



State of West Virginia
 Department of Administration
 Purchasing Division
 2019 Washington Street East
 Post Office Box 50130
 Charleston, WV 25305-0130

Request for Quotation

| |
|------------|
| RFQ NUMBER |
| WEH11104 |

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| PAGE |
| 1 |

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| ADDRESS CORRESPONDENCE TO ATTENTION OF |
| ROBERTA WAGNER 304-558-0067 |

RFQ COPY
 TYPE NAME/ADDRESS HERE

VENDOR

SHIP TO

HEALTH AND HUMAN RESOURCES
 WELCH COMMUNITY HOSPITAL

 454 MCDOWELL STREET
 WELCH, WV
 24801 304-436-8710

| | | | | |
|--------------|---------------|----------|--------|---------------|
| DATE PRINTED | TERMS OF SALE | SHIP VIA | F.O.B. | FREIGHT TERMS |
| 03/29/2011 | | | | |

BID OPENING DATE: 04/28/2011 BID OPENING TIME 01:30PM

| LINE | QUANTITY | UOP | CAT NO | ITEM NUMBER | UNIT PRICE | AMOUNT |
|------|----------|-----|--------|--|------------|--------|
| 0001 | 1 | EA | 410-60 | EPX-4400HD, VIDEO PROCESSOR & LIGHT SOURCE W/FICE MULTIBAND IMAGING. FUJINON OR EQUAL. | | |
| 0002 | 1 | EA | 410-60 | EC-530HL, STANDARD COLONSCOPE WITH 4.2 MM CHANNEL, 12.8 MM O.D., 1690MM WORKING LENGTH. FUJINON OR EQUAL. | | |
| 0003 | 1 | EA | 410-60 | EG-530WR, STANDARD GASTROSCOPE WITH 2.8 MM CHANNEL, 9.3 MM O.D., 1100MM WORKING LENGHT. FUJINON OR EQUAL. | | |
| 0004 | 1 | EA | 410-60 | FES-100G, STANDARD CART W/DUAL SCOPE HOLDER AND FLAT PANEL MONITOR MOUNT. FUJINON OR EQUAL. | | |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

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GENERAL TERMS & CONDITIONS
REQUEST FOR QUOTATION (RFQ) AND REQUEST FOR PROPOSAL (RFP)

1. Awards will be made in the best interest of the State of West Virginia.
2. The State may accept or reject in part, or in whole, any bid.
3. Prior to any award, the apparent successful vendor must be properly registered with the Purchasing Division and have paid the required \$125 fee.
4. All services performed or goods delivered under State Purchase Order/Contracts are to be continued for the term of the Purchase Order/Contracts, contingent upon funds being appropriated by the Legislature or otherwise being made available. In the event funds are not appropriated or otherwise available for these services or goods this Purchase Order/Contract becomes void and of no effect after June 30.
5. Payment may only be made after the delivery and acceptance of goods or services.
6. Interest may be paid for late payment in accordance with the *West Virginia Code*.
7. Vendor preference will be granted upon written request in accordance with the *West Virginia Code*.
8. The State of West Virginia is exempt from federal and state taxes and will not pay or reimburse such taxes.
9. The Director of Purchasing may cancel any Purchase Order/Contract upon 30 days written notice to the seller.
10. The laws of the State of West Virginia and the *Legislative Rules* of the Purchasing Division shall govern the purchasing process.
11. Any reference to automatic renewal is hereby deleted. The Contract may be renewed only upon mutual written agreement of the parties.
12. **BANKRUPTCY:** In the event the vendor/contractor files for bankruptcy protection, the State may deem this contract null and void, and terminate such contract without further order.
13. **HIPAA BUSINESS ASSOCIATE ADDENDUM:** The West Virginia State Government HIPAA Business Associate Addendum (BAA), approved by the Attorney General, is available online at www.state.wv.us/admin/purchase/vrc/hipaa.htm and is hereby made part of the agreement. Provided that the Agency meets the definition of a Cover Entity (45 CFR §160.103) and will be disclosing Protected Health Information (45 CFR §160.103) to the vendor.
14. **CONFIDENTIALITY:** The vendor agrees that he or she will not disclose to anyone, directly or indirectly, any such personally identifiable information or other confidential information gained from the agency, unless the individual who is the subject of the information consents to the disclosure in writing or the disclosure is made pursuant to the agency's policies, procedures, and rules. Vendor further agrees to comply with the Confidentiality Policies and Information Security Accountability Requirements, set forth in <http://www.state.wv.us/admin/purchase/privacy/noticeConfidentiality.pdf>.
15. **LICENSING:** Vendors must be licensed and in good standing in accordance with any and all state and local laws and requirements by any state or local agency of West Virginia, including, but not limited to, the West Virginia Secretary of State's Office, the West Virginia Tax Department, and the West Virginia Insurance Commission. The vendor must provide all necessary releases to obtain information to enable the director or spending unit to verify that the vendor is licensed and in good standing with the above entities.
16. **ANTITRUST:** In submitting a bid to any agency for the State of West Virginia, the bidder offers and agrees that if the bid is accepted the bidder will convey, sell, assign or transfer to the State of West Virginia all rights, title and interest in and to all causes of action it may now or hereafter acquire under the antitrust laws of the United States and the State of West Virginia for price fixing and/or unreasonable restraints of trade relating to the particular commodities or services purchased or acquired by the State of West Virginia. Such assignment shall be made and become effective at the time the purchasing agency tenders the initial payment to the bidder.

I certify that this bid is made without prior understanding, agreement, or connection with any corporation, firm, limited liability company, partnership, or person or entity submitting a bid for the same material, supplies, equipment or services and is in all respects fair and without collusion or Fraud. I further certify that I am authorized to sign the certification on behalf of the bidder or this bid.

INSTRUCTIONS TO BIDDERS

1. Use the quotation forms provided by the Purchasing Division. Complete all sections of the quotation form.
2. Items offered must be in compliance with the specifications. Any deviation from the specifications must be clearly indicated by the bidder. Alternates offered by the bidder as **EQUAL** to the specifications must be clearly defined. A bidder offering an alternate should attach complete specifications and literature to the bid. The Purchasing Division may waive minor deviations to specifications.
3. Unit prices shall prevail in case of discrepancy. All quotations are considered F.O.B. destination unless alternate shipping terms are clearly identified in the quotation.
4. All quotations must be delivered by the bidder to the office listed below prior to the date and time of the bid opening. Failure of the bidder to deliver the quotations on time will result in bid disqualifications: Department of Administration, Purchasing Division, 2019 Washington Street East, P.O. Box 50130, Charleston, WV 25305-0130
5. Communication during the solicitation, bid, evaluation or award periods, except through the Purchasing Division, is strictly prohibited (W.Va. C.S.R. §148-1-6.6).



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 WELCH COMMUNITY HOSPITAL
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|------|----------|-----|----------|---|------------|--------|
| 0005 | 1 | EA | | 410-60 NDS-24, NATIONAL DISPLAY 24" RADIANCE MONITOR FUJINON OR EQUAL. | | |
| 0006 | 1 | EA | | 410-60 FLP-0001-93B, FLAT SCREEN VARIABLE HEIGHT ROLL STAND FUJINON OR EQUAL. | | |
| 0007 | 1 | EA | | 410-60 VC-EBC-25, SINGLE ENCODED CABLE 25 FT BNC-BNC FUJINON OR EQUAL. | | |
| 0008 | 1 | EA | | 410-60 LT-7G, AIR LEAK TESTER, FUJINON OR EQUAL | | |

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| 0009 | 1 | EA | | 410-60 EGP-100, ENDO GATOR JETWASH PUMP, FUJINON OR EQUAL | | |
| 0010 | 1 | EA | | 410-60 YC-01-06, S-VIDEO CABLE, 6 FT., FUJINON OR EQUAL | | |
| 0011 | 1 | EA | | 410-60 UP-55MD, VIDEO COLOR PRINTER, FUJINON OR EQUAL | | |
| 0012 | 1 | EA | | 410-60 RC-402, EPX-2200/402 RS-232C TO PRINTER, FUJINON FUJINON OR EQUAL. | | |

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| 0013 | 1 | EA | | 410-60 | | |
| SERVICE CONTRACT ON MANUFACTURED EQUIPMENT - 3 YR. MINIMUM. PRICE INCLUDES INSTALLATION AND TRAINING, WHERE APPLICABLE. CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IF THE COMMODITIES AND/OR SERVICES SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM TO THE SPECIFICATIONS OF THE BID AND CONTRACT HEREIN. BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THE STATE MAY DEEM THE CONTRACT NULL AND VOID, AND TERMINATE SUCH CONTRACT WITHOUT FURTHER ORDER. INQUIRIES: WRITTEN QUESTIONS SHALL BE ACCEPTED THROUGH CLOSE OF BUSINESS ON 4/12/2011. QUESTIONS MAY BE SENT VIA USPS, FAX, COURIER OR E-MAIL. IN ORDER TO ASSURE NO VENDOR RECEIVES AN UNFAIR ADVANTAGE, NO SUBSTANTIVE QUESTIONS WILL BE ANSWERED ORALLY. IF POSSIBLE, E-MAIL QUESTIONS ARE PREFERRED. ADDRESS INQUIRIES TO: ROBERTA WAGNER DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION | | | | | | |

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|---|----------|-----|--------|-------------|------------|--------|
| | | | | | | |
| 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25311 FAX: 304-558-4115 E-MAIL: ROBERTA.A.WAGNER@WV.GOV THE MODEL/BRAND/SPECIFICATIONS NAMED HEREIN ESTABLISH THE ACCEPTABLE LEVEL OF QUALITY ONLY AND ARE NOT INTENDED TO REFLECT A PREFERENCE OR FAVOR ANY PARTICULAR BRAND OR VENDOR. VENDORS WHO ARE BIDDING ALTERNATES SHOULD SO STATE AND INCLUDE PERTINENT LITERATURE AND SPECIFICATIONS. FAILURE TO PROVIDE INFORMATION FOR ANY ALTERNATES MAY BE GROUNDS FOR REJECTION OF THE BID. THE STATE RESERVES THE RIGHT TO WAIVE MINOR IRREGULARITIES IN BIDS OR SPECIFICATION IN ACCORDANCE WITH SECTION 148-1-4(F) OF THE WEST VIRGINIA LEGISLATIVE RULES AND REGULATIONS. VENDOR PREFERENCE CERTIFICATE THIS TEAM EXHIBIT HAS BEEN REPLACED BY THE ONLINE VERSION WHICH IS AVAILABLE HERE: HTTP://WWW.STATE.WV.US/ADMIN/PURCHASE/VRC/VENPREF.PDF NOTICE A SIGNED BID MUST BE SUBMITTED TO: DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 2019 WASHINGTON STREET, EAST | | | | | | |

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|---|----------|-----|----------|-------------|------------|--------|
| CHARLESTON, WV 25305-0130 | | | | | | |
| PLEASE NOTE: A CONVENIENCE COPY WOULD BE APPRECIATED. | | | | | | |
| THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED: | | | | | | |
| SEALED BID | | | | | | |
| BUYER:-----RW/FILE 22----- | | | | | | |
| RFQ. NO.:-----WEH11104----- | | | | | | |
| BID OPENING DATE:---4/28/2011----- | | | | | | |
| BID OPENING TIME:---1:30 PM----- | | | | | | |
| PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID: | | | | | | |
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| CONTACT PERSON (PLEASE PRINT CLEARLY): | | | | | | |
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| ***** THIS IS THE END OF RFQ WEH11104 ***** TOTAL: _____ | | | | | | |

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Request for Quotation
 Welch Community Hospital
 WEH11104

GENERAL INFORMATION

Purpose:

The Acquisition and Contract Administration Section of the Purchasing Division "State on behalf of the West Virginia Department of Health and Human Resources, Bureau of Behavioral Health and Health Facilities "Agency" is soliciting Quotations to purchase one (1) new Fujinon EPX-4400HD High Definition Digital video processor & Light source w/FICE Multiband Imaging or equal, One (1) new Fujinon EC-530HL Standard Colonoscope with at least 4.2mm channel, 12.8mm O.D., 1690mm working length or equal, one (1) new EG-530WR Standard Gastroscope with 2.8mm channel, 9.3mm O.D., 1100mm working length or equal, one (1) new Fujinon FES-100G Standard cart with dual scope holders and flat panel monitor mount or equal, one (1) new Fujinon NDS-24 National Display 24" Radiance Monitor or equal, one (1) new Fujinon FLP-0001-93B Flat screen variable height roll stand or equal, one (1) VC-ENC-25, 25foot BNC-BNC single encoded cable or equal, one (1) new Fujinon LT-7G Air Leak Tester or equal, one (1) new EGP_100 Endo Gator Jetwash Pump or equal, one (1) new Fujinon YC-01-06 S-video cable, 6ft or equal, one (1) new Fujinon UP-55MD Video Color Printer or equal, one (1) new Fujinon RC-402, EPX-2200/402 RS-232C to printer or equal for Welch Community Hospital.

Project:

The mission or purpose of the project is to purchase one (1) new Fujinon EPX-4400HD High Definition Digital video processor & Light source w/FICE Multiband Imaging or equal, One (1) new Fujinon EC-530HL Standard Colonoscope with at least 4.2mm channel, 12.8mm O.D., 1690mm working length or equal, one (1) new EG-530WR Standard Gastroscope with 2.8mm channel, 9.3mm O.D., 1100mm working length or equal, one (1) new Fujinon FES-100G Standard cart with dual scope holders and flat panel monitor mount or equal, one (1) new Fujinon NDS-24 National Display 24" Radiance Monitor or equal, one (1) new Fujinon FLP-0001-93B Flat screen variable height roll stand or equal, one (1) VC-ENC-25, 25foot BNC-BNC single encoded cable or equal, one (1) new Fujinon LT-7G Air Leak Tester or equal, one (1) new EGP_100 Endo Gator Jetwash Pump or equal, one (1) new Fujinon YC-01-06 S-video cable, 6ft or equal, one (1) new Fujinon UP-55MD Video Color Printer or equal, one (1) new Fujinon RC-402, EPX-2200/402 RS-232C to printer or equal for Welch Community Hospital.

OPERATING ENVIRONMENT

Location:

Agency is located at Welch Community Hospital, 454 McDowell Street, Welch, WV 24801.

Background:

Request for Quotation
Welch Community Hospital
WEH11104

Welch Community Hospital is a 124 bed hospital, 59 of which are Long Term care beds. Acute care beds include: 8 Intensive care beds; 2 pediatric beds; 10 obstetrical beds and 45 medical/surgical beds. The hospital serves several counties in southern West Virginia, including McDowell, Wyoming and Mingo with a total market population of about 83,000.

Specifications:

- 1. Fujinon EPX-4400HD High Definition Digital Video Processor & light source w/FICE Multiband imaging or equal.**
 - A. Must be equipped with high-resolution high-definition (HD) and standard definition (D) and Narrow Band Imaging (NBI) processing capabilities to provide image quality for endoscopes and laparoscopes; enhancing observation of capillaries and mucosal tissues
 - B. Must have two types of structure enhancement: Type A for observation of larger mucosal structures with high contrast and Type B for observation of smaller structures, such as capillaries.
 - C. Must have electronic magnification of at least 1.2x and up to 2.0x.
 - D. Must have HD/SD serial digital interface.
 - E. Must have digital to digital video recording capabilities.
 - F. Must be equipped with special coated filters for Narrow Band Imaging and emergency 75 W halogen lamp.
 - G. Must include light control cable.

- 2. UP-55 MD Color Printer with USB digital capture capability or equal**
 - A. Must include printer cables.
 - B. Should include upon order request color printing pack for HD color printer (200 sheets picture paper and 1 color print cartridge pack included).

- 3. Radiance 23"HD Monitor or equal.**
 - A. Must include one (1) 23 inch high definition medical grade LCD flat panel w/RGB and Sync, Y/C, and composite video input/output.
 - B. Must include one (1) single monitor roll stand for LCD flat panel monitors

Request for Quotation
Welch Community Hospital
WEH11104

4. Fujinon EC-530HL Video Colonoscope or equal:

- A. Must be high definition.
- B. Must be Narrow Band Imaging compatible.
- C. Must have close focus-flexible portional diameter of at least 12.8mm.
- D. Must have wide-angle view minimum 140 degree, up to 180 degree.
- E. Must be at least 12.8 mm diameter.
- F. Must have at least 3.7mm channel.
- G. Must have at least 170 degree field of view.
- H. Must have at least 168 cm working length.
- I. Must have angulation of at least 180 degrees/180 degrees (up/down) and at least 160 degrees/160 degrees (right/left).
- J. Must include biopsy forceps.

5. Fujinon EG-530WR Gastroscope or equal:

- A. Must include one (1) video gastroscope with full screen image.
- B. Must be High Definition (HD).
- C. Must be Narrow Band Imaging compatible.
- D. Must have close focus flexible portional diameter of at least 9.3mm
- E. Must be at least 9.3 mm diameter.
- F. Must have at least 2.8 mm channel.
- G. Must have at least 140 degree field of view.
- H. Must have at least 103 cm working length .
- I. Must have angulation of at least 210 degree/90 degrees (up/down).
- J. Must be able to move at least 100 degrees/100degrees (right/left).
- K. Must include biopsy forceps.
- L. Must include mouthpiece.

6. Delivery, Set-up, and In-service Training

- A. Delivery shall be within Thirty (30) days after receipt of the approved purchase order. Vendor must furnish, deliver, and setup the equipment and provide one (1) day basic instructional training on the equipment usage and features upon delivery.
- B. Within seven (7) days of the vendor's receipt of the approved purchase order, the selected vendor must contact Nursing Administration at Welch Community Hospital for coordination of vendor's delivery, setup, and healthcare providers' in-service training.

7. Cost Evaluation

Request for Quotation
Welch Community Hospital
WEH11104

It is preferred that each responder use the cost proposal sheet provided. Evaluation and award will be made to vendor meeting specifications, based on the lowest **grand total** amount.

8. Warranty:

Equipment valued over \$1000.00 must have pricing for One (1) year warranty. Items valued under \$1000.00 ea, i.e.... cables, etc. will be sufficient with manufacturer 90 day warranty.

9. Payment

The Vendor shall submit invoices, in arrears, to the Facility at the address on the face of the purchase order labeled "Invoice To" pursuant to the terms of the contract. Payment will be made in arrears, upon completion of delivery, setup, and in-service training. State law forbids payment of invoices prior to receipt of goods or services.

**WEH11104
COST PROPOSAL**

| Description | Amount |
|---|---------------------|
| 1. Fujinon EPX-4400HD Video Processor & light source w/FICE Multiband imaging or equal. | \$ _____ |
| 2. Fujinon EC-530HL Standard Colonoscope with 4.2 mm Channel, 12.8mm O.D.,1690mm Working length or equal | \$ _____ |
| 3. Fujinon EG-530WR Standard Gastroscope with 2.8mm Channel, 9.3mm O.D., 1100mm working length or equal | \$ _____ |
| 4. Fujinon FES-100G Standard cart w/dual scope holder And flat panel monitor mount or equal | \$ _____ |
| 5. Fujinon NDS-24 National Display 24" Radiance Monitor Or equal | \$ _____ |
| 6. Fujinon FLP-0001-93B Flat screen variable height roll stand Or equal | \$ _____ |
| 7. Fujinon VC-EBC-25 Single Encoded cable 25 ft BNC-BNC Or equal | \$ _____ |
| 8. Fujinon LT-7G Air Leak Tester or equal | \$ _____ |
| 9. Fujinon EGP-100 Endo Gator Jetwash Pump or equal | \$ _____ |
| 10. Fujinon YC-01-06 S-Video Cable 6ft or equal | \$ _____ |
| 11. Fujinon UP-55MD Video Color Printer or equal | \$ _____ |
| 12. Fujinon RC-402, EPX-2200/402 RS-232C to Printer or equal | \$ _____ |
| Total | A. \$ _____ |
| 1. Equipment valued over \$1000.00 for One (1) year warranty. | B. \$ _____ |
| Grand Total | A+B \$ _____ |

RFQ No. WE#11104

STATE OF WEST VIRGINIA
Purchasing Division

PURCHASING AFFIDAVIT

West Virginia Code §5A-3-10a states: No contract or renewal of any contract may be awarded by the state or any of its political subdivisions to any vendor or prospective vendor when the vendor or prospective vendor or a related party to the vendor or prospective vendor is a debtor and the debt owed is an amount greater than one thousand dollars in the aggregate.

DEFINITIONS:

"Debt" means any assessment, premium, penalty, fine, tax or other amount of money owed to the state or any of its political subdivisions because of a judgment, fine, permit violation, license assessment, defaulted workers' compensation premium, penalty or other assessment presently delinquent or due and required to be paid to the state or any of its political subdivisions, including any interest or additional penalties accrued thereon.

"Debtor" means any individual, corporation, partnership, association, limited liability company or any other form or business association owing a debt to the state or any of its political subdivisions. "Political subdivision" means any county commission; municipality; county board of education; any instrumentality established by a county or municipality; any separate corporation or instrumentality established by one or more counties or municipalities, as permitted by law; or any public body charged by law with the performance of a government function or whose jurisdiction is coextensive with one or more counties or municipalities. "Related party" means a party, whether an individual, corporation, partnership, association, limited liability company or any other form or business association or other entity whatsoever, related to any vendor by blood, marriage, ownership or contract through which the party has a relationship of ownership or other interest with the vendor so that the party will actually or by effect receive or control a portion of the benefit, profit or other consideration from performance of a vendor contract with the party receiving an amount that meets or exceed five percent of the total contract amount.

EXCEPTION: The prohibition of this section does not apply where a vendor has contested any tax administered pursuant to chapter eleven of this code, workers' compensation premium, permit fee or environmental fee or assessment and the matter has not become final or where the vendor has entered into a payment plan or agreement and the vendor is not in default of any of the provisions of such plan or agreement.

Under penalty of law for false swearing (*West Virginia Code §61-5-3*), it is hereby certified that the vendor affirms and acknowledges the information in this affidavit and is in compliance with the requirements as stated.

WITNESS THE FOLLOWING SIGNATURE

Vendor's Name: _____

Authorized Signature: _____ Date: _____

State of _____

County of _____, to-wit:

Taken, subscribed, and sworn to before me this ____ day of _____, 20__.

My Commission expires _____, 20__.

AFFIX SEAL HERE

NOTARY PUBLIC _____

State of West Virginia

VENDOR PREFERENCE CERTIFICATE

Certification and application* is hereby made for Preference in accordance with West Virginia Code, §5A-3-37. (Does not apply to construction contracts). West Virginia Code, §5A-3-37, provides an opportunity for qualifying vendors to request (at the time of bid) preference for their residency status. Such preference is an evaluation method only and will be applied only to the cost bid in accordance with the West Virginia Code. This certificate for application is to be used to request such preference. The Purchasing Division will make the determination of the Resident Vendor Preference, if applicable.

- 1. Application is made for 2.5% resident vendor preference for the reason checked: Bidder is an individual resident vendor and has resided continuously in West Virginia for four (4) years immediately preceding the date of this certification; or, Bidder is a partnership, association or corporation resident vendor and has maintained its headquarters or principal place of business continuously in West Virginia for four (4) years immediately preceding the date of this certification; or 80% of the ownership interest of Bidder is held by another individual, partnership, association or corporation resident vendor who has maintained its headquarters or principal place of business continuously in West Virginia for four (4) years immediately preceding the date of this certification; or, Bidder is a nonresident vendor which has an affiliate or subsidiary which employs a minimum of one hundred state residents and which has maintained its headquarters or principal place of business within West Virginia continuously for the four (4) years immediately preceding the date of this certification; or,
2. Application is made for 2.5% resident vendor preference for the reason checked: Bidder is a resident vendor who certifies that, during the life of the contract, on average at least 75% of the employees working on the project being bid are residents of West Virginia who have resided in the state continuously for the two years immediately preceding submission of this bid; or,
3. Application is made for 2.5% resident vendor preference for the reason checked: Bidder is a nonresident vendor employing a minimum of one hundred state residents or is a nonresident vendor with an affiliate or subsidiary which maintains its headquarters or principal place of business within West Virginia employing a minimum of one hundred state residents who certifies that, during the life of the contract, on average at least 75% of the employees or Bidder's affiliate's or subsidiary's employees are residents of West Virginia who have resided in the state continuously for the two years immediately preceding submission of this bid; or,
4. Application is made for 5% resident vendor preference for the reason checked: Bidder meets either the requirement of both subdivisions (1) and (2) or subdivision (1) and (3) as stated above; or,
5. Application is made for 3.5% resident vendor preference who is a veteran for the reason checked: Bidder is an individual resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard and has resided in West Virginia continuously for the four years immediately preceding the date on which the bid is submitted; or,
6. Application is made for 3.5% resident vendor preference who is a veteran for the reason checked: Bidder is a resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard, if, for purposes of producing or distributing the commodities or completing the project which is the subject of the vendor's bid and continuously over the entire term of the project, on average at least seventy-five percent of the vendor's employees are residents of West Virginia who have resided in the state continuously for the two immediately preceding years.

Bidder understands if the Secretary of Revenue determines that a Bidder receiving preference has failed to continue to meet the requirements for such preference, the Secretary may order the Director of Purchasing to: (a) reject the bid; or (b) assess a penalty against such Bidder in an amount not to exceed 5% of the bid amount and that such penalty will be paid to the contracting agency or deducted from any unpaid balance on the contract or purchase order.

By submission of this certificate, Bidder agrees to disclose any reasonably requested information to the Purchasing Division and authorizes the Department of Revenue to disclose to the Director of Purchasing appropriate information verifying that Bidder has paid the required business taxes, provided that such information does not contain the amounts of taxes paid nor any other information deemed by the Tax Commissioner to be confidential.

Under penalty of law for false swearing (West Virginia Code, §61-5-3), Bidder hereby certifies that this certificate is true and accurate in all respects; and that if a contract is issued to Bidder and if anything contained within this certificate changes during the term of the contract, Bidder will notify the Purchasing Division in writing immediately.

Bidder: _____ Signed: _____

Date: _____ Title: _____

*Check any combination of preference consideration(s) indicated above, which you are entitled to receive.