

An authorized representative of the Offeror who is legally authorized to certify the information requested in the name of and on behalf of the Offeror is required to complete and sign the Offeror Attestations and provide all requested information. Offeror’s authorized representative must certify as to the truth of the representations made by signing where indicated, below.

CERTIFICATION:

The Offeror (1) recognizes that the following representations are submitted for the express purpose of assisting the State of New York in making a determination to award a contract; (2) acknowledges and agrees by submitting the Attestation, that the State may at its discretion, verify the truth and accuracy of all statements made herein; (3) certifies that the information submitted in this certification and any attached documentation is true, accurate and complete.

Name of Business Entity Submitting Bid:		
Entity’s Legal Form:		<input type="checkbox"/> Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> Sole Proprietorship <input type="checkbox"/> Other _____
No.	RFP Ref.	RFP Requirement:
1.	Section III.B.1	At time of bid submission, Offeror represents and warrants that it: <input type="checkbox"/> possesses <input type="checkbox"/> does not possess the legal capacity to enter into a contract with the President of the New York State Civil Service Commission (“Commissioner”).
No.	RFP Ref.	RFP Requirement:
2.	Section III.B.2	At time of bid submission, Offeror represents and warrants that it: <input type="checkbox"/> has <input type="checkbox"/> has not completed, obtained or performed all registrations, filings, approvals, authorizations, consents and examinations required by any governmental authority for the provision of the NYSHIP Decision Support System and that it will, during the term of the Contract, comply with any requirements imposed upon it by law.
No.	RFP Ref.	RFP Requirement:
3.	Section III.B.3	At time of bid submission, Offeror represents and warrants that it: <input type="checkbox"/> has <input type="checkbox"/> has not implemented and maintained decision support system services for Health Insurers, Health Plans (including public health plans, Health Maintenance Organizations (HMOs) and/or Benefit Administrators), and large employer groups that use these decision support services for, in aggregate, a minimum of five million (5,000,000) total covered lives in its full book of business as required by this RFP. <i>(Note: Evidence that Offeror can successfully undertake and complete a project of the scope and complexity as that as set forth in this RFP is to be documented in the Offeror’s Project References section of the Offeror’s Technical Proposal as set forth in Section III.E of this RFP.)</i>

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No.	RFP Ref.	RFP Requirement:
4	Section III.B.4	<p>At time of bid submission, Offeror represents and warrants that it:</p> <p><input type="checkbox"/> has</p> <p><input type="checkbox"/> does not have</p> <p>prior experience providing the services, which are the subject matter of this RFP, for a large complex client.</p> <p><i>(Note: Evidence that Offeror has this experience is demonstrated by identification of any and all such client(s) with one hundred thousand (100,000) or more covered lives, and inclusion of named client(s) as reference(s) in response to Section III.E. Offeror's "Project References" (Exhibit O) of the Offeror's Administrative Proposal.)</i></p>
No.	RFP Ref.	RFP Requirement:
5	Section III.B.5	<p>At time of bid submission, Offeror represents and warrants that it:</p> <p><input type="checkbox"/> will</p> <p><input type="checkbox"/> will not</p> <p>maintain a complete and accurate set of records as may be required by the State to be produced for review by the State pursuant to Appendix A of the draft contract, contained in Section VII of this RFP, including any and all financial records as deemed necessary by the State to discharge its fiduciary responsibilities to NYSHIP participants and to ensure that public dollars are spent appropriately</p>
No.	RFP Ref.	RFP Requirement:
6	Section III.B.6	<p>At time of bid submission, Offeror represents and warrants that, in order to ensure independence in the performance of Project Services, the Offeror, its parent company, and/or any subsidiaries, partners and/or affiliates⁽¹⁾:</p> <p><input type="checkbox"/> is</p> <p><input type="checkbox"/> is not</p> <p>a current Empire Plan carrier, contractor and/or subcontractor, and/or a current Department, Division of the Budget and/or Governor's Office of Employee Relations contractor and/or subcontractor where the purpose of said contract(s)/subcontract(s) is to provide support to or is related to the administration of NYSHIP and/or the delivery of NYSHIP services, including, insurance coverage, either directly or indirectly and in part or in whole. Offerors are advised that the two pre-requisites above apply to any and all proposed subcontractor(s) of the Offeror.</p> <p>⁽¹⁾ For the purpose of this requirement, "affiliate" means a person or organization which, through stock ownership or any other affiliation, directly, indirectly, or constructively controls another person or organization, is controlled by another person or organization, or is, along with another person or organization, under the control of a common parent.</p>

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No.	RFP Ref.	RFP Requirement:
7	Section III.B.7.a	At the time of bid submission, Offeror represents and warrants that it: <input type="checkbox"/> agrees <input type="checkbox"/> does not agree all claims, enrollment, and other data (i.e., materials) provided by the Department or the Department's agents and/or contractors is being provided to the Offeror (Contractor) solely for the purposes of allowing the Contractor to fulfill its duties and responsibilities under the Contract; however, de-identified NYSHIP data may be included in the Contractor's normative database used for their book of business.
No.	RFP Ref.	RFP Requirement:
7	Section III.B.7.b	At the time of bid submission, Offeror represents and warrants that it: <input type="checkbox"/> agrees <input type="checkbox"/> does not agree that said materials are the sole property of the State.
No.	RFP Ref.	RFP Requirement:
7	Section III.B.7.c	At the time of bid submission, Offeror represents and warrants that it: <input type="checkbox"/> agrees <input type="checkbox"/> does not agree that provision of said materials to the Offeror (Contractor) does not confer ownership or shared ownership to the Contractor.
No.	RFP Ref.	RFP Requirement:
7	Section III.B.7.d	At the time of bid submission, Offeror represents and warrants that it: <input type="checkbox"/> agrees <input type="checkbox"/> does not agree that it will not share, sell, release, or make the data available to third parties in any manner without the written authorization of the Director of the Employee Benefits Division of the Department, except as directed by a court of competent jurisdiction, or as necessary to comply with applicable New York State or federal law.
No.	RFP Ref.	RFP Requirement:
8	Section III.B.8	At the time of bid submission, Offeror represents and warrants that the product submitted in response to this RFP: <input type="checkbox"/> is <input type="checkbox"/> is not an existing product offering of the Offeror; not a proposed and/or yet-to-be-released version of the product.

