

## **PURPOSE**

The purpose of this Request for Proposals is to solicit interest from qualified firms to provide inmate health care services for the Fayette County Prison. A qualified firm will be selected through a fair and open process at the sole discretion of the County.

## **PROCEDURES FOR RESPONDING TO THIS REQUEST FOR PROPOSALS**

The forms and specifications for this RFP can be requested by contacting Amy Revak, Chief Clerk, Commissioners Officer, Fayette County Courthouse, 61 East Main Street, Uniontown, PA, 15401, telephone 724-430-1200, extension 1504, or by email to [arevak@fayettepa.org](mailto:arevak@fayettepa.org).

Technical questions regarding this RFP should be directed to Angela Kern, Deputy Warden for Treatment, Fayette County Prison, 254 McClellandtown Road, Uniontown, PA, 15401, telephone 724-430-1222, extension 312, or by email to [akern@fayettepa.org](mailto:akern@fayettepa.org). Another point of contact for this RFP is Jill Frinzi, Business Manager, Fayette County Prison, 254 McClellandtown Road, Uniontown, PA, 15401, telephone 724-430-1222, extension 3061, or by email to [jmyers@fayettepa.org](mailto:jmyers@fayettepa.org).

Sealed proposals for Comprehensive Health Care Services for a five (5) year period will be received at the Office of the County Controller, Fayette County Courthouse, 61 East Main Street, Uniontown, Pennsylvania, 15401, until 3:00 PM on Thursday, June 6, 2024, at which time they will be reopened and read aloud. Late proposals will not be accepted or considered regardless of the reason.

An original and five (5) copies of the proposer's proposal to provide comprehensive health care services to the Fayette County Prison must be submitted in an envelope sealed and addressed to the Fayette County Controller and clearly marked on the outside of the envelope with the proposer's name and address and the designation "Proposal Enclosed for Health Care Services for the Fayette County Prison." No responsibility will be attached to any County representative for premature opening of a proposal not properly addressed and identified. The proposal shall be signed by an official authorized to bind the offer.

Each proposal must be accompanied by a proposal bond or cashier's check payable to the County of Fayette in the amount of Two Hundred Thousand (\$200,000.00) Dollars. The proposal bonds or cashier's checks of all proposers will be held until the proposals have either been rejected in whole or in part, or the award of the contract has been made. The proposal bond or cashier's check of the successful proposer will not be released until an Agreement for the work hereunder is fully executed and the vendor provides the required payment and performance bonds. The full amount of the bond or cashier's check shall be forfeited and payable as damages occasioned to

the County of Fayette if the successful proposer fails to execute the Agreement within fifteen (15) calendar days of contract award or provide acceptable payment and performance bonds.

Within fifteen (15) calendar days after the contract award or prior to commencement of any work, whichever is sooner, the successful proposer shall execute and furnish to Fayette County a performance bond and a payment bond, each written by a corporate surety, having a resident agent in the State of Pennsylvania and having been in business with a record of successful continuous operation for at least five (5) years. The surety shall hold a current certificate of authority from the Security of Treasury of the United States as an acceptable surety on federal bonds in accordance with United States Department of Treasury Circular No. 570. If the amount of the Bond exceeds the underwriting limitation set forth in the circular, in order to qualify, the net retention of the surety company shall not exceed the underwriting limitation in the circular and the excess risks must be protected by coinsurance, reinsurance, or other methods, in accordance with Treasury Circular 297, revised September 1, 1978 (31 DFR, Section 223.10, Section 223.11). Further, the surety company shall provide Fayette County with evidence satisfactory to Fayette County, that such excess risk has been protected in an acceptable manner. The surety company shall have at least the following minimum qualifications in accordance with the latest edition of A.M. Best's Insurance Guide, published by Alfred M. Best Company, Inc., Ambest Road, Oldwick, New Jersey 08858.

Financial Stability - A

Financial Size - VIII

Two (2) separate bonds are required and both must be approved by Fayette County. The penal sum stated in each bond shall be the amount equal to the total amount payable under the terms of the contract for basic RFP service requirements (five (5) year cost to provide basic RFP services for a population of 275 inmates). The performance bond shall be conditioned that the successful proposer perform the contract in the time and manner prescribed in the contract. The payment bond shall be conditioned that the successful proposer promptly make payments to all persons who supply the successful proposer with labor, materials, and supplies used directly or indirectly by the successful proposer in the prosecution of the work provided for in the contract and shall provide that the surety shall pay the same in the amount not exceeding the sum provided in such bonds, together with interest at the maximum rate allowed by law; and that they shall indemnify and save harmless Fayette County to the extent of any and all payments in connection with the carrying out of said contract with Fayette County may be required to make under the law. The bond shall insure payment of laborers, material suppliers, and subcontractors and the timely completion of the contract and be in a form acceptable to Fayette County.

Such bonds shall continue in effect for one (1) year after final payment becomes due except as otherwise provided by law or regulation or by the contract documents.

It is anticipated that the five year contract entered into pursuant to this RFP will become effective July 1, 2024, and terminate on June 30, 2029.

The County will not be liable for any costs incurred by vendors in the preparation of proposals for this project.

Proposals may be withdrawn at any time prior to the designated time of the opening of proposals. All proposals must be firm for ninety (90) days following the proposal opening, and no proposals will be permitted to be withdrawn during such period. Proposals will be awarded or rejected within ninety (90) days from opening.

Provisions Required by Law Deemed Inserted: Each and every provision of law and clause required by law to be interested in the contract for Comprehensive Health Care Services will be deemed to be inserted therein and the contract will be read and enforced as though it were included here, and if through mistake or otherwise and such provision is not inserted, or is not correctly inserted, then upon the application of either party, the contract shall forthwith be physically amended to make such insertion.

## **CRITERIA FOR EVALUATION OF QUALIFICATIONS**

Each proposal shall be evaluated to determine if the proposer meets the qualification criteria of the solicitation and if the technical specifications in the proposal are acceptable. Discussions may be held with individual proposers who meet the qualifications and experience criteria in order to clarify any technical specifications in their proposal.

The proposals to the RFP will be evaluated for content based on the proposer's qualifications (i.e., organization's history and background), the proposer's financial capability to perform the requirements outlined in the RFP, the merits of its proposed program of services related to the delivery of comprehensive inmate health care services (technical specifications) and the cost consideration associated with their proposal.

The ultimate award, when made, will be awarded to the organization determined by the County, at its discretion, to have submitted the best proposal, taking into consideration the proposer's qualifications, proposed program of services and the cost thereof. However, the County reserves the unqualified right to award this contract to other than the proposer with the lowest priced proposal. While costs will be considered in making an award, it will not necessarily be the deciding factor. Other factors that will be considered in making an award are the proposer's qualifications, proposed services, soundness of approach in providing services, method of delivery, etc.

In addition, the County may elect to negotiate specifications, terms and conditions, including final contract price with one or more of the proposers receiving favorable consideration, all at the sole discretion of the County.

## **COLLUSION AMONG PROPOSERS**

Multiple proposals from an individual, firm, partnership, corporation or association under the same or different names are subject to rejection unless specifically permitted in the solicitation. Reasonable grounds for believing that a proposer has an interest in more than one proposal for the work contemplated may result in rejection of all proposals in which the proposer is interested. Any or all proposals will be rejected if there is any reason for believing that collusion exists among the proposers. Participants in such collusion may not be considered in future proposals or proposals for the same work. Each proposer, by submitting a proposal, certifies that it is not a party to any collusive action. Nothing in this section will preclude a firm acting as a subcontractor to be included as a subcontractor for two or more prime proposers submitting a proposal for the work.

## **QUALIFICATIONS OF PROPOSERS**

Each proposer is required to show to the satisfaction of the County that it has the necessary facilities, ability, managerial personnel, staffing, and financial resources to furnish the services herein specified in a satisfactory and professional manner. The proposer is also required to show past history and references which will enable the County to be satisfied as to the proposer's qualifications (see Proposers Mandator Proposal Requirement section below). Failure to qualify according to the foregoing requirements will justify proposal rejection by the County.

## **DEBARMENT STATUS**

By submitting a proposal, the proposer certifies that it is not currently debarred from submitting proposals and/or proposals on contracts with Fayette County, Pennsylvania or any political subdivision or agency of the Commonwealth of Pennsylvania, and is not an agency of any person or entity that is currently debarred from contracting with Fayette County, Pennsylvania or any political subdivision or agency of the Commonwealth of Pennsylvania.

## **OBJECTIVES OF THE RFP**

Each proposer to the RFP will be evaluated as to its achievements and compliance with the following stated objectives:

- To deliver high quality health care services that can be audited against established standards.

- To operate the health care program in a cost-effective manner with full reporting and accountability to the Warden and or his designate.
- To operate the health care program at full staffing and use only licensed, certified, and professionally trained personnel.
- To implement a written health care plan with clear objectives, policies, and procedures for annual evaluation of compliance.
- To operate the health care program in compliance with standards established by the National Commission on Correctional Health Care (NCCHC) and obtain NCCHC accreditation. ACA accreditation may be substituted for NCCHC.
- To maintain an open and cooperative relationship with the administration and staff of the Fayette County Prison.
- To provide a comprehensive program for continuing staff education at the Fayette County Prison.
- To maintain complete and accurate records of care and to collect and analyze health statistics on a regular periodic basis.
- To operate the health care program in a humane manner with respect to the inmate's right to basic health care services.
- To provide for a fair and objective proposal that will result in a mutually satisfactory contract between the successful proposer and the Fayette County Prison.

## **MANDATORY PROPOSAL REQUIREMENTS**

The County requires proposers to meet the following requirements. Failure to meet each of these requirements will result in the Proposers disqualification from further consideration. Proposals, including all appropriate documentation, should be provided to each requirement in the order the requirement is listed hereafter.

- Experience in administering comprehensive inmate health care services in a correctional setting of 260 beds or more.

- A proposer must have achieved initial NCCHC Accreditation in at least one (1) similar sized correctional healthcare.
- A proposer must have a minimum of five (5) years corporate, not individual, experience in correctional healthcare.
- A proposer must demonstrate its ability to provide a health care system specifically for the Fayette County Prison. It must demonstrate that it has the capability of immediate contract start, a proven system of recruiting staff, and that it has an adequate support staff in its central office capable of competently supervising and monitoring its operation.
- A full and complete staffing matrix and organizational chart and a complete explanation of how medical care for inmates at the Prison will be delivered. At a minimum, sample Receiving Screening and Comprehensive Health Assessments forms shall be provided, as well as an actual Table of Contents from the Health Care Policies and Procedures Manual of the proposer.
- Documentation that demonstrates that the proposer has the willingness and ability to comply with the entire RFP as well as the Standards for Health Services in Jails, established by the National Commission on Correctional Health Care.
- The proposer will be required to provide resumes of their proposed onsite management team (the Medical Director and Program Administrator) who will direct the operations of the Health Care Program at the Fayette County Prison in their proposal or within two weeks after notification of favorable consideration and negotiation. The proposer's Medical Director must be licensed in the State of Pennsylvania.
- Provide a job description of the individual who will be the onsite Program Administrator.
- The proposer must provide a minimum of three (3) professional references for which the proposer's has provided medical services.
- A listing that details the Institution Name, Address, Phone Number, Administrator, Contract Effective Dates, NCCHC and/or ACA Accreditation Status, and Average Daily Inmate Population for all correctional institutions where proposer is providing medical care.
- The proposer must carry professional liability insurance in a minimum amount of one million dollars (\$1,000,000) per occurrence and three million dollars (\$3,000,000) in the aggregate annually. The proposer at a minimum must also provide coverage for the physician(s) that meets the standards for the Commonwealth of Pennsylvania Catastrophe Fund, five hundred

thousand/one million five hundred thousand (\$500,000/\$1,500,000), aggregate basic limit and seven hundred thousand/two million one hundred thousand (\$700,000/\$2,100,000) aggregate. These requirements may be modified upon request at the sole discretion of the County of Fayette.

- The proposer must also carry separate general liability insurance covering bodily injury; personal injury and property damage in the amount of one million dollars (\$1,000,000) combined single limit and statutory Pennsylvania Workers Compensation coverage with minimum Employers' Liability limits of one million dollar (\$1,000,000).
- Proposer should submit with their proposal a letter of intent from an insurance company authorized to do business in the Commonwealth of Pennsylvania stating its willingness to insure the proposer to the terms of the contract.
- The proposer must comply with the medical standards from Title 37 of the Code for the Commonwealth of Pennsylvania.
- The proposer shall outline a detailed strategy for getting the Prison's Medical Department accredited by the National Commission on Correctional Health Care (NCCHC) within two years of contract award. The successful proposer will submit quarterly reports to the Warden regarding the efforts expended and status of submitting to the NCCHC accreditation process. Any costs associated with the NCCHC application and accreditation process will be borne by the proposer.
- The proposer may be required to submit a signed Authorization-Release in favor of the Fayette County Prison so that inquiry may be made of any and all organizations to which proposer has furnished or is furnishing comprehensive inmate health care services.
- The proposer will provide a Dunn and Bradstreet Report or equivalent documentation for their company
- Records involved in the services provided under the proposed agreement may be deemed to be "Public Records" under the Pennsylvania Right to Know Act. Any proposer awarded a contract with the County of Fayette will be required to turn over in a prompt fashion any records that are requested under the Act that are deemed by the County to be a public record. Proposers must agree to this in their proposals.
- Proposals submitted shall have been completed by the proposer's in-house personnel and an oral presentation, if requested, shall be made using company officers or employees as opposed to retaining consultants and/or representatives for these tasks.

- Provide a specific price per month for an average daily population of 275 inmates for all medical care rendered under the contract. If the proposer wishes to state one price per month for the first year of the contract and another for the succeeding years, that is acceptable. For the convenience of proposers, the Prison's Average Daily Population (ADP) for the past thirty-six (36) months is attached to this RFP. While the Prison does not anticipate exceeding an inmate population of 275, proposers must provide a per diem rate for each inmate in excess of 275 inmates in the event that the prison would be physically expanded or moved to a new facility. Any other expectations to the specific price per year, such as a cap for catastrophic medical cases, shall be clearly stated and fully disclosed in the proposal. It is the preference of Fayette County to contract for basic RFP comprehensive health care services based upon a flat fee, all-inclusive payment covering all costs relating to the provision of all basic medical services for inmates, including all personnel costs, supplies, pharmaceuticals, and equipment, ancillary services and other matters addressed in these RFP specifications with no caps for inmate catastrophic cases.
- Proposer must provide the name, title, address, telephone number, and email address of their primary and secondary point of contact for this RFP.
- Each original proposal (basic and/or each alternative proposal) must be signed and dated by an official authorized to bind the proposer. Signature must be written in ink; typing or printing is not acceptable. Unsigned proposals will be rejected. Each proposal shall be indexed and pages numbered for ease of reference.
- Proposers must agree in their proposals that if they are the firm successful in negotiating a contract award as a result of this RFP, it will be the responsibility of their legal representatives to develop a formal written agreement for the services to be provided for review and approval by a solicitor for Fayette County.

## **SCOPE OF SERVICES**

This section describes the Health Care Delivery System and the Program of Services that will be required by the Fayette County Prison under the a contract for inmate health care. All requested and provided inmate health care services shall be in accordance with the American Medical Association (AMA) Standards, the Directives of the Pennsylvania Department of Corrections, and the National Commission on Correctional Health Care, relating to health services in correctional institutions and will comply with all applicable state and federal laws and regulations, relating to medical services in correctional institutions in the Commonwealth of Pennsylvania.

- **Receiving Screening and Access to Treatment**

Immediately upon the arrival of each inmate at the prison, correctional personnel will perform a preliminary health assessment or receiving screening. Screening must take place to comply with time periods established by Title 37 and NCCHC standards. A standard form in accordance with NCCHC standards approved by the Medical Department and Warden will be used to record the information gathered during this receiving screening process.

At a minimum, the preliminary process will include the following:

- Documentation of current illnesses and health problems, including medications taken and special health requirements.
- Screening of health problems.
- Behavior observation, including state of consciousness, mental status, and whether the inmate is under the influence of alcohol or drugs or poses a risk of suicide.
- Notation of body deformities, trauma markings, bruises, lesions, ease of movement. etc.
- Condition of skin and body orifices, including infestations;
- Screening tests for tuberculosis, syphilis if requested, as well as testing for AIDS virus where clinically indicated or upon presentation of positive history, consent or Court Order is needed for HIV Blood Test;
- Status classification to succinctly identify the inmate's health status.
- Referral of the inmate for emergency health services, or additional health services, as may be necessary.

If, as a result of the receiving screening, it is apparent that an inmate requires medical attention, then the inmate will be immediately referred for treatment. The appropriate level of treatment (i.e., treatment in-house by a member of the professional health services staff or referral out to a hospital or some other community-based health services) will be determined after an evaluation of the inmate's condition.

The AMA Standards require that information regarding access to the health care services be communicated orally and in writing to inmates upon their arrival at the prison. To meet this essential standard, the proposer will develop notices, printed in both English

and Spanish that will be posted and pointed out to all inmates upon arrival at the prison to advise them of how to access the Health Care Delivery System.

## **B. Detoxification**

In connection with the receiving screening process, it is frequently determined that a new inmate is suffering from drug and/or alcohol abuse. If this diagnosis is made, an appropriate course of treatment, including a medically approved and supervised detoxification program, will be initiated. An in-house detoxification will be developed.

The prison requires that all inmates be screened during the receiving screening process and evaluated during the health assessment for their use of or dependence on drugs and/or alcohol.

Inmates reporting the use of alcohol, opiates, stimulants, sedative hypnotic drugs or other legal or illegal substances shall be evaluated for their degree of reliance on and potential for withdrawal from these substances.

The proposer will establish formal detoxification procedures for their staff to follow as to inmates who are classified as "ambulatory detoxifying patients". and thus may be appropriately treated inside the prison.

This classification of abuser has normal vital signs, is sufficiently stable and alert and otherwise healthy, but addiction or withdrawal symptoms are apparent. General guidelines to be followed in the treatment of such cases are as follows:

- All inmates being detoxified must be seen by a physician as soon as possible and a physician approved individualized treatment plan will be initiated.
- The proposer will use a non-methadone method for detoxification of heroin abusers unless clinically determined otherwise by the attending physician and in special instances (e.g., pregnant women) that may require methadone maintenance.
- Inmates who are withdrawing from drugs and/or alcohol or who are being detoxified will be observed closely and treated promptly.
- Inmates withdrawing from drugs and/or alcohol shall be housed in a suitable area where there is close observation at the discretion of the doctor.

- The inmate will be evaluated on an ongoing basis by a nurse during the detoxification process. A physician will supervise the inmate's progress and modify the treatment plan accordingly.
- The inmate will be made aware of appropriate community agencies that he/she may contact after discharge for rehabilitation help.

Another problem, which is frequently associated with the intake process and the first stages of incarceration, is the risk of suicide, especially with the first-time commitments, or in instances involving drug and/or alcohol addiction and withdrawal. A Suicide Prevention Program shall be provided to the prison employees by proposer in view of the risk and in coordination with the Prison's program. The program presented will be in coordination with the Prison Administration and/or Deputy Warden for Treatment. Periodic Review of the inmates housed in the suicide cells is the responsibility of the medical staff.

- **Health Assessment**

NCCHC Standard Health Assessment calls for comprehensive medical history and physical examination to be performed within fourteen (14) days of the inmate's admission to the facility by a licensed professional health care proposer. The health appraisal will include, as required or if clinically indicated:

- Review of the preliminary health evaluation performed during the intake screening.
- Additional data necessary to complete a standard history and physical examination.
- Routine lab work as follows::
- Complete Blood Count (as required)
- Urinalysis (as required)
- PPD (tuberculosis)
- Additional lab work as directed by the physician for any particular medical or health problem discovered.
- Dental screening.

- Standardized visual and auditory examinations.
- Additional tests, as required, based on the original screening tests (e.g., chest x-ray, sputum test and hospitalization, if required).
- Mental health screening and, if needed, referral to a mental health care proposer.
- Height, weight, pulse, blood pressure and temperature.
- For females' inquiry about menstrual cycle and unusual bleeding, contraceptive medications, the presence of an IUD, breast masses and nipple discharge and possible pregnancy; pre-natal and post-natal care and delivery, if applicable.
- When it is determined that inmates require medical treatment, they will be referred to see the physician at the next sick call or, if deemed necessary, will receive immediate medical treatment by the physician.
- Inmates incarcerated for over a year will be given an annual physical examination.
- In accordance with NCCHC Standards- "Special Needs Treatment Planning", if the health appraisal establishes that an inmate has a chronic health problem, such as HIV, Hepatitis C, Diabetes, Epilepsy, etc., the physician will initiate a Specialized Treatment Plan for the individual inmate.

#### **D. Daily Triage of Complaints**

In order to assure that inmate health problems and complaints are handled promptly and to assure that the appropriate level of medical services is provided in the most efficient manner, the proposer will operate the Health Care Delivery System in a structured triage modality.

The responsible physician will implement the triage system, which will be followed by all health care personnel. This will assure that inmates receive the appropriate level of care and that their complaints are properly processed and resolved.

Inmate health complaints (written and oral) will be received daily by the nursing staff. As the first step in the triage system, the inmate will be seen by a nurse and receive appropriate treatment within the scope of the PA Nurse Practice Act. Those inmates requiring a higher level of services will be referred to the physician or dentist or to the appropriate mental health professional.

If the physician, dentist or psychiatrist determines that the inmate's condition requires specialized treatment or medical resources beyond those available within the prison's health care system, then an appropriate referral to outside medical services will be made.

#### **E. Sick Call**

In accordance with NCCHC Standards - Sick Call will be conducted daily by a physician or other professional medical personnel. As noted previously, the majority of inmates to be seen by the physician will have been screened as part of the formal triage system. The total hours of sick call will be at the discretion of the Medical Department.

An inmate's custody status can preclude his or her attendance at sick call, and arrangements will be made to provide sick call services to segregated inmates as required by NCCHC Standards on Health Evaluation of Inmates in Segregation. The Segregated Housing Areas are to be visited a minimum of three (3) times a week.

Of necessity, appropriate documentation will be recorded and maintained for all inmates seen at Sick Call. This information will be incorporated into the inmate's permanent medical record. An inmate's medical record will contain appropriate entries documenting each sick call encounter (i.e., an inmate's specific health complaints, the assessment of the health care professional who saw the inmate, the prescribed treatment plan, and any follow-up encounters up to the point of medical resolution of the problem). This will assure that all inmates' health complaints are promptly and properly handled, documented and followed through to a satisfactory resolution.

#### **F. Medical Department**

The Fayette County Prison operates a Medical Department on site. The following services shall be provided:

- A physician on site at a minimum of one day per week for no less than four (4) hours per week
- A physician on-call twenty-four (24) hours per day
- A full time Director of Nursing (Contract Administrator) who is on call twenty-four (24) hours a day, seven (7) days a week and who is a licensed Register Nurse or equivalent.
- Psychiatrist / Mental Health Services will not be provided under the proposer's basic RFP proposal. The proposer may be required to provide the services of a Psychiatrist and

Licensed Social Worker to augment staffing of the Prison's current complement of mental health staff if proposed by the proposer and accepted by the County as an alternative proposal.

- Dental Services provided on-site.
- Health care personnel (nursing staff) on duty sixteen (16) hours per day. A proposer may propose providing twenty-four (24) hour on duty health care personnel as an alternative proposal.
- A manual of nursing care procedures & policies.
- A separate and complete medical record for each inmate.
- It is understood and agreed that a proposer shall be responsible for all medical care for all inmates at the Prison. Pursuant to state statutes, this responsibility of the Proposer for the medical care of an inmate commences upon acceptance at the Fayette County Prison.
- The awarded proposer shall provide Pre-Employment Staff Physicals - a pre-employment physical for all Fayette County Prison Staff applicants. There shall be no charge for Physician and Nursing time to Fayette County for these physicals. At least one (1) week notice shall be given when physicals are required. Neither Fayette County nor the Proposer shall pay for any required ancillary testing or required follow-up examinations. Prospective employees shall pay these costs directly. If annual physicals are required, the costs shall be separately negotiated.

The proposer shall comply with these requirements with respect to the management and operation of the Medical Department at the Fayette County Prison.

## **G. Hospital Care**

When it is medically necessary to transfer an inmate to an acute care hospital for treatment, the proposer will contract the facilities and services of an accredited local hospital(s) acceptable to the Warden. It is preferred that the contracted physician for the Prison has medical privileges at the local hospital.

The proposer will arrange for, monitor and review all inpatient hospitalizations including physicians' charges and other related costs. The proposer shall be financially responsible for all in-patient hospitalization (without capitation, unless specifically agreed otherwise), including all institutional charges, physician charges, medications, and supplies, and any and all additional charges. This also includes responsibility for arranging and paying for ambulance services to transport inmates to and from any hospital or other in-patient facility for medical services.

Proposer shall utilize all cost savings available under Act 22 of 2011 (Act of June 30, 2011, P.L. 89, No. 22, amending the Public Welfare Code. 62 P.S. 101. et seq.), which caps fees charged by health care proposers for services to state and county inmates at the rates in the Medical Assistance fee schedule. and permits inmates who qualified for Medicaid prior to admission to the jail or prison to qualify for Medicaid in the event that they receive services from a hospital.

Throughout any inpatient confinement, the proposer will continually monitor the medical necessity for the confinement and will seek to have the inmate discharged as soon as conditions permit. To provide continuity of care, a Discharge Summary will be obtained from the hospital upon the inmate's release.

#### **H. Specialty Services**

In an inmate has a condition, which can only be treated by a medical specialist or in a clinic, the proposer will make arrangements with outside specialists for the provision of specialty care. The proposer will schedule, coordinate and review all charges for this care. It is preferred the outside specialists will come to the prison to provide their services.

#### **I. Emergency Services**

Certain members of the professional health care staff, including the Health Services Program Administrator and a physician will have twenty-four (24) hour on-call responsibility for any emergency that may arise.

In the event of an emergency, the on-site medical staff will immediately respond to the scene to assess and stabilize the inmate. If necessary, other medical personnel will be notified and will respond. The inmate will be stabilized and, if warranted, transferred to a hospital Emergency Room or Emergency Care Center for further treatment. The staff nurse on duty will contact the

emergency facility and verbally describe the symptoms and provide details regarding the inmate's condition. A written report will accompany the inmate.

When emergency transportation is required, the nurse will decide whether an ambulance or security van is required and then coordinate appropriate arrangements. The proposer will review charges for emergency ambulance services when necessary. The ranking custody officer (Shift Commander) shall have the authority to order any inmate transported to the emergency room for evaluation regardless of objections by the medical department.

## **J. Ancillary Services**

The proposer will perform any routine laboratory tests at their discretion, which can appropriately be conducted inside the prison. When it is necessary to use outside laboratory services, the on-site health care personnel will be expected to draw all specimens and prepare them for transport to the appropriate laboratory. All specimens will be collected in accordance with accepted laboratory standards. They will be properly stored and labeled prior to being sent out for processing. The proposer will use laboratory testing facilities and services of a nationally known and accredited independent laboratory and transmit the results of these tests back to the proposer via CRT terminals, if warranted by the on-going volume.

All results, when returned, will be checked by the nurse on duty. The results will be first forwarded to the staff physician for reading and then filed as part of the inmate's medical record. The physician will be notified immediately by the nurse if any grossly abnormal lab value is detected.

Routine x-rays shall whenever possible be performed within the institution by a certified x-ray technician using mobile x-ray equipment. This should eliminate the transportation and security costs associated with sending inmates to outside facilities for x-rays.

## **K. Dental Care**

Basic dental care will be provided to each inmate under the direction and supervision of a licensed dentist either locally or on-site at the prison. Dental services will be provided in compliance with the NCHC Standards. Each new inmate will receive a dental screening as part of the health assessment. Dental symptoms or conditions will be recorded. The inmate will receive immediate dental treatment if an emergency condition exists, or be scheduled for a follow-up appointment within three months. Dental services will be provided as clinically indicated including:

- Basic dental services including, examinations and extractions.
- Dental x-ray services for diagnostic and treatment purposes.

- Oral surgery as may be clinically indicated either on-site or off-site, as the case may dictate.

The proposer shall be responsible for maintaining the equipment, cost of supplies, purchase of any new instruments, etc.

## **L. Mental Health Services**

Fayette County Prison obtains the services of a Psychiatrist and mental health professionals for its inmate population from the Southwest Professional Health Services. Proposers may propose to augment these services through the provision of a Psychiatrist and Licensed Social Worker as an alternate proposal. A Licensed Social Worker with Psychiatrist oversight is not available to the Prison through the Southwest Professional Health Services. The Prison desires the services of a Licensed Social Worker with Psychiatrist oversight to primarily assist in the assessment of inmate suicide risk and management; however, other services provided by a Licensed Social Worker may be requested from time to time.

## **M. Medical Records**

The Fayette County Prison has established the following policies and procedures concerning medical records:

- Inmates will not have access to medical records unless proper procedure for review are followed.
- Each inmate will have a separate and complete medical record.
- Medical records will be maintained separately from an inmate's legal/confinement records.
- All health care professionals, i.e., physicians, psychiatrists, nurses, etc., will record all patient contacts in one chart. Separate charts would not be maintained by each professional or specialty.
- The physician must sign off on every x-ray, lab or specialty consult report before it is placed in the chart. This will assure continuity of care.
- All medical records will be kept locked and be secured from routine traffic. Only medical staff will be permitted access to the records. The Warden or his designee shall have unrestricted access to any and all records.

- A Medical Flow Sheet will be transferred with an inmate when the inmate is transferred to another institution unless otherwise requested by the Prison Administration.
- Upon written authorization of an inmate, medical record information will be released to specific, designated physicians in the community.
- All records will be retained for a minimum of seven (7) years, or as long as legally required. Records shall be considered the property of the Warden/County.
- The person in charge of medical records will maintain a current list of inmates who are convalescing or who have chronic conditions. The physician will review the care and treatment plans for these inmates at least weekly.
- The file folder and other equipment costs needed to provide medical records shall be the responsibility of the proposer.
- The proposer shall be responsible for providing and maintaining a computerized medical records system for Fayette County Prison inmates.

#### **N. Pharmaceutical**

The proposer shall be responsible for providing, dispensing and managing all pharmaceuticals and shall provide a program in accordance with National Commission on Correctional Health Care and federal and state laws. Preference will be given to Proposers that utilize a local source for pharmaceuticals.

#### **O. Special Needs Treatment Planning**

The proposer will provide all special health care services required including, but not limited to, chronic and convalescent care, pregnancy and special diets (meeting all pertinent NCCHC Standards) in coordination with the kitchen.

Individual treatment plans will be developed for all chronically ill and convalescing inmates. Examples of chronic illness include diabetes, hypertension, asthma, and epilepsy.

Convalescing inmates include those recovering from fractures, inpatient surgical procedures, and hepatitis and other communicable diseases. The type of treatment would be determined by the needs of the individual inmate, but would include such things as medications, special diets, physical therapy, laboratory tests or dressing changes. Each treatment plan would be initiated by the physician and detailed in the individual medical record.

Medical preventative maintenance and health education will also be available to all inmates.

#### **P. Health Education**

The proposer shall provide health education services, including inmate health education and give a medical information class to new staff trainees. The proposer shall provide a detailed program.

#### **Q. Coordination with the Administration and Staff**

The proposer shall provide a plan to assure that appropriate coordination with correctional administration and staff is maintained.

- The Medical Program Administrator (HAS) shall meet with the Assistant Warden responsible for the medical program and/or other members of the Prison Administration at least once a week.
- The Regional Administrator (if applicable) shall meet with the Warden and/or Assistant Warden quarterly.
- The proposer shall regularly confer with the facility administration at these meetings regarding any existing health related procedures at Fayette County Prison and any proposed changes in health related procedures, as well as any other matter which either party deems appropriate including but not limited to its suicide prevention program.

#### **R. Policies and Procedures**

The proposer shall provide and develop comprehensive written policies and procedures that detail how their program objectives will meet AMA, NCCHC and Pennsylvania Department of Corrections standards with proposal. All policies of the successful proposer, which are in effect written or otherwise at Fayette County Prison, and involve any responsibility of the security personnel shall be specifically discussed on an annual basis with the Warden or her designee especially to the extent such policy is required by NCCHC guidelines.

#### **S. Monthly Reports**

The proposer shall provide a monthly narrative and statistical report with supporting data to the Warden, Assistant Warden and others as required explaining the activities during the month.

#### **T. Quality Assurance**

The proposer shall provide a written plan of quality assurance procedures/program with the proposal.

#### **U. Staffing**

Each member of the health care staff must be properly licensed, pass a criminal record check through the Fayette County Prison and must receive appropriate orientation and training before assuming responsibilities within the Fayette County Prison. The staff will follow the security procedures established by the Warden. The Warden reserves the right to have any proposer employee removed/terminated from working at the facility.

No format or matrix for current medical staffing will be provided to proposers. Each proposer must determine the appropriate mix of staff they feel will adequately allow for the provision of health care delivery within the Prison. Staffing must be thoroughly justified and explained. It is not appropriate to contact the incumbent proposer or their staff for information.

#### **V. Liability**

The proposer assumes responsibility for any liability arising from the administration or delivery of health care services. The proposer, not the county, will handle all lawsuits and pay all associated legal costs and settlements, if any. The proposer will provide necessary professional and malpractice liability coverage, general liability coverage, workers' compensation and employers' liability coverage's. The proposer shall name the County of Fayette as the "additional insured" on its insurance policies.

The proposer must submit in writing to agree to indemnify, hold harmless and defend the Warden, the County of Fayette and the Prison Board, its agents, servants and employees from any and all claims, actions, lawsuits, damages, judgments or liabilities of any kind whatsoever arising or allegedly arising out of the provision of medical care at Fayette County Prison or in the operation and maintenance of the aforesaid program of health care services conducted by the proposer, its subproposers, and its agents, servants, employees and medical staff, it being the express understanding of the parties hereto the proposer shall provide or arrange for, the actual health care services, and have complete responsibility for the health care services. Such claims, actions, lawsuits, damages and liabilities shall relate to both the medical treatment and care omitted by the proposer.

The proposer shall be permitted to enter into subcontracts for the health delivery program at Fayette County Prison, as the proposer deems necessary with prior approval of the prison. The proposer shall be responsible for the performance of and for payments to its subcontractors for services rendered to the prison. The proposer shall provide in subcontractor contracts that subcontractor has no direct cause of action against the prison and that subcontractors can only

proceed against the proposer if a cause of action exists. such subcontractor will agree to hold harmless and defend the Warden, the County of Fayette and the Prison Board. its agents. servants and employees from any and all claims. actions. lawsuits, damages, judgments or liabilities of any kind whatsoever arising or allegedly arising out of the provision of medical care at Fayette County Prison or in the operation and maintenance of the aforesaid program of health care services conducted by the subcontractor from such performance under the contract, and its agents, servants, employees and medical staff, it being the express understanding of the parties hereto the subcontractor shall provide or arrange for, the actual health care services, and have complete responsibility for the health care services. Such claims, actions, lawsuits, damages and liabilities shall relate to both the medical treatment and care omitted by the subcontractor.

#### **W. Miscellaneous Costs**

The proposer shall be responsible for all costs of management of the Prison Medical Department such as copy machine and paper, coffee, sugar, cups, etc.

#### **X. Term**

The contract shall be awarded for a five (5) year term beginning after it is approved and signed. At the option of the County, renewal of terms may be negotiated.

#### **Y. Services to be provided by Proposer**

The decision for elective medical care shall be the sole responsibility of the medical proposer. The proposer will not be responsible for providing elective medical care to inmates. For purposes of the agreement, "elective medical care" means medical care, which, if not provided, would not, in the opinion of the Medical Director, cause the inmate's health to deteriorate or cause definite harm to the inmate's wellbeing. Decisions concerning elective medical care shall be consistent with the applicable American Medical Association (AMA) Standards.

##### **a. Injuries Incurred Prior to Incarceration**

The proposer will not be financially responsible for the costs of any medical treatment or health care services provided to any prisoner prior to the prisoner's formal booking and commitment into the facility unless they are under court order to incarceration in the Prison prior to the formal booking process.

##### **b. Inmates outside the Facilities**

Health Care Services are intended only for those inmates in the actual physical custody of Fayette County Prison. This includes inmates. or persons committed by a court order to Prison. under guard in outside hospitals.

### **c. Price Proposals**

The proposer will provide comprehensive inmate medical health care services and administrative staffing and services to the Fayette County Prison as described in this proposal at a base price per year for a five (5) year period. The base price will be for the guaranteed entire five (5) year period. Any expenses incurred that are in excess of the guaranteed costs would be absorbed by the proposer.

Fayette County will compensate the proposer on a monthly basis at the rate of 1/12 of the annual contract cost per month. Monthly payments to the proposer would be made in advance of services on or before the first working day of each calendar month, depending upon receipt of the invoice.

### **ALTERNATIVE PROPOSALS**

Proposers may propose to include the following additional services at an additional cost and as an alternative to the comprehensive health care services outlined hereinbefore:

- Alternate #1 Add to basic proposal only health care personnel (nursing staff) on duty twenty-four (24) hours per day/seven (7) days per week. (The basic proposal is for nursing staff 16 hours per day, 7 days a week.)
- Alternate #2 Add to basic proposal only the services of a Psychiatrist for approximately four (4) hours per week, a Licensed Social Worker for approximately six (6) hours per week, and a Mental Health Clinician for forty (40) hours per week. (The basic proposal does not include a provision for the proposer to provide mental health staff.)
- Alternate #3 Add to basic proposal both health care personnel (nursing staff) on duty twenty-four (24) hours per day/seven (7) days per week and the services of a Psychiatrist for approximately four (4) hours per week and a Licensed Social Worker for approximately six (6) hours per week.
- Alternate #4 Add to the basic proposal both the medical care personnel needed and the necessary medications for Medication - Assisted Treatment (MAT). Such care must be coordinated with the Fayette County Drug and Alcohol Commission.