

SOUTH CAROLINA EDUCATION LOTTERY
SOLICITATION NUMBER: Lucky for Life T-Shirts FY15RFQ
Questions/Answers

Amendment 1
Issued Thursday, December 4, 2014

Bid/Shirt Samples Due Date: Friday, December 12, 2014, at 4 p.m. ET.
Late bids and/or samples will NOT be considered.
Award Issued: Tuesday, December 16, 2014.
Delivery Due Date: Week of January 5, no later than noon ET on Friday, January 9, 2015.

AMENDMENTS TO SOLICITATION (SCEL):

- (a) The Solicitation may be amended at any time prior to opening. All actual and prospective Offerors should monitor the following web site for the issuance of Amendments:<http://www.sceducationlottery.com/lottery/procurement.aspx>
- (b) Offerors shall acknowledge receipt of any amendment to this solicitation (1) by signing and returning the amendment, (2) by identifying the amendment number and date in the space provided for this purpose on Page Eight, (3) by letter, or (4) by submitting a bid that indicates in some way that the bidder received the amendment.
- (c) If this solicitation is amended, then all terms and conditions which are not modified remain unchanged. [02-2A005-1]

Should you have additional questions, please send them in writing to:

Procurement@sclot.com

Questions will be answered and posted on the SCEL Procurement webpage:
<http://www.sceducationlottery.com/lottery/procurement.aspx>

Question 12:

Q: Were the t-shirts that were awarded as a result of the Reverse Auction on 6/23/14 Delta Magnum Weight (65000), Hanes Tagless (5250) or a similar brand deemed acceptable by SCEL.

A: The winning bidder on Lot 3 of the Reverse Auction sent Hanes Tagless shirts for all colors of short-sleeved shirts requested. The white long-sleeved shirts requested in the Reverse Auction were produced from Gildan long-sleeved t-shirts. The current solicitation does NOT request long-sleeved shirts.

Question 13:

Q: If they were a similar brand can you provide which brand and item number.

A: Please see the answer to Question 12 above.

Question 14:

Q: The winning vendor in the Reverse Auction received preferences for SC Resident Vendor & SC End Product. Where, in South Carolina, were the t-shirts manufactured?

A: Preferences are only applicable to certain procurements with a value above \$10,000. Preferences do not apply to Fixed Price Bids or Reverse Auctions. If the value of the purchase is under \$10,000, preferences do not apply. As preferences did NOT apply to the Reverse Auction, there is no record of where the shirts were manufactured.

Page 2 of the earlier Reverse Auction Solicitation clearly states preferences do not apply for the Reverse Auction source selection method. The link to the Reverse Auction documents is:

<http://webprod.cio.sc.gov/SCSolicitationWeb/solicitationAttachment.do?solicitnumber=5400007706>

PREFERENCES - A NOTICE TO VENDORS

Per Section 11-35-1529(4), as it relates to preferences do not apply to this type of source selection method.

PREFERENCES - ADDRESS AND PHONE OF IN-STATE OFFICE:

Per Section 11-35-1529 (4), as it relates to preferences do not apply to this type of source selection method.

In-State Office Address same as Home Office Address

In-State Office Address same as Notice Address (check only one)

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End of PAGE TWO

Additionally, the Reverse Auction Solicitation on Page 12, in Section II. Instructions to Offerors – B. Special Instructions states under Bidding Instructions - Special:

II. INSTRUCTIONS TO OFFERORS -- B. SPECIAL INSTRUCTIONS

CLARIFICATION (NOV 2007)

Pursuant to Section 11-35-1520(8), the Procurement Officer may elect to communicate with you after opening for the purpose of clarifying either your offer or the requirements of the solicitation. Such communications may be conducted only with offerors who have submitted an offer which obviously conforms in all material aspects to the solicitation. Clarification of an offer must be documented in writing and included with the offer. Clarifications may not be used to revise an offer or the solicitation. [Section 11-35-1520(8); R.19-445.2080] [02-2B055-1]

Only successful Offerors who are responsive to the requirements will be allowed to participate in the reverse auction. Offerors are to plan to train with our reverse auction contractor in advance in preparation for participating in the reverse auction.

BIDDING INSTRUCTIONS – SPECIAL

Per 11-35-1529(4), as it relates to preferences does not apply to this type of source selection

method.

SCEL has a webpage to provide vendors with preference information. The webpage is available at:

http://www.sceducationlottery.com/images/pdf/Procurement/Vendor_Preferences.pdf

Additionally, the State Procurement Office maintains a Frequently Asked Questions webpage on Preferences from the Vendor's Point of View as shown below. The link is:

http://procurement.sc.gov/webfiles/MMO_PREFS/Main/FAQ_Preferences.htm

Question 15:

Q: Must the shirts be American made?

A: No. The shirts do not have to be American made. The shirts only have to be made in the USA if the purchase price of the shirts with printing and shipping is above \$10,000 AND the vendor is requesting a US end product preference.

For purchases in excess of \$10,000 in which preferences do apply, in order to request a preference, a vendor must know where the shirts are "made, manufactured, or grown." Perhaps it is important to state that being shipped to or stored in the US or South Carolina does NOT make the product a US End Product or an SC End Product. A business may be debarred if the vendor certified the business qualified for a preference and WAS NOT qualified for the preference claimed.

Instead, the South Carolina Consolidated Procurement Code states in Section 11-35-1524(B)(0):

"A US end product is an end product made, manufactured, or grown in the United States of America.

A SC end product is an end product made, manufactured, or grown in the South Carolina. [11-35-1524(B)(1)]"

For a given line item, the 'end product' is the tangible product described in the solicitation including all component parts and in final form and ready for the state's intended use.

'Made' means to assemble, fabricate, or process component parts into an end product, the value of which, assembly, fabrication, or processing is a substantial portion of the price of the end product.

'Manufactured' means to make or process raw materials into an end product.

'Grown' means to produce, cultivate, raise, or harvest timber, agricultural produce, or livestock on the land, or to cultivate, raise, catch, or harvest products or food from the water which results in an end product that is locally derived from the product cultivated, raised, caught, or harvested. [11-35-1524(A)]

See Question 14 above for where to find additional information on Preferences.