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November 4, 2021

The following (Q&A) will serve as Amendment #2 to NYSIF's Request for Proposals (RFP) for Diagnostic Testing Services, bid number 2021-44-INS. Material in this Amendment supersedes any contradictory material in the RFP.

All bids are due 11/19/2021, by 2:00 p.m.(eastern).

Sincerely,

A handwritten signature in black ink, appearing to read "J. Alber", is positioned above the typed name.

Jessica Alber
Contract Management Specialist

**Diagnostic Testing Services
RFP #2021-44-INS
Amendment 2**

Question #	RFP Page #	RFP Section and Sub-Section Reference #/Heading	Question	NYSIF Response
1	80-138	Appendices D, E, H, ST-220CA, ST220-TD, T	We recently submitted these Appendices as part of a prior RFP. Are we able to utilize the same document(s) or do we need to compete new copies?	New appendices are required, as this is a new procurement.
2			Will NYSIF reimburse providers for imaging services outside of the DTN?	Only if directed by the NYS Worker Compensation Board or if a WCB mandated exception to the requirement to use a DTN. - see exceptions at link: https://www.wcb.ny.gov/DTNLookup/DTNFAQs.jsp If an exception applies, then the provider outside of the DTN will be paid at fee schedule rate if their bill is received first.
3			How many selected vendors will be chosen by NYSIF?	Please refer to Section 1.7 of the RFP Document.
4			How will NYSIF enforce utilization of the DTN?	All out-of-network bills will be objected to with a NYS WCB form C-8.1B unless a WCB mandated exception to the requirement to use a DTN applies.
5			Will DTN coverage be a criteria for evaluation in the selection process?	Yes, coverage is a criteria in the evaluation selection process.
6			Can a single corporate entity that own multiple operating EINs have 2 or more DTNs approved by NYSIF?	NYSIF can only contract with a single Prime vendor. If there are multiple companies with multiple FEIN's, they must submit proposals separately to be considered for an award.
7			Will NYSIF flag and hold bills sent directly to NYSIF by Providers? Please explain the payment process when bills are received by NYSIF directly from providers?	All out-of-network bills will be objected to with a NYS WCB form C-8.1B. Individual Providers are not contracted. Only contracted testing networks will be paid when bill is received unless a WCB mandated exception applies. The provider outside of the DTN will be paid at fee schedule rate only if the exceptions apply and only if their bill is received first.
8			At which rate, Fee schedule or Bill Charges, would NYSIF be paying a provider directly that was scheduled through the bidder?	All out-of-network bills will be objected to with a NYS WCB form C-8.1B. Individual Providers are not contracted. Only contracted testing networks will be paid when bill is received unless a WCB mandated exception applies. WCB decisions on C-8.1Bs usually direct NYSIF to pay the contracted rate if proper notification was made and none of the exceptions apply. If the C-8.1b was not timely, if exceptions apply, if proper notification was not provided or another reason may result in the WCB directing NYSIF to pay the fee schedule in NYS or fee schedule/customary for out-of-state. Other than WCB directed payments, all NYS providers will be paid the fee schedule if a WCB mandated exception to the requirement to use a DTN applies and if their bill is received first.
9	17	2.5-Term	We understand the RFP from 2019 allowed for up to five (5) years for the contract. What is the primary driver for the RFP being issued prior to the contract term expiration?	NYSIF has elected to mandate the use of our Diagnostic Testing Networks effective June 1, 2021. When recommending a diagnostic procedure for a worker's compensation patient whose employer is insured by NYSIF, the patient must be referred to one of the NYSIF contracted Diagnostic Testing Networks.
10	19	2.10-Subcontracting	Vendor provides a scheduling and coordination service, which Vendor does not intend to subcontract to any third party. For the avoidance of doubt, independently contracted providers with which Vendor schedules ancillary diagnostics services and other third parties Vendor engages to fulfill back office support functions (e.g., maintenance, janitorial, printing, software, data hosting and other similar providers) are independent contractors of Vendor and each maintain their own employees and equipment used in furtherance of their service delivery. Therefore, Vendor does not consider such independent providers to be subcontractors or agents of Vendor for purposes of this RFP and any resulting contract(s). Can you please confirm that such independent providers shall not be deemed subcontractors or agents of Vendor for purposes of this RFP and any resulting contract(s)?	This must be included in the Bidder's Proposal under "Comments and Limitations" (see section 4.1). This would be addressed during contract negotiations after the award has been made.
11	24	4.1-Bid Preparation	Bullet two, states, Administrative, Technical, and Cost Proposals should be submitted as separate electronic files. Please explain what is considered Administrative?	The Administrative portion of the bid is considered the Appendixes, Exhibits and Attachments submitted with the Bid.
12	24	4.1-Bid Preparation	Bullet two, states, separates electronics files on a single USB drive. Please confirm that a USB is not needed if submitting via email.	When submitting a bid electronically via email, no USB drive containing an electronic version is necessary.
13	27	4.2.7-Appendices & Attachments-Appendix T-Vendor Security Survey	In Appendix T, some of the questions indicate to select from a dropdown but unable to access the dropdown in PDF format. Is there an Excel format?	All document links and functions have been tested and are confirmed to be fully functional. It is the responsibility of the bidder to download the Adobe files.
14	N/A	General	There are several links to websites referenced in the RFP document, but we are unable to open due to the formatting of the RFP document. Can you please provide the full URLs?	All document links and functions have been tested and are confirmed to be fully functional. It is the responsibility of the bidder to download the Adobe files.

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15			As it relates to subcontractors would the network of providers we contract with to deliver the local diagnostic service be a subcontractor? My thought is no, but wanted to check with you. A subcontractor would be a company we use for our billing or operations as an example?	No, the network of providers we contract with to deliver local diagnostic service would not be considered a subcontractor. Yes, the company used for billing or operations would be considered a subcontractor.