



Attachment 10 CLAIM OF BUSINESS CONFIDENTIALITY

Offeror's Claims of Business Confidentiality. (Check one of the below.)

- ☐ Offeror is not claiming any information within Offeror's proposal as confidential, proprietary, or protected. (Check box and skip to **Signature** section below.)
- ☒ Offeror claims the information set forth in the table below as confidential, proprietary, or protected and **will submit with Offeror's proposal a redacted copy of Offeror's proposal**, which must be clearly marked as such. Offeror understands, acknowledges, and agrees to comply with the following:
- Each of the following fields **must** be completed for each claim asserted by Offeror:
 - **Proposal Section Reference:** The page, section, or paragraph in Offeror's proposal containing the information claimed to be confidential, proprietary, or protected.
 - **Confidential Information:** A description of the information claimed to be confidential, proprietary, or protected.
 - **Basis for Claim:** The basis for Offeror's claim shall reference the [Kentucky Open Records Act, KRS 61.878](#)
 - **Explanation:** Explanation of how the information claimed to be confidential, proprietary, or protected meets the definition of one of the bases above.
 - **Offeror may not mark pricing or Offeror's entire proposal as confidential, proprietary, or protected.**

Proposal Section Reference	Confidential Information	Basis for Claim	Explanation
Attachment 07 Executive Summary	Pages 2-4. P.2. Unnumbered Sections 2-4. All Sub Sections. P.3. All Narrative P.4. Unnumbered Section 1-2., as Redacted.	Kentucky Open Records Act, KRS 61.878(1)(c)1. Kentucky Uniform Trade Secrets Act, KRS 365.880(4).	KRS 61.878(1)(c)1. Records confidentially disclosed to an agency or required by an agency to be disclosed to it, generally recognized as confidential or proprietary, which if openly disclosed would permit an unfair commercial advantage to competitors of the entity that disclosed the records. KRS 365.880(4).

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			"Trade secret" means information, including a formula, pattern, compilation, program, data, device, method, technique, or process, that: (a) Derives independent economic value, actual or potential, from not being generally known to, and not being readily ascertainable by proper means by, other persons who can obtain economic value from its disclosure or use, and (b) Is the subject of efforts that are reasonable under the circumstances to maintain its secrecy.
Attachment 07 Section III. Subsection A.	Pages 6-15. P.6. Unnumbered Sections 2-4. All Sub Sections. P.7. All Narrative. Pages 8-14. All Graphics and Narrative.	Kentucky Open Records Act, KRS 61.878(1)(c)1. Kentucky Uniform Trade Secrets Act, KRS 365.880(4).	KRS 61.878(1)(c)1. KRS 365.880(4).
Attachment 07 Section III. Subsection B.	Pages 15-18. P.15. Section 1., Unnumbered Sub Sections 1-2, as redacted. P.16. Section 4., Unnumbered Sub Section 1. P.16-18. Section 5., All Unnumbered Sub Sections.	Kentucky Open Records Act, KRS 61.878(1)(c)1. Kentucky Uniform Trade Secrets Act, KRS 365.880(4).	KRS 61.878(1)(c)1. KRS 365.880(4).
Attachment 07 Section III. Subsection C.	Pages 18-26. P.18-22. Sections 1-5, Except for the Second Bullet Under Section 5., and All Graphics. P.22-26. Sections 6-8, Except for the first line in Section 8., and All Graphics.	Kentucky Open Records Act, KRS 61.878(1)(c)1. Kentucky Uniform Trade Secrets Act, KRS 365.880(4).	KRS 61.878(1)(c)1. KRS 365.880(4).
Attachment 07 Section III. Subsection D.	Pages 26-29. P.26-29. Sections 1-3.	Kentucky Open Records Act, KRS 61.878(1)(c)1.	KRS 61.878(1)(c)1. KRS 365.880(4).

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		Kentucky Uniform Trade Secrets Act, KRS 365.880(4).	
Attachment 07 Section III. Subsection E.	Pages 29-32. P.29-32. All Unnumbered Sections and Sub Sections, and All Graphics.	Kentucky Open Records Act, KRS 61.878(1)(c)1. Kentucky Uniform Trade Secrets Act, KRS 365.880(4).	KRS 61.878(1)(c)1. KRS 365.880(4).
Attachment 07 Section III. Subsection F.	Pages 33-37. P.33-37. All Unnumbered Sections and Sub Sections, All Numbered Sections Except for the First Sub Section Under Numbered Sections 1. and 4., and All Graphics.	Kentucky Open Records Act, KRS 61.878(1)(c)1. Kentucky Uniform Trade Secrets Act, KRS 365.880(4).	KRS 61.878(1)(c)1. KRS 365.880(4).
Attachment 07 Section III. Subsection G.	Pages 37-39. P.37-39. All Unnumbered Sections and All Graphics.	Kentucky Open Records Act, KRS 61.878(1)(c)1. Kentucky Uniform Trade Secrets Act, KRS 365.880(4).	KRS 61.878(1)(c)1. KRS 365.880(4).
Attachment 07 Section III. Subsection H.	Pages 40-48. P.40-48. All Numbered and Unnumbered Sections and Sub Sections Except for the First Sentence Under Numbered Sections 3. and 4.	Kentucky Open Records Act, KRS 61.878(1)(c)1. Kentucky Uniform Trade Secrets Act, KRS 365.880(4).	KRS 61.878(1)(c)1. KRS 365.880(4).

[Add additional rows as needed.]

Signature

By signing below, the undersigned certifies under penalty of perjury that the representations made and the information provided herein are true and correct and may be relied upon by the Lead State for purposes of determining the validity of Offeror's claim(s). Offeror understands that submission of a Claim of Business Confidentiality does not guarantee that information claimed by Offeror as confidential, proprietary, or protected will not be subject to disclosure in accordance with applicable public information laws, rules, and policies. Offeror further agrees that if Offeror fails to submit a redacted copy of Offeror's proposal, or fails to claim information as confidential, proprietary, or protected in compliance with this RFP, Offeror releases the Lead State, NASPO, NASPO members, and entities represented on the Multistate Sourcing Team from any obligation to keep the information confidential and waives all claims of liability arising from disclosure of the information.

OFFEROR:

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Christopher Carroll

Signature

042924

Date

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