

## Emergency Procurement

The Medical University of South Carolina (MUSC), Department of University Risk Management (URM) in accordance with §11-35-1570 (B) of the SC Consolidated Procurement Code, and in accordance with Regulation 19-445.2110 is announcing the award of an emergency procurement to Arthur J Gallagher Risk Management Service, Inc. in the amount of \$420,000.00.

MUSC's emergency procurement is for one (1) year Directors & Officers and Employee Practices Liability Renewal. MUSC's University Risk Management (URM) is responsible for acquiring Directors & Officers and Employee Practices Liability Insurance for the entire MUSC enterprise. With MUSC's recent acquisition of several hospitals throughout the State the scope for this Liability coverage increased. To ensure MUSC's coverage would be sufficient for the entire enterprise URM needs time to evaluate MUSC's increased exposure resulting from the acquisitions.

We are currently preparing a solicitation for these services; unfortunately, due to the pandemic URM personnel have not been able to finalize those specifications. Additionally, it is URM's fear that due to the pandemic, MUSC will not be able to procure coverages at the limits we have been accustomed to for many years as the insurance market has hardened. URM must re-evaluate available options for coverage and how to reflect these major insurance fluctuations within our broker bid package; again with the goal of ensuring MUSC is adequately mitigating risks in this ever-changing insurance market.

MUSC found that the State has solicited a multi-agency contract for Liability Insurance, but not a State-wide Contract. Currently MUSC is not an agency that can use that contract. URM will need time to contact that vendor to see if the contract coverage is one in which MUSC will be able to be a part of. Consequently, we may need to solicit a contract for our agency. In the interim, MUSC cannot let the current policy lapse; it would be detrimental to the daily operations, as well as the security of the entire MUSC enterprise. As this procurement will allow MUSC enterprise to meet the Liability requirements the Procurement Officer has deemed this to be an emergency in accordance with Section 11-35-1570 of the South Carolina Procurement Code.

This notice is not a request for competitive proposals. Telephone responses will not be accepted.

Bidder's right to protest as listed in Section 11-35-4210 in the South Carolina Consolidated Procurement Code applies to this announcement of an emergency procurement.

### **PROTESTS (MAY 2019)**

If you are aggrieved in connection with the solicitation or award of the contract, you may be entitled to protest, but only as provided in Section 11-35-4210. To protest a solicitation, you must submit a protest within fifteen days of the date the applicable solicitation document is issued. To protest an award, you must (i) submit notice of your intent to protest within five business days of the date the award notice is posted, and (ii) submit your actual protest within fifteen days of the date the award notice is posted. Days are calculated as provided in Section 11-35-310(13). Both protests and notices of intent to protest must be in writing and must be received by the appropriate Chief Procurement Officer within the time provided. See clause entitled "Protest-CPO". The grounds of the protest and the relief requested must be set forth with enough particularity to give notice of the issues to be decided. [02-2A085-2]

Any protest or notice of intent to protest must be addressed to the Chief Procurement Officer, Materials Management Office, and submitted in writing (a) by email to: [protest-mmo@mmo.sc.gov](mailto:protest-mmo@mmo.sc.gov) or (b) by post or delivery to: 1201 Main Street, Suite 600, Columbia, SC 29201