

**RFP – LC000068 SCRATCH-OFF TICKET PRINTING AND RELATED
SERVICES Q&A #6**

1. RFP Reference Number

Section E Additional Appendices

RFP Page Number 118

Question: Would the Lottery please confirm that the reference to Appendix E (Equal Business Opportunity Forms) refers to Attachment E?

Answer: *Confirmed*

2. RFP Reference Number

Section 1 General Information Regarding the RFP and Proposal Submission

Subsection 1.37 Minority Business Participation

RFP Page Number 32

Question: Section 1.37 provides in part that “To facilitate that process, each Contractor should complete and include in its Proposal either Affidavits A and B, or Affidavit C from Appendix E (Equal Business Opportunity Forms).” Would the Lottery please confirm that these Affidavits are not required to be included in a responsive Proposal?

Answer: *Affidavits A and B or Affidavit C from Attachment E are required to be included for a Proposal to be considered responsive.*

3. RFP Reference Number

Section E Additional Appendices

Affidavit A – Identification of Subcontractors

RFP Page Number 118

Question: It is understood that discrimination against minority businesses in the development of a proposal or in the provision of services is prohibited, but would the Lottery please confirm whether Contractors are required to include minority-owned businesses as subcontractors, either in Affidavit A or otherwise?

Answer: *Contractors are not required to include minority-owned businesses as subcontractors in Affidavit A or otherwise, but please note that the inclusion of*

minority-owned businesses as subcontractors (or as the Contractor) is part of the scoring of Proposals. See Section 6.6 (Evaluation of Proposals) of the RFP.

4. RFP Reference Number

Section E Additional Appendices

Affidavit B – Listing of Good Faith Efforts

RFP Page Number 118

Question: Affidavit B provides that “Responding Contractors must earn at least 50 points from the good faith efforts listed for their Proposal to be considered responsive.” Whether or not Affidavit B is required, would the Lottery please confirm that good faith efforts of the type listed and adding up to 50 points are required in order to submit a responsive proposal?

Answer: *Responding Contractors must submit Affidavits A and B or Affidavit C for their Proposal to be Responsive. A Responding Contractor submitting Affidavit B does NOT need to earn 50 points or more for their Proposal to be considered responsive.*

5. RFP Reference Number

General

RFP Page Number N/A

Question: Would the Lottery please confirm the definition of a minority business?

Answer: *A minority business as used in the RFP is a historically underutilized business as defined in N.C.G.S. §143-128.4 as provided below.*

§ 143-128.4. Historically underutilized business defined; statewide uniform certification.

(a) As used in this Chapter, the term "historically underutilized business" means either of the following:

(1) A business that meets both of the following conditions:

a. At least fifty-one percent (51%) of the business is owned by one or more persons who are members of at least one of the groups set forth in subsection (b) of this section, or in the case of a corporation, at least fifty-one percent (51%) of the stock is owned by one or more persons who are members of at least one of the groups set forth in subsection (b) of this section; and

b. The management and daily business operations are controlled by one or more owners of the business who are members of at least one of the groups set forth in subsection (b) of this section.

(2) An Employee Stock Ownership Plan company in which at least fifty-one percent (51%) of the plan participants are members of at least one of the groups set forth in subsection (b) of this section. An ESOP company applying for certification as a historically underutilized business shall provide an attestation that it meets the requirements of this subdivision together with such documentation supporting the attestation as may be required by the Secretary.

(a1) As used in this Chapter, the term "minority business" means a historically underutilized business.

(b) To qualify as a historically underutilized business under this section, a business must be owned and controlled as set forth in subsection (a) of this section by one or more citizens or lawful permanent residents of the United States who are members of one or more of the following groups:

(1) Black. - A person having origins in any of the black racial groups of Africa.

(2) Hispanic. - A person of Spanish or Portuguese culture having origins in Mexico, South or Central America, or the Caribbean islands, regardless of race.

(3) Asian American. - A person having origins in any of the original peoples of the Far East, Southeast Asia, Asia, Indian continent, or Pacific islands.

(4) American Indian. - A person having origins in any of the original Indian peoples of North America.

(5) Female.

(6) Disabled. - A person with a disability as defined in G.S. 168-1 or G.S. 168A-3.

(7) Disadvantaged. - A person who is socially and economically disadvantaged as defined in 15 U.S.C. § 637.

6. RFP Reference Number

Section E Additional Appendices

Affidavit A – Identification of Subcontractors

RFP Page Number 118

Question: Would the Lottery please confirm that Affidavit A included in Attachment E applies only to and requests information about minority subcontractors, vendors, suppliers, or providers of professional services?

Answer: *Confirmed*