

SOLE SOURCE DETERMINATION

The Purchasing Division has been requested to approve a sole source purchase for the commodity or service described below. Pursuant to West Virginia Code 5A-3-10c, the Purchasing Division is attempting to determine whether the commodity or service is a sole source procurement. If you believe your company meets the required experience and qualification criteria stated below, please e-mail the Purchasing Division Buyer at Frank.M.Whittaker@wv.gov with a copy to Karen.Q.Byrd@wv.gov to express your interest in the project. Please forward any and all information that will support your company's compliance with required qualification and eligibility criteria along with any other pertinent information relative to this project to the Purchasing Division no later than **08/15/08**.

Requisition Number: **HST0910**
Of Miners' Health Safety & Training

Department/Agency: WV Office

Detailed Description of Project: To provide technical consultative services required at the times and locations as instructed by the Director of Miners' Health, Safety & Training.

Proposed Sole Source Vendor: **Randall J. Harris**

Specific Eligibility Criteria: For the two and a half years since the Sago and Aracoma mine disasters, Mr. Harris has been providing technical and consultative services to the Office of Miners' Health, Safety and Training. Consequently, Mr. Harris is uniquely knowledgeable of the West Virginia and Federal statutes and rules relative to the technologies that enhance the ability of the state's miners to escape and survive mine disasters. Additionally, Mr. Harris has demonstrated incomparable knowledge in the development and installation of various underground mine communication systems.

Specific Qualification Criteria: On behalf of the Director of the Office of Miners' health, Safety and Training, the vendor shall interact with manufacturers requesting approval of safety equipment pursuant to § 56-4 *et seq.* of the W. Va. Code of State rules. These interactions shall include providing manufacturers with relevant information on West Virginia rules, contact with appropriate federal officials, summary of general mine conditions that are relevant to type of product(s) proposed, and observation on the relative merit of the proposed approach if requested. If the manufacturer pots to proceed through the West Virginia approval process, the vendor will organize a review panel, chair the panel, and submit the recommendation to the Director for approval or rejection. For those

manufacturers approved to provide mine safety equipment in West Virginia, the vendor will maintain contact and track the progress in fulfilling orders to West Virginia mines. The vendor will also provide technical support and advice to the Director as requested on the implementation of the emergency technology requirements of West Virginia mine safety rules. Further, the vendor shall maintain interactions with relevant offices of Federal agencies that relate to the West Virginia emergency technology requirements and when requested, shall represent the Director at meetings with Federal agencies on matters related to emergency technologies. Moreover, the vendor shall provide technical assistance and support to the Regional Inspectors at Large, their Inspectors and OMHST trainers.