

NEW YORK STATE DEPARTMENT OF HEALTH
Special Supplemental Nutrition Program for Women, Infants, and Children (WIC)

IFB No. 17794

WIC Infant Cereal Rebate

1. Original Language on page one (1) of IFB under Permissible Subject Matter Contact

Pursuant to State Finance Law § 139-j(3)(a), the Department of Health identifies the following allowable contact for communications related to the submission of written bids, written questions, pre-bid questions, and debriefings.

Stacey Johnson and/or Sharon Featherstone
New York State Department of Health
Bureau of Supplemental Food Programs
150 Broadway, Suite 650
Albany, NY 12204
Telephone: (518) 402-7099
Email Address: wicifbs@health.ny.gov

Revised language (**bold/underlined**) on page one (1) of IFB under Permissible Subject Matter Contact

Pursuant to State Finance Law § 139-j(3)(a), the Department of Health identifies the following allowable contact for communications related to the submission of written bids, written questions, pre-bid questions, and debriefings.

Patricia Colomb and/or Amy Harp

New York State Department of Health
Bureau of Supplemental Food Programs
150 Broadway, Suite 650
Albany, NY 12204
Telephone: (518) 402-7099
Email Address: wicifbs@health.ny.gov

2. Original Language in IFB Section 3.2. "Cereal Varieties"

Must manufacturer a minimum of four (4) types of dry, plain infant cereal in 8-ounce containers, including:

- single grain rice
- single grain oatmeal
- and a minimum of two additional varieties (for example barley, whole wheat, multi-grain etc.)

Revised Language (**bold/underlined**) in IFB Section 3.2. "Cereal Varieties"

Must manufacturer a minimum of **three (3)** types of dry, plain infant cereal in 8-ounce containers, including:

- single grain rice
- single grain oatmeal
- and a minimum of **one** additional **variety** (for example barley, whole wheat, multi-grain etc.)

3. Original Language in IFB Section 4.2.f, "Contractor"

Rebate the DOH for the infant cereal products on each redeemed food instrument used to purchase another company's infant cereal product when the entire line of the contractor's approved infant cereals has a factory backorder of three (3) calendar days or more and another company's infant cereal needs to be substituted to provide the participant(s) with his/her monthly prescription. The rebate shall be calculated to yield the same net wholesale cost per 8-ounce unit to the DOH as that of the product which is unavailable.

Revised Language (**bold/underlined**) in IFB Section 4.2.f, "Contractor"

Rebate the DOH for the infant cereal products on each redeemed food instrument used to purchase another company's infant cereal product when the entire line of the contractor's approved infant cereals has a factory backorder of **five (5)** calendar days or more and another company's infant cereal needs to be substituted to provide the participant(s) with his/her monthly prescription. The rebate shall be calculated to yield the same net wholesale cost per 8-ounce unit to the DOH as that of the product which is unavailable.

4. Original Language in IFB Section 5.4.b., "Payment"

Multiply the current discount percentage by the current lowest national wholesale price per unit of the newly-approved infant cereal. The result will be the initial rebate for the newly-approved cereal.

ex. .50 (discount %) x \$2.040 (wholesale price per unit) = \$1.20 initial rebate

Revised Language (**bold/underlined**) in IFB Section 5.4.b., "Payment"

Multiply the current discount percentage by the current lowest national wholesale price per unit of the newly-approved infant cereal. The result will be the initial rebate for the newly-approved cereal.

ex. .50 (discount %) x \$2.040 (wholesale price per unit) = **\$1.02** initial rebate

5. Remove Language in IFB Section 5.12. "State Finance Law Consultant Disclosure Provisions"

In accordance with New York State Finance Law Section 163(4)(g), State agencies must require all contractors, including subcontractors, that provide consulting services for State purposes pursuant to a contract to submit an annual employment report for each such contract.

The successful bidder for procurements involving consultant services must complete a "State Consultant Services Form A, Contractor's Planned Employment From Contract Start Date through End of Contract Term" in order to be eligible for a contract.

The successful winning bidder must also agree to complete a "State Consultant Services Form B, Contractor's Annual Employment Report" for each state fiscal year included in the resulting contract. This report must be submitted annually to the Department of Health, the Office of the State Comptroller, and Department of Civil Service.

State Consultant Services Form A: Contractor's Planned Employment and Form B: Contractor's Annual Employment Report may be accessed electronically at:

<http://www.osc.state.ny.us/agencies/forms/ac3271s.doc> and

<http://www.osc.state.ny.us/agencies/forms/ac3272s.doc>.

6. Remove language in IFB Section 5.16 "Piggybacking"

New York State Finance Law section 163(10)(e) (see also <http://www.ogs.ny.gov/BU/PC/SFL.asp>) allows the Commissioner of the NYS Office of General Services to consent to the use of this contract by other New York State Agencies, and other authorized purchasers, subject to conditions and the Contractor's consent.

7. Original Language in IFB Section 7.2. "Delivery"

Bids must be submitted, by U.S. Mail, by courier/delivery service (e.g., FedEx, UPS, etc.) or by hand as noted below, in a sealed package to:

Department of Health IFB # 17794 – WIC Infant Cereal Rebates
Attention: Stacey Johnson, HPA
Bureau of Supplemental Food Programs
Riverview Center
150 Broadway, Suite 650
Albany, NY 12204

Revised Language (**bold/underlined**) in IFB Section 7.2. "Delivery"

Bids must be submitted, by U.S. Mail, by courier/delivery service (e.g., FedEx, UPS, etc.) or by hand as noted below, in a sealed package to:

Department of Health IFB # 17794 – WIC Infant Cereal Rebates
Attention: **Patricia Colomb**, HPA
Bureau of Supplemental Food Programs
Riverview Center
150 Broadway, Suite 650
Albany, NY 12204

8. Original Language in IFB Section 7.4. "Public Bid Opening"

Bid packages will be opened on the date and time indicated in Section 1 (Calendar of Events) of this IFB in the offices of:

Bureau of Supplemental Food Programs
Fiscal Management Section
New York State Department of Health
Riverview Center, 150 Broadway, Suite 650
Menands, NY 12204

Revised Language (**bold/underlined**) in IFB Section 7.4. "Public Bid Opening"

Bureau of Supplemental Food Programs
Fiscal Management Section
New York State Department of Health
Riverview Center, 150 Broadway, Suite 650
Albany, NY 12204