



Wes Moore, Governor · Aruna Miller, Lt. Governor · Atif Chaudhry, Secretary

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**Intergovernmental Cooperative Purchasing Agreement  
Procurement Officer Determination  
COMAR 21.05.09.04**

Per COMAR 21.05.09.02, as a Primary Procurement Unit, the Department of General Services (DGS) Office of State Procurement (OSP) may initially sponsor or participate in, renew, modify, or administer an Intergovernmental Cooperative Purchasing Agreement (ICPA) on its own behalf or on behalf of another agency when a determination is made under SFP §13-110 and COMAR 21.05.09.04.

Per Maryland Code of Regulations, COMAR 21.05.09.04, the DGS OSP Procurement Officer, on behalf of the Maryland Department of Health (MDH), has determined that it is in the best interest of the State to participate in the NASPO Value Point procurement for the Women, Infants, and Children (WIC) Formula Rebate program. NASPO Value Point, in collaboration with the State of Kansas has issued an Invitation for Bids (IFB) for the WIC Formula Rebate program on behalf of several states, including Maryland. The IFB is still open and Maryland will be participating in the evaluation process where multiple awards will be made under this IFB.

The WIC Formula Rebate program is a revenue-generating contract. The revenue is used to offset the food expenditures purchased by WIC participants. By being one of many participating states, Maryland helps to increase the revenue. Participating in this also adds value for Maryland because it reduces the administrative burden and saves the time that would be needed to conduct a new IFB. OSP estimates that the average time to conduct an IFB from start to finish is four to six months, whereas OSP estimated average time for the ICPA process is three to four months; however, this ICPA timeline is estimated to be shorter as it does not require approval from the Board of Public Works (BPW).

Since the rebate rates are being solicited, and the DGS OSP Procurement Officer has determined the value of the contract, the reduction in administrative burdens on the State is realized by this ICPA procurement. The use of the ICPA method is not intended to evade the purposes set forth under COMAR 21.01.01.03 or State Finance and Procurement (SFP) § 13-110.

Based upon the analysis and market research conducted noted above for the WIC program, I have determined that it is in the best interest of the State to participate in this intergovernmental cooperative purchasing agreement, that doing so will provide cost benefits to the State, promote administrative efficiencies, and promote intergovernmental cooperation, and is not intended as a means to evade the purposes set forth under COMAR 21.01.01.03.

*Signatures are on the next page.*

*Amanda Longacre*

07/12/2024

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Amanda Longacre, Procurement Officer, DGS OSP / Date



JAMIE TOMASZEWSK (Jul 12, 2024 14:59 EDT)

07/12/2024

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Jamie Tomaszewski, Acting Deputy Chief Procurement Officer / Date



07/15/2024

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Atif Chaudhry, Secretary, DGS / Date












# DGS OSP ICPA POD MDH WIC

Final Audit Report

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