

ATTACHMENT 13



**Department of
Civil Service**

**Offeror Attestations Form - RFP entitled:
“New York State Vision Plan Services”**

A representative of the Offeror who is legally authorized to bind the Offeror must complete and sign the Offeror Attestations Form and provide all requested information.

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 1.4(1)	At time of Proposal Due Date, 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 Department.
2.	Section 1.4(2)	At time of Proposal Due Date, the Offeror represents and warrants that it: <input type="checkbox"/> possesses the authorization to conduct business in New York State. <input type="checkbox"/> does not possess the authorization to conduct business in New York State. <input type="checkbox"/> does not possess the authorization to conduct business in New York State, but the Offeror has filed an application for authority to do business in New York State with the New York State Secretary of State.
3.	Section 1.4(3)	At time of Proposal Due Date, Offeror represents and warrants that it: <input type="checkbox"/> attests <input type="checkbox"/> does not attest has completed, obtained or performed all registrations, filings, approvals, authorizations, consents and examinations required by any governmental authority for the provision of the delivery of Project Services (as detailed in Section 3 of this RFP) and agrees that it will, during the term of the Contract, comply with any requirements imposed upon it by law or regulation.

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4.	Section 1.4(4)	<p>At time of Proposal Due Date, Offeror represents and warrants that it:</p> <ul style="list-style-type: none"> <input type="checkbox"/> attests <input type="checkbox"/> acknowledges and agrees subject to the non-material deviation listed in Attachment 8 <input type="checkbox"/> does not attest <p>is currently providing vision services, similar to those as set forth in the RFP, for a minimum of 500,000 covered lives in total and with at least one current client with at least 100,000 covered lives.</p>
5.	Section 1.4(5)	<p>At time of Contract Start Date, Offeror represents and warrants that it:</p> <ul style="list-style-type: none"> <input type="checkbox"/> attests <input type="checkbox"/> acknowledges and agrees subject to the non-material deviation listed in Attachment 8 <input type="checkbox"/> does not attest <p>shall retain staff with the appropriate experience relevant to the duties and responsibilities outlined in Section 3 of this RFP; establish appropriate minimum qualifications for individuals filling positions slated to service the Vision Plan in the future; and possess the necessary account services, enrollment, claims processing, clinical management, and customer service staff levels, located in facilities within the Continental United States, to service the Vision Plan.</p>
6.	Section 1.4(6)	<p>At time of Proposal Due Date, Offeror represents and warrants that it:</p> <ul style="list-style-type: none"> <input type="checkbox"/> attests <input type="checkbox"/> acknowledges and agrees subject to the non-material deviation listed in Attachment 8 <input type="checkbox"/> does not attest <p>possesses adequate staffing resources, financial resources, and organizational capacity to perform the type, magnitude, and quality of work specified in the RFP.</p>

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7.	Section 1.4(7)	<p>At time of Proposal Due Date, Offeror represents and warrants that it:</p> <ul style="list-style-type: none"> <input type="checkbox"/> attests <input type="checkbox"/> acknowledges and agrees subject to the non-material deviation listed in Attachment 8 <input type="checkbox"/> does not attest <p>must agree to contractual provisions to maintain and make available as required by the State, a complete and accurate set of records for review by the State. Contractual provisions are set forth in the RFP and <i>Standard Clauses for New York State Contracts</i> (Appendix A), <i>Standard Clauses for All Department Contracts</i> (Appendix B), and <i>Information Security Requirements</i> (Appendix C). Such records shall include any and all financial records deemed necessary by the State to discharge its fiduciary responsibilities to Program participants and to ensure that public dollars are spent appropriately.</p>
8.	Section 1.4(8)	<p>At time of Proposal Due Date, Offeror represents and warrants that it:</p> <ul style="list-style-type: none"> <input type="checkbox"/> attests <input type="checkbox"/> acknowledges and agrees subject to the non-material deviation listed in Attachment 8 <input type="checkbox"/> does not attest <p>agrees to comply with all specific duties and responsibilities set forth in Section 3.2 of this RFP, entitled “Implementation Plan,” including Section 3.2(1)(d) requiring the Offeror to propose a financial guarantee supporting its commitment to satisfy all implementation requirements.</p>
9.	Section 1.4(9)	<p>At time of Proposal Due Date, Offeror represents and warrants that it:</p> <ul style="list-style-type: none"> <input type="checkbox"/> attests <input type="checkbox"/> acknowledges and agrees subject to the non-material deviation listed in Attachment 8 <input type="checkbox"/> does not attest <p>must administer the Vision Plan in accordance with all State and federal rules, laws and regulations.</p>
10.	Section 1.4(10)	<p>At time of Proposal Due Date, Offeror represents and warrants that it:</p> <ul style="list-style-type: none"> <input type="checkbox"/> attests <input type="checkbox"/> acknowledges and agrees subject to the non-material deviation listed in Attachment 8 <input type="checkbox"/> does not attest <p>that the benefits design cannot deviate from that which has been collectively bargained.</p>

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11.	Section 3.1	<p>At time of Proposal Due Date, Offeror represents and warrants that it:</p> <ul style="list-style-type: none"> <input type="checkbox"/> attests <input type="checkbox"/> acknowledges and agrees subject to the non-material deviation listed in Attachment 8 <input type="checkbox"/> does not attest <p>will comply with all specific duties and responsibilities set forth in Section 3.1 of this RFP, entitled “Account Team”.</p>
12.	Section 3.3	<p>At time of Proposal Due Date, Offeror represents and warrants that it:</p> <ul style="list-style-type: none"> <input type="checkbox"/> attests <input type="checkbox"/> acknowledges and agrees subject to the non-material deviation listed in Attachment 8 <input type="checkbox"/> does not attest <p>will comply with all specific duties and responsibilities set forth in Section 3.3 of this RFP, entitled “Participating Provider Network Management”.</p>
13.	Section 3.4	<p>At time of Proposal Due Date, Offeror represents and warrants that it:</p> <ul style="list-style-type: none"> <input type="checkbox"/> attests <input type="checkbox"/> acknowledges and agrees subject to the non-material deviation listed in Attachment 8 <input type="checkbox"/> does not attest <p>will comply with all specific duties and responsibilities set forth in Section 3.4 of this RFP, entitled “Customer Service”.</p>
14.	Section 3.5	<p>At time of Proposal Due Date, Offeror represents and warrants that it:</p> <ul style="list-style-type: none"> <input type="checkbox"/> attests <input type="checkbox"/> acknowledges and agrees subject to the non-material deviation listed in Attachment 8 <input type="checkbox"/> does not attest <p>will comply with all specific duties and responsibilities set forth in Section 3.5 of this RFP, entitled “Reporting Services”.</p>

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15.	Section 3.6	<p>At time of Proposal Due Date, Offeror represents and warrants that it:</p> <ul style="list-style-type: none"> <input type="checkbox"/> attests <input type="checkbox"/> acknowledges and agrees subject to the non-material deviation listed in Attachment 8 <input type="checkbox"/> does not attest <p>will comply with all specific duties and responsibilities set forth in Section 3.6 of this RFP, entitled “Enrollee and Provider Communication Support”.</p>
16.	Section 3.7	<p>At time of Proposal Due Date, Offeror represents and warrants that it:</p> <ul style="list-style-type: none"> <input type="checkbox"/> attests <input type="checkbox"/> acknowledges and agrees subject to the non-material deviation listed in Attachment 8 <input type="checkbox"/> does not attest <p>will comply with all specific duties and responsibilities set forth in Section 3.7 of this RFP, entitled “Enrollment Management”.</p>
17.	Section 3.8	<p>At time of Proposal Due Date, Offeror represents and warrants that it:</p> <ul style="list-style-type: none"> <input type="checkbox"/> attests <input type="checkbox"/> acknowledges and agrees subject to the non-material deviation listed in Attachment 8 <input type="checkbox"/> does not attest <p>will comply with all specific duties and responsibilities set forth in Section 3.8 of this RFP, entitled “Claims Processing”.</p>
18.	Section 3.9	<p>At time of Proposal Due Date, Offeror represents and warrants that it:</p> <ul style="list-style-type: none"> <input type="checkbox"/> attests <input type="checkbox"/> acknowledges and agrees subject to the non-material deviation listed in Attachment 8 <input type="checkbox"/> does not attest <p>will comply with all specific duties and responsibilities set forth in Section 3.9 of this RFP, entitled “Occupational Vision Program”.</p>

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19.	Section 3.10	<p>At time of Proposal Due Date, Offeror represents and warrants that it:</p> <ul style="list-style-type: none"> <input type="checkbox"/> attests <input type="checkbox"/> acknowledges and agrees subject to the non-material deviation listed in Attachment 8 <input type="checkbox"/> does not attest <p>will comply with all specific duties and responsibilities set forth in Section 3.10 of this RFP, entitled "Medical Exception Program".</p>
20.	Section 3.11	<p>At time of Proposal Due Date, Offeror represents and warrants that it:</p> <ul style="list-style-type: none"> <input type="checkbox"/> attests <input type="checkbox"/> acknowledges and agrees subject to the non-material deviation listed in Attachment 8 <input type="checkbox"/> does not attest <p>will comply with all specific duties and responsibilities set forth in Section 3.11 of this RFP, entitled "Upgrade Program".</p>
21.	Section 3.12	<p>At time of Proposal Due Date, Offeror represents and warrants that it:</p> <ul style="list-style-type: none"> <input type="checkbox"/> attests <input type="checkbox"/> acknowledges and agrees subject to the non-material deviation listed in Attachment 8 <input type="checkbox"/> does not attest <p>will comply with all specific duties and responsibilities set forth in Section 3.12 of this RFP, entitled "Transition and Termination of Contract".</p>

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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; and (3) certifies that the information submitted in this certification and any attached documentation is true, accurate and complete

Signature: _____

Title: _____

PRINT SIGNATORY'S NAME: _____

Date: _____

INDIVIDUAL, CORPORATION, PARTNERSHIP, OR LLC ACKNOWLEDGMENT STATE OF }

Sworn Statement:

COUNTY OF }

On the _____ day of _____ in the year 20____, before me personally appeared _____, known to me to be the person who executed the foregoing instrument, who, being duly sworn by me did depose and say that _he maintains an office at Town of _____

County of _____, State of _____; and further that:

____ (If an individual): _he executed the foregoing instrument in his/her name and on his/her own behalf.

____ (If a corporation): _he is the _____ of _____, the corporation described in said instrument; that, by authority of the Board of Directors of said corporation, _he is authorized to execute the foregoing instrument on behalf of the corporation for purposes set forth therein; and that, pursuant to that authority, _he executed the foregoing instrument in the name of and on behalf of said corporation as the act and deed of said corporation.

____ (If a partnership): _he is the _____ of _____, the partnership described in said

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instrument; that, by the terms of said partnership, _he is authorized to execute the foregoing instrument on behalf of the partnership for purposes set forth therein; and that, pursuant to that authority, _he executed the foregoing instrument in the name of and on behalf of said partnership as the act and deed of said partnership.

____ (If a limited liability company): _he is a duly authorized member of

_____, LLC, the limited liability company described in said instrument; that, _he is authorized to execute the foregoing instrument on behalf of the limited liability company for purposes set forth therein; and that, pursuant to that authority, _he executed the foregoing instrument in the name of and on behalf of said limited liability company as the act and deed of said limited liability company.

Notary Public _____ Date: _____