

## JUSTIFICATION AND APPROVAL FOR OTHER THAN FULL AND OPEN COMPETITION

Acquisition Title:	COVID-19 Claims Reimbursement for Testing and Treatment for Healthcare Providers Serving the Uninsured
Agency:	HRSA/OPS
Acquisition Year:	FY 21
Author:	Dina Passman

### 2. Description of Action:

Nature:	<input type="checkbox"/> New Requirement	<input type="checkbox"/> Follow-on Requirement	
	<input checked="" type="checkbox"/> Modification to Existing Purchase Order/Contract Number: 75R60221C00004		
Pricing:	<input checked="" type="checkbox"/> Firm-Fixed Price	<input type="checkbox"/> Time & Materials	<input type="checkbox"/> Cost
	<input type="checkbox"/> Other:		
Funds:	<input type="checkbox"/> OMA	<input type="checkbox"/> Other Funds:	

Name of Proposed Contractor(s):	United HealthCare Services, Inc.
Street Address:	9900 Bren Rd E
City, State, Zip:	Minnetonka, MN 5543-9664

### 3. Description of Services or Supplies:

Basis for Approval (FAR 6.303-1(d)):	<input checked="" type="checkbox"/> Individual Basis	<input type="checkbox"/> Class Basis
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The total estimated value of the proposed action, including all options is \$ (b) (4), (b) (5)

This requirement is to increase the services necessary to process and distribute claims reimbursement, provide customer service education and outreach, project and program management, compliance and dispute resolution support, provider outreach, and data support for the COVID-19 Claims Reimbursement to Health Care Providers and Facilities for Testing, Treatment, and Vaccine Administration for Uninsured Individuals (Uninsured Program) across the Nation.



### 4. Authority and Rationale: Identify the statutory authority, FAR title and FAR citation permitting other than full and open competition. It may be one of the following most commonly used citations by the operating divisions of the Department of Health and Human Services (HHS), but other exceptions may apply per [FAR Subpart 6.3](#).

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**Actions other than simplified acquisition procedures (select only one and provide an explanation):**

☒ [FAR 6.302-1](#): Only one responsible source and no other supplies or services will satisfy agency requirements, 41 U.S.C. 3304(a)(1)

As part of the Paycheck Protection Program and Health Care Enhancement Act (PPHCEA), the Coronavirus Aid, Relief, and Economic Security (CARES) Act, and Coronavirus Response and Relief Supplemental Appropriations (CRRSA) Act, HHS via HRSA awarded a Letter

☐ [FAR 6.302-2](#): Unusual and compelling urgency, 41 U.S.C. 3304(a)(2)

☐ [FAR 6.302-5](#): Authorized or Required by Statute, 41 U.S.C. 3304(a)(5)

☐ Other (See [FAR Subpart 6.3](#) for additional authority):

**5. Bridge Contracts:**

**6. Actions to Increase Competition:**

This was an urgent requirement that needed an expedited response for reimbursing claims from healthcare providers for the testing and treatment of uninsured persons across the nation that have been affected by the Novel Coronavirus (COVID-19). The contracted services are only necessary to meet the current COVID-19 Pandemic needs and should not be required after the conclusion of the pandemic.

**7. Market Research:**

To find the current source, as part of its market research on April 2020, HHS and HRSA Leadership met with representatives from with potential vendors that could administer this program, including Medicare Administrative Contractors. This portion of the market research allowed the Government to understand better the vendors' capability regarding their claim processing systems, staffing, and structure. After the meeting, technical proposal solutions were requested and evaluated; based on those presentations, UHG was determined to be the best-suited vendor for the department's needs.

## 6. Procurement History:

Purchase order or contract number:

75R60221C00004

Was action competed?

☐ Yes

☒ No

If action was not competed, state the cited authority, summarize rationale, and describe the actions that were supposed to be taken to increase competition and the results thereof:

Contract Number 75R60220C00004 was not competed under authority 41 U.S.C. 3304(a)(1), Only One responsible source and no other



## 7. Additional Information to support the justification

The Corona-virus Aid, Relief, and Economic Security (CARES) Act (P.L. 116-136) appropriated \$100B to HRSA to distribute to providers for lost revenue and prevent, prepare for, and respond to corona-virus. HRSA subsequently received an additional \$78B from the Paycheck Protection Program (PPP) and Health Care Enhancement Act (P.L. 116-139), and the Corona-virus Response and Relief Supplemental Appropriations (CRRSA) Act (P.L. 116-123) in appropriated funds to reimburse eligible healthcare providers for healthcare-related expenses or lost revenues attributable to corona-virus. In FY 2021, HRSA received an additional \$6.5B from the American Rescue Plan Act (P.L. 117-002) in appropriated funds to reimburse eligible rural healthcare providers or suppliers for healthcare related expenses or lost revenues attributable to coronavirus. These laws provide economic and financial support for individuals and businesses impacted by the corona-virus outbreak. To provide relief, Congress appropriated funding from the Public Health and Social Services Emergency Fund to reimburse eligible health care providers for healthcare-related expenses or lost revenues attributable to corona-virus. All of the claims to date have been process through UHG and OptumBank. Changing the contractor at this current state will make it exceedingly challenging to process claims and return funds to health care providers. The Nation's health care infrastructure would be seriously injured unless HRSA is permitted to process this modification to expand the value of the contract.

10. Technical / Requirements Certification: *By my signature below*, I certify that the supporting data under my review which is included in this J&A is accurate and complete.

<b><u>Program Manager</u></b>	
Name:	Danita Hunter
Position Title:	Office of Providers Services, Associate Administrator
Email address / Phone:	DHunter@hrsa.gov / 301.945.9815
Signature	<b>Danita F. Hunter -S</b> Digitally signed by Danita F. Hunter -S Date: 2021.08.24 14:45:39 -04'00'
<b><u>Program Manager Supervisor (or one level above Program Manager)</u></b>	
Name:	Diana Espinosa
Position Title:	HRSA, Deputy Administrator
Email address:	DEspinos@hrsa.gov
Signature	<b>Diana Espinosa -S</b> Digitally signed by Diana Espinosa -S Date: 2021.08.25 15:37:34 -04'00'
Date:	

- 11. Fair and Reasonable Price Determination:** As Contracting Officer, by my signature below, I hereby determine that the anticipated cost to the Government for this contract action will be fair and reasonable.

The Contracting Officer will compare the proposed prices to historical prices paid for the same services and with the independent Government cost estimates to determine price fair and reasonableness for the increased portion of this modification.

- 12. Contracting Officer's Approval (Required for proposed contract not to exceed \$700,000 (value calculated including all options)):** I hereby certify that this justification is accurate and complete to the best of my knowledge. I approve this sole source justification subject to availability of funds, and provided that the services and supplies herein described have otherwise been authorized for acquisition.

Name:	Shirley Karver	Phone:	301-443-0136
Signature:	Shirley Karver - S <small>Digitally signed by Shirley Karver -S Date: 2021.08.25 16:28:56 -04'00'</small>	Date:	8/25/2021

**13. Legal Review**

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- 14. OPDIV Competition Advocate Approval (Required for proposed contract over \$700,000 but not exceeding \$13.5 million value calculated including all options):**

I have reviewed this justification and find that it adequately supports other than full and open competition.

Name:	Wendy B. Ponton	Phone:	301-443-2479
Signature:	Wendy B. Ponton -S <small>Digitally signed by Wendy B. Ponton -S Date: 2021.08.25 17:03:44 -04'00'</small>	Date:	

**15. Office of Small and Disadvantaged Business Utilization**

I have reviewed this justification and find that it adequately supports other than full and open competition.


Name:	Wayne Berry	Phone:	
Signature:	Wayne M. Berry -S8 <small>Digitally signed by Wayne M. Berry -S8 Date: 2021.08.26 07:28:08 -04'00'</small>	Date:	

- 16. OPDIV HCA Approval (Required for proposed contract over \$13.5 million but not exceeding \$68 million value calculated including all options):**

Name:	Alexandra B. Garcia	Phone:	301-443-5116
Signature:	Alexandra B. Garcia -S <small>Digitally signed by Alexandra B. Garcia -S Date: 2021.08.30 22:25:12 -04'00'</small>	Date:	

**HHS Senior Procurement Executive (SPE) Approval**

Based on the foregoing justification, I hereby approve the procurement of (state supplies/services being procured) on an other than full and open competition basis pursuant to the authority of (state the full statutory authority and FAR cite and title, consistent with paragraph 4, e.g. 41 U.S.C. 3304), as implemented by [FAR 6.301](#), subject to the availability of funds, and provided that the services herein described have otherwise been authorized for acquisition.

Name:	David R. Dasher	Phone:	
Signature:	 <small>David R. Dasher (Sep 13, 2021 14:41 EDT)</small>	Date:	09/13/2021



## CONTRACT OPPORTUNITY

# Claims Reimbursement to Health Care Providers and Facilities For Testing, Treatment and Vaccine Administration for the Uninsured

## Header Information

## Award Details

## General Information

## Classification

## Description

## Attachments/Links

## Contact Information

## History

## Interested Vendors List

This is the currently published version of this notice.  
Click [here](#) to edit a draft of the Contract Opportunity.

Edit

Authenticated

Public

Action▼

ACTIVE

Contract Opportunity

## Notice ID

75R60221C00004-P00004

## Related Notice

75R60221C00004

## Department/Ind. Agency

HEALTH AND HUMAN SERVICES, DEPARTMENT OF

## Sub-tier

HEALTH RESOURCES AND SERVICES ADMINISTRATION

## Office

HRSA HEADQUARTERS

## Award Details

Contract Award Date: Aug 23, 2021

Contract Award Number: 75R60221C00004

Task/Delivery Order Number:

Modification Number: P00004

## General Information

Contract Opportunity Type: Justification (Original)

Original Published Date: Sep 15, 2021 09:51 am EDT

Inactive Policy: 30 days after published date

Original Inactive Date: Oct 15, 2021

Authority: FAR 6.302-1 - Only one responsible source (except brand name)

## Initiative:

◦ None

Allow Vendors to Add/remove from Interested Vendors List: Yes

Allow Vendors to View Interested Vendors List: Yes

Classification

Product Service Code: Q701 - SPECIALIZED MEDICAL SUPPORT

NAICS Code:

- 524292 - Third Party Administration of Insurance and Pension Funds

Place of Performance:

Description

The purpose of this modification is to increase the services necessary to process and distribute claims reimbursement, provide customer service education and outreach, project and program management, compliance and dispute resolution support, provider outreach, and data support for the COVID-19 Claims Reimbursement to Health Care Providers and Facilities for Testing, Treatment, and Vaccine Administration for Uninsured Individuals (Uninsured Program) across the Nation.

Attachments/Links

 Download All Attachments/Links

Attachments


Document	File Size	Access	Updated Date
 <a href="#">FINAL JA COVID19 UIP MOD.signed.pdf</a>	2 MB	 Public	Sep 15, 2021

Contact Information

Contracting Office Address


5600 FISHERS LANE PARKLAWN BLDG RM 14W26A  
ROCKVILLE, MD 20852  
USA

Primary Point of Contact

Helen Wesley  
 [hwesley@hrsa.gov](mailto:hwesley@hrsa.gov)

Secondary Point of Contact

History

 Sep 15, 2021 09:51 am EDT  
Justification (Original)

Advertisement (Inactive)

May 21, 2021 11:56 pm EDT  
[Award Notice \(Inactive\)](#)

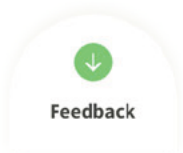
Interested Vendors List

This vendor list is only visible to owners of this opportunity

Sort By 

Date Added

No results found.



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## JUSTIFICATION AND APPROVAL FOR OTHER THAN FULL AND OPEN COMPETITION

Acquisition Title: COVID-19 Claims Reimbursement for Testing and Treatment for Healthcare Providers Serving the Uninsured

Agency: HRSA/OPS

Acquisition Year: FY 21

Author: Dan Bietz

### 2. Description of Action:

Nature:	<input type="checkbox"/> New Requirement	<input checked="" type="checkbox"/> Follow-on Requirement	
	<input type="checkbox"/> Modification to Existing Purchase Order/Contract Number:		
Pricing:	<input checked="" type="checkbox"/> Firm-Fixed Price	<input type="checkbox"/> Time & Materials	<input type="checkbox"/> Cost
	<input type="checkbox"/> Other:		
Funds:	<input type="checkbox"/> OMA	<input type="checkbox"/> Other Funds:	

Name of Proposed Contractor(s): United HealthCare Services, Inc.

Street Address: 9900 Bren Rd E

City, State, Zip: Minnetonka, MN 55343-9664

### 3. Description of Services or Supplies:

Basis for Approval (FAR 6.303-1(d)):	<input checked="" type="checkbox"/> Individual Basis	<input type="checkbox"/> Class Basis
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The total estimated value of the proposed action, including all options is \$

(b) (4), (b) (5)

The purpose of this procurement is to support claims reimbursement and other support for COVID-19 testing, treatment, and vaccination of uninsured individuals. The scope of this activity includes processing and distributing payments, providing customer service outreach, project and program management, compliance and dispute resolution support, provider outreach, and data support.

### 4. Authority and Rationale: Identify the statutory authority, FAR title and FAR citation permitting other than full and open competition. It may be one of the following most commonly used citations by the operating divisions of the Department of Health and Human Services (HHS), but other exceptions may apply per [FAR Subpart 6.3](#).

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**Actions other than simplified acquisition procedures (select only one and provide an explanation):**

☒ [FAR 6.302-1](#): Only one responsible source and no other supplies or services will satisfy agency requirements, 41 U.S.C. 3304(a)(1)

This follow-on contract action is to continue reimbursing claims from healthcare providers for the testing and treatment of uninsured persons across the nation that have been affected by the Novel Coronavirus (COVID-19). To meet this urgent and compelling national

☐ [FAR 6.302-2](#): Unusual and compelling urgency, 41 U.S.C. 3304(a)(2)

N/A

☐ [FAR 6.302-5](#): Authorized or Required by Statute, 41 U.S.C. 3304(a)(5)

N/A

☐ Other (See [FAR Subpart 6.3](#) for additional authority):

N/A

**5. Bridge Contracts:**

N/A

**6. Actions to Increase Competition:**

Even though this is a sole source follow on procurement action, the intent to sole source with United HealthCare Group was posted in the Government Point of Entry (beta.sam.gov). The purpose of the notice was to let interest offerors of the Government's intent and to provide them an opportunity to submit their interest by sending their capabilities or responses before the notice's closing date and time.

**7. Market Research:**

Market Research was conducted within the last year to determine if capable sources exist to provide the services. Based on the market research, the Government ran a limited competition.

**6. Procurement History:**

Purchase order or contract number:

75R60220C00005

Was action competed?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
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If action was not competed, state the cited authority, summarize rationale, and describe the actions that were supposed to be taken to increase competition and the results thereof:

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**7. Additional Information to support the justification**

The Coronavirus Aid, Relief, and Economic Security (CARES) Act (P.L. 116-136) appropriated \$100B to HRSA to distribute to providers for lost revenue and prevent, prepare for, and respond to coronavirus. HRSA subsequently received an additional \$78B from the Paycheck Protection Program (PPP) and Health Care Enhancement Act (P.L. 116-139), and the Coronavirus Response and Relief Supplemental Appropriations (CRRSA) Act (P.L. 116-123) in appropriated funds to reimburse eligible healthcare providers for healthcare-related expenses or lost revenues attributable to coronavirus. In FY 2021, HRSA received an additional \$8.5B from the American Rescue Plan Act (P.L. 117-002) in appropriated funds to reimburse eligible rural healthcare providers or suppliers for healthcare related expenses or lost revenues attributable to coronavirus. These laws provide economic and financial support for individuals and businesses impacted by the coronavirus outbreak. To provide relief, Congress appropriated funding from the Public Health and Social Services Emergency Fund to reimburse eligible health care providers for healthcare-related expenses or lost revenues attributable to coronavirus. All of the claims to date have been process through UHG and OptumBank. Changing the contractor at this current state will make it exceedingly challenging to process claims and return funds. The Nation's health care infrastructure would be seriously injured unless HRSA is permitted to process this sole source follow-on contract.

**10. Technical / Requirements Certification:** *By my signature below*, I certify that the supporting data under my review which is included in this J&A is accurate and complete.

<b><u>Program Manager</u></b>	
Name:	Danita Hunter
Position Title:	Office of Providers Services, Associate Administrator
Email address / Phone:	DHunter@hrsa.gov / 301.945.9815
Signature	
<b><u>Program Manager Supervisor (or one level above Program Manager)</u></b>	
Name:	Diana Espinosa
Position Title:	HRSA, Deputy Administrator
Email address:	DEspinos@hrsa.gov
Signature	
Date:	

- 11. Fair and Reasonable Price Determination:** As Contracting Officer, by my signature below, I hereby determine that the anticipated cost to the Government for this contract action will be fair and reasonable.

The Contracting Officer will compare the proposed prices to historical prices paid for the same services and with the independent Government cost estimates to determine price fair and reasonableness.

- 12. Contracting Officer's Approval (Required for proposed contract not to exceed \$700,000 (value calculated including all options)):** I hereby certify that this justification is accurate and complete to the best of my knowledge. I approve this sole source justification subject to availability of funds, and provided that the services and supplies herein described have otherwise been authorized for acquisition.

Name:	Shirley Karver	Phone:	301-443-0136
Signature:		Date:	3/24/21

**13. Legal Review**

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- 14. OPDIV Competition Advocate Approval (Required for proposed contract over \$700,000 but not exceeding \$13.5 million value calculated including all options):**

I have reviewed this justification and find that it adequately supports other than full and open competition.

Name:	Wendy B. Ponton	Phone:	301-443-2479
Signature:		Date:	

**15. Office of Small and Disadvantaged Business Utilization**

I have reviewed this justification and find that it adequately supports other than full and open competition.

Name:	Wayne Berry	Phone:	
Signature:		Date:	

- 16. OPDIV HCA Approval (Required for proposed contract over \$13.5 million but not exceeding \$68 million value calculated including all options):**

Name:	Alexandra B. Garcia	Phone:	301-443-5116
Signature:		Date:	

**HHS Senior Procurement Executive (SPE) Approval**

Based on the foregoing justification, I hereby approve the procurement of (state supplies/services being procured) on an other than full and open competition basis pursuant to the authority of (state the full statutory authority and FAR cite and title, consistent with paragraph 4, e.g. 41 U.S.C. 3304), as implemented by [FAR 6.301](#), subject to the availability of funds, and provided that the services herein described have otherwise been authorized for acquisition.

Name:	David Dasher	Phone:	
Signature:		Date:	