



**TEXAS LOTTERY COMMISSION**

**REQUEST FOR PROPOSALS FOR  
LOTTERY PRODUCTS TESTING SERVICES**

**#362-2024-0002**

**RESPONSES TO PROPOSERS'  
QUESTIONS**

**March 5, 2024**

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**Note to All Prospective Proposers:**

The following responses include questions submitted in writing by the RFP deadline.

In its answers to the following questions, the Texas Lottery has attempted to provide both accurate and thorough responses. Some answers may clarify or modify the RFP, and every Prospective Proposer is on notice of each answer's content. Answers that modify the RFP are so noted. Answers apply only to the facts as presented in each specific question.

Proposers shall review all sections of the RFP along with this document to ensure a complete understanding of the requirements. Any exceptions to the RFP shall be noted in the proposal, as required under Section 2.7 of the RFP.

Please note: Any questions regarding the HUB Subcontracting Plan (HSP) are in a separate document that will be updated throughout the procurement process.

**PRE-PROPOSAL CONFERENCE QUESTIONS AND RESPONSES –  
February 21, 2024. THE FOLLOWING QUESTION WAS SUBMITTED AT  
THE END OF THE PRE-PROPOSAL CONFERENCE DURING THE  
TEAMS MEETING BUT WAS NOT ADDRESSED IN THE VIDEO.**

1. Are the methods used to answer the requirements in section 6 going to be kept confidential??

RESPONSE: Please refer to Section 1.7 of the RFP. If a Proposer believes that parts of its Proposal are confidential under the Texas Public Information Act, it should specify the confidential information by marking "Confidential" on each page or by each paragraph containing such information prior to submitting the Proposal to the Texas Lottery.

**WRITTEN QUESTIONS RECEIVED BY February 28, 2024 @ 4 P.M.**

2. 1.1.5 refers to testing all agency products? What are they and how much of the testing would this cover?

RESPONSE: The majority of the testing will cover standard scratch ticket games (Section 6.3 of the RFP). Testing of other Texas Lottery products occurs a few times per year and may include draw game paper stock (Section 6.6 of the RFP)

and non-standard ticket items (Section 6.9 of the RFP), such as new scratch ticket game concepts, larger-sized scratch tickets, multi-page scratch tickets, and draw game ticket wallets.

3. 3.12.2 – background checks on staff and spouses. Would RCMP (Royal Canadian Mounted Police) background checks on current staff only that will be providing testing for the purpose of this RFP be sufficient to fulfill this requirement?

RESPONSE: No. Please refer to Sections 3.12 and 4.7 of the RFP.

4. 3.16 – many of the subsections refer to Texas law, which we can't adhere to. We are a privately owned company in the Province of Manitoba in Canada and as such adhere to all applicable Provincial and Federal laws. Will this response be sufficient to fulfill the requirement?

RESPONSE: No. Any exceptions to the RFP shall be noted in the proposal, as required under Section 2.7 of the RFP.

5. 3.26 – we are asked that we maintain accounting records in accordance with the laws of the State. We abide by Manitoba laws with regards to accounting. If we were the successful bidder, we would maintain records for the Texas Lottery as per request. Will this be sufficient to fulfill the requirement?

RESPONSE: All responses to the RFP must be included in the proposal submitted in order to be considered for evaluation. The Successful Proposer must agree to be bound by Texas law as required under the terms of the RFP. See Section 3.2 and Section 3 in its entirety.

6. 3.31 to 3.35 – insurance and performance bonds. Do the bonds and insurance need to be in place at the time of submission of the response to the RFP or can they be obtained after awarding of the contract?

RESPONSE: These items do not need to be in place to submit a Proposal. Please refer to Sections 3.29.6 and 3.35.1 of the RFP.

7. 3.48.6 - \$500/day for late reports. In 6.4.4 you refer to electronic email summary in three days and further within the same section refer to final written report in 10 working days. Will you clarify which date the \$500/day late fee would be applied to?

RESPONSE: The fee may be applied to any required report in accordance with the deadlines in Sections 6.4 and 6.7 of the RFP.

8. How many scratch ticket games were tested per year in the previous four (4) years?

RESPONSE: The number of scratch ticket games tested in the previous four (4) full fiscal years are as follows:

73 games in FY2023  
81 games in FY2022  
82 games in FY2021  
65 games in FY2020

9. Referencing Section 2.5.1, Electronic Delivery Submission

Is it acceptable that the electronic response be submitted in multiple emails?

For example- original Proposal sent as attachment to one email, evidence of Financial soundness sent as an attachment to another separate email, Cost Proposal sent as attachment to another email and Part 5 sent as attachment to another email.

RESPONSE: Yes, it is acceptable that the electronic response be submitted in multiple emails; however, each email must be submitted in accordance with Section 2.5.1 of the RFP and all emails must be received by the Deadline for Proposals in accordance with the Schedule of Events.