



MISSISSIPPI STATE DEPARTMENT OF HEALTH

March 10, 2017

MEMORANDUM

TO: WIC Program Nutritional/Infant Formula Bidders

FROM: Jennifer Dotson, Director  
Facilities, Property and Purchasing

**AMENDMENT #3 TO WIC NUTRITIONAL/INFANT FORMULA BID-RFx #3160001437**

This correspondence is to make additional corrections/changes to the Mississippi State Department of Health Invitation to Bid concerning WIC Nutritional/Infant Formula for the period of July 1, 2017 to June 30, 2019, due on April 12, 2017.

Due to the corrections/changes that were made to Pages 8 and 9 concerning incorrect quantities (see AMENDMENT #2 March 6, 2017), this also requires corrections/changes to incorrect quantities listed on page 4 in paragraphs one and two.

Please replace Page 4 in the original bid packet with the enclosed "Revised March 10, 2017" Page 4.

Also, please include a copy of this amendment with your bid submission.

#### **Pg. 4 Revised March 10, 2017**

*Bids will be submitted as follows:*

The first section is for iron fortified concentrated milk-based formula, with a quantity of 26,850 cases packed 24/13 oz. cans per case or 53,700 cases packed 12/13 oz. cans per case, or 57,694 cases packed 12/12.1 oz. cans per case to be purchased during the contract period plus or minus ten percent. The stated quantities of ready-to-feed and powder are estimated and will be used to determine the lowest total bid. Purchases of the ready-to-feed and powder formulas are not guaranteed to be at the estimated level. Lactose free products and products with fatty acids, DHA/AHA, must be bid as regular milk-based formula.

The next section is for iron-fortified concentrated soy formula, with a quantity of 5,604 cases packed 24/13 oz. cans per case or 11,208 cases packed 12/13 oz. cans per case or 12,041 cases packed 12/12.1 oz. cans per case to be purchased during the contract period plus or minus ten percent. The stated quantities of ready-to-feed and powder are estimated and will be used to determine the lowest total bid. Purchases of ready-to-feed and powder formulas are not guaranteed to be at the estimated level.

Prospective bidders must be willing to conduct all WIC - related business directly with the WIC Central Office, in accordance with program protocol. Company representatives should not meet directly with district or local level staff, or provide coupons, company imprinted products, or free samples directly to WIC clients or district/local staff.

For the duration of this bid, each can of concentrate, powder, and ready to feed formula supplied will carry normal commercially available labels, with the additional caveat "Not for Retail Sale," or the equivalent. Attached is a sample of the current labeling in use. "Stickers" will not be acceptable labeling. This requirement has been added to preclude the possibility of any Mississippi WIC formula entering the wholesale or retail markets. Use of the above caveat is recommended for ready-to-feed but is not required.

Attachments B – G-2 included, relate to the participation and infant formula usage data, and the standardized number of ounces per physical form of infant formula to be used in evaluating the WIC standard formula bid. The provided information does not necessarily reflect the actual issuance and redemption that will occur under this contract.

**The contract may be canceled for cause by the agency with prior 30 days written notice of intent to cancel. The contractor will be required to honor all purchase orders that were prepared and dated prior to the date of expiration or cancellation if received by the contractor within a period of 30 days following the date of expiration or cancellation. Cancellation by the Mississippi State Department of Health does not relieve the contractor of any liability arising out of a default or nonperformance. Cancelling a contract for cause may include, but is not limited to, cost exceeding current market prices, request for increase in prices during the contract period, failure to perform to contract conditions.**

If the agency is closed for any reason, including but not limited to: acts of God, strikes, lockouts, riots, acts of war, epidemics, governmental regulations superimposed after the fact, fire, earthquakes, floods, or other natural disasters (the "Force Majeure Events"), which closure