
FINANCIAL OVERSIGHT & MANAGEMENT BOARD FOR PUERTO RICO



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BY ELECTRONIC MAIL

July 14, 2022

Dr. Carlos Mellado López
Secretary
Department of Health

Re: University of Puerto Rico Medical Science Campus (Pediatric Advanced Life Support)

Dear Secretary Mellado López:

In accordance with the contract review policy of the Financial Oversight and Management Board for Puerto Rico (the “FOMB”) established pursuant to Section 204(b)(2) of PROMESA, we have reviewed the proposed contract between the Department of Health (the “Department”) and the University of Puerto Rico Medical Sciences Campus (the “Proposed Contract”).

After reviewing the Proposed Contract, the FOMB concludes “Approved with Observations.” Observations related to the Proposed Contract are set forth in Appendix A attached hereto.

Our review is solely limited to compliance of the Proposed Contract with Section 204(b)(2) of PROMESA, which seeks to ensure proposed contracts promote market competition and are not inconsistent with approved Fiscal Plans. For the avoidance of doubt, the review performed by the FOMB does not cover a legal review of the contractual documentation or the contracting process, including without limitation: (i) compliance with contracting requirements under applicable laws, rules, and regulations, both federal and local; and (ii) compliance with applicable laws, rules, and regulations governing procurement activities, both federal and local.

In addition, the FOMB has not engaged in any due diligence or background check with respect to the contracting parties nor whether the contracting parties comply with the requirements under the applicable contract. Any material changes to the Proposed Contract must be submitted to the FOMB for review and approval **prior to execution**.

Dr. Carlos Mellado López

July 14, 2022

Page 2 of 2

This letter is delivered as of the date hereof and we reserve the right to provide additional observations and modify this letter based on information not available when the review was conducted. In addition, during the course of our review, we may receive information which we may refer to the relevant authorities.

This letter is issued only to the Department and solely with respect to the Proposed Contract.

Sincerely,

A handwritten signature in black ink, appearing to read "Jaime A. El Koury". The signature is stylized with a large initial "J" and a long horizontal stroke extending to the right.

Jaime A. El Koury
General Counsel

APPENDIX A

(Page A-1)

UNIVERSITY OF PUERTO RICO MEDICAL SCIENCES CAMPUS – DEPARTMENT OF HEALTH

Fiscal Plan Alignment

This review covers the proposed contract between the Department of Health (the “Department”) and the University of Puerto Rico Medical Sciences Campus (the “UPR RCM”) (the “Proposed Contract”).

The Proposed Contract contemplates the UPR RCM’s provision of medical personnel to the Pediatric Hospital to offer 5 Pediatric Advanced Life Support (“PALS”) training courses to 12 healthcare providers per course who either direct or participate in the management of respiratory and/or cardiovascular emergencies and cardiopulmonary arrest in pediatric patients. The PALS training courses are part of the Department’s Emergency Medical Services for Children Program, which seeks to improve and expand emergency medical services for children that require treatment for physical trauma or mental illness.

The Proposed Contract has a maximum payable amount of **\$36,736** and a term from its date of execution to **June 30, 2023**, with the option to extend the term upon written agreement. We remind the Department that, in the event it intends to exercise any extension to the Proposed Contract, such extension must be submitted to the Financial Oversight and Management Board for Puerto Rico (the “FOMB”) for review and approval prior to execution in accordance with its contract review policy.

The Proposed Contract shall be **fully federally funded** with funds allocated in the following account: E1290-272-0710000-06F-2022 (H226U3REP190598) (P.S. 8.4); E1290-272-0710000-081-2022 (226U3REP190598).

The Department has certified that the funds required for payments under the Proposed Contract are allocated in the corresponding account. As such, the FOMB’s review indicates that the Department has sufficient budgeted funds to cover the cost of the Proposed Contract, as of the date of this letter. However, this determination does not consider the extent to which total available funds will be subsequently encumbered by the Department throughout the Proposed Contract’s term. Consequently, we rely on the Department’s budget certification for the purposes of this review.

The Department is expected to inform the FOMB of **any budgetary differences** other than those specified in Appendix A (Contract Submission Questionnaire) and to request a re-review of the Proposed Contract should any changes occur.

This contract review was conducted on the basis of information submitted by the Department. The FOMB has not independently verified the information included in the submission. Should the FOMB become aware of any inaccuracies or misrepresentations – whether intentional or not – it would re-evaluate its assessment.