not</u> on the development of new permanent or temporary residential programs for young adults to move to when they age out of pediatric acute care hospitals, pediatric nursing homes, or children’s residential homes operating under the jurisdiction of OPWDD in order to prevent out-of-state placements and allow repatriation back to New York State?</i></p> <p><i>a: If so, should proposals <u>only</u> include information on the transition process and planning and <u>not</u> on developing new types of permanent or temporary residential programs?</i></p> <p><i>b: If the RFP is also interested in the development of new permanent or temporary residential programs as part of the transition plan and process, how should that information be expressed in the proposal? Will there be more guidance on what information should be included in the proposal related to the development of new permanent or temporary residential programs?</i></p> <p><i>b.1: Additionally, as part of developing new permanent or temporary residential programs, would the proposal be limited only to converting existing beds/programs or will there be an opportunity to develop new beds/programs, especially for the OPWDD-licensed beds/programs?</i></p>	<p>Correct, the purpose of this RFP is to provide a written operational design of how to implement and manage young adult nursing homes.</p> <p>a. Bidders should respond to Section 6.2D based upon the purpose of this RFP.</p> <p>b. This is not part of the Scope of this RFP.</p> <p>b.1. This is not part of the scope of this RFP</p>
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		<i>b.1.a: If the proposal is limited to only converting existing beds/programs, would OPWDD work with the Contractor to figure out how to convert existing OPWDD-licensed children's ICF or IRA programs/beds to young adult/adult programs/beds as part of the demonstration design process?</i>	b.1.a. This is not part of the scope of this RFP.
78.	Deliverables	Is the bidder expected to provide guidelines for care, e.g., admission criteria, care planning, staffing, daily program, special programs, quality oversight, etc., as part of its submission?	The Bidder is responsible for that determination.
79.	Deliverables	Please clarify whether this program/population will be included in the transition to managed care.	Please refer to https://www.health.ny.gov/health_care/medicaid/redesign/docs/nursing_home_transition_final_policy_paper.pdf Please also see: https://www.health.ny.gov/health_care/medicaid/redesign/2016-jan_rev_nh_transition_fags.htm
80.	Deliverables	Will this population be subject to a VBP contract requirement?	DOH is unable to answer this question at this time.
81.	Deliverables	Regarding option Part B of the RFP, how many residents can live in one unit?	DOH will leave that determination to the Bidder.
82.	Deliverables	Can a Dayhab program operate at the same location as a residence in either option (Part A or Part B)?	DOH will leave that determination to the Bidder.
83.	Deliverables	Subpart D.8 of Section 6.2 requires a description of the bidder's "strategy for estimating the expenditure associated with implementing" the bidder's plan. However, earlier in that section, the RFP makes clear that "pricing information contained in the Cost Proposal must not be included in the Technical Proposal documents." Can you please explain the type of expenditure information called for in Subpart 5.8 that would not risk breaching the wall erected about the pricing information in the Cost Proposal?	6.2.D.8 has been removed. Please see amendment 3.
84.	Deliverables	The unique needs of this population call for the involvement in pediatric providers. How does the DOH suggest a geriatric nursing home partner with a pediatric skilled nursing facility to transition young adults in the absence of a subcontract through this RFP?	DOH will leave all approaches to the discretion of the Bidder.

85.	Definitions	Section 4.2.1 notes that in addressing “transition planning” and “provider readiness” the Contractor’s program must take into account the engagement and participation of the “medical home” and “primary care medical home”. <i>Please provide references for obtaining information that helps to define the requirements of the “medical home” and the “primary care medical home”.</i>	DOH will leave that determination to the Bidder.
86.	Definitions	How does DOH define the terms “operational design” and “demonstration program” as it pertains to the RFP?	The “operational design” is the framework for a “demonstration program” in which an applicant sets forth a model of care for the young adult population within the skilled nursing facility or OPWDD provider setting.
87.	References	Section 6.1.G. states that references from two Pediatric Skilled Nursing Facilities or Pediatric Hospitals must be provided and that one reference from an approved managed care organization must be provided, for a total of three references. Attachment D states that a total of two references must be submitted. Clarification is requested.	Please see Amendment 3. A total of three (3) references must be submitted.
88.	References	In regards to the required references, if there are no pediatric hospitals or SNFs in our region but there are hospitals with a children’s wing or other specialized pediatric unit, would that suffice? If not, understanding that there may not be a pediatric hospital or snf in the region, and that a relationship must be developed, would DOH take that into consideration when they consider the nature of the reference?	The Bidder should explain why the required references are not attainable.
89.	References	If all Pediatric Skilled Nursing Facilities and Pediatric Hospitals in New York State decide to respond to the RFP, they all might also decide not to serve as references for any New York State Licensed Health Care Facility that is not in their classifications. How does the RFP process protect against such action?	The Department will assess this situation should it occur.
90.	Reporting	Page 6 section 4.4 Reporting Requirements refers to section 3.2.1 which does not exist in the RFP. Is the DOH referring to section 4.2.1?	Please see Amendment 3.

91.	Reporting	On page 6 section 4.4 Reporting Requirements, please clarify how a report should demonstrate a finalized demonstration program as exemplified in section 3.2.1. Additionally, please define what is contained in section 3.2.1.	Please see Amendment 3.
92.	Reporting	Section 4.4 states that “the contractor shall submit their initial final report that demonstrates a finalized demonstration program as exemplified in section 3.2.1 within six (6) months of the award”. Section 2.3 states that “the contract term is expected to be for a period of one (1) year”. <i>Please explain the contractor’s work responsibilities for the remaining six (6) months after submitting the “initial final report with the finalized demonstration program”.</i> <i>Please indicate the location of “section 3.2.1” in the RFP.</i>	Please see Amendment 3
93.	Reporting	The proposed demonstration and contract is for <u>one year</u> , but the “initial final report” described in the RFP (Section 4.4) is due <u>6 months</u> after the bidder has been awarded the contract. Likewise, the Cost Proposal (Attachment C) is “associated with the development of the program, and finalization of the report.” Please explain the expected content of the “final” report, prepared after 6 months, for a contract that extends another 6 months.	The content of the final report is outlined in Section 4.4.
94.	Section 5.3	In the last paragraph of Section 5.3 of the RFP, it states that before the bid submission deadline, if “a bidder fails to notify DOH of a known error as an error that reasonably should have been known, the bidder shall assume the risk of proposing.” Please clarify or explain the risk referenced in this provision.	The Department is stating that if an entity chooses to bid on a procurement that has a known error, the bidder must assume and risks that error may cause.
95.	M/WBE	Section 5.6 states that “DOH hereby establishes an overall goal of 0% for Minority-Owned Business Enterprises (MOBE) and 0% for Women-Owned Business Enterprises (WBE) participation”. <i>Please indicate whether the Contractor has any obligations and responsibilities for recruiting/involving MOBE’s and/or WBE’s given the 0% goals established by the DOH.</i>	There are no M/WBE obligations for this RFP.

<p>96.</p>	<p>M/WBE</p>	<p>In Section 5.5, Paragraph 4 (page 8), it states that “For purposes of this solicitation, DOH hereby establishes an overall goal of 0% for MWBE participation, 0% for Minority-Owned Business Enterprises (“MBE”) participation and 0% for Women-Owned Business Enterprises (“WBE”) participation.”</p> <p>However, in Appendix M, Section II.A (page 52), it states “For purposes of this procurement, the New York State Department of Health hereby establishes an overall goal of 30% for Minority and Women-Owned Business Enterprises (“MWBE”) participation, 15% for Minority-Owned Business Enterprises (“MBE”) participation and 15% for Women-Owned Business Enterprises (“WBE”) participation (based on the current availability of qualified MBEs and WBEs).</p> <p><i>a. Given the discrepancy between the above two statements, which MWBE requirements/goals are correct?</i></p> <p><i>b. In addition, depending on which of the above statements is correct, does the proposal need to include the following documents listed in Appendix M:</i></p> <ol style="list-style-type: none"> <i>1. MWBE Form #4 - MWBE Staffing Plan (Appendix M, Section III.A - page 53 and Attachment F - page 57);</i> <i>2. MWBE Form #5 - MWBE Equal Opportunity Policy Statement (Attachment F - page 58);</i> <i>3. MWBE Utilization Plan (Appendix M, Section IV - page 54); and</i> <ol style="list-style-type: none"> <i>a. If so, can you provide a copy of the form for completion?</i> <i>4. Quarterly MWBE Contractor Compliance Report (Appendix M, Section VI - page 54).</i> <ol style="list-style-type: none"> <i>a. If so, can you provide a copy of the form for completion?</i> <p>In Section 5.19, Paragraph 1 (page 13), the RFP alludes to a “Diversity Practices Questionnaire” that must be completed.</p>	<p>a. Appendix M is included in the sample contract, changes such as the M/WBE goals and payment terms will occur during contract negotiations. The M/WBE goals for this RFP is 0%</p> <p>b. See Section 6.1A for the requested M/WBE forms.</p>
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		<i>c. Does the proposal need to include a completed Diversity Practices Questionnaire? If so, can you provide a copy of the form for completion?</i>	c. This form does not need to be completed for submission of your bid proposal.
97.	M/WBE	Section 5.5 M/WBE goals are defined as 0% in total, 0% for MBE and 0% for WBE. Can you confirm that, as long as M/WBE Forms 4 and 5 are submitted and are complete, no consideration whatsoever will be given to the content of those forms with respect to being a successful bidder in this RFP process?	That is correct.
98.	M/WBE	Section 5.5 of the RFP states that there are no goals set for MWBE or MBE participation. However, Section II, A of Appendix M (a required form) establishes a goal of 30% MWBE participation, with 15% MBE and 15% WBE. Please advise which set of goals governs. If the goals are 0%, does that relieve bidders of having to comply with Section 12 of the Standard Clauses, or Section III, B, 4 of New York State Agreement, such as obtaining a written statement from the union? Or having to complete MWBE Form #5 (Attachment F – It is checked off as a required form.)	M/WBE goals are 0%. Forms #4 and #5 are still required.
99.	M/WBE	Section 5.5 requests submission of an Equal Employment Opportunity Staffing Plan. At this time we do not know the gender or race of the proposed work force. Please clarify.	I believe you are referring to section 5.6. The work force should be anyone working on the deliverables required in the RFP.
100.	Cost Evaluation	In Section 8.4 (Cost Evaluation), the second paragraph refers to “the lowest all-inclusive not-to-exceed maximum price.” a. What is the “the lowest all-inclusive not-to-exceed maximum price”? b. Furthermore, with respect to Section 6.3 Cost Proposal, no maximum bid price is stated, although it is believed that there was originally \$1 million set aside in legislation for this program (and perhaps as much as a \$1 million federal matching fund). Does the State have a budget for the services in this RFP? c. Was the funding included in this year’s State budget?	a. This language is included as a trigger for the Department to invoke its right to request Best and Final offers. b. This is not relevant to bidding on this RFP. c. This is not relevant to bidding on this RFP.
101.	Attachment E	Page 19 refers to Attachments E – DOH Agreement. <i>Please clarify whether the completed, signed and notarized DOH Agreement must be submitted with the Proposal in response to the Request for Proposals and if so, whether to include the DOH</i>	The signed and notarized DOH agreement is not necessary at the time of proposal submission.

		<i>Agreement in the Administrative Proposal or another section in the submission.</i>	
102.	Attachment H	Section 6.1.F. requires the submission of Attachment H – Encouraging Use of New York Businesses in Contract Performance, “to indicate which New York Businesses you will use in the performance of the contract.” Section 5.9 Subcontracting prohibits the use of Subcontractors. Section 3.0 requires the bidder to be a New York State Licensed Health Care Facility or governmental entity. If the bidder must be from New York State and may not subcontract, what is the purpose of Attachment H?	In Attachment H, you would identify your own entity as the New York State Business.
103.	No Bid Form	Section 7.1 No Bid Form. The purpose of this document is not understood. How can a bidder in this process choose not to bid and still be selected?	The No Bid Form is an optional form expressing a bidder’s intent not to submit a proposal.
104.	No Bid Form	Page 19 refers to Attachment I – No-Bid Form <i>Please clarify whether the No-Bid Form must be completed and submitted if the proposer is submitting a proposal and if so, which parts of the form must be completed by the proposer.</i>	Please see question #103.
105.	Timeline	Is any consideration being given to extending the deadline for submission of proposals beyond August 19 th , given the relatively brief timeframe following responses to written questions? (Section 1.0)	Not at this time.
106.	Questions	In an effort to be more knowledgeable about this program, will all applicants receive the answers to all of the questions proposed?	Yes, all answers have been compiled from all sources and will be posted for everyone to view.
107.	Questions	Please verify the types of communications that can be directed to the “designated contract” (Elizabeth Woods) and the “allowable contact” (Justin Seastrum). Does the July 20 deadline for submission of questions apply to both contacts?	Please see page one of the RFP for the permissible communications that can be directed to Justin Seastrum. All other communications on this RFP must go to Elizabeth Wood. The July 20 deadline was the deadline for all questions related to this RFP.

108.	Appendix A	Please confirm that this RFP is for “consulting services” requiring the submission of the two employment reports referenced in Section 5.13 of the RFP and in Section 23 of Standard Clauses (Appendix A).	Yes, that is correct. Please see #1.
109.	Appendix A	Is this proposed demonstration and contract a “public work contract” under Labor Law Art. 8, subject to the “prevailing wage” provisions in that law as provided under Section 6 of the Standard Clauses (Appendix A)?	No, the purpose of this RFP is for the operational design, not construction.
110.	Appendix A	Is a not-for-profit corporation submitting a bid exempt from filing a certification of registration to collect sales and compensation use taxes as provided in Section 25 of the Standard Clauses?	No, they must still submit the appropriate forms related to section 5-a.
111.	Appendix D	In the Note to Section I of the New York State Agreement — “General Specifications” (Appendix D), the RFP requires any bid submission, subject to mandatory competitive bidding, to include a sworn statement about competitive bidding. Is the proposed demonstration and contract subject to that requirement? Where exactly would that statement be made in the submission?	When the bidder completes their bid, they are required to sign various form which puts them in compliance with these provisions.
112.	Appendix H	Appendix H refers to the contractor as a “business associate” under HIPAA. However, an eligible bidder must be a “covered entity” under HIPAA and would be primarily sharing protected health information with the State, and not vice-versa. Can you please clarify the scope of this document, and how it would apply to this proposed demonstration and contract?	This is not applicable to this RFP. [JS1]