

**ALC Report
For Emergency Review of
Professional and Consultant Services Contract
March 20, 2018**

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On March 20, 2018, Senator Bill Sample and Representative Jim Dotson, Co-Chairs of the Legislative Council and Senator Scott Flippo and Representative Jeff Wardlaw, Co-Chairs of Review Subcommittee received written notification from Larry Walther, DFA Director requesting review of a Professional Consultant Services (PCS) Contract.

The contract for DHS with Brookhaven Hospital will provide treatment at a residential treatment facility for a client with a traumatic brain injury whose current placement refuses to continue to provide services for the client.

Under Rule 16 of the Rules of the Arkansas Legislative Council, on March 20, 2018, the Co-Chairs of the Legislative Council and ALC Review Subcommittee unanimously determined that emergency review of the contract was essential to enable the agency to perform essential services. Following is a summary of the contract that was given emergency review and a copy of the request from Larry Walther and a letter from DHS.

**SUMMARY SCHEDULE OF STATE AGENCY CONTRACTS
FOR ARKANSAS LEGISLATIVE COUNCIL REVIEW
AS REQUIRED BY ARKANSAS CODE 19-11-1006**

Out-of-State Contracts

1. Agency: Human Services Department		Contractor: BROOKHAVEN HOSPITAL INC		
		Location: TULSA		State: OK
Total Authorized:	\$0.00	Org. Term: 03/19/2018 08/15/2018	Procurement: EMG	
Total After Review:	\$161,500.00	Funding: Other - 100% - [Adult Protective Services]		
Total Projected:	\$161,500.00	MOF:	Contract Number: 4600042058	
Org/Amt:	Amount	Paid To Date	Objective:	New Exp Date
Original:	161,500.00		Treatment at a residential treatment facility for a client with a traumatic brain injury.	

Respectfully Submitted,

Bill Sample

Senator Bill Sample, Co-Chair
Arkansas Legislative Council

Senator Scott Flippo by ke
Senator Scott Flippo, Co-Chair
ALC Review Subcommittee

Jim Dotson

Representative Jim Dotson, Co-Chair
Arkansas Legislative Council

Representative Jeff Wardlaw by ke
Representative Jeff Wardlaw, Co-Chair
ALC Review Subcommittee



STATE OF ARKANSAS
**Department of Finance
and Administration**

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March 16, 2018

Senator Bill Sample, Co-Chairperson
Representative Jim Dotson, Co-Chairperson
Senator Scott Flippo
Representative Jeff Wardlaw
Arkansas Legislative Council (ALC) and
ALC-Review Subcommittee
Arkansas Legislative Council
State Capitol Building, Room 315
Little Rock, Arkansas 72201

Dear Co-Chairs,

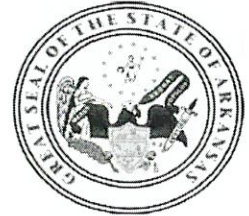
The Department of Human Services ("DHS"), Division of Aging, Adult Services, and Behavioral Health ("DAABH"), seeks emergency procurement of care services from Brookhaven Hospital, located in Tulsa, Oklahoma, for an individual with traumatic brain injury who is being displaced. As explained by DAABH, failure to contract quickly could endanger the health or life of a DAABH client who requires acute and sustaining rehabilitation, and therefore qualifies as an emergency procurement. DAABH has checked with three qualified service providers in the region and found only one available. Because of the urgent need to house this individual where he can receive necessary care, there is no time to conduct a formal Invitation for Bid or a Request for Proposal to identify other potential placement options. Accordingly, the Department of Finance and Administration ("DFA") requests emergency review of the aforesaid contract. The contract cannot be held until the April review date because the affected individual will need a residence that offers institutional care before then.

Respectfully,

Larry W. Walther
Director, Department of Finance and Administration

**Office of Procurement**

P.O. Box 1437, Slot S401 · Little Rock, AR 72203-1437
501-682-8292 · Fax: 501-682-1197 · TDD 501-682-6789



To: Edward Armstrong, Director
Office of State Procurement

From: Department of Human Services, Office of Procurement

Date: March 16, 2018

Subject: Emergency Procurement Request – Brookhaven Hospital

The Department of Human Services (DHS), Office of Procurement (OP) is writing on behalf of the Division of Aging, Adult Services, and Behavioral Health (DAABH) to request your consideration for an Emergency Procurement. There is a critical need for a contract to be established with Brookhaven Hospital, located in Tulsa, Oklahoma.

The current situation, which endangers human life concerns a DAABH client with a traumatic brain injury (TBI) that requires acute and sustaining rehabilitation. The client's current placement refused to continue to provide services to the client, which leaves the client without the critical treatment the client requires. In an attempt to find treatment options for the client, DAABH reached out to three (3) TBI rehabilitation facilities: The Arkansas Health Center, Timber Ridge, and Brookhaven Hospital. Both the Arkansas Health Center and Timber Ridge refused to provide services for the client. Brookhaven agreed to provide services for the client at a rate of \$1,250.00 per day for the Acute Inpatient Program and \$800 per day for the Transitional Living Center program. It is anticipated that the client will need the Acute Inpatient Program for up to fourteen (14) days and the Transitional Living Center program for up to six (6) months.

Because of the critical nature of the situation, there is no time to conduct an Invitation for Bid or a Request for Proposal to identify other potential placement options. At your earliest convenience, we request you grant our request for an Emergency Procurement and allow DAABH to move forward with a contract for services with Brookhaven Hospital.

Please feel free to contact us with any questions or concerns you may have.

Sincerely,

Sarah Collins Linam

Sarah Collins Linam
Interim Chief Procurement Officer

Cc. Cindy Gillespie, DHS Director
Dawn Stehle, DHS Deputy Director
Jay Hill, DAABH Director