

**SECOND MODIFICATION TO PHARMACY BENEFITS PURCHASING POOL
MANAGEMENT AND PHARMACY BENEFITS PLAN ADMINISTRATION SERVICES
CONTRACT**

THIS SECOND MODIFICATION AGREEMENT is made effective as of signing this 25 day of June, 2018, by and between CaremarkPCS Health, L.L.C. and the STATE OF MARYLAND, acting through the Department of Budget and Management. Except as specifically revised by the terms of this Modification, all of the terms of the **PHARMACY BENEFITS PURCHASING POOL MANAGEMENT AND PHARMACY BENEFITS PLAN ADMINISTRATION SERVICES CONTRACT #F10B6400005** shall remain in full force and effect.

WHEREAS, on April 26, 2017, the Department entered into a contract with Contractor to provide pharmacy benefit management and purchasing pool services (the "Services") pursuant to Request for Proposals for No. F 10B6400005R issued on March 1, 2016, and all the amendments thereto issued in writing by the State (the "RFP"), and

WHEREAS, the Department and Contractor modified the Contract on February 13, 2018 ("Modification I"); and

WHEREAS, the Department and Contractor desire to make certain additional changes to the Contract,

NOW, THEREFORE, IN CONSIDERATION of the above recitals and the promises and the covenants contained herein, the adequacy and sufficiency of which is duly acknowledged by the parties, and whereas capitalized terms below have the meaning provided in the Contract, the parties agree to modify the Contract as follows:

1. **RFP FA1 Technical Proposal Attachment P-6: Compliance Checklist** is modified to change the Contractor's time to provide response files to the Department's Audit Unit from within 14 days to within 25 Business Days as follows:

CC-85	The Contractor agrees to provide claims eligibility audit response files to the Department's Audit Unit within 25 Business Days of receipt of error report from the Department.
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2. **MBE Plan.** In a good faith effort to meet the Contract Minority Business Enterprise goal of 5% of Contract administrative fees, the Minority Business Enterprise participation plan is modified to add Alexander M. Thompson, Jr., MBE Certification Number: 08-674, to perform 2% of the value of contract administration fees under the Contract conducting marketing strategies related to health care.
3. **Scope of Modification.** This Second Modification amends the Contract specifically as described herein. Except as specifically revised by the terms of this Modification, all of the terms of the Contract shall remain in full force and effect and are hereby ratified and confirmed.

4. IN WITNESS WHEREOF, the parties have executed this Second Modification.

CONTRACTOR

STATE OF MARYLAND
DEPARTMENT OF BUDGET AND
MANAGEMENT

[Redacted]
By: [Redacted]

[Redacted]
By: Marc L. Nicole, Deputy Secretary

LEGAL
REVIEW

Date: June 6, 2018

Date: 6/25/18

Witness: [Redacted]

Witness: [Redacted]

Approved for form and legal sufficiency this 17 day of June 2018.

[Redacted]
Assistant Attorney General