

**SIXTH MODIFICATION TO  
THIRD PARTY ADMINISTRATIVE SERVICES FOR FLEXIBLE SPENDING ACCOUNTS  
HEALTHCARE AND DEPENDENT DAYCARE  
CONTRACT No. F10B6400004**

THIS SIXTH MODIFICATION is made as of this 19<sup>th</sup> day of December, 2023 by and between P&A Administrative Services Inc. ("P&A" or the "Contractor") and the STATE OF MARYLAND, acting through the Department of Budget and Management, Office of Personnel Service and Benefits, Employee and Labor Relations Division (the "Department").

WHEREAS, on July 6, 2016, the Department entered into a contract with the Contractor for Third Party Administrator (TPA) Services for Flexible Spending Accounts —Healthcare and Dependent Daycare, Project No. F10B6400004, (the "Contract") pursuant to the Request for Proposals for Third Party Administrator (TPA) Services for Flexible Spending Accounts — Healthcare and Dependent Daycare, Project No. F10B6400004 dated October 19, 2015, and all amendments thereto issued in writing by the State (the "RFP").

WHEREAS, the Department and Contractor modified the Contract on December 16, 2016 ("Modification 1") to revise Section 3.9 of the RFP (SOC 2 Type II Audit Report);

WHEREAS, the Department and Contractor again modified the Contract on December 21, 2016 ("Modification 2") to revise RFP Attachment Q-3, Current FSA Plan Design for the Healthcare FSA;

WHEREAS, the Department and Contractor again modified the Contract on August 31, 2021 ("Modification 3") to extend the Contract through December 31, 2022;

WHEREAS, the Department and Contractor again modified the Contract on May 27, 2022 ("Modification 4") to amend the Contractor's MBE Utilization and Fair Solicitation Affidavit & MBE Participation Schedule and Certified MBE Subcontractor Participation Certification;

WHEREAS, the Department and Contractor again modified the Contract on December 10, 2022 ("Modification 5") to extend the Contract through December 31, 2023 so the Department could conduct a new procurement and award a new contract for third party administrator services; and

WHEREAS, the parties desire to further extend the Contract to ensure continuity of the Department's Third Party Administrator (TPA) Services Program while the Department completes the award of a new contract for these services.

NOW THEREFORE, IN CONSIDERATION of the recitals which are hereby made a substantive part hereof, and the promises and the covenants herein contained, the receipt and sufficiency of which are hereby acknowledged, the Department and Contractor agree as follows:

- 1. Defined Terms.** All capitalized terms used in this Sixth Modification shall have the same meaning as provided in the Contract.
- 2. Duration of Contract.** The Contract term under Contract Section 3, Period of Performance, as

previously extended, is hereby extended twelve months, from January 1, 2024 through December 31, 2024, unless terminated earlier as provided in the Contract.

3. **Consideration and Payment.** Payment to the Contractor for the services under the Contract shall remain the same as stated in Contract Option Year Four of the Contractor's Financial Proposal, RFP Attachment F, dated May 2, 2016, and shall not exceed \$\$494,629.46 for the Contract extension pursuant to this Sixth Modification.
4. **Scope of Sixth Modification.** This Sixth Modification amends the Contract specifically as described herein. Except as specifically revised by the terms of this Sixth Modification, all of the terms of the Contract shall remain in full force and effect and shall apply to this Sixth Modification.

IN WITNESS THEREOF, the parties have executed this Sixth Modification as of the date hereinabove set forth.

CONTRACTOR:

P & A ADMINISTRATIVE SERVICES, INC.

[Redacted Signature]

By: (Signature) (Date)

Michael A. Rizzo

Print Name and Title

[Redacted Signature]

Witness Signature

11/20/2023

Date

STATE OF MARYLAND:

DEPARTMENT OF BUDGET AND MANAGEMENT

[Redacted Signature]

By: Helene Grady, Secretary

12/19/2023

Witness Signature

Approved for form and legal sufficiency,

this Jan 4, 2024, 2023.

[Redacted Signature]

Assistant Attorney General