

NOTICE OF DETERMINATION OF PRODUCT SUITABILITY  
FROM A QUALIFIED REHABILITATION FACILITY

Before the Chief Procurement Officer, State Procurement Office  
State Services Division, Department of Administrative Services,  
of the State of Oregon

In the Matter of the Qualified Rehabilitation Facility, Rockwest Training Company, Inc., Request for Suitability for providing <b>Textile Goods {Wool Blankets, Sheets and Pillow Cases}</b>	) ) ) ) ) )	DETERMINATION OF SUITABILITY & ORDER,
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ORS 279.845(2) requires the Department of Administrative Services (DAS) to establish and publish a list of sources or potential sources of products and services produced by qualified non-profit agencies for disabled individuals, which DAS State Procurement Office (DAS/SPO) determines are suitable for procurement by public agencies pursuant to ORS 279A.025(4), 279C.335(c) and ORS 279.835 to 279.850.

Oregon Administrative Rule (OAR) 125-055-0020 outlines the process used by DAS/SPO to make such a suitability determination.

**FINDINGS OF FACT**

**A. Request:**

- (1) In accordance with OAR 125-055-0020(10)(a), Rockwest Training Company has submitted a request and information to retain its listing on the Products of Disabled Individuals Procurement List for providing **Textile Goods**, defined as the manufacturing of wool blankets, sheets and pillow cases from textiles. The following information satisfies the criteria required under OAR 125-055-0020(3).
  - (a) Qualified Rehabilitation Facility (QRF): Rockwest Training Company is compliant as a QRF in accordance with ORS 279.835(5)(a)(b)(c) and OAR 125-055-0005 and OAR 125-055-0035.
  - (b) Ownership: All equipment utilized in providing **Textile Goods** is the sole property of Rockwest Training Company.
  - (c) Tied Products: In accordance with OAR 125-055-0020, Rockwest Training Company shall not obligate a public agency to buy a product tied to the service provided, unless the product provided is incidental to, or consumed in the performance of the service.
  - (d) Pricing: DAS/SPO will determine pricing per contract specifications. Pricing will meet the requirement of OAR 125-055-0030, Determination of Price.
  - (e) Purpose, Value, Capability:
    - i. Labor Operations: Rockwest Training Company employs approximately fourteen individuals with disabilities, as defined in ORS 279.835(3), who complete the tasks.
    - ii. Appreciable Value: Individuals with disabilities perform the various tasks required in the manufacturing of textile goods. Those task include; sewing on both industrial straight stitch and surging machines, cutting materials to the specifications for the required product and packing finished product for delivery to the customer. These activities satisfy the requirement of a measurable addition of value in the manufacture of the product.

- iii. Salaries: Rockwest Training Company's employees are compensated for their work performed at a rate of pay that is consistent with the applicable legal requirements of state and federal government.
- (f) Subcontractor Disclosure: No subcontractors are utilized and no partnerships or joint ventures are planned.
- (g) Quality Standards and Delivery Schedules: All products are verified for quality after the sewing process and again before shipping. Rejected items are re-worked or recycled. Rockwest guarantees 100% satisfaction on the quality of the product and the delivery time schedule.

**B. Need for Product or Service**

Public Agencies in the State of Oregon, subject to ORS 279.850(1), routinely require **Textile Goods**.

**CONCLUSIONS**

Based on the Suitability Determination request and SPO's fact-finding, Rockwest Training Company has satisfied the criteria required by OAR 125-055-0020 and will continue to be listed on the Products of Disabled Individuals Procurement List for **Textile Goods** as suitable for procurement by public agencies.

**ORDER**


DAS/SPO has determined **Textile Goods** provided by Rockwest Training Company meet all the criteria for product suitability in accordance with OAR 125-055-0020(3)(e) and shall continue to be listed on the Products of Disabled Individuals Procurement List as suitable for procurement by public agencies pursuant to ORS 279A.025(4), 279C.335(a) and ORS 279.835 to 279.850 subject to the following conditions:

- a. Rockwest Training Company is approved as a provider of **Textile Goods** to public agencies subject to ORS 279.850(1) in the State of Oregon, provided they can meet the specifications and timelines of the contracting agency.

The Notice for Determination of Suitability to maintain **Textile Goods**, provided by Rockwest Training Company, on the Products of Disabled Individuals Procurement List shall constitute a final order under ORS 184.484.

01-27-2010  
Date of Posting

02-28-2010  
Effective Date of Listing

  
 Patty Beards,  
 QRF Coordinator  
 State Procurement Office  
 Department of Administrative Services

**C. Protest of Suitability Determination:**

A person or entity may protest this suitability determination in writing by 5:00 p.m. on the 14th calendar day following the Date of Posting. The protest must be received, at DAS/SPO, submitted to the attention of the QRF Coordinator at 1225 Ferry St., SE, U140, Salem, OR 97301-4285. The written protest must demonstrate:

- a. How the listing will adversely affect the person's or entity's ability to compete for public contracts for the product or service proposed to be listed, and,
- b. How the product or service to be listed fails to satisfy the criteria stated in OAR 125-055-0020(3).

If a timely, written protest is received, DAS/SPO will consider the protest and issue a written response to the protest in accordance with OAR 125-055-0020(7). In considering a timely protest, DAS/SPO may request further information and comment from the complaining party and the QRF that submitted the request for Suitability Determination.

DAS/SPO will not consider a protest unless it is in writing and received by 5:00 p.m. on the 14th day following the Date of Listing.